

**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.**



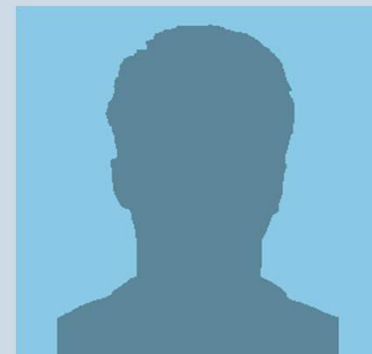
# WHAT IS CHILD PORNOGRAPHY?

- **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**



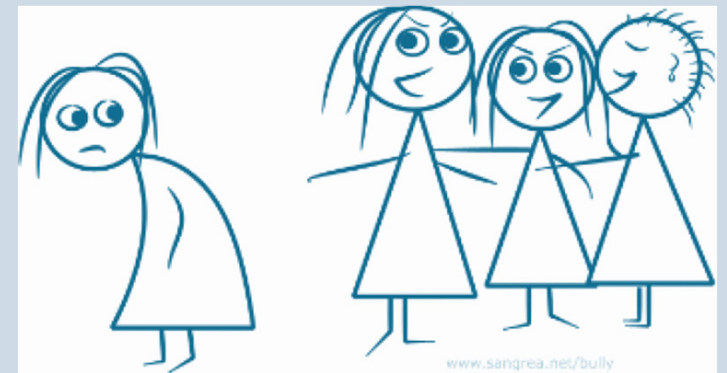
# SEXUAL EXPLOITATION OF A MINOR

- 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.**





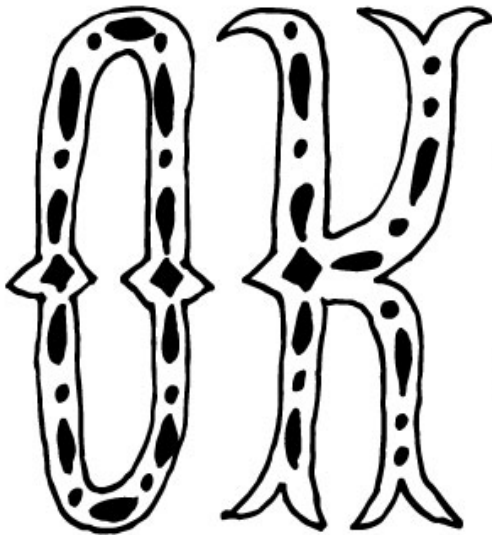




# INFORMATION SHARING ON SOCIAL MEDIA



*it's*



*not to*  
**SHARE**

**Screenshots  
are forever.**

# WHAT TO DO IF YOU RECEIVE IMAGES

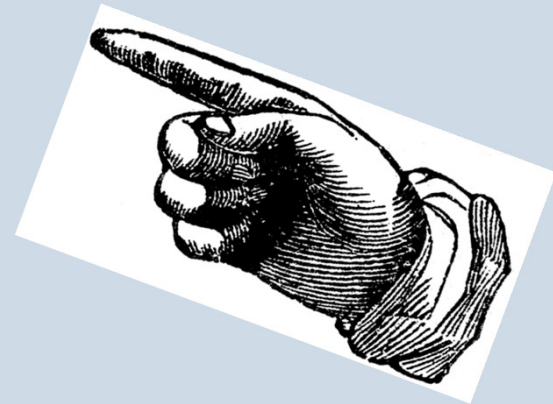
- Teen sexting laws prohibit both sending and receiving of explicit images. However, it isn't really possible to prevent someone else from sending you a photo. Because of that, sexting laws typically prohibit **“RECEIVING and KEEPING”** any explicit images.
- If, for example, a teen receives an explicit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

A red circular button with a white border and a slight shadow, containing the text "act now" in white lowercase letters.

act  
now

# 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=q9KWVhbrG6A&feature=em-share\\_video\\_user](https://www.youtube.com/watch?v=q9KWVhbrG6A&feature=em-share_video_user)

# A THIN LINE

A yellow horizontal line is drawn across the text 'A THIN LINE'. The line is solid and extends from the left edge of the text to the right edge, where it ends in a scribbled, tangled pattern.

delete / forward





# QUESTIONS...



## FAYETTEVILLE PD YS/SVU

Office: (910) 433-1851

## CCSO SVU

Office: (910) 323-1500



# RESPONSIBLE YOUTH INITIATIVE

## A COLLABORATION OF:

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