

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

A Bill

Act 532 of 2001
HOUSE BILL 1465

5 By: Representative Jones
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For An Act To Be Entitled

9 AN ACT TO ENABLE CHILD PROTECTION VIDEOTAPING; AND
10 FOR OTHER PURPOSES.

Subtitle

13 TO ENABLE CHILD PROTECTION VIDEOTAPING.
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16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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18 SECTION 1. Arkansas Code 5-16-101 is amended to read as follows:
19 5-16-101. Crime of video voyeurism.

20 (a) It is unlawful to use any camera, videotape, photo-optical, photo-
21 electric, or any other image recording device for the purpose of secretly
22 observing, viewing, photographing, filming, or videotaping a person present
23 in a residence, place of business, school, or other structure, or any room or
24 particular location within that structure, where that person is in a private
25 area out of public view, has a reasonable expectation of privacy, and has not
26 consented to the observation.

27 (b) A violation of this section is a Class D felony.

28 (c) The provisions of this section shall not apply to any of the
29 following:

30 (1) Video recording or monitoring conducted pursuant to a court
31 order from a court of competent jurisdiction;

32 (2) Security monitoring operated by or at the direction of an
33 occupant of a residence;

34 (3) Security monitoring operated by or at the direction of the
35 owner or administrator of a place of business, school, or other structure;

36 (4) Security monitoring operated in motor vehicles used for

1 public transit;

2 (5) Security monitoring and observation associated with
3 correctional facilities, regardless of the location of the monitoring
4 equipment; ~~and~~

5 (6) Video recording or monitoring conducted by law enforcement
6 officers within the official scope of their duties; and

7 (7) Videotaping pursuant to § 12-12-508(b).

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APPROVED: 3/01/2001

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