

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 89 Session of 2009

INTRODUCED BY MANN, MURT, BELFANTI, BEYER, BOYD, BRENNAN, CARROLL, CLYMER, CONKLIN, CREIGHTON, EACHUS, FRANKEL, GEIST, GOODMAN, KULA, PAYNE, PRESTON, RAPP, READSHAW, REICHLEY, SCAVELLO, SIPTROTH, STABACK, STERN, STURLA, SWANGER, TRUE AND VULAKOVICH, JANUARY 28, 2009

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 28, 2009

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, further providing for sexual abuse of
3 children.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 6312(d) heading and (1) and (f) of Title
7 18 of the Pennsylvania Consolidated Statutes are amended to
8 read:

9 § 6312. Sexual abuse of children.

10 * * *

11 (d) [Possession of child] Child pornography.--

12 (1) Any person who intentionally views or knowingly
13 possesses or controls any book, magazine, pamphlet, slide,
14 photograph, film, videotape, computer depiction or other
15 material depicting a child under the age of 18 years engaging
16 in a prohibited sexual act or in the simulation of such act
17 commits an offense.

1 * * *

2 (f) Exceptions.--This section does not apply to any material
3 that is viewed, possessed, controlled, brought or caused to be
4 brought into this Commonwealth, or presented for a bona fide
5 educational, scientific, governmental or judicial purpose.

6 Section 2. This act shall take effect in 60 days.