

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

SB25-288 be amended as follows:

- 1 Amend reengrossed bill, page 12, line 12, strike "(2)(f.5)," and substitute
2 "(2)(e.3),".
- 3 Page 13, strike lines 21 through 27.
- 4 Page 14, strike lines 1 through 8 and substitute:
5 "(e.3) "IDENTIFIABLE CHILD" MEANS A PERSON WHO:
6 (I) WAS UNDER THE AGE OF EIGHTEEN AT THE TIME A REALISTIC
7 VISUAL DEPICTION OF THE PERSON WAS CREATED, PRODUCED, OR ALTERED
8 OR A PERSON WHOSE IMAGE IS USED TO CREATE OR PRODUCE A REALISTIC
9 VISUAL DEPICTION OR WHOSE IMAGE IS ALTERED TO BE A REALISTIC
10 VISUAL DEPICTION, AND WHO WAS UNDER THE AGE OF EIGHTEEN AT THE
11 TIME THE IMAGE WAS CAPTURED; AND
12 (II) IS IDENTIFIABLE BY VIRTUE OF THE INDIVIDUAL'S FACE,
13 LIKENESS, OR OTHER DISTINGUISHING CHARACTERISTIC, INCLUDING A
14 UNIQUE BIRTHMARK OR OTHER RECOGNIZABLE FEATURE."
- 15 Page 14, line 15, strike "WHETHER" and substitute "WHICH HAS BEEN".
- 16 Page 14, line 17, strike "THAT IS INDISTINGUISHABLE FROM THAT OF A
17 CHILD" and substitute "THAT DEPICTS AN IDENTIFIABLE CHILD, IN WHOLE
18 OR IN PART,".
- 19 Page 14, strike line 19 and substitute "CONDUCT."
- 20 Page 15, strike lines 1 through 3 and substitute:
21 "(9) A PROSECUTION BROUGHT PURSUANT TO THIS SECTION DOES
22 NOT REQUIRE PROOF OF THE ACTUAL IDENTITY OF AN IDENTIFIABLE
23 CHILD."

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