

By: Representative Fillingane

To: Judiciary A

HOUSE BILL NO. 412

1 AN ACT TO CREATE THE FELONY OFFENSE OF TOUCHING FOR LUSTFUL  
2 PURPOSES; TO PROVIDE PENALTIES FOR VIOLATIONS; AND FOR RELATED  
3 PURPOSES.

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

5 **SECTION 1.** (1) Any person, who, for the purpose of  
6 gratification of lust shall handle, touch or rub with hands or any  
7 part of his or her body or any member thereof, another person  
8 without such person's consent shall be guilty of a misdemeanor  
9 and, upon conviction thereof, shall be fined in a sum not to  
10 exceed One Thousand Dollars (\$1,000.00) or be imprisoned in the  
11 county jail not more than one (1) year or be punished by both such  
12 fine and imprisonment, at the discretion of the court.

13 (2) Upon a second conviction for an offense under this  
14 section, the person so convicted shall be guilty of a felony and,  
15 upon conviction, shall be punished by commitment to the Department  
16 of Corrections for a term not to exceed five (5) years.

17 **SECTION 2.** This act shall take effect and be in force from  
18 and after July 1, 2006.