



Legislation Text

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Int. No. 173

By Council Members Oddo, Lanza, Gallagher, Comrie, DeBlasio, Fidler, Gennaro and Sanders; also Council Members Clarke and Provenzano

A Local Law to amend the administrative code of the city of New York, in relation to requiring that commercial film and photographic print processors report child pornography to law enforcement officials.

Be it enacted by the Council as follows:

Section 1. Title 10 of the administrative code of the city of New York is amended by adding thereto a new section 10-162 to read as follows:

§ 10-162. Commercial film and photographic print processors to report child pornography.

a. Commercial film and photographic print processors shall report to the police department, when they have knowledge of or observe, within the scope of their professional capacity or employment, any film, photograph, videotape, negative or slide depicting a child under the age of fourteen years engaged in any of the following:

1. sexual intercourse, including genital-genital, oral-genital, anal-genital or oral-anal, whether between persons of the same sex or the opposite sex or between humans and animals;
2. penetration of the vagina, urethra or rectum by any object;
3. masturbation for the purpose of sexual stimulation of the viewer;
4. sadomasochistic abuse for the purpose of sexual stimulation of the viewer; or
5. exhibition of the genitals or pubic or rectal areas of such child for the purpose of sexual stimulation of the viewer.

b. The intentional failure to make such report is a class A misdemeanor.

§ 2. This local law shall take effect thirty days after its enactment.