

**BILL SUMMARY**  
1<sup>st</sup> Session of the 59<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>HB2535</b>
<b>Version:</b>	<b>FA1</b>
<b>Request Number:</b>	<b>8013</b>
<b>Author:</b>	<b>Rep. Williams</b>
<b>Date:</b>	<b>3/21/2023</b>
<b>Impact:</b>	<b>No negative impact</b>

**Research Analysis**

The FA1 to HB 2535 provides that the definition of "harmful to minors" as used to determine obscenity and child pornography is to be the same definition used in the statutes related to the display of materials harmful to minors.

**CHANGES MADE IN THE FLOOR SUBSTITUTE:**

The measure removes all previous language. The measure modifies the penalty for the display of material harmful to minors by a commercial establishment by providing for imprisonment for up to 1 year in the county jail and increases the fine to up to \$1,000 for a first offense. The penalty for second and subsequent offenses is increased to a felony, punishable by up to 5 years imprisonment and up to a \$5,000 fine.

Prepared By: Brad Wolgamott

**Fiscal Analysis**

This measure modifies the penalties for the display of material that is harmful to minors. In its current form, HB2535 has the potential to increase fine revenue collected while also increasing incarcerations, however it is not anticipated to have a negative impact on state budget or appropriations.

Prepared By: Robert Flipping IV, House Fiscal Staff

**Other Considerations**

None.