

REFERENCE TITLE: sexual exploitation; minor; computer generated

State of Arizona
House of Representatives
Fifty-sixth Legislature
Second Regular Session
2024

HB 2138

Introduced by
Representative Willoughby

AN ACT

AMENDING SECTION 13-3553, ARIZONA REVISED STATUTES; RELATING TO SEXUAL
EXPLOITATION OF CHILDREN.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 13-3553, Arizona Revised Statutes, is amended to
3 read:
4 13-3553. Sexual exploitation of a minor; evidence;
5 classification; definitions
6 A. A person commits sexual exploitation of a minor by knowingly:
7 1. Recording, filming, photographing, developing or duplicating any
8 visual depiction in which a minor is engaged in exploitive exhibition or
9 other sexual conduct.
10 2. Distributing, transporting, exhibiting, receiving, selling,
11 purchasing, electronically transmitting, possessing or exchanging any
12 visual depiction, **INCLUDING ANY COMPUTER GENERATED IMAGE**, in which a minor
13 is engaged in exploitive exhibition or other sexual conduct.
14 3. Possessing, manufacturing, distributing, advertising, ordering,
15 offering to sell, selling or purchasing a child sex doll that uses the
16 face, image or likeness of a real infant or minor who is under twelve
17 years of age with the intent to replicate the physical features of ~~the~~
18 **THAT** real infant or minor who is under twelve years of age.
19 B. If any visual depiction of sexual exploitation of a minor is
20 admitted into evidence, the court shall seal that evidence at the
21 conclusion of any grand jury proceeding, hearing or trial.
22 C. Sexual exploitation of a minor is a class 2 felony and if the
23 minor is under fifteen years of age it is punishable pursuant to section
24 13-705.
25 D. For the purposes of this section: ~~;~~
26 1. "Child sex doll" has the same meaning prescribed in section
27 13-1429.
28 2. **"COMPUTER GENERATED IMAGE" MEANS ANY USE OF COMPUTER TECHNOLOGY**
29 **CAPABLE OF PROCESSING AND INTERPRETING SPECIFIC DATA INPUTS TO CREATE**
30 **IMAGES OR VISUAL DEPICTIONS OF A PERSON THAT ARE INDISTINGUISHABLE FROM**
31 **THE ACTUAL PERSON.**