

HB 2371 -- Crime Predation Prevention Act of 2008

Sponsor: Harris (23)

This bill establishes the Child Predation Prevention Act of 2008 which requires the Attorney General to appoint a special counsel for child exploitation prevention and interdiction within his or her office and requires the Department of Elementary and Secondary Education to propose model curriculum for educating children regarding child online safety and to provide educational materials for parents regarding child online safety to each school district.

The bill eliminates the crime of enticement of a child and creates the crimes of Internet sexual exploitation of a child, a class C felony, and Internet luring of a child, a class D felony, unless committed with the intent to meet the child for the purpose of engaging in sexual exploitation or sexual contact in which case the crime will be a class C felony. A person who knowingly views over the Internet any visual depiction or copy of a minor engaged in sexual explicit conduct will be guilty of a class D felony.

Any person who is charged with a sexual offense involving a minor will be presumed to be an unreasonable danger to the public and to children in the community and may be detained pending trial. All equipment and personal property used in connection with the crime will be subject to lawful seizure, impoundment, and forfeiture. The court is authorized to order the convicted person additional conditions of parole, and the person may also be charged an amount between \$50 per month and 10% of his or her monthly income to offset costs associated with monitoring the person and his or her obligation to the Crime Victims' Compensation Fund.

A joint committee is established to assess the technical feasibility, reliability, cost effectiveness, constitutionality, and other implementation factors associated with monitoring persons convicted of sexual crimes against children. The committee must submit a report to the Governor, President Pro Tem of the Senate, and Speaker of the House of Representatives by December 1, 2008, on the activities and recommendations of the committee.