

HB 535 -- Sexual Offenses Against a Child

Sponsor: Barnes

This bill changes the laws regarding certain sexual offenses. In its main provisions, the bill:

- (1) Repeals the requirement that the victim must be a child less than 12 years of age at the time of the commission of statutory rape in the first degree or statutory sodomy in the first degree in order for those crimes to be classified as dangerous felonies;
- (2) Requires sentences for statutory rape in the first degree or an attempt to commit statutory rape in the first degree to run consecutively to other specified offenses;
- (3) Specifies the authorized penalty for forcible rape or an attempt to commit forcible rape is life imprisonment or a term of at least 15 years imprisonment if the victim is a child and the defendant has pled guilty to or has been convicted of the crime of incest against the victim;
- (4) Specifies the authorized penalty for statutory rape in the first degree or an attempt to commit statutory rape in the first degree is life imprisonment or a term of at least 10 years imprisonment if the defendant has pled guilty to or been convicted of the crime of incest against the victim;
- (5) Specifies that statutory rape in the second degree is a class B felony if the defendant has pled guilty to or been convicted of the crime of incest against the victim;
- (6) Specifies the authorized penalty for forcible sodomy or an attempt to commit forcible sodomy is life imprisonment or a term of at least 10 years imprisonment if the victim is a child and the defendant has pled guilty to or been convicted of the crime of incest against the victim;
- (7) Specifies the authorized penalty for statutory sodomy in the first degree or an attempt to commit statutory sodomy in the first degree is life imprisonment or a term of at least 10 years imprisonment if the defendant has pled guilty to or been convicted of incest against the victim;
- (8) Specifies that statutory sodomy in the second degree is a class B felony if the defendant has pled guilty to or been convicted of the crime of incest against the victim;
- (9) Specifies that child molestation in the first degree is a

class A felony if the defendant has pled guilty to or been convicted of the crime of incest against the victim;

(10) Specifies that child molestation in the second degree is a class D felony if the defendant has pled guilty to or been convicted of the crime of incest against the victim;

(11) Specifies that sexual misconduct involving a child or attempted sexual misconduct involving a child is a class C felony if the defendant has pled guilty to or been convicted of the crime of incest against the victim; and

(12) Specifies the authorized penalty for sexual trafficking of a child is life imprisonment without eligibility for probation or parole until the defendant has served at least 25 years of the sentence if the defendant has pled guilty to or been convicted of the crime of incest against the victim.