

107<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. J. RES. 106

Proposing an amendment to the Constitution of the United States respecting  
real and virtual child pornography.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 17, 2002

Mr. BROWN of South Carolina (for himself, Mr. BARTLETT of Maryland, Mr. CHAMBLISS, Mr. DEMINT, Mr. DOOLITTLE, Mr. GOODE, Mr. GRAHAM, Mr. HALL of Texas, Ms. HART, Mr. HAYES, Mr. JENKINS, Mr. JONES of North Carolina, Mr. KERNS, Mr. KINGSTON, Mr. MCHUGH, Mrs. MYRICK, Mr. NORWOOD, Mr. OSBORNE, Mr. PENCE, Mr. PICKERING, Mr. PITTS, Mr. RILEY, Mr. SHIMKUS, Mr. SHOWS, Mr. SMITH of Michigan, Mr. SOUDER, Mr. SULLIVAN, Mr. TAYLOR of North Carolina, Mr. TIAHRT, Mr. VITTER, and Mr. WILSON of South Carolina) introduced the following joint resolution; which was referred to the Committee on the Judiciary

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## JOINT RESOLUTION

Proposing an amendment to the Constitution of the United  
States respecting real and virtual child pornography.

1       *Resolved by the Senate and House of Representatives*  
2       *of the United States of America in Congress assembled (two-*  
3       *thirds of each House concurring therein), That the fol-*  
4       *lowing article is proposed as an amendment to the Con-*  
5       *stitution of the United States, which shall be valid to all*  
6       *intents and purposes as part of the Constitution when*

1 ratified by the legislatures of three-fourths of the several  
2 States within seven years after the date of its submission  
3 for ratification:

4 “ARTICLE —

5 “SECTION 1. Neither the Constitution nor any State  
6 constitution shall be construed to protect child pornog-  
7 raphy, defined as visual depictions by any technological  
8 means of minor persons, whether actual or virtual, en-  
9 gaged in explicit sexual activity.

10 “SECTION 2. The Congress shall have the power to  
11 enforce this article by appropriate legislation.”.

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