

## LEGALLY DEFINING RAPE

**Working of Rape: forced, unwanted intercourse; a violation of a person's body; an act of violence In the State of Indiana, rape is defined as:**

"A person who knowingly or intentionally has sexual intercourse with a member of the opposite sex when:

1. the other person is compelled by force or imminent threat of force: or
2. the other person is unaware that the sexual intercourse is occurring; or
3. the other person is so mentally disabled or deficient that consent cannot be given."

#Rape is a Class B felony. It is a Class A felony with the use of deadly force or weapon.

# Forced, unwanted oral or anal sex is also considered a criminal offense and is covered by other state laws.

### **Statue of Limitations in the state of Indiana:**

A victim has the following time limitations in Indiana to file with the court an intention to pursue prosecution or litigation. The time frame begins at the time of the incident.

- Felony criminal case (rape): 5 years
- Misdemeanor or criminal case (sexual assault): 2 years
- Criminal deviate conduct (oral or anal rape): 5 years
- Civil litigation (rape or sexual assault): 2 years

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