

Bill No. CS for SB's 1284, 1476, 1528 & 1616

Amendment No.

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Geller moved the following amendment:

Senate Amendment (with title amendment)

On page 13, line 19, through page 14, line 18, delete those lines

and insert:

(15) "Transmit" means to send an electronic mail communication to a specified electronic mail address or addresses.

Section 9. Section 847.0137, Florida Statutes, is created to read:

847.0137 Transmission of pornography by means of the Internet prohibited; penalties.--

(1) For purposes of this section, the term "minor" means any person less than 18 years of age.

(2) Notwithstanding ss. 847.012 and 847.0133, any person in this state who knew or believed under the circumstances that he or she was transmitting, by means of the Internet:

(a) Child pornography, as defined in s. 847.001, to

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1 another person in this state or in another jurisdiction; or

2 (b) An image harmful to minors, as defined in s.
3 847.001, to a minor, or a person believed to be a minor, in
4 this state

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6 commits a felony of the third degree, punishable as provided
7 in s. 775.082, s. 775.083, or s. 775.084.

8 (3) Notwithstanding ss. 847.012 and 847.0133, any
9 person in any jurisdiction other than this state who knew or
10 believed under the circumstances that he or she was
11 transmitting, by means of the Internet:

12 (a) Child pornography, as defined in s. 847.001, to
13 any person in this state; or

14 (b) An image harmful to minors, as defined in s.
15 847.001, to a minor, or a person believed to be a minor, in
16 this state

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18 commits a felony of the third degree, punishable as provided
19 in s. 775.082, s. 775.083, or s. 775.084.

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22 ===== T I T L E A M E N D M E N T =====

23 And the title is amended as follows:

24 On page 2, line 2, after the first semicolon,

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26 insert:

27 defining the term "transmit";

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