

RESOLUTION NO.: 4—2023-24

TO THE HONORABLE, THE OUTAGAMIE COUNTY BOARD OF SUPERVISORS

LADIES AND GENTLEMEN:

MAJORITY

1 Current law defines “sexual contact” for the purposes of crimes against children and the
2 crime of sexual assault. In the definitions in current law, if the perpetrator intentionally
3 touches the victim’s intimate parts, or if the perpetrator instructs the victim to intentionally
4 touch the intimate parts of the perpetrator or another person, for the purpose of sexually
5 degrading or sexually humiliating the victim or sexually arousing or sexually gratifying
6 the perpetrator, then it is “sexual contact.”
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8 There is pending legislation that “sexual contact” also addresses any person that forces a
9 complainant to touch bodily fluids or waste upon the intentional instruction of the
10 perpetrator, upon the use of threat of force or violence by the perpetrator, or upon
11 intentional act of the perpetrator. The pending legislation broadens the definition of sexual
12 contact to better enable prosecutors to obtain justice for the victims of these crimes.
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14 The proposed legislation creates a new crime or revises a penalty for an existing crime,
15 therefore, the Joint Review Committee on Criminal Penalties may be requested to prepare
16 a report.
17

18 NOW THEREFORE, the undersigned members of the Legislative/Audit and Human Resources
19 Committee recommends adoption of the following resolution.

20 BE IT RESOLVED, that the Outagamie County Board of Supervisors does support pending
21 legislation that broadens the definition of “sexual contact” for the purposes of crimes against children and
22 the crime of sexual assault, and

23 BE IT FINALLY RESOLVED, that the Outagamie County Clerk be directed to forward a copy of
24 this resolution to the Wisconsin Counties Association and the Outagamie County Lobbyist for distribution
25 to the State Senators and State Representatives representing Outagamie County and the Governor of the
26 State of Wisconsin.
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Dated this ____ day of April, 2023

Respectfully submitted,

LEGISLATIVE/AUDIT & HUMAN RESOURCES
COMMITTEE

Cathy Spears

Curt Konetzke

Sara MacDonald

Ryan Ferguson

Joe Santonato

Duly and officially adopted by the County Board on: _____

Signed: _____
Board Chairperson

County Clerk

Approved: _____

Vetoed: _____

Signed: _____
County Executive



State of Wisconsin
2023 - 2024 LEGISLATURE

LRB-0446/1
CMH:amn&cdc

2023 SENATE BILL 149

April 3, 2023 - Introduced by Senators TESTIN, WANGGAARD, MARKLEIN and TOMCZYK, cosponsored by Representatives RETTINGER, NEDWESKI, C. ANDERSON, BEHNKE, BODDEN, BRANDTJEN, DITTRICH, DONOVAN, GUNDRUM, MOSES, MURPHY, MURSAU, ORTIZ-VELEZ, ROZAR, SAPIK, SUBECK and WICHGERS. Referred to Committee on Judiciary and Public Safety.

1 **AN ACT to create** 940.225 (5) (b) 1. c. and 948.01 (5) (a) 3. of the statutes; **relating**
2 **to:** definition of “sexual contact” for purposes of crimes against children and
3 sexual assault and providing a penalty.

Analysis by the Legislative Reference Bureau

Current law defines “sexual contact” for the purposes of crimes against children and the crime of sexual assault. In the definitions in current law, if the perpetrator intentionally touches the victim’s intimate parts, or if the perpetrator instructs the victim to intentionally touch the intimate parts of the perpetrator or another person, for the purpose of sexually degrading or sexually humiliating the victim or sexually arousing or sexually gratifying the perpetrator, then it is “sexual contact.” Under this bill, “sexual contact” also includes when the victim is made to touch the ejaculate, urine, or feces of any person upon instruction from the perpetrator, upon the use or threat of force or violence by the perpetrator, or upon an intentional act of the perpetrator, if the purpose is to sexually degrade or sexually humiliate the victim or sexually arouse or sexually gratify the perpetrator.

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report.

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

