

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

A Bill

HOUSE BILL 1349

5 By: Representative Harris
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For An Act To Be Entitled

8 AN ACT CONCERNING THE USE OF AN UNMANNED VEHICLE OR
9 AIRCRAFT TO COMMIT THE OFFENSE OF VOYEURISM OR VIDEO
10 VOYEURISM; AND FOR OTHER PURPOSES.
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Subtitle

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13 CONCERNING THE USE OF AN UNMANNED VEHICLE
14 OR AIRCRAFT TO COMMIT THE OFFENSE OF
15 VOYEURISM OR VIDEO VOYEURISM.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 5-16-101(b), concerning the offense of
22 video voyeurism, is amended to read as follows:

23 (b) It is unlawful to knowingly use an unmanned vehicle or aircraft, a
24 camcorder, a motion picture camera, a photographic camera of any type, or
25 other equipment that is concealed, flown in a manner to escape detection, or
26 disguised to secretly or surreptitiously videotape, film, photograph, record,
27 or view by electronic means a person:

28 (1) For the purpose of viewing any portion of the person's body
29 that is covered with clothing and for which the person has a reasonable
30 expectation of privacy;

31 (2) Without the knowledge or consent of the person being
32 videotaped, filmed, photographed, recorded, or viewed by electronic means;
33 and

34 (3) Under circumstances in which the person being videotaped,
35 filmed, photographed, recorded, or viewed by electronic means has a
36 reasonable expectation of privacy.



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 2 SECTION 2. Arkansas Code § 5-16-102(b), concerning the offense of
 3 voyeurism, is amended to read as follows:

4 (b) A person commits the offense of voyeurism if for the purpose of
 5 sexual arousal or gratification, he or she knowingly:

6 (1) Without the consent of each person who is present in the
 7 private place, personally or through the use of an unmanned vehicle or
 8 aircraft, looks into a private place that is, or is part of, a public
 9 accommodation and in which a person may reasonably be expected to be nude or
 10 partially nude; or

11 (2) Enters personally or through the use of an unmanned vehicle
 12 or aircraft another person's private property without the other person's
 13 consent and looks into any person's dwelling unit if all of the following
 14 apply:

15 (A) The person looks into the dwelling with the ~~intent~~
 16 purpose to intrude upon or interfere with a person's privacy;

17 (B) The person looks into a part of the dwelling in which
 18 an individual is present;

19 (C) The individual present has a reasonable expectation of
 20 privacy in that part of the dwelling; and

21 (D) The individual present does not consent to the
 22 person's looking into that part of the dwelling.

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