

**Appendix A: Child Sexual Assault Reporting Requirements**

| Activity  | Report Required | Source  |
|---|-----------------|---|
| Minor under age 14: consensual sexual activity with minor partner under age 14 and of similar age, and additional facts do not suggest abuse.<br>This includes minors under age 14 who seek medical treatment for STDs, pregnancy, or abortion, where practitioners believe these conditions are the result of consensual sexual activity, and additional facts do not suggest abuse. | NO              | <i>Planned Parenthood Affiliates of CA v. Van de Kamp</i><br><br><i>People v. Stockton Pregnancy Control Medical Clinic</i><br><br>67 Ops. Atty. Gen. 235, 6-1-84 |
| Minor under age 14: Consensual sexual activity with partner age 14 or over, and additional facts do not suggest abuse   | YES             | Cal. Pen Code § 288(a)<br>Cal. Penal Code § 11165.1(a)<br><i>In re Paul C.</i>  |
| Minor age 14 or 15: Consensual sexual activity with partner at least 10 years older, and additional facts do not suggest abuse  | YES             | Cal. Pen Code § 288(a)<br>Cal. Penal Code § 11165.1(a)  |
| Minor age 14 or over: consensual sexual activity with minor partner age 14 or over and of similar age, and additional facts do not suggest abuse.   | NO              | Imputed from lack of requirement for younger minors, legislative silence on the issue, and holding in <i>People v. Stockton</i>                                   |
| Minor under age 16: consensual sexual intercourse (statutory rape) with partner age 21 or older, and additional facts do not suggest abuse.   | YES             | Cal. Pen Code § 261.5(d)<br>Cal. Penal Code § 11165.1(a)  |
| Minors age 14 or over but younger than age 16: Consensual sexual activity with person under 21, and additional facts do not suggest abuse.  | NO              | Not specifically mandated by new reporting law  |
| Minor age 16 or over: consensual sexual activity with adult of any age, and additional facts do not suggest abuse.  | NO              | Not specifically mandated by new reporting law  |
| Other situations where provider knows or has a reasonable suspicion that there has been sexual assault, as defined in the statute.  | YES             | Cal. Penal Code § 11165.1(a)  |