

By: Representative Compretta

To: Judiciary B

HOUSE BILL NO. 1583

1 AN ACT TO DEFINE AND CREATE THE OFFENSE OF SEXUAL MISCONDUCT;  
2 TO PROVIDE PENALTIES FOR VIOLATIONS; AND FOR RELATED PURPOSES.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

4 **SECTION 1.** (1) No person shall commit sexual misconduct  
5 upon any other person. "Sexual misconduct" means the intentional  
6 touching or feeling of the body or private parts of any person in  
7 a lewd and lascivious manner and without the consent of that  
8 person.

9 (2) No person shall commit sexual misconduct upon a mentally  
10 defective, mentally incapacitated or physically helpless person,  
11 with or without their consent.

12 (3) Intentional touching or feeling of the body or private  
13 parts shall include the direct, or indirect touching, fondling or  
14 manipulating of any part of the genital area, anus, groin, inner  
15 thighs, buttocks of a male or female and the female breast by any  
16 part of the body or by an object.

17 (4) Upon conviction for sexual misconduct, the defendant  
18 shall be sentenced to imprisonment for not more than five (5)  
19 years in the State Penitentiary or a fine of not more than Five  
20 Thousand Dollars (\$5,000.00), or both.

21 (5) Second and subsequent convictions will result in the  
22 offender registering as a sexual offender in the State of  
23 Mississippi.

24 **SECTION 2.** This act shall take effect and be in force from  
25 and after July 1, 2002.

