

## **SENATE BILL SUMMARY**

Prepared by the Division of Legislative Information for the Senate Bill **AS ORIGINALLY FILED**. For more detail, see Senate Bill Analyses, if available, prepared by the Senate's professional committee staff.

SB 1128

### Distribution of Material Harmful to Minors by Senator Fasano

Provides that it is a third-degree felony for any person to sell, distribute, transmit, advertise, or possess with the intent to sell, distribute, transmit or advertise obscene materials or material for obscene use that depict a minor engaged in any act or conduct that is harmful to minors. Prohibits a person from knowingly using a minor in the production of certain materials for sale, rent, or loan for monetary consideration to a minor, regardless of whether the material is intended for distribution to minors or is actually distributed to minors. Provides that it is a first-degree misdemeanor to knowingly use a minor in the production of any motion picture, exhibition, show, representation, or other presentation that depicts nudity, sexual conduct, sexual excitement, sexual battery, bestiality, or sadomasochistic abuse and that is harmful to minors. Provides that ignorance of a minor's age or the minor's consent is not a defense in a prosecution for specified violations.

Provides that it is a third-degree felony to knowingly sell, rent, loan, give away, distribute, transmit or show any obscene material or material displaying erotic nudity or erotic fondling to a minor. (See bill for details)