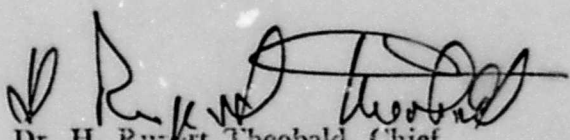


AGENCY LEGISLATIVE REFERENCE BUREAU	DATE 4-31-84
DIVISION	REEL NUMBER _____
RECORD SERIES Drafting Records	DISPOSAL AUTHORIZATION NUMBER 130/76-1
I certify that the film listed above complies with the minimum standards of quality for permanent photographic records, as established by the Public Records Board and that the film was processed and developed in accordance with minimum standards established by the Board.	I certify pursuant to Section 16.61 (7) Wisconsin Statutes, that this records series has been photographed on the reels of film listed above.  Dr. H. Rupert Theobald, Chief Legislative Reference Bureau Madison, Wis. 53702 Dr. H. Rupert Theobald, Chief
FILM DEVELOPER AND PROCESSOR	HEAD OF AGENCY OR DESIGNATED REPRESENTATIVE

Form CPR 10

State of Wisconsin
PUBLIC RECORDS BOARD

CAMERA OPERATOR'S CERTIFICATE

REEL NUMBER _____	REDUCTION RATIO 42:1	DISPOSAL AUTHORIZATION NUMBER 130/76-1
CAMERA (TYPE) DIETZGEN STEP & REPEAT	(MODEL)	(SERIAL NUMBER)
TITLE OF RECORD SERIES LEGISLATIVE REFERENCE BUREAU		
AGENCY LEGISLATIVE REFERENCE BUREAU		
I certify that I have on this day of 4-31- , 19 84 , photographed the above described documents in accordance with the standards and procedures established by Section 16.61 of the Wisconsin Statutes.		
ROLL BEGINS WITH 1973 Assembly Bill 423	ROLL ENDS WITH 439	CAMERA OPERATOR KD

1973 ASSEMBLY BILLS 440-448

A Cert 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25
 Ma AB440

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1973 ASSEMBLY BILL 442

199

ASSEMBLY BILL 442

2/14/73 Introduced by Representative BARBEE

Representatives _____

Co-sponsored by Senator _____

Committee on _____

By request of _____

Referred to Committee on Judiciary

442

1 AN ACT to repeal 944.10 (1), 944.15, 944.16, 944.20 (3), 944.30,
2 944.31, 944.34 and 944.35; to renumber 944.10 (2) and (3) and
3 944.17; to amend 165.60; 944.10 (1), as renumbered; 944.11 (1), (2)
4 and (3), 944.12; and 944.13 (intro.), as renumbered; and to create
5 944.005 of the statutes, relating to reducing the age of consent to
6 14 and abolishing criminal sanctions against certain consensual
7 sexual acts.

8

9

Analysis by the Legislative Reference Bureau

10 This bill eliminates all criminal sanctions against sexual
11 acts between consenting adults, and lowers the age of consent to 14
12 years of age. The age of consent in Wisconsin is presently 18.

13

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

16 SECTION 1. 165.60 of the statutes is amended to read:

17 165.60 LAW ENFORCEMENT. The division of criminal investigation
18 is authorized to enforce s. 66.054 and chs. 139 and 176, ss.
19 ~~944.30, 944.31,~~ 944.33, ~~944.34,~~ 945.02 (2), 945.03 and 945.04 and
20 shall be invested with the powers conferred by law upon sheriffs and
21 municipal police officers in the performance of such duties.

1 Nothing herein shall deprive or relieve sheriffs, constables and
2 other local police officers of the power and duty to enforce said
3 sections, and such officers shall likewise enforce said sections.

4 SECTION 2. 944.005 of the statutes is created to read:

5 944.005 PRIVACY OF SEXUAL ACTS. All sexual acts between
6 consenting parties are private and are not subject to the criminal
7 laws of this state. However, no person under the age of 14 years
8 shall be deemed to consent to any sexual act.

9 SECTION 3. 944.10 (1) of the statutes is repealed.

10 SECTION 4. 944.10 (2) and (3) of the statutes are renumbered
11 944.10 (1) and (2), respectively, and 944.10 (1), as renumbered, is
12 amended to read:

13 944.10 (1) If the female is under the age of ~~16~~ 14, and the
14 male is 18 years of age or over, imprisoned not more than 15 years;
15 or

16 SECTION 5. 944.11 (1), (2) and (3) and 944.12 of the statutes
17 are amended to read:

18 944.11 (1) Any male who takes indecent liberties with a female
19 under the age of ~~16~~ 14; or

20 (2) Whoever takes indecent liberties with the privates of any
21 person under the age of ~~16~~ 14; or

22 (3) Whoever consents to the indecent use of his own privates
23 by any person under the age of ~~16~~ 14.

24 944.12 Any person 18 years of age or over, who, with intent
25 to commit a crime against sexual morality, persuades or entices any
26 child under ~~16~~ 14 years of age into any vehicle, building, room or

1 secluded place may be imprisoned not more than 10 years.

2 SECTION 6. 944.15 and 944.16 of the statutes are repealed.

3 SECTION 7. 944.17 of the statutes is renumbered 944.13 and
4 944.13 (intro.), as renumbered, is amended to read:

5 944.13 SEXUAL PERVERSION. (intro.) Whoever does either of
6 the following with a person under the age of 14 may be fined not
7 more than \$500 or imprisoned not more than 5 years or both:

8 SECTION 8. 944.20 (3) of the statutes is repealed.

9 SECTION 9. 944.30 and 944.31 of the statutes are repealed.

10 SECTION 10. 944.34 and 944.35 of the statutes are repealed.

11 SECTION 11. CROSS REFERENCES. In the sections listed in
12 column A below, the cross references to the sections in column B are
13 changed to the cross references shown in column C:

14	A	B	C
15	Statute Sections	Old Cross References	New Cross References
16	343.06 (11)	944.10 (2) and (3)	944.10
17		944.17	944.13
18	343.30 (2d)	944.10 (2) and (3)	944.10
19		944.17	944.13

20 (End)

199

LRB _____

Date rec'd 8-10-72

Wanted 1973 Senate

DRAFTING REQUEST

(S) _____ (A) ✓ _____
(Bill) (Jt.Res.) (Res.) (Sub.Amdt.) (Amdt.)

Subject Abolishing criminal sanctions against certain

For ✓ _____ Instructions by Barble sex acts
(Member) (Committee)

Representing _____

In _____ form, by _____
(Draft) (Written) (Oral) (Telephone) (Personally) (Letter)

Index under: CRIMES Contact _____

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INSTRUCTIONS

1971 A B 1435

Received by PP _____

Signature OK _____
(Requestor)

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1971

STATE OF WISCONSIN

LFB-3428/1
WH:pp

1971 ASSEMBLY BILL 1435

1973

LRB 199/1
DC:

November 12, 1971 - Introduced by Representative BARBEE.
Referred to Committee on Judiciary.

1 AN ACT to repeal 944.10 (1), 944.15, 944.16, 944.20 (3), 944.30,
2 944.31, 944.34 and 944.35; to renumber 944.10 (2) and (3) and
3 944.17; to amend 165.60; 944.10 (1), as renumbered; 944.11 (1), (2)
4 and (3), 944.12; and 944.13 (intro.), as renumbered; and to create
5 944.005 of the statutes, relating to reducing the age of consent to
6 14 and abolishing criminal sanctions against certain consensual
7 sexual acts.

8
9 Analysis by the Legislative Reference Bureau

10 This bill eliminates all criminal sanctions against sexual
11 acts between consenting adults, and lowers the age of consent to 14
12 years of age. The age of consent in Wisconsin is presently 18.
13

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

16 SECTION 1. 165.60 of the statutes is amended to read:

17 165.60 LAW ENFORCEMENT. The division of criminal investigation
18 is authorized to enforce s. 66.054 and chs. 139 and 176, ss.
19 ~~944.30, 944.31, 944.33, 944.34,~~ 945.02 (2), 945.03 and 945.04 and
20 shall be invested with the powers conferred by law upon sheriffs and
21 municipal police officers in the performance of such duties. Noth-

LRB—FILE COPY
(Return to Room 215 North)

7688

ASSEMBLY SUB. AMDT. 1 TO A BILL 442
10-25-73 Offered by BARBEE

ASSEMBLY SUBSTITUTE AMENDMENT /,

TO 1973 ASSEMBLY BILL 442

1 AN ACT to repeal 269.565 (6), 450.11, 944.11 (1), 944.15 to 944.17,
2 944.20 (3), 944.21, 944.22, 944.25 and 944.31 to 944.35; to renumber
3 and amend 944.11 (2) and (3); to amend 165.60, 165.70 (1) (b),
4 245.01, 343.06 (11), 343.30 (2d) and 944.12; to repeal and recreate
5 944.10 and 944.30; and to create 944.005 of the statutes, relating
6 to reducing the age of consent to 14, abolishing criminal sanctions
7 against certain consensual sexual acts, permitting persons of the
8 same sex to marry and repealing prohibitions against advertising of
9 indecent articles.

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

12 SECTION 1. 165.60 of the statutes is amended to read:

13 165.60 LAW ENFORCEMENT. The division of criminal investigation
14 ~~is authorized to~~ may enforce s. 66.054 and chs. 139 and 176, ss.
15 944.30, ~~944.31, 944.33, 944.34,~~ 945.02 (2), 945.03 and 945.04 and
16 shall be invested with the powers conferred by law upon sheriffs and
17 municipal police officers in the performance of such duties. Noth-
18 ing ~~herein~~ in this section shall deprive or relieve sheriffs, con-

Lead THURS AM

7688

DRAFTING REQUEST

LRB-
Date Rec'd Oct 24
Wanted Oct 25 AM

(S) (A) (Bill) (Jt. Res.) (Res.) (Sub. Amdt.) (Amdt.)

Subject E A B 442

For Barbee Instructions by Fernbach
(Member) (Committee)

Representing _____

In _____ form, by _____
(Draft) (Written) (Oral) (Telephone) (Personally) (Letter)

Index under _____ Contact _____

no. extra copies: _____ FN Required _____ Send out _____

INSTRUCTIONS

Received by P.D.

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Copies to _____

Signature D. Fernbach
(Requestor)
for Rep. Barbee

A Sub Am

7688

10/28
A.M.

TO 1973 AB 442

LRB

PD: _____: 1

AN ACT

to repeal

269.565(6), 450.11, 944.11(1), 944.15 to 944.17,
944.20(3), 944.21, 944.22, 944.25 and 944.31

to renumber

to 944.35

to renumber and amend

944.11(2) and (3)

to amend

165.60, 165.70(1)(b), 245.01, 343.06(11), 343.30(2d),
944.12

to repeal and recreate

944.10 and 944.30

to create

944.005

of the statutes, relating to

reducing the age of consent to 14
abolishing criminal sanctions against certain consensual sexual
acts; permitting persons with same sex to marry and repealing
prohibitions against advertising of indecent articles.

Analysis by the Legislative Reference Bureau

(See reverse side of this form)

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

SECTION 1.

SECTION 1. 165.60 of the statutes is amended to read:

CAPS ↓

165.60 Law enforcement. The division of criminal investigation is authorized to enforce s. 66.054 and chs. 139 and 176, ss. 944.30, ~~944.31, 944.33, 944.34, 945.02 (3), 945.03 and 945.04~~ and shall be invested with the powers conferred by law upon sheriffs and municipal police officers in the performance of such duties. Nothing ~~herein~~ shall deprive or relieve sheriffs, constables and other local police officers of the power and duty to enforce said sections, and such officers shall likewise enforce said sections.

may

in this section

SECTION 2. ~~165.70~~ 165.70(1)(b)

Proposed

165.70(1)(b) Enforce chs. 161, 164 and 945 and ss. 940.206, 943.01(2)(c), 943.27, 943.28, 943.30, 944.30, ~~944.31, 944.32, 944.33, 944.34, 946.65~~ and 947.02 (3) and (4);

SECTION 3. 245.01 of the statutes is amended to read:

CAPS ↓

245.01 A civil contract. Marriage, so far as its validity at law is concerned, is a civil contract, to which the consent of the parties capable in law of contracting is essential, and which creates the legal status of ~~husband and wife~~

married persons.

Persons of the same sex may enter this contract with each other.

SECTION 4. 269.565(6) of the statutes is repealed.

~~SECTION 5. 450.11 of the statutes is repealed.~~

SECTION ~~8~~ 944.005 of the statutes is created to read:

944.005 PRIVACY OF SEXUAL ACTS. All sexual acts between consenting parties are private and are not subject to the criminal laws of this state, except that no person under the age of 14 years shall be deemed to consent to any sexual act with any person 14 years of age or over.

SECTION ~~9~~ 944.10 of the statutes is repealed and recreated to read:

944.10 SEXUAL INTERCOURSE WITH A CHILD. Any person 18 years of age or over who has sexual intercourse with a minor who he knows is not his spouse may be penalized as follows:

- (1) If the minor is under the age of 14, imprisonment not to exceed ~~1~~³ years; or
- (2) If the minor is under the age of 12, imprisonment not to exceed ~~1~~⁵ years.

SECTION ~~10~~ 944.11 (1) of the statutes is repealed.

SECTION ~~11~~ 944.11 (2) and (3) of the statutes are renumbered 944.11 (1) and (2), respectively, and as renumbered ~~are~~^{and} amended to read:

944.11 (1) Whoever takes indecent liberties with the privates of any person under the age of ~~+8~~ 14; or

(2) Whoever consents to the indecent use of his own privates by any person under the age of ~~+8~~ 14.