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# A BILL FOR AN ACT

RELATING TO PROMOTING PORNOGRAPHY FOR MINORS.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. The legislature finds that there is a need for  
2 increased ability to investigate and prosecute those who promote  
3 pornography for minors. The legislature finds that the current  
4 offense of promoting pornography for minors does not provide for  
5 undercover operations, and undercover operations have proven to  
6 be an effective tool in reducing and combating the offense and  
7 related sex trafficking offenses.

8           Accordingly, the purpose of this Act is to allow the  
9 prosecution of a person who disseminates pornographic material  
10 to undercover law enforcement officers who represent themselves  
11 as minors under section 712-1215, Hawaii Revised Statutes.

12           SECTION 2. Section 712-1215, Hawaii Revised Statutes, is  
13 amended by amending subsection (1) to read as follows:

14           "(1) A person commits the offense of promoting pornography  
15 for minors if:



1 (a) Knowing its character and content, the person  
2 disseminates to a minor material [~~which~~] that is  
3 pornographic for minors; [~~e~~]

4 (b) Knowing its character and content, the person  
5 disseminates material that is pornographic for minors  
6 to a law enforcement officer who represents that  
7 officer's self as a minor; or

8 [~~(b)~~] (c) Knowing the character and content of a motion  
9 picture film or other performance [~~which,~~] that, in  
10 whole or in part, is pornographic for minors, the  
11 person:

12 (i) Exhibits [~~such~~] the motion picture film or  
13 other performance to a minor;

14 (ii) Sells to a minor an admission ticket or pass to  
15 premises where there is exhibited or to be  
16 exhibited [~~such~~] the motion picture film or  
17 other performance; or

18 (iii) Admits a minor to premises where there is  
19 exhibited or to be exhibited [~~such~~] the motion  
20 picture film or other performance."



1 SECTION 3. Statutory material to be repealed is bracketed  
2 and stricken. New statutory material is underscored.

3 SECTION 4. This Act shall take effect upon its approval.



**Report Title:**

Penal Code; Promoting Pornography for Minors; Offenses Against Public Health and Morals

**Description:**

Allows the prosecution of persons who provide pornographic materials to undercover law enforcement officers who represent themselves as minors for purposes of undercover operations.  
(SD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

