

00-R -1961

(Do Not Write Above This Line)

*C. J. ...*  
 A RESOLUTION REQUESTING THAT THE GEORGIA GENERAL ASSEMBLY ENACT A CHILD SEXUAL COMMERCE PREVENTION ACT IN 2001, TO AMEND THE GEORGIA CRIMINAL CODE TO BOTH INCREASE THE PENALTIES AVAILABLE FOR TRAFFICKING IN CHILDREN FOR SEXUAL COMMERCE AND TO EXPAND THE TYPES OF CONDUCT SUBJECT TO CRIMINAL PENALTY; AND FOR OTHER PURPOSES. ADOPTED BY *unanimously*

NOV 20 2000

COUNCIL

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_  
 Referred to \_\_\_\_\_

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

FINAL COUNCIL ACTION

2nd  1st & 2nd  3rd

Readings

Consent  V Vote  RC Vote

CERTIFIED

**CERTIFIED**  
 NOV 20 2000

ATLANTA CITY COUNCIL PRESIDENT

*Robert A. Parker*

**CERTIFIED**  
 NOV 20 2000

*Rose Blaine Johnson*  
MUNICIPAL CLERK

MAYOR'S ACTION

**APPROVED**

NOV 20 2000

MAYOR

*James E. Cox*



A RESOLUTION

BY COUNCILMEMBER CATHY WOOLARD

*Handwritten signatures of Council Members: Cathy Woolard, Clota Hruslow, D. E. Carly, Wade Miller, Thomas, Henry Dancy, Jimmie M. Jones, Alicia Lopez, Dem' Strawn, Lee Morris, Clair Muller*

*Handwritten signature of Mayor C. T. Martin*

A RESOLUTION REQUESTING THAT THE GEORGIA GENERAL ASSEMBLY ENACT A CHILD SEXUAL COMMERCE PREVENTION ACT IN 2001, TO AMEND THE GEORGIA CRIMINAL CODE TO BOTH INCREASE THE PENALTIES AVAILABLE FOR TRAFFICKING IN CHILDREN FOR SEXUAL COMMERCE AND TO EXPAND THE TYPES OF CONDUCT SUBJECT TO CRIMINAL PENALTY; AND FOR OTHER PURPOSES.

WHEREAS, the Atlanta Women's Foundation and the Fulton County Court Appointed Special Advocates program recently held a summit to raise awareness of the increasing problem of child prostitution in Atlanta and Fulton County; and

WHEREAS, advocates are requesting that the Georgia General Assembly pass new legislation that would create harsher penalties for perpetrators and that would make the sexual exploitation of children a felony, as opposed to a misdemeanor; and

WHEREAS, the City Council recognizes the need to better protect children from sexual exploitation.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF ATLANTA, GEORGIA, as follows:

SECTION 1: That the City Council respectfully requests that the Georgia General Assembly support the enactment of a Child Sexual Commerce Prevention Act in 2001, to amend the Georgia criminal code to both increase the penalties available for trafficking in children for sexual commerce and to expand the types of conduct subject to criminal penalty.

SECTION 2: That the City Council asks the Mayor or his designee to amend the city's 2001 legislative package for the Georgia General Assembly to include this resolution.

SECTION 3: That all resolutions in conflict herewith are hereby repealed.

A true copy,  
*Rhonda Daughin Johnson*  
Municipal Clerk, CMC

ADOPTED by the Council  
APPROVED by the Mayor

November 20, 2000  
November 28, 2000

1 **HB \_\_\_\_\_ --Criminal Law; Child Sexual Commerce Prevention Act of 2000**  
2 [Sponsor's Last Name, Sponsor's First Name] (\_\_\_ Dist.)  
3

4  
5 **HB \_\_\_\_\_**  
6  
7 **LC \_\_\_\_\_**

8 **A BILL TO BE ENTITLED**  
9 **AN ACT**

10  
11 To amend the Georgia Criminal Code to both increase the penalties available  
12 for trafficking in children for sexual commerce and to expand the types of  
13 conduct subject to criminal penalty.  
14

15 The Georgia General Assembly acknowledges that children are increasingly  
16 induced, coerced or compelled to perform sexual acts for the financial  
17 benefit of third parties. To express its abhorrence for these practices and  
18 to better protect children from sexual exploitation, the General Assembly now  
19 provides as follows:  
20

21 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

22  
23 **SECTION 1.**

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25 Code Section 16-6-9 of the Official Code of Georgia Annotated, relating to  
26 prostitution, is amended to read as follows:  
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28 "A person commits the offense of prostitution when he performs or offers or  
29 consents to perform a sexual act, including sexual intercourse, for money or  
30 other items of value."  
31

32  
33 **SECTION 2.**

34  
35 Code Section 16-6-13(b) of the Official Code of Georgia Annotated, relating  
36 to penalties for violating Code Sections 16-6-9 through 16-6-12 to read as  
37 follows:  
38

39 "(b) A person convicted of pimping or pandering when the offense involves the  
40 pimping for or the solicitation of a person under the age of 18 years to  
41 perform an act of prostitution or the assembly of two or more persons under  
42 the age of 18 at a fixed place for the purpose of being solicited by others  
43 to perform an act of prostitution shall be guilty of a felony and shall be  
44 imprisoned for a period of not less than five nor more than twenty years,  
45 provided that the minimum sentence shall be increased by two years for each  
46 year in age below 17 years that the individual or individuals who form the  
47 basis of a person's conviction hereunder is at the time the offense is  
48 committed. Such individual may be fined not less than \$2,500 nor more than  
49 \$10,000 plus three times all proceeds that the individual has received from  
50 any acts of pimping or pandering. Adjudication of guilt or imposition of a  
51 sentence for a second or subsequent offense of pimping for or pandering  
52 involving a person under the age of 17 years pursuant to this subsection,

1 including a plea of nolo contendere, shall not be suspended, probated,  
2 deferred or withheld."  
3

4  
5 Section 4

6 Code Section 16-6-14 of the Official Code of Georgia Annotated, relating to  
7 pandering by compulsion, is amended by replacing the word "female" with  
8 "person".  
9

10  
11 Section 5

12 This Act shall become effective upon its approval by the Governor or upon its  
13 becoming law without such approval.  
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15  
16 SECTION 6.

17 All laws and parts of laws in conflict with this Act are repealed.  
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