

1.1 moves to amend S.F. No. 2945, the first engrossment, as follows:

1.2 Page 2, after line 20, insert:

1.3 "Sec. 2. **[617.248] CREATION AND DISSEMINATION OF INDECENT**
1.4 **MATERIAL INVOLVING JUVENILES.**

1.5 Subdivision 1. **Offense.** (a) A person 17 years of age or younger shall not knowingly
1.6 and voluntarily, without threat or coercion, use a computer or electronic device to transmit
1.7 a visual depiction of sexual conduct involving the minor to another person.

1.8 (b) A juvenile 13 years of age or older shall not knowingly and voluntarily, without
1.9 threat or coercion, allow a person to take a photo of the minor that depicts sexual conduct.

1.10 (c) A juvenile 13 years of age or older shall not knowingly take a photo of a juvenile
1.11 13 years of age or older that depicts sexual conduct.

1.12 (d) No person shall knowingly possess a visual depiction transmitted to the person
1.13 in violation of paragraph (a). It shall not be a violation of this section if the person took
1.14 reasonable steps, whether successful or not, to destroy or eliminate the visual depiction.

1.15 Subd. 2. **Penalties.** (a) A person who violates subdivision 1, paragraph (a), (b), or
1.16 (c), is guilty of a misdemeanor.

1.17 (b) A person who violates subdivision 1, paragraph (d), is guilty of a gross
1.18 misdemeanor.

1.19 Subd. 3. **Bar to prosecution and registration.** A person 17 years of age or younger
1.20 who violates this section and has not previously violated this section shall not be charged
1.21 under any other section of law and shall not be required to register as a predatory offender
1.22 based solely on a violation of this section.

1.23 Subd. 4. **Definition.** For purposes of this section, "sexual conduct" has the meaning
1.24 provided in section 617.245, subdivision 1, paragraph (e).

1.25 **EFFECTIVE DATE.** This section is effective August 1, 2010, and applies to crimes
1.26 committed on or after that date."

- 2.1 Renumber the sections in sequence and correct the internal references
- 2.2 Amend the title accordingly