

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

As Engrossed: S3/14/11
A Bill

SENATE BILL 214

5 By: Senator L. Chesterfield
6

7 **For An Act To Be Entitled**

8 AN ACT TO ESTABLISH THE CRIME OF CYBERBULLYING; AND
9 FOR OTHER PURPOSES.
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11 **Subtitle**

12 TO ESTABLISH THE CRIME OF CYBERBULLYING.
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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 Title 5, Chapter 71, Subchapter 2 is amended
19 to create a new section to read as follows:

20 5-71-217. Cyberbullying.

21 (a) As used in this section:

22 (1) "Communication" means the electronic communication of
23 information of a person's choosing between or among points specified by the
24 person without change in the form or content of the information as sent and
25 received; and

26 (2) "Electronic means" means any textual, visual, written, or
27 oral communication of any kind made through the use of a computer online
28 service, Internet service, telephone, or any other means of electronic
29 communication, including without limitation to a local bulletin board
30 service, an Internet chat room, electronic mail, a social networking site, or
31 an online messaging service.

32 (b) A person commits the offense of cyberbullying if:

33 (1) He or she transmits, sends, or posts a communication
34 by electronic means with the purpose to frighten, coerce, intimidate,
35 threaten, abuse, harass, or alarm another person; and



1 (2) The transmission was in furtherance of severe, repeated, or
2 hostile behavior toward the other person.

3 (c) The offense of cyberbullying may be prosecuted in the county where
4 the defendant was located when he or she transmitted, sent, or posted a
5 communication by electronic means, in the county where the communication by
6 electronic means was received by the person, or in the county where the
7 person targeted by the electronic communications resides.

8 (d) Cyberbullying is a Class B misdemeanor.

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10 /s/L. Chesterfield
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