

computer; prohibiting certain computer generated depictions of certain conduct of or with a minor; authorizing the Department of State Police to exercise certain police powers; and generally relating to computers and child pornography.

BY repealing and reenacting, with amendments,

Article 27 – Crimes and Punishments

Section 419A

Annotated Code of Maryland

(1992 Replacement Volume and 1995 Supplement)

BY repealing and reenacting, with amendments,

Article 88B – Department of State Police

Section 4(c)

Annotated Code of Maryland

(1995 Replacement Volume)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 27 – Crimes and Punishments

419A.

(a) In this section “minor” means an individual under 18 years of age.

(b) Every person who solicits, causes, induces, or knowingly permits a minor to engage as a subject in the production of any obscene matter or any visual representation or performance that depicts a minor engaged as a subject in sexual conduct OR SANDOMASOCHISTIC ABUSE as defined in § 416A(d) § 416A of this article; is subject to the penalty provided in subsection [(e)] (F) of this section.

(c) Every person who photographs [or], films, OR BY MEANS OF COMPUTER KNOWINGLY DEPICTS OR DESCRIBES a minor engaging in an obscene act or engaging in sexual conduct OR SANDOMASOCHISTIC ABUSE as defined in § 416A of this article is subject to the penalty provided in subsection [(e)] (F) of this section.

(d) Every person who knowingly promotes, distributes, or possesses with intent to distribute any matter or other visual representation or performance that depicts a minor engaged as a subject in sexual conduct OR SANDOMASOCHISTIC ABUSE, as defined in § 416A of this article, is subject to the penalty provided in subsection [(e)] (F) of this section.

(E) EVERY PERSON WHO, BY MEANS OF COMPUTER, KNOWINGLY COMPILES, ENTERS, TRANSMITS, MAKES, PRINTS, PUBLISHES, REPRODUCES, CAUSES, ALLOWS, BUYS, SELLS, RECEIVES, EXCHANGES, OR DISSEMINATES ANY NOTICE, STATEMENT, ADVERTISEMENT, OR MINOR'S NAME, TELEPHONE NUMBER, PLACE OF RESIDENCE, PHYSICAL CHARACTERISTICS, OR OTHER DESCRIPTIVE OR IDENTIFYING INFORMATION FOR THE PURPOSE OF ENGAGING, FACILITATING, ENCOURAGING, OFFERING, OR SOLICITING UNLAWFUL SEXUAL CONDUCT OR SANDOMASOCHISTIC