



General Assembly

January Session, 2017

Committee Bill No. 6002

LCO No. 4709



Referred to Committee on JUDICIARY

Introduced by:
(JUD)

AN ACT CONCERNING "SEXTING" BY A CHILD.

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

1 Section 1. Section 53a-196h of the general statutes is repealed and
2 the following is substituted in lieu thereof (*Effective October 1, 2017*):

3 (a) (1) No person who is [thirteen years of age or older but] under
4 eighteen years of age may knowingly possess any visual depiction of
5 child pornography that the subject of such visual depiction knowingly
6 and voluntarily transmitted by means of an electronic communication
7 device to such person and in which the subject of such visual depiction
8 is a person [thirteen years of age or older but] under sixteen years of
9 age.

10 (2) No person who is [thirteen years of age or older but] under
11 sixteen years of age may knowingly and voluntarily transmit by means
12 of an electronic communication device a visual depiction of child
13 pornography in which such person is the subject of such visual
14 depiction to another person who is [thirteen years of age or older but]
15 under eighteen years of age.

16 (b) As used in this section, "child pornography" and "visual
17 depiction" have the same meanings as provided in section 53a-193, and
18 "electronic communication device" means any electronic device that is
19 capable of transmitting a visual depiction, including a computer,
20 computer network and computer system, as those terms are defined in
21 section 53a-250, and a cellular or wireless telephone.

22 (c) Any person who violates the provisions of this section shall be
23 guilty of a class A misdemeanor.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2017	53a-196h

Statement of Purpose:

To ensure that a child under a certain age, rather than just those thirteen years of age and older, may be charged with a misdemeanor for "sexting" behavior rather than a felony for child pornography.

[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.]

Co-Sponsors: REP. STAFSTROM, 129th Dist.; REP. ELLIOTT, 88th Dist.

H.B. 6002