

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on Judiciary to which was referred House Bill No. 18
3 entitled “An act relating to sexual exploitation of children” respectfully reports
4 that it has considered the same and recommends that the bill be amended by
5 striking out all after the enacting clause and inserting in lieu thereof the
6 following:

7 Sec. 1. 13 V.S.A. § 2821 is amended to read:

8 § 2821. DEFINITIONS

9 As used in this chapter:

10 (1) “Child” means any person under 16 years of age.

11 (2) “Sexual conduct” means any of the following:

12 (A) any conduct involving contact between the penis and the vulva,
13 the penis and the penis, the penis and the anus, the mouth and the penis, the
14 mouth and the anus, the vulva and the vulva, or the mouth and the vulva;

15 (B) any intrusion, however slight, by any part of a person’s body or
16 any object into the genital or anal opening of another with the intent of
17 arousing, appealing to, or gratifying the lust, passions, or sexual desire of any
18 person;

19 (C) any intentional touching, not through the clothing, of the genitals,
20 anus, or breasts of another with the intent of arousing, appealing to, or
21 gratifying the lust, passions, or sexual desire of any person;

- 1 (D) masturbation;
- 2 (E) bestiality; ~~or~~
- 3 (F) sadomasochistic abuse for sexual purposes; or
- 4 (G) any simulation of the conduct described in subdivisions (2)(A)–
- 5 (F) of this section.

6 * * *

- 7 (7)(A) “Simulation” means the explicit depiction of any conduct
- 8 described in subdivisions (2)(A)–(F) of this section that:
- 9 (i) involves a child as defined in subdivision (1) of this section;
- 10 (ii) creates the appearance of such conduct; and
- 11 (iii) exhibits naked genitals, buttocks, or breasts below the top of
- 12 the areola.
- 13 (B) “Simulation” does not include paintings, drawings, or nonvisual
- 14 or written descriptions of sexual conduct.
- 15 (C) “Simulation” applies to conduct, not to a simulated child.

16 Sec. 2. EFFECTIVE DATE

17 This act shall take effect on July 1, 2021.

18

19 (Committee vote: _____)

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Representative _____

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FOR THE COMMITTEE