

2005 Assembly Bill 444

Date of enactment: **April 6, 2006**  
Date of publication\*: **April 19, 2006**

## 2005 WISCONSIN ACT 273

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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\* Section 991.11, WISCONSIN STATUTES 2003–04 : Effective date of acts. “Every act and every portion of an act enacted by the legislature over the governor’s partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated” by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].