

## 1973 ASSEMBLY BILL 184

January 23 - Introduced by Representative BARBEE. Referred to Committee on Labor.

1 AN ACT to amend 111.32 (5) (g) 1 of the statutes, relating to  
2 employment discrimination based on sexual practices.

3

4

---

Analysis by the Legislative Reference Bureau

5

6

7

8

This bill amends the fair employment statutes by prohibiting discrimination based on an individual's sexual conduct, practices or preferences.

9

10

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

11

111.32 (5) (g) 1 of the statutes is amended to read:

12

13

14

15

16

17

18

19

111.32 (5) (g) 1. For an employer, labor organization, licensing agency or person to refuse to hire, employ, admit or license, or to bar or to terminate from employment or licensing ~~such~~ an individual, or to discriminate against ~~such~~ an individual in promotion, compensation or in terms, conditions or privileges of employment or licensing because of the individual's sex or sexual conduct, practices or preferences;

(End)

## 1973 ASSEMBLY BILL 185

January 23 - Introduced by Representative BARBEE. Referred to Committee on Judiciary.

1 AN ACT to amend 245.01; and to create 245.002 (4) of the statutes,  
2 relating to authorizing persons of the same sex to marry.

3

---

4 Analysis by the Legislative Reference Bureau

5 This bill authorizes persons of the same sex to marry.  
6

---

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

9 SECTION 1. 245.002 (4) of the statutes is created to read:

10 245.002 (4) In this title "husband" means a male married  
11 person and "wife" means a female married person, whether or not  
12 either is married to a person of the opposite sex.

13 SECTION 2. 245.01 of the statutes is amended to read:

14 245.01 A CIVIL CONTRACT. Marriage, so far as its validity at  
15 law is concerned, is a civil contract, to which the consent of the  
16 parties capable in law of contracting is essential, and which  
17 creates the legal status of ~~husband and wife~~ married persons. Per-  
18 sons of the same sex may enter this contract with each other.

19

(End)

## 1973 ASSEMBLY BILL 208

January 23 - Introduced by Representative BARBEE. Referred to Committee on Judiciary.

1 AN ACT to repeal 944.15 to 944.17 and 944.30 to 944.35; and to amend  
2 165.60, 343.06 (11) and 343.30 (2d) of the statutes, relating to  
3 repealing of criminal penalties for prostitution and other  
4 consensual sex acts.

5

6

---

Analysis by the Legislative Reference Bureau

7

8

9

This bill repeals the criminal penalties for prostitution,  
keeping a house of prostitution, and for other consensual sex acts.

---

10

11

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

12

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

13

14

15

16

17

18

19

20

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 (2), 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. Noth-  
ing herein shall deprive or relieve sheriffs, constables and other  
local police officers of the power and duty to enforce said sec-  
tions, and such officers shall likewise enforce said sections.

1 SECTION 2. 343.06 (11) of the statutes is amended to read:

2 343.06 (11) To any person who has been convicted of any  
3 offense specified under ss. 944.01, 944.02, 944.10 (2) and (3),  
4 944.11, and 944.12 ~~and 944.17~~ or adjudged delinquent under ch. 48  
5 for a like or similar offense, when the sentencing court makes a  
6 finding that issuance of a license will be inimical to the public  
7 safety and welfare. Such prohibition against issuance of a license  
8 to said offenders shall apply forthwith upon receipt of a record of  
9 such conviction and such court finding by the administrator, for a  
10 period of one year or until discharge from any jail or prison sen-  
11 tence or any period of probation or parole with respect to the  
12 offenses specified, whichever date is the later. Receipt by such  
13 offender of a certificate of discharge from the department of health  
14 and social services or other responsible supervising agency shall,  
15 after one year has elapsed since said prohibition began, entitle the  
16 holder thereof to apply for an operator's license. Such applicant  
17 may be required to present his certificate of discharge to the  
18 administrator if the latter deems it necessary.

19 SECTION 3. 343.30 (2d) of the statutes is amended to read:

20 343.30 (2d) A court may suspend or revoke a person's operating  
21 privilege upon conviction of any offense specified under ss.  
22 944.01, 944.02, 944.10 (2) and (3), 944.11, and 944.12 ~~and 944.17~~,  
23 when the court finds that it is inimical to the public safety and  
24 welfare for the offender to have operating privileges. The suspen-  
25 sion or revocation shall be for one year or until discharge from  
26 prison or jail sentence or probation or parole with respect to the

1 offenses specified, whichever date is later. Receipt of a certif-  
2 icate of discharge from the department of health and social services  
3 or other responsible supervising agency shall, after one year has  
4 elapsed since such suspension or revocation, entitle the holder  
5 thereof to reinstatement of his operating privileges. He may be  
6 required to present such certificate to the administrator if the  
7 latter deems necessary.

8 SECTION 4. 944.15 to 944.17 of the statutes are repealed.

9 SECTION 5. 944.30 to 944.35 of the statutes are repealed.

10

(End)

## 1973 ASSEMBLY BILL 303

February 1, 1973 - Introduced by Representatives BARBEE and DUREN.  
Referred to Committee on Judiciary.

1 AN ACT to amend 942.04 (1) (a) to (c) of the statutes, relating to  
2 sex discrimination in public places of accommodation and amusement  
3 and in automobile insurance rates.

4

5

---

Analysis by the Legislative Reference Bureau

6 This bill prohibits sex discrimination in the use of public  
7 places of accommodation and amusement and in automobile insurance  
8 rates. Violators are subject to criminal penalties and civil dam-  
9 ages.

10

---

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

13 942.04 (1) (a) to (c) of the statutes are amended to read:

14 942.04 (1) (a) Denies to another or charges another a higher  
15 price than the regular rate for the full and equal enjoyment of any  
16 public place of accommodation or amusement because of his race,  
17 color, creed, sex, national origin or ancestry; ~~or~~

18 (b) Directly or indirectly publishes, circulates, displays or  
19 mails any written communication which he knows is to the effect that  
20 any of the facilities of any public place of accommodation or amuse-  
21 ment will be denied to any person by reason of his race, color,



## 1973 ASSEMBLY BILL 442

February 14, 1973 - 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.

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 ~~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 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 ~~18~~ 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)	