

ARKANSAS SENATE
83rd General Assembly - Regular Session, 2001
Amendment Form

Subtitle of Senate Bill No. 975

"AN ACT TO ADDRESS COMPUTER CRIMES."

Amendment No. 1 to Senate Bill No. 975.

Amend Senate Bill No. 975 as originally introduced:

Add Senator B. Walker as a co-sponsor

AND

Page 2, line 33, delete "person knowingly" and substitute "person:
(1) Knowingly"

AND

Page 3, line 2, delete "computer program, or file," and substitute "computer program or file,"

AND

Page 3, line 4, delete "conduct." and substitute "conduct; or
(2) Knowingly possesses or views through any means, including on the Internet, any photograph, film, videotape, computer program or file, computer-generated image, video game, or any other reproduction, which depicts a child engaging in sexually explicit conduct."

AND

Page 3, line 11, delete "in the first degree"

AND

Page 3, line 27, delete "in the first degree"

AND

Page 3, delete lines 28 through 36 and substitute:
"felony.

5-27-604. Failure to report computer child pornography.

(a) A person commits failure to report computer child pornography if the person:

(1) Is the owner, operator, or employee of a computer online service, internet service, or bulletin board service; and

(2) The person knowingly fails to notify law-enforcement officials that a subscriber is using the service to commit a violation of § 5-27-603.

(b) Failure to report computer child pornography is a Class A misdemeanor."

AND

Page 4, line 2, delete "5-27-604" and substitute "5-27-605"

AND

Page 4, line 20, delete "Exploitation" and substitute "Computer exploitation"

AND

Page 4, line 23, delete "5-27-605" and substitute "5-27-606"

AND

Page 4, line 29, delete "5-27-606" and substitute "5-27-607"

AND

Page 9, delete line 36 and substitute:

"(a) A person commits an unlawful act involving electronic mail if, with the purpose to devise or execute a scheme to defraud or illegally obtain property, the person:

(1) Knowingly and with the purpose to transmit or cause to be transmitted the item of electronic mail to the electronic mail address of one (1) or more recipients without their knowledge of or consent to the transmission falsifies or forges any data, information, image, program, signal, or sound that:

(A) Is contained in the header, subject line, or routing instructions of an item of electronic mail; or

(B) Describes or identifies the sender, source, point of origin, or path of transmission of an item of electronic mail;"

AND

Page 10, delete lines 1 through 10

AND

Page 11, line 2, delete "Class A" and substitute "Class D felony."

AND

Page 11, delete lines 3 through 6

AND

Page 12, line 10, delete "in the first degree"

The Amendment was read the first time, rules suspended and read the second time and _____

**By: Senator K. Smith
MG/VJF - 031520011002
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Secretary