



CHAPTER 14  
ARTICLE 26 - OFFENSES AGAINST PUBLIC MORALITY AND DECENCY

N.C.G.S. § 14-190.16.

First degree sexual exploitation of a minor.

|                                                                                    |                                                                                   |                                           |                                                                                              |
|------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------|-------------------------------------------|----------------------------------------------------------------------------------------------|
| SOURCE<br>General Statutes of North Carolina, as published by the General Assembly | LAST AMENDMENT IN THIS TEXT<br>S.L. 2024-37, s. 2(b) — seventh act in the lineage | RETRIEVED<br>21 September 2026, 04:19 UTC | SOURCE FINGERPRINT<br>71626c0c1bdccdf36245267a - f517582eaa2ce1d584b20d89 - 713418df13527c92 |
|------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------|-------------------------------------------|----------------------------------------------------------------------------------------------|

- § 14-190.16(a)      Offense. - A person commits the offense of first degree sexual exploitation of a minor if, knowing the character or content of the material or performance, the person does any of the following:
- (1)      Uses, employs, induces, coerces, encourages, or facilitates a minor to engage in or assist others to engage in sexual activity for a live performance or for the purpose of producing material that contains a visual representation depicting this activity.
  - (2)      Permits a minor under his custody or control to engage in sexual activity for a live performance or for the purpose of producing material that contains a visual representation depicting this activity.
  - (3)      Transports or finances the transportation of a minor through or across this State with the intent that the minor engage in sexual activity for a live performance or for the purpose of producing material that contains a visual representation depicting this activity.
  - (4)      Records, photographs, films, develops, or duplicates for sale or pecuniary gain material that contains a visual representation depicting a minor engaged in sexual activity.
  - (5)      Creates for sale or pecuniary gain material created, adapted, or modified to appear that an identifiable minor is engaged in sexual activity.
  - (6)      Creates for sale or pecuniary gain a child sex doll of an identifiable minor.

§ 14-190.16(b)

Inference. - In a prosecution under this section, the trier of fact may infer that a participant in sexual activity whom material through its title, text, visual representations, or otherwise represents or depicts as a minor is a minor.

§ 14-190.16(c) Mistake of Age. - Mistake of age is not a defense to a prosecution under this section.

§ 14-190.16(d) Punishment and Sentencing. - A violation of subdivision (a)(5) or subdivision (a)(6) of this section is a Class D felony. Any other violation of this section is a Class C felony.

CLASS D / C FELONY

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I  
7 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

|    | 1985                            |                            |  |  | 2005                                   |  |  |  | 2024 |
|----|---------------------------------|----------------------------|--|--|----------------------------------------|--|--|--|------|
|    | TICK HEIGHT = ACTS IN THAT YEAR |                            |  |  | DASHED = RECODIFICATION, NOT AMENDMENT |  |  |  |      |
| Nº | YEAR                            | ACT                        |  |  | CHARACTER                              |  |  |  |      |
| 01 | 1985                            | c. 703, s. 9               |  |  | ENACTED                                |  |  |  |      |
| 02 | 1993                            | c. 539, s. 1196            |  |  | AMENDED                                |  |  |  |      |
| 03 | 1994                            | Ex. Sess., c. 24, s. 14(c) |  |  | AMENDED                                |  |  |  |      |
| 04 | 1995                            | c. 507, s. 19.5(o)         |  |  | AMENDED                                |  |  |  |      |
| 05 | 2008                            | S.L. 2008-117, s. 3        |  |  | AMENDED                                |  |  |  |      |
| 06 | 2008                            | S.L. 2008-218, s. 2        |  |  | AMENDED                                |  |  |  |      |
| 07 | 2024                            | S.L. 2024-37, s. 2(b)      |  |  | AMENDED                                |  |  |  |      |

APPARATUS III

Citation

FULL SECTION  
N.C. Gen. Stat. § 14-190.16 (2024).

PINPOINT  
N.C. Gen. Stat. § 14-190.16(a) (2024).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

## COLOPHON

## Provenance

This document reproduces the text of one section of the General Statutes of North Carolina from a source file whose SHA-256 digest is printed on every page. The digest fixes the bytes this export was made from; if the State's file changes, the digest will not match.

The text of the section is unaltered. Subsection designators have been moved from the run of text into the margin. The amendment history and the table of authorities are derived from the section by mechanical extraction — they add no characterization of the law.

This is not the official text. The official text is published by the General Assembly of North Carolina.

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1985, c. 703, s. 9; 1993, c. 539, s. 1196; 1994, Ex. Sess., c. 24, s. 14(c); 1995, c. 507, s. 19.5(o); 2008-117, s. 3; 2008-218, s. 2; 2024-37, s. 2(b).)

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