## 2009 DRAFTING REQUEST

Bill

. .

Received: 09/09/2009					Received By: rnelson2			
Wanted: Soon					Identical to LRB:			
For: <b>Joe</b> l	Parisi (608) 2	66-5342	By/Representing: J3essica K					
This file may be shown to any legislator: <b>NO</b> May Contact:					Drafter: rnelson2  Addl. Drafters:			
Submit v	ia email: <b>YES</b>							
Requeste	r's email:	Rep.Parisi@	elegis.wisco	onsin.gov				
Carbon c	opy (CC:) to:							
Pre Top	ic:							
No specia	fic pre topic gi	ven						
Topic:			,, ,, ,, , , , , , , , , , , , , , , , ,					
Limits or	actions for ch	ild sexual conta	ct					
Instruct	ions:		,					
companio	on-09-2846							
Drafting	History:							
Vers.	<u>Drafted</u>	Reviewed	Typed	Proofed	Submitted	<u>Jacketed</u>	Required	
/?	rnelson2 09/09/2009	jdyer 09/09/2009						
/1			rschluet 09/09/200	9	cduerst 09/09/2009	cduerst 09/24/2009		

FE Sent For.

<END>

NONE

Received By: rnelson2

### 2009 DRAFTING REQUEST

### Bill

Received: 09/09/2009

Wanted: Soon				Identical to LRB:				
For: <b>Joe Parisi</b> (608) 266-5342  This file may be shown to any legislator: <b>NO</b>					By/Representing: <b>J3essica K</b> Drafter: <b>rnelson2</b>			
Subject: Courts - limitations					Extra Copies:			
Submit v	ia email: <b>YES</b>							
Requeste	r's email:	Rep.Parisi	@legis.wisc	consin.gov				
Carbon c	opy (CC:) to:							
Pre Top	ic:							
No speci	fic pre topic gi	ven						
Topic:								
Limits or	n actions for ch	ild sexual cont	act					
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companie	on-09-2846							
 Drafting	g History:							
Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required	
/?	rnelson2 09/09/2009	jdyer 09/09/2009						
/1			rschluet 09/09/20	09	cduerst 09/09/2009			
FE Sent	For:							

<END>

### 2009 DRAFTING REQUEST

Bill

Received:	09/09/2009
ixccci vcu.	<b>リフ/リン/至りリノ</b>

Wanted: Soon

For: Joe Parisi (608) 266-5342

This file may be shown to any legislator: NO

May Contact:

Subject:

**Courts - limitations** 

Received By: rnelson2

Identical to LRB:

By/Representing: Jessica K

Drafter: rnelson2

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email:

Rep.Parisi@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Limits on actions for child sexual contact

**Instructions:** 

companion-09-2846

**Drafting History:** 

Vers.

Drafted

Reviewed

Proofed Typed

Submitted

Jacketed

Required

rnelson2 /?

FE Sent For:

<END>

#### Nelson, Robert P.

From:

Kelly, Jessica

Sent:

Tuesday, September 08, 2009 5:05 PM

To:

Murray, Mike; Nelson, Robert P.

Subject:

RE: Child Victims Act LRB 2846

Yes, please. Bob, can you please draft up a companion and get us an LRB number as soon as possible, please?

From: Murray, Mike

Sent: Tuesday, September 08, 2009 5:03 PM

To: Kelly, Jessica

Subject: RE: Child Victims Act

No, want me to contact LRB first thing in the AM and ask for a companion? Do you guys need to authorize that first?

From: Kelly, Jessica

Sent: Tuesday, September 08, 2009 5:02 PM

To: Murray, Mike

Subject: RE: Child Victims Act

Do you have an LRB number yet?

From: Murray, Mike

Sent: Tuesday, September 08, 2009 5:00 PM

To: Kelly, Jessica

Subject: RE: Child Victims Act

Oops, didn't see you and Bill were copied on it! I say run w/it then!

From: Kelly, Jessica

Sent: Tuesday, September 08, 2009 4:59 PM

To: Murray, Mike

**Subject:** FW: Child Victims Act

Here you go. Wanted to make sure you didn't miss it! Thanks!

From: Hilgemann, Luke

Sent: Tuesday, September 08, 2009 1:16 PM

To: Murray, Mike

Cc: Kelly, Jessica; 'wberndt@sbcglobal.net'

**Subject:** Child Victims Act

Hey Mike,

I talked to Scott about being second on the Child Victims Act this session. He is definitely interested in being number two. Let me know if you need anything else from us.

We look forward to working with you.

Regards,

### **LUKE HILGEMANN**

Office of State Representative Scott Suder Wisconsin's 69th Assembly District 608.267.0280 ~ 888.534.0069 (toll-free)



# State of Misconsin 2009 - 2010 LEGISLATURE



### **2009 BILL**

νX

AN ACT to renumber and amend 893.587; and to create 893.587 (1) and

2

3

1

893.587 (3) of the statutes; **relating to:** the statute of limitations for sexual

contact with a child.

### Analysis by the Legislative Reference Bureau

Under current law, the time a person has to bring an action (the statute of limitations) for an injury resulting from being sexually assaulted or subject to incest as a child, or from being subject to sexual contact by a member of the clergy as a child, is any time before the injured party reaches the age of 35.

This bill removes the time limit for bringing those actions. In addition, the bill applies this unlimited time period to a broader range of actions. Under the bill, there is no limit on the time a person has to bring an action for injury resulting from being subject, as a child, to any sexual contact by an adult or by an adult member of the clergy. The bill also revives any cause of action that was barred by the present statute of limitations and allows an injured party to bring that action for his or her injury within three years after the effective date of the bill.

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

SECTION 1. 893.587 of the statutes is renumbered 893.587 (2) and amended to

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read:

### **BILL**

893.587 (2) An action to recover damages against any person for injury caused
by an act that would constitute a violation of s. 948.02, 948.025, 948.06, 948.085, or
948.095 an adult's sexual contact with anyone under the age of 18 or by an act
committed by an adult that would create a cause of action under s. 895.442 shall may
be commenced before the injured party reaches the age of 35 years or be barred at
any time.
SECTION 2. 893.587 (1) of the statutes is created to read:
893.587 (1) In this section:
(a) "Person" means an individual, corporation, business trust, estate, trust,
northogabin limited liability company association joint venture or government:

- (a) "Person" means an individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, or government; governmental subdivision, agency, or instrumentality; public corporation; or any other legal or commercial entity.
  - (b) "Sexual contact" has the meaning given in s. 940.225 (5) (b).
  - SECTION 3. 893.587 (3) of the statutes is created to read:
- 893.587 (3) A cause of action described under sub. (2) that was barred by a statute of limitations or a time limit in effect before the effective date of this subsection .... [LRB inserts date], is revived and that action may be commenced within 3 years after the effective date of this subsection .... [LRB inserts date].

(END)

### **Duerst, Christina**

From:

Murray, Mike

Sent:

Thursday, September 24, 2009 11:02 AM

To:

Subject:

LRB.Legal
Draft Review: LRB 09-3401/1 Topic: Limits on actions for child sexual contact

Please Jacket LRB 09-3401/1 for the ASSEMBLY.