

Amendment No. 01 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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The Committee on Judiciary offered the following:

**Amendment (with title amendment)**

On page 1, line 24, through page 2, line 3,  
remove from the bill: all of said lines

and insert in lieu thereof:

Section 1. Subsections (1) through (13) of section  
847.001, Florida Statutes, are renumbered as subsections (2)  
through (14), respectively, present subsections (11) and (13)  
are amended, and a new subsection (1) is added to said section  
to read:

847.001 Definitions.--When used in this chapter:

(1) "Child pornography" means any image depicting, or  
intending to depict, a minor engaged in sexual conduct as  
defined in subsection (12). An image of a mother's  
breastfeeding of her baby does not under any circumstance  
constitute "child pornography."

(12)~~(11)~~ "Sexual conduct" means actual or simulated  
sexual intercourse, deviate sexual intercourse, sexual  
bestiality, masturbation, or sadomasochistic abuse; actual

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1 lewd exhibition of the genitals; actual physical contact with  
 2 a person's clothed or unclothed genitals, pubic area,  
 3 buttocks, or, if such person is a female, breast, with the  
 4 intent to arouse or gratify the sexual desire of either party;  
 5 or any act or conduct which constitutes sexual battery or  
 6 simulates that sexual battery is being or will be committed.  
 7 A mother's breastfeeding of her baby does not under any  
 8 circumstance constitute "sexual conduct."

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

And the title is amended as follows:

On page 1, line 4, after the semicolon,

insert:

amending definition of "sexual conduct";