

BY THE JUDICIARY COMMITTEE

1 IN THE SENATE

2

SENATE BILL NO. 513

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to unlawful exploitation of a minor
7 and distribution of child pornography."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 11.41.455(a) is amended to read:

10 (a) A person commits the crime of unlawful exploitation of a
11 minor if, in the state and with the intent of producing a live perfor-
12 mance, film, audio recording, photograph, negative, slide, book,
13 newspaper, magazine, or other printed material that visually depicts
14 the conduct listed in (1) - (6) of this subsection, the person know-
15 ingly induces or employs a child under 18 years of age to engage in,
16 or photographs, films, records, or televises a child under 18 years of
17 age engaged in, the following actual or simulated conduct:

18 (1) sexual penetration;

19 (2) the lewd touching of another person's genitals, anus,
20 or breast;

21 (3) the lewd touching by another person of the child's
22 genitals, anus, or breast;

23 (4) masturbation;

24 (5) bestiality; or

25 (6) the lewd exhibition of the child's genitals.

26 * Sec. 2. AS 11.41.455(b) is amended to read:

27 (b) A parent, legal guardian, or person having custody or con-
28 trol of a child under 18 years of age commits the crime of unlawful
29 exploitation of a minor if, in the state, the person permits the child

1 to engage in conduct described in (a) of this section knowing that the
2 conduct is intended to be used in producing a live performance, film,
3 audio recording, photograph, negative, slide, book, newspaper, maga-
4 zine, or other printed material that visually depicts the conduct.

5 * Sec. 3. AS 11.41.455 is amended by adding a new subsection to read:

6 (d) In this section, "audio recording" means a nonbook prere-
7 corded item without a visual component, and includes a record, tape,
8 cassette, and compact disc.

9 * Sec. 4. AS 11.61.125(a) is amended to read:

10 (a) A person commits the crime of distribution of child pornog-
11 raphy if the person brings or causes to be brought into the state for
12 distribution, or in the state distributes, or in the state possesses,
13 prepares, publishes, or prints with intent to distribute, any material
14 that visually or aurally depicts conduct described in AS 11.41.455(a),
15 knowing that the production of the material involved the use of a
16 child under 18 years of age who engaged in the conduct.