

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: H2/24/99 S3/10/99

A Bill

HOUSE BILL 1622

5 By: Representatives Angel, French, Horn, Ammons, J. Jeffress, G. Jeffress, Salmon, Dees, Judy,
6 Agee, Gullett, Carson, Gillespie, Green, M. Smith, Prater
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For An Act To Be Entitled

10 "AN ACT TO CREATE THE CRIME OF VIDEO VOYEURISM; AND
11 FOR OTHER PURPOSES. "

Subtitle

14 "TO CREATE THE CRIME OF VIDEO VOYEURISM. "

17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

19 SECTION 1. (a) It is unlawful to use any camera, video tape photo-
20 optical, photo-electric, or any other image recording device for the purpose
21 of secretly observing, viewing, photographing, filming, or video taping a
22 person present in a residence, place of business, school, or other structure,
23 or any room or particular location within that structure, where that person is
24 in a private area out of public view, has a reasonable expectation of privacy,
25 and has not consented to the observation.

26 (b) The violation of this act is a Class D felony.

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

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

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

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

35 (4) Security monitoring operated in motor vehicles used for
36 public transit;

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

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

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7 SECTION 2. All provisions of this act of a general and permanent nature
8 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
9 Revision Commission shall incorporate the same in the Code.

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11 SECTION 3. If any provision of this act or the application thereof to
12 any person or circumstance is held invalid, such invalidity shall not affect
13 other provisions or applications of the act which can be given effect without
14 the invalid provision or application, and to this end the provisions of this
15 act are declared to be severable.

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17 SECTION 4. All laws and parts of laws in conflict with this act are
18 hereby repealed.

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/s/ Angel

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