

**SENATE**  
**STATE OF MINNESOTA**  
**EIGHTY-NINTH SESSION**

**S.F. No. 1293**

(SENATE AUTHORS: HOFFMAN)

DATE	D-PG	OFFICIAL STATUS
03/02/2015	504	Introduction and first reading Referred to Judiciary
04/07/2015	1482a 1490	Comm report: To pass as amended Second reading
05/06/2015	3302 3302	Special Order Third reading Passed See SF878, Art. 6, Sec. 14-21

1.1 A bill for an act  
1.2 relating to public safety; expanding the offense of fifth degree criminal sexual  
1.3 conduct; creating the crime of adulteration by bodily fluid; amending Minnesota  
1.4 Statutes 2014, section 609.3451, subdivision 1; proposing coding for new law in  
1.5 Minnesota Statutes, chapter 609.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. Minnesota Statutes 2014, section 609.3451, subdivision 1, is amended to read:

1.8 Subdivision 1. **Crime defined.** A person is guilty of criminal sexual conduct  
1.9 in the fifth degree:

1.10 (1) if the person engages in nonconsensual sexual contact; or

1.11 (2) the person engages in masturbation or lewd exhibition of the genitals in the  
1.12 presence of a minor under the age of 16, knowing or having reason to know the minor  
1.13 is present.

1.14 For purposes of this section, "sexual contact" has the meaning given in section  
1.15 609.341, subdivision 11, paragraph (a), clauses (i) ~~and~~<sub>2</sub> (iv), and (v), but does not include  
1.16 the intentional touching of the clothing covering the immediate area of the buttocks.  
1.17 Sexual contact also includes the intentional removal or attempted removal of clothing  
1.18 covering the complainant's intimate parts or undergarments, and the nonconsensual  
1.19 touching by the complainant of the actor's intimate parts, effected by the actor, if the action  
1.20 is performed with sexual or aggressive intent.

1.21 Sec. 2. **[609.688] ADULTERATION BY BODILY FLUID.**

1.22 Subdivision 1. **Definition.** (a) As used in this section, the following terms have  
1.23 the meanings given.

1.24 (b) "Adulterates" is the intentional adding of a bodily fluid to a substance.

2.1 (c) "Bodily fluid" means the blood, seminal fluid, vaginal fluid, urine, or feces of  
2.2 a human.

2.3 Subd. 2. **Crime.** (a) Whoever adulterates any substance that the person knows or  
2.4 should know is intended for human consumption is guilty of a misdemeanor.

2.5 (b) Whoever violates paragraph (a) and another person ingests the adulterated  
2.6 substance without knowledge of the adulteration is guilty of a gross misdemeanor.