

2005 ASSEMBLY BILL 444

1 AN ACT *to renumber and amend* 939.22 (34); *to amend* 940.225 (3); and *to*
2 *create* 939.22 (34) (d), 940.225 (5) (b) 3. and 948.01 (5) (c) of the statutes;
3 **relating to:** the definition of sexual contact and providing penalties.

Analysis by the Legislative Reference Bureau

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

4 **SECTION 1.** 939.22 (34) of the statutes is renumbered 939.22 (34) (intro.) and
5 amended to read:

6 939.22 **(34)** (intro.) “Sexual contact” means the any of the following if done for
7 the purpose of sexual humiliation, degradation, arousal, or gratification:

8 (a) The intentional touching of the clothed or unclothed intimate parts of
9 another person with any part of the body, clothed or unclothed, or with any object or
10 device, ~~the~~

ASSEMBLY BILL 444**SECTION 1**

1 **(b)** ~~The intentional touching of any part of the body, clothed or unclothed, of~~
2 another person with the intimate parts of the body, clothed or unclothed, ~~or the~~

3 **(c)** ~~The intentional penile ejaculation of ejaculate or the intentional emission~~
4 of urine or feces upon any part of the body, clothed or unclothed, of another person,
5 if that intentional touching, ejaculation or emission is for the purpose of sexual
6 humiliation, sexual degradation, sexual arousal or gratification.

7 **SECTION 2.** 939.22 (34) (d) of the statutes is created to read:

8 939.22 **(34)** (d) Intentionally causing another person to ejaculate or emit urine
9 or feces on any part of the actor's body, whether clothed or unclothed.

10 **SECTION 3.** 940.225 (3) of the statutes is amended to read:

11 940.225 **(3)** THIRD DEGREE SEXUAL ASSAULT. Whoever has sexual intercourse
12 with a person without the consent of that person is guilty of a Class G felony.
13 Whoever has sexual contact in the manner described in sub. (5) (b) 2. or 3. with a
14 person without the consent of that person is guilty of a Class G felony.

15 **SECTION 4.** 940.225 (5) (b) 3. of the statutes is created to read:

16 940.225 **(5)** (b) 3. For the purpose of sexually degrading or humiliating the
17 complainant or sexually arousing or gratifying the defendant, intentionally causing
18 the complainant to ejaculate or emit urine or feces on any part of the defendant's
19 body, whether clothed or unclothed.

20 **SECTION 5.** 948.01 (5) (c) of the statutes is created to read:

21 948.01 **(5)** (c) For the purpose of sexually degrading or humiliating the
22 complainant or sexually arousing or gratifying the defendant, intentionally causing
23 the complainant to ejaculate or emit urine or feces on any part of the defendant's
24 body, whether clothed or unclothed.

25

(END)