RESPONSIBLE YOUTH INITIATIVE

SEXTING, IS IT A CRIME?
WE ARE HERE TO DISCUSS

• Sexting
• Child Pornography
• Revenge Pornography
• Punishments
• Information sharing on social media
• What to do if you receive images
WHAT IS SEXTING?

• **SEXTING** is the exchange of sexually suggestive messages or images between minors via cell phone or computer.

• When sexting involves images of children under the age of 18, it can violate state and federal laws against exploitation of minors, and **teens can be prosecuted under laws intended to punish adult sex offenders.**
WHAT IS CHILD PORNOGRAPHY?

• Sexually explicit nude photos or videos of any person under the age of 18

• This includes photos or videos of the human genitals, pubic area or buttocks, and the female breasts (except during breastfeeding)

• Photographs or videos of sexual activity (with/out clothes)
WHO IS GUILTY OF SEXUAL EXPLOITATION OF A MINOR (AKA CHILD PORNOGRAPHY)

Any person of any age that creates, possesses, or distributes photos or other media depicting sexual activity of a person under the age of 18.
TAKING THE PICTURE OR VIDEO = SEXUAL EXPLOITATION OF A MINOR

CHARGES AND PUNISHMENT

• First Degree Sexual Exploitation of a Minor
• Class C Felony – 44 to 279 months of imprisonment
SENDING THE PICTURE OR VIDEO = SEXUAL EXPLOITATION OF A MINOR

CHARGES AND PUNISHMENT

• Second Degree Sexual Exploitation of a Minor
• Class E Felony = 15 to 136 months of imprisonment
KEEPING THE PICTURE IN YOUR PHONE, COMPUTER, OR CAMERA = SEXUAL EXPLOITATION OF A MINOR

CHARGES AND PUNISHMENT

• Third Degree Sexual Exploitation of a Minor
• Class H Felony = 4 to 39 months of imprisonment
SEXUAL EXPLOITATION OF A MINOR

• Mistake of Age is **NOT** a defense
• Identity of the person depicted in the photo is **NOT** necessary to prosecute. Age can be determined by medical professionals
• National Center for Missing and Exploited Children assist in the identification of the child in the photo
• 1 photo sent to 3 people = 3 felony counts
• MULTIPLE PHOTOS = MULTIPLE COUNTS
REVENGE PORN (NEW LAW)

• Showing an image of another person with the intent to intimidate, humiliate, coerce, harass, or cause financial loss to the depicted person.
• The person in the picture must be identifiable
• The depicted person’s intimate parts are exposed
• The person shows the images without consent
• Class H Felony if over 18yoa
• Under 18yoa
  – First offense misdemeanor
  – Second offense Class H Felony
You have no choice...
IF CONVICTED = SEX OFFENDER REGISTRATION

People who are convicted of Sexual Exploitation of Minor offenses are required to register as sex offenders under North Carolina’s laws for 30 years. A person who is required to register as a sex offender and fails to do so can be convicted of a felony.
INFORMATION SHARING ON SOCIAL MEDIA

it's OK not to SHARE

Screenshots are forever.
WHAT TO DO IF YOU RECEIVE IMAGES

- Teen sexting laws prohibit both sending and receiving of explicit images. However, it isn’t really possible to prevent someone else from sending you a photo. Because of that, sexting laws typically prohibit “RECEIVING and KEEPING” any explicit images.

- If, for example, a teen receives an explicit or pornographic image from someone else, the teen hasn’t violated a sexting law unless the teen chooses to KEEP the image.

- DELETE IMMEDIATELY AND TELL A RESPONSIBLE ADULT
HOW THIS MAY AFFECT YOUR FUTURE

• Reputation / bullying
• College applications - you must indicate arrests/convictions
• Job applications
• Military career
• Future relationships
• Sex offender registration
• Family financial burden
WHO MONITORS YOUR SOCIAL MEDIA

- Law Enforcement
- Colleges
- Potential Employers
- Parents
- Social Media Sites
- School Officials
- Criminals
MAC WILLIAMS MIDDLE SCHOOL: SPEAKING UP AND SIGNING OUT

- [https://www.youtube.com/watch?v=q9KVVhbrG6A&feature=em-share_video_user](https://www.youtube.com/watch?v=q9KVVhbrG6A&feature=em-share_video_user)
A THIN LINE

delete / forward
QUESTIONS...

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A COLLABORATION OF:

- FAYETTEVILLE POLICE DEPT.
- CUMBERLAND CO. SHERIFF’S OFFICE
- DEPT. OF JUVENILE JUSTICE
- DISTRICT ATTORNEY’S OFFICE