

1971 ASSEMBLY BILL 1435

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.

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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-

1 ing herein shall deprive or relieve sheriffs, constables and other
2 local police officers of the power and duty to enforce said sec-
3 tions, 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 con-
6 senting parties are private and are not subject to the criminal laws
7 of this state. However, no person under the age of 14 years shall
8 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9 SECTION 3. 944.10 (1) of the statutes is repealed.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 ~~18~~ 14; or

22 (3) Whoever consents to the indecent use of his own privates
23 by any person under the age of ~~18~~ 14.

24 944.12 ENTICING A CHILD FOR IMMORAL PURPOSES. Any person 18
25 years of age or over, who, with intent to commit a crime against
26 sexual morality, persuades or entices any child under ~~18~~ 14 years of

1 age into any vehicle, building, room or secluded place may be
2 imprisoned not more than 10 years.

3 SECTION 6. 944.15 and 944.16 of the statutes are repealed.

4 SECTION 7. 944.17 of the statutes is renumbered 944.13 and
5 944.13 (intro), as renumbered, is amended to read:

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

9 SECTION 8. 944.20 (3) of the statutes is repealed.

10 SECTION 9. 944.30 and 944.31 of the statutes are repealed.

11 SECTION 10. 944.34 and 944.35 of the statutes are repealed.

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

15	A	B	C
16	Statute Sections	Old Cross References	New Cross References
17	343.06 (11)	944.10 (2) and (3)	944.10
18		944.17	944.13
19	343.30 (2d)	944.10 (2) and (3)	944.10
20		944.17	944.13

21 (End)