



General Assembly

January Session, 2013

***Raised Bill No. 6500***

LCO No. 3597



Referred to Committee on CHILDREN

Introduced by:  
(KID)

***AN ACT PROHIBITING THE PUBLICATION OF ADVERTISEMENTS  
FOR COMMERCIAL SEXUAL ACTS THAT DEPICT A MINOR.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 53a-196i of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2013*):

3 (a) For the purposes of this section:

4 (1) "Advertisement for a commercial sex act" or "advertisement"  
5 means any advertisement or offer in electronic or print media which  
6 includes an explicit or implicit offer for a commercial sex act to occur  
7 in this state;

8 (2) "Commercial sex act" means any act of sexual contact, as defined  
9 in section 53a-65, or sexual intercourse, as defined in section 53a-65, for  
10 which something of value is given to or received by any person;

11 (3) "Depiction" means any photograph, film, videotape, visual  
12 material or printed material; and

13 (4) "Person" has the meaning provided in section 53a-3, but does not  
14 include a government or a governmental instrumentality.

15 (b) A person is guilty of commercial sexual exploitation of a minor  
16 when such person knowingly (1) purchases advertising space for an  
17 advertisement for a commercial sex act that includes a depiction of a  
18 minor, or (2) publishes, disseminates or displays, or directly or  
19 indirectly causes to be published, disseminated or displayed, any  
20 advertisement for a commercial sex act that includes a depiction of a  
21 minor.

22 (c) (1) In any prosecution for an offense under this section, it shall  
23 not be a defense that the defendant (A) did not know the age of the  
24 person depicted in the advertisement, (B) relied on an oral or written  
25 representation of the age of the person depicted in the advertisement,  
26 or (C) relied on the apparent age of the person depicted in the  
27 advertisement.

28 (2) In any prosecution for an offense under this section, it shall be an  
29 affirmative defense that the defendant, prior to purchasing advertising  
30 space for the advertisement or publishing, disseminating or  
31 displaying, or directly or indirectly causing to be published,  
32 disseminated or displayed, the advertisement, made a reasonable bona  
33 fide attempt to ascertain the true age of the person depicted in the  
34 advertisement by requiring the person depicted in the advertisement  
35 to produce a driver's license, marriage license, birth certificate or other  
36 government-issued or school-issued identity card that identifies the  
37 age of the person, provided the defendant retains and produces a copy  
38 or other record of the license, certificate or identity card used to  
39 ascertain the age of the person depicted in the advertisement.

40 (d) Commercial sexual exploitation of a minor is a class C felony.

<p>This act shall take effect as follows and shall amend the following sections:</p>
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Section 1	<i>October 1, 2013</i>	53a-196i
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***Statement of Purpose:***

To provide that any person who publishes, disseminates or displays any advertisement for a commercial sex act that includes a depiction of a minor shall be guilty of a class C felony.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*