

DATE: 1996  
REVISED 12/2011

## 2.2 c Internet Use and Safety Definitions

### DEFINITIONS

**Sexually explicit images** means images which depict sexual conduct, as defined by in a patently offensive way, and which, taken as a whole, appeal to prurient interest, and which lack serious literary, artistic, political, or scientific value.

### 20 USC Section 9134(f)(7)

(7) Definitions.

In this subsection:

(A) Child pornography

The term "child pornography" has the meaning given such term in section 2256 of title 18.

(B) Harmful to minors

The term "harmful to minors" means any picture, image, graphic image file, or other visual depiction that -

- (i) taken as a whole and with respect to minors, appeals to a prurient interest in nudity, sex, or excretion;
- (ii) depicts, describes, or represents, in a patently offensive way with respect to what is suitable for minors, an actual or simulated sexual act or sexual contact, actual or simulated normal or perverted sexual acts, or a lewd exhibition of the genitals; and
- (iii) taken as a whole, lacks serious literary, artistic, political, or scientific value as to minors.

(C) Minor

The term "minor" means an individual who has not attained the age of 17.

### 18 U.S.C. 2256 – “CHILD PORNOGRAPHY” DEFINED

Child pornography is defined as any visual depiction, including any photograph, film, video, or computer or computer-generated image or picture, whether made or produced by electronic, mechanical, or other means, of sexually explicit conduct, where

- the production of such visual depiction involves the use of a minor engaging in sexually explicit conduct;
- such visual depiction is a digital image, computer image, or computer-generated image that is, or is indistinguishable from, that of a minor engaging in sexually explicit conduct; or
- such visual depiction has been created, adapted, or modified to appear that an identifiable minor is engaging in sexually explicit conduct.