

(1) for a first violation, imprisonment not exceeding [1 year] ~~5~~ 2 YEARS or a fine not exceeding \$2,500 or both; and

(2) for each subsequent violation, imprisonment not exceeding [2] ~~10~~ 5 years or a fine not exceeding [\$5,000] ~~\$10,000~~ or both.

(c) Nothing in this section may be construed to prohibit a parent from possessing visual representations of the parent's own child in the nude unless the visual representations ~~depict~~ SHOW the child engaged:

- (1) as a subject of sadomasochistic abuse; or
- (2) in sexual conduct and in a state of sexual excitement.

(D) IT IS AN AFFIRMATIVE DEFENSE TO A CHARGE OF VIOLATING THIS SECTION THAT THE PERSON PROMPTLY AND IN GOOD FAITH:

(1) TOOK REASONABLE STEPS TO DESTROY EACH VISUAL REPRESENTATION; OR

(2) REPORTED THE MATTER TO A LAW ENFORCEMENT AGENCY.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2007.

Approved by the Governor, May 17, 2007.

CHAPTER 597

(House Bill 286)

AN ACT concerning

Calvert County - Public Facilities Bonds

FOR the purpose of authorizing and empowering the County Commissioners of Calvert County, from time to time, to borrow not more than \$53,110,000 to finance the construction, improvement, or development of certain public facilities in Calvert County, as herein defined, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering the County to fix and determine, by resolution,