

{ii}--SADOMASOCHISTIC-ABUSE,-OR

{iii}--LEWD-EXHIBITIONS-OF-THE-GENITALS-

{9}--"SEXUAL---PERFORMANCE"---MEANS---ANY---PLAY,-LIVE  
DEPICTION,-MOTION--PICTURE,-PHOTOGRAPH,-DANCE,-EXHIBITION,-OR  
VISUAL-REPRESENTATION-WHICH-DEPICTS-SEXUAL-CONDUCT-

{ (a) }-(b)-(1)--Every--person--who--solicits,-causes,-induces,  
or--knowingly--permits--a--{person--under--16--years--of--age}--CHILD--to  
engage--as--a--subject--in--the--production--of--obscene--matter--OR--ANY  
SEXUAL--PERFORMANCE--WHETHER--OBSCENE--OR--NOT--is--subject--to--the  
penalty--provided--in--subsection--(c)--OF--THIS--SECTION-

{ (b) }-(2)--Every--person--who--photographs--or--films--a--{person  
under--16--years--of--age}--CHILD--engaging--in--an--obscene--act--OR  
ENGAGING--IN--ANY--SEXUAL--CONDUCT--WHETHER--OBSCENE--OR--NOT--is--subject  
to--the--penalty--provided--in--subsection--(c)--OF--THIS--SECTION-

{3}--EVERY-PERSON-WHO-KNOWINGLY-PROMOTES,-DISTRIBUTES,  
OR-POSSESSES-WITH-INTENT-TO-DISTRIBUTE-ANY-MATTER-OR-OTHER-VISUAL  
REPRESENTATION,-WHETHER-THE-MATTER-OR-VISUAL-REPRESENTATION-IS  
OBSCENE-OR-NOT,-WHICH-DEPICTS-A-CHILD-ENGAGED-AS-A-SUBJECT-IN  
SEXUAL-CONDUCT-IS-SUBJECT-TO-THE-PENALTY-PROVIDED-IN-SUBSECTION  
(C)-OF-THIS-SECTION-

{e}--Every--person--who--violates--the--provisions--of--this  
section--is--guilty--of--a--felony--and--upon--conviction--shall--be--fined  
not--more--than--{ \$15,000 }--\$100,000--or--imprisoned--for--10--years,-or  
both--in--the--discretion--of--the--court-

419B-

{A}--IN-ANY-ACTION-BROUGHT-UNDER-THIS-SUBTITLE,-THE--STATE'S  
ATTORNEY--IS--NOT--REQUIRED--TO--IDENTIFY--OR--PRODUCE--TESTIMONY--FROM  
THE--CHILD--WHO--IS--DEPICTED--ENGAGED--IN--SEXUAL--CONDUCT--IN--ANY  
MATTER,-OBSCENE-MATTER,-OR-VISUAL-REPRESENTATION-

{B}--THE--COURT--OR--JURY--MAY--DETERMINE--WHETHER--A--CHILD--WHO--IS  
DEPICTED--ENGAGED--IN--SEXUAL--CONDUCT--IN--ANY--MATTER,-SEXUAL  
PERFORMANCE,-OR-VISUAL-REPRESENTATION--UNDER-THIS-SUBTITLE--WAS  
UNDER-THE-AGE-OF-18-YEARS-BY-ANY-OF-THE-FOLLOWING-

{1}--PERSONAL-INSPECTION-OF-THE-CHILD,-

{2}--OBSERVATION-OF--THE--CHILD--AS--DEPICTED--IN--THE  
MATTER,-SEXUAL-PERFORMANCE,-OR-VISUAL-REPRESENTATION,-

{3}--ORAL--TESTIMONY--BY--A--WITNESS--TO--THE--PRODUCTION--OF  
THE--MATTER,-OBSCENE--MATTER,-SEXUAL--PERFORMANCE,-OR--SEXUAL  
REPRESENTATION--AS--TO--THE--AGE--OF--THE--CHILD,-

{4}--EXPERT---MEDICAL---TESTIMONY---BASED---UPON---THE  
APPEARANCE-OR-DEPICTION-OF-THE-CHILD,-OR