



Concerned Women for America of Kansas

KINSEY LEGACY CLOSE TO HOME Thirteen-year-old girls at risk ... What is next?

My granddaughter Annie is 11 years old. She collects American Girl dolls, has a Beanie-baby collection, adores her Daddy and routinely sticks her tongue out at her older brother, Matthew. She experiments with make-up one minute and squeals and giggles with her girlfriends the next; jumps into Mom and Dad's bed with nightmares; and she constantly pushes the envelope with her parents on what she is allowed to do.

Annie is *two years* younger than the 13-year-old girl in Lawrence, Kansas who was raped by four men at an apartment in the midst of a drinking party. The victim was intoxicated during the rapes. How much alcohol does it take for a 13-year-old to lose her inhibitions? Supposedly, while in this intoxicated state, the girl gave *consent* to the rapes, causing her to make the transition from *victim* to active participant in the eyes of a Lawrence judge, Paula Martin. Judge Martin considered "intoxicated consent" in her granting *60 days probation* to two of the young men (each 19-years-old)—a radical departure from the Kansas sentencing guidelines in which the presumed penalty for rape is 13 years.

Another young man deemed mentally disabled was also charged with rape, but the victim's family allowed a plea bargain to indecent liberties with a child because the family did not want the victim to have to undergo testimony again. The rapist received 60 months probation, had to write a letter of apology, has to complete 15 hours of community service per week until he gets a job, and now resides in a group home for mentally disabled persons. Violation of these stipulations would mean the rapist would serve 30 months in jail. In every case, Judge Martin cited that her departure from sentencing guidelines were influenced by the fact that the "victim was active participant in the incident" and "the degree of harm involved is less than typical for other rape scenarios." The fourth participant in the rape was remanded to another judge who sentenced him to 30 months in a juvenile correctional facility.

This child, according to her mother, has attempted suicide several times, with one attempt requiring hospitalization. She continues to cut herself and exhibit anger over this incident. Her mother states that she was able to pull herself together for the testimony at the trials and recount the facts in a way that was not emotionally-charged. She feels that ability to give testimony in a mature way worked against her daughter and that the judge deemed her a willing participant because she did not break down emotionally in court in spite of her fears and shame.

This incident, repeated many times over in our society in the past 40 or 50 years, is the result of a “dumbing down” of laws concerning human sexuality, influenced by the fraudulent and criminal research of sexual behavior by [Dr. Alfred Kinsey](#). Kansas laws have changed drastically in the past 30 years, based on that research. Dr. Kinsey, as a result of his “child studies” conducted on hundreds of children molested by pedophiles, deduced that “children are sexual from birth” and can give consent to rape, incest, and other sexual advances by adults. He believed that rape was a bad thing only if it was forced; a woman had to prove that she resisted to the point of injury before it was not consensual. He also concluded that rape could be beneficial under certain circumstances. It appears that Judge Martin’s outlook on this case could be a direct legacy from Dr. Kinsey’s “science.” She has bought the lie that rape victims must present themselves to the courts bruised and battered and to the point of death before they are deserving of justice. The victim is deemed guilty of participation until she proves otherwise.

The victim in this case has a spunky and motivated single mother who is actively working to right a grievous wrong perpetrated against her little girl. She is not condoning her daughter’s rebellious behavior, but she refuses to accept this travesty of justice. The daughter is seeing her mother defend her rights in a cold-hearted world. The mother is ferociously defending her baby against the taunts at school, the vicious letters to the editor and the attacks against her parenting.

My granddaughter Annie and your children/grandchildren are counting on us to protect them. Do they hope in vain? Or will they too fall prey to a system that dispenses justice with a cold heart toward the victim? Perhaps someone you know will be the victim next time.

Meanwhile a now 14-year-old girl wonders why justice failed her.

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