

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding a section numbered 18.2-374.4, relating to display of*
3 *child pornography or grooming video to a minor unlawful; penalty.*

4 [H 964]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding a section numbered 18.2-374.4 as follows:**

8 *§ 18.2-374.4. Display of child pornography or grooming video or materials to a child unlawful;*
9 *penalty.*

10 *A. Any person 18 years of age or older who displays child pornography or a grooming video or*
11 *materials to a child under 13 years of age with the intent to entice, solicit, or encourage the child to*
12 *engage in the fondling of the sexual or genital parts of another or the fondling of his sexual or genital*
13 *parts by another, sexual intercourse, cunnilingus, fellatio, anilingus, anal intercourse, or object sexual*
14 *penetration is guilty of a Class 6 felony.*

15 *B. "Grooming video or materials" means a cartoon, animation, image, or series of images depicting*
16 *a child engaged in the fondling of the sexual or genital parts of another or the fondling of his sexual or*
17 *genital parts by another, masturbation, sexual intercourse, cunnilingus, fellatio, anilingus, anal*
18 *intercourse, or object sexual penetration.*

19 **2. That the provisions of this act may result in a net increase in periods of imprisonment or**
20 **commitment. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation cannot**
21 **be determined for periods of imprisonment in state adult correctional facilities; therefore, Chapter**
22 **890 of the Acts of Assembly of 2011 requires the Virginia Criminal Sentencing Commission to**
23 **assign a minimum fiscal impact of \$50,000. Pursuant to § 30-19.1:4, the estimated amount of the**
24 **necessary appropriation is \$0 for periods of commitment to the custody of the Department of**
25 **Juvenile Justice.**

ENROLLED

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