

**Subject** Child sexual abuse materials; child-like sex dolls

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### Overview

This bill seeks to (1) fill gaps in the state's criminal laws related to creation and possession of child sexual abuse materials (CSAM); (2) punish creation and possession of child-like sex dolls; and (3) establish a duress defense for labor and sex trafficking victims.

## Summary

### Article 1: Child Sexual Abuse Material

Section	Description
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|---|---|
| 1 | <b>Venue.</b><br>Modifies section 617.246 (use of minors in sexual performance) to provide flexibility to prosecutors on which counties charges can be filed in under this section of law.  |
| 2 | <b>Venue.</b><br>Modifies section 617.247 (possession of CSAM) to provide flexibility to prosecutors on which counties charges can be filed in under this section of law.   |
| 3 | <b>Child sexual abuse material; on-scene digital evidence preview.</b><br>Authorizes CSAM investigators to preview digital evidence seized under a valid search warrant at the location where the warrant is executed.  |
| 4 | <b>Child sexual abuse materials investigations; legislative findings.</b><br>Proposes legislative findings to justify the need for the authority for CSAM investigators to perform on-scene previews of digital evidence seized under a valid search warrant. |

## Article 2: Prohibition on Child-Like Sex Dolls

Section	Description
1	<p><b>Registration required.</b></p> <p>Requires persons convicted of creation, dissemination, or possession of child-like sex dolls to register as predatory offenders.</p>
2	<p><b>Possession of a child-like sex doll.</b></p> <p><b>Subd. 1. Definition.</b> Defines “child-like sex doll.”</p> <p><b>Subd. 2. Dissemination prohibited.</b> Prohibits distribution of child-like sex dolls and proposes felonies ranging from five to ten years.</p> <p><b>Subd. 3. Possession prohibited.</b> Prohibits the possession of child-like sex dolls and proposes felonies ranging from three to seven years.</p> <p><b>Subd. 4. Exception.</b> Exempts certain uses of child-like sex dolls for use in treatment or training law enforcement.</p> <p><b>Subd. 5. Second offense.</b> Proposes a 15-year felony for second or subsequent offenses.</p> <p><b>Subd. 6. Conditional release term.</b> Establishes a minimum five-year conditional release term for persons incarcerated for offenses under this section.</p>
3	<p><b>Creation of child-like sex dolls prohibited.</b></p> <p><b>Subd. 1. Definitions.</b> Defines “child-like sex doll,” “minor,” and “promote.”</p> <p><b>Subd. 2. Use of a minor.</b> Prohibits the use of a minor to model for creation of a child-like sex doll and proposes felonies ranging from seven to ten years.</p> <p><b>Subd. 3. Operation or ownership of business.</b> Prohibits businesses from disseminating or reproducing a child-like sex doll where a minor was used in the modeling for creation of the doll and proposes felonies ranging from seven to ten years.</p> <p><b>Subd. 4. Dissemination.</b> Prohibits disseminating child-like sex dolls for profit and proposes felonies ranging from seven to ten years.</p> <p><b>Subd. 5. Consent; mistake.</b> Eliminates the defenses of consent and mistake of age for offenses in this section.</p> <p><b>Subd. 6. Conditional release term.</b> Establishes a minimum five-year conditional release term for persons incarcerated for offenses under this section.</p>

## Article 3: Duress Defense

Section	Description
1	<p><b>Duress.</b></p> <p>Establishes an affirmative defense that applies when a person commits a crime that is not a crime of violence, the defendant was the victim of labor or sex trafficking, and the conduct was directly related to the defendant having been the victim of a trafficking offense. Also requires a court to seal all records relating to the criminal prosecution and provides that the records may only be opened by court order.</p>



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