

104TH CONGRESS
2D SESSION

H. R. 4097

To amend title 18, United States Code, with respect to child exploitation offenses.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 17, 1996

Ms. LOFGREN introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 18, United States Code, with respect to child exploitation offenses.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Child Exploitation Pre-
5 vention Act of 1996”.

6 **SEC. 2. PENALTY INCREASES.**

7 (a) SEXUAL EXPLOITATION OF CHILDREN OF-
8 FENSES.—Section 2251(d) of title 18, United States
9 Code, is amended to read as follows:

1 “(d) Any individual who violates, or attempts or con-
2 spires to violate, this section shall be fined under this title
3 or imprisoned not less than 10 years nor more than 20
4 years, or both, but if such person has one prior conviction
5 under this chapter or chapter 109A, or under the laws
6 of any State relating to the sexual exploitation of children,
7 such person shall be fined under this title and imprisoned
8 for not less than 15 years nor more than 30 years, but
9 if such person has 2 or more prior convictions under this
10 chapter or chapter 109A, or under the laws of any State
11 relating to the sexual exploitation of children, such person
12 shall be fined under this title and imprisoned not less than
13 30 years nor more than life.”.

14 (b) ACTIVITIES RELATING TO MATERIAL INVOLVING
15 THE SEXUAL EXPLOITATION OF MINORS OFFENSES.—
16 Section 2252 of title 18, United States Code, is
17 amended—

18 (1) in each of subparagraphs (A) and (B) of
19 subsection (a)(4), by striking “3 or more books,
20 magazines, periodicals, films, video tapes, or other
21 material which contain any visual depiction” and in-
22 serting “any book, magazine, periodical, film, video
23 tape, or other material which contains 3 or more vis-
24 ual depictions”; and

1 (2) by striking subsection (b) and inserting the
2 following:

3 “(b)(1) Whoever violates, or attempts or conspires to
4 violate, paragraph (1), (2), or (3) of subsection (a) shall
5 be fined under this title or imprisoned not more than 15
6 years, or both, but if such person has a prior conviction
7 under this chapter or chapter 109A, or under the laws
8 of any State relating to aggravated sexual abuse or abu-
9 sive sexual conduct involving a minor or ward, or the pro-
10 duction, possession, receipt, mailing, sale, distribution,
11 shipment, or transportation of child pornography, such
12 person shall be fined under this title and imprisoned for
13 not less than 5 years nor more than 30 years.

14 “(2) Whoever violates, or attempts or conspires to
15 violate, paragraph (4) of subsection (a) shall be fined
16 under this title or imprisoned not more than 5 years, or
17 both, but if such person has a prior conviction under this
18 chapter or chapter 109A, or under the laws of any State
19 relating to the possession of child pornography, such per-
20 son shall be fined under this title and imprisoned for not
21 less than 2 years nor more than 10 years.”.

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