



Colorado Legislative Council Staff Fiscal Note
NO FISCAL IMPACT

Drafting Number: LLS 08-0894**Date:** February 5, 2008**Prime Sponsor(s):** Sen. Harvey
Rep. Stephens**Bill Status:** Senate Judiciary**Fiscal Analyst:** Todd Herreid (303-866-2633)

TITLE: CONCERNING REGULATION OF SEXUALLY EXPLICIT REPRESENTATIONS THAT ARE HARMFUL TO MINORS.**Summary of Legislation**

This bill repeals and reenacts, with modifications, laws concerning sexually explicit materials and performances that are harmful to children. The bill defines material to include pictures, drawings, video or digital recordings, or other written or electronic representations of nudity or sexual activity. The bill also establishes standards for what constitutes harmful materials or performances and it provides affirmative defenses to prosecution. Like current law, disseminating material that is harmful to children is a Class 2 misdemeanor.

Assessment

Although the bill clarifies and modifies what constitutes the illegal viewing or distribution of materials harmful to children, the penalties for violating this law are unchanged. As a result, the bill is not expected to impact state or local government revenue or expenditures. It is therefore assessed as having no fiscal impact. The bill is effective July 1, 2008 and applies to offenses committed on or after that date.

Departments ContactedEducation
Public SafetyCorrections
Human Services

Judicial