

House Bill 3131

Sponsored by COMMITTEE ON HUMAN SERVICES AND HOUSING

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Creates crime of sexual exploitation of a minor. Punishes by maximum of five years' imprisonment, \$125,000 fine, or both. Creates cause of action for person injured as result of commission of sexual exploitation of a minor.

A BILL FOR AN ACT

1
2 Relating to sexual exploitation of minors.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) A person commits the crime of sexual exploitation of a minor if the**
5 **person knowingly creates, or causes or permits to be published on the Internet, an online**
6 **advertisement for engaging in a commercial sex act with a minor.**

7 (2) Sexual exploitation of a minor is a Class C felony.

8 (3) As used in this section:

9 (a) "Commercial sex act" has the meaning given that term in ORS 163.266.

10 (b) "Minor" means a person under 18 years of age.

11 **SECTION 2. (1) Irrespective of any criminal prosecution or the result thereof, any person**
12 **injured by a violation of section 1 of this 2015 Act shall have a civil action to secure an in-**
13 **junction, damages or other appropriate relief against any and all persons whose actions are**
14 **unlawful under section 1 of this 2015 Act.**

15 (2) Upon prevailing in such action, the plaintiff may recover both special and general
16 damages, including damages for emotional distress.

17 (3) The court shall award reasonable attorney fees to the prevailing plaintiff in an action
18 under this section.

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NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.