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## State of Misconsin 2017 - 2018 LEGISLATURE

 $\begin{array}{c} LRB-2716/1 \\ MLJ:emw \end{array}$ 

## 2017 ASSEMBLY BILL 407

June 26, 2017 - Introduced by Representatives Sargent, Kolste, Berceau, Anderson, Spreitzer, Fields, C. Taylor, Considine, Ohnstad, Vruwink and Subeck, cosponsored by Senators Carpenter, Johnson and L. Taylor. Referred to Committee on Judiciary.

1 AN ACT to amend 939.74 (2) (a) 1. and 939.74 (2) (ar) of the statutes; relating

**to:** the statute of limitations for second degree sexual assault.

#### Analysis by the Legislative Reference Bureau

This bill eliminates the statute of limitations for second degree sexual assault, which means that a prosecution for a second degree sexual assault may commence at any time after the crime is committed. This changes current law, under which the statute of limitations for second degree sexual assault is ten years.

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

- **SECTION 1.** 939.74 (2) (a) 1. of the statutes is amended to read:
- 4 939.74 (2) (a) 1. A prosecution under s. 940.01, 940.02, 940.03, 940.05, 940.225
- 5 (1) or (2), 948.02 (1), or 948.025 (1) (a), (b), (c), or (d) may be commenced at any time.
- **Section 2.** 939.74 (2) (ar) of the statutes is amended to read:
- 7 939.74 (2) (ar) A prosecution for a violation of s. 940.225 (2) or (3) may be
- 8 commenced within 10 years after the commission of the violation.

### **ASSEMBLY BILL 407**

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**SECTION 3** 

SECTION	3.	<b>Initial</b>	ap	plica	bi	lity.
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- 2 (1) Notwithstanding section 990.06 of the statutes, this act first applies to an act for which the time limit under section 939.74 (2) of the statutes for prosecution has not expired as of the effective date of this subsection.
- 5 (END)