



1995 ASSEMBLY BILL 568

September 25, 1995 - Introduced by Representatives BELL, BOCK, BOYLE, KAUFERT, MUSSER, NOTESTEIN, OLSEN, PLACHE, R. POTTER, RILEY, ROBSON, RYBA and WASSERMAN, cosponsored by Senators CLAUSING, DARLING, A. LASEE, MOEN and BURKE. Referred to Committee on Criminal Justice and Corrections.

1 **AN ACT to amend** 940.22 (2) of the statutes; **relating to:** sexual exploitation by
2 a therapist and providing a penalty.

Analysis by the Legislative Reference Bureau

Current law prohibits a therapist, or a person who purports to be a therapist, from having sexual contact with any of his or her patients or clients. Upon conviction, a violator may be fined not more than \$10,000 or imprisoned for not more than 5 years or both. This bill increases the maximum period of imprisonment for the violation from 5 years to 10 years.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 **SECTION 1.** 940.22 (2) of the statutes is amended to read:

4 **940.22 (2) SEXUAL CONTACT PROHIBITED.** Any person who is or who holds himself
5 or herself out to be a therapist and who intentionally has sexual contact with a
6 patient or client during any ongoing therapist-patient or therapist-client
7 relationship, regardless of whether it occurs during any treatment, consultation,
8 interview or examination, is guilty of a Class **D C** felony. Consent is not an issue in
9 an action under this subsection.

10 **SECTION 2. Initial applicability.**

