

STATEMENT OF PURPOSE

RS29864 / S1414

This bill updates Chapter 66, Title 18, Idaho Code. It amends the crime of Incest to modernize terminology and make consistent with other statutes what sexual conduct is prohibited. It removes unenforceable offenses of Adultery and Fornication. It repeals the Infamous Crime Against Nature, which is an antiquated and unclear statute that relies on judge-made law to determine what is a violation of the statute rather than stating expressly in code what is and is not a violation. This bill adds two offenses which criminalize behavior which was clearly prohibited by the Infamous Crime Against Nature: (1) Sexual Abuse of an Animal and (2) Sexual Abuse of Human Remains. It also amends the Forcible Penetration to apply to a scenario where a perpetrator forces another to penetrate a third party. The rest of the bill corrects references throughout the code stemming from the changes within Chapter 66.

FISCAL NOTE

This change will have no fiscal impact to state or local government because it does not legalize or criminalize behavior that is legally enforceable by other offenses in code.

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DISCLAIMER: This statement of purpose and fiscal note are a mere attachment to this bill and prepared by a proponent of the bill. It is neither intended as an expression of legislative intent nor intended for any use outside of the legislative process, including judicial review (Joint Rule 18).