

SENATE FILE NO. SF0050

Soliciting minors.

Sponsored by: Joint Judiciary Interim Committee

A BILL

for

1 AN ACT relating to crimes and offenses; amending elements
2 of the crime of soliciting minors to engage in illicit
3 sexual relations; specifying that anyone who solicits,
4 causes or encourages a person under the age of sixteen
5 years or who is purported to be under the age of sixteen
6 years to engage in illicit sexual activities or who causes
7 or encourages such activities is guilty of a felony;
8 amending definitions; and providing for an effective date.

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10 *Be It Enacted by the Legislature of the State of Wyoming:*

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12 **Section 1.** W.S. 6-4-303(a)(ii)(B) and (C) and
13 14-3-104 are amended to read:

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15 **6-4-303. Sexual exploitation of children; penalties;**
16 **definitions.**

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1 (a) As used in this section:

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3 (ii) "Child pornography" means any visual
4 depiction, including any photograph, film, video, picture,
5 computer or computer-generated image or picture, whether or
6 not made or produced by electronic, mechanical or other
7 means, of explicit sexual conduct, where:

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9 (B) The visual depiction is, ~~or appears to~~
10 ~~be, of a child engaging in~~ of explicit sexual conduct
11 involving a child or an individual virtually
12 indistinguishable from a child; or

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14 (C) The visual depiction has been created,
15 adapted or modified to ~~appear that a child is engaging in~~
16 depict explicit sexual conduct, ~~or involving a child or an~~
17 individual virtually indistinguishable from a child.

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19 **14-3-104. Soliciting to engage in illicit sexual**
20 **relations; penalty.**

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22 Except under circumstance constituting sexual assault in
23 the first, second or third degree as defined by W.S.
24 6-2-302 through 6-2-304, anyone who solicits, procures or

1 knowingly encourages anyone under the age of sixteen (16)
2 years or a person purported to be under the age of sixteen
3 (16) years to engage in illicit sexual penetration or
4 sexual intrusion as defined in W.S. 6-2-301 or knowingly
5 causes or encourages any person to solicit, procure or
6 encourage a person under the age of sixteen (16) years or a
7 person purported to be under the age of sixteen (16) years
8 to commit any illicit sexual penetration or sexual
9 intrusion as defined in W.S. 6-2-301 is guilty of a felony,
10 and upon conviction shall be imprisoned for a term of not
11 more than five (5) years.

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13 **Section 2.** W.S. 6-4-303(a)(ii)(D) is repealed.

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15 **Section 3.** This act is effective July 1, 2005.

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17 (END)