



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2005 Wisconsin Act 277
[2005 Assembly Bill 511]

**Sexual Assault of a Child in
Substitute Care or by a Stepparent**

2005 Wisconsin Act 277 creates the crime of sexual assault of a child placed in substitute care. Under the Act, it is a Class C felony to do either of the following:

- Have sexual contact or sexual intercourse with a child for whom the actor is a foster parent.
- Have sexual contact or sexual intercourse with a child who is placed in a shelter care facility, group home, or residential care center for children and youth if the actor works or volunteers at the facility or is directly or indirectly responsible for managing it.

A Class C felony is punishable by a fine not to exceed \$100,000 and imprisonment not to exceed 40 years, with a maximum term of confinement in prison of 25 years and a maximum term of extended supervision of 15 years.

The Act also provides that the crime of incest with a child includes a child's stepparent having sexual contact or sexual intercourse with the child. Incest with a child is also a Class C felony.

Effective Date: Act 277 takes effect on April 20, 2006.

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This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature's Web site at: <http://www.legis.state.wi.us/>.