

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

H

1

HOUSE BILL 614

Short Title: Child Solicitation by Computer. (Public)

Sponsors: Representatives Wiley, Walend (Primary Sponsors); Adams, Almond, Blackwood, Blust, Brown, Capps, Carney, Cleveland, Coleman, Culp, Current, Daughtride, Daughtry, Dockham, Dollar, Faison, Folwell, Gillespie, Gulley, Harrison, Hollo, Holloway, Jones, Justice, Kiser, Langdon, LaRoque, Lewis, Martin, McComas, McGee, Moore, Parmon, Pate, Ray, Rhodes, Ross, Starnes, Underhill, Vinson, and Wright.

Referred to: Judiciary II.

March 14, 2005

A BILL TO BE ENTITLED

1
2 AN ACT TO AMEND THE LAW REGARDING "SOLICITATION OF A CHILD BY
3 COMPUTER TO COMMIT AN UNLAWFUL SEX ACT" BY INCREASING THE
4 PENALTY AND BY ALLOWING UNDERCOVER OFFICERS TO POSE AS
5 JUVENILES TO INVESTIGATE POSSIBLE OFFENDERS.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 14-202.3 reads as rewritten:

8 "**§ 14-202.3. Solicitation of child by computer to commit an unlawful sex act.**

9 (a) Offense. – A person is guilty of solicitation of a child by a computer if the
10 person is 16 years of age or older and the person knowingly, with the intent to commit
11 an unlawful sex act, entices, advises, coerces, orders, or commands, by means of a
12 computer, a child who is less than 16 years of age and at least 3 years younger than the
13 defendant, or someone whom the person believes to be under the age of 16 to meet with
14 the defendant or any other person for the purpose of committing an unlawful sex act.

15 (b) Jurisdiction. – The offense is committed in the State for purposes of
16 determining jurisdiction, if the transmission that constitutes the offense either originates
17 in the State or is received in the State.

18 (c) Punishment. – A violation of this section is a Class ~~I~~E felony."

19 **SECTION 2.** This act is effective when it becomes law.