

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 84th General Assembly  
3 Regular Session, 2003

# A Bill

HOUSE BILL 2361

4  
5 By: Representatives Wood, Adams, Scroggin

## For An Act To Be Entitled

9 AN ACT TO AMEND THE CRIMINAL LAWS PERTAINING TO  
10 CABLE TELEVISION AND COMMUNICATION SERVICES; AND  
11 FOR OTHER PURPOSES.

## Subtitle

14 AN ACT TO AMEND THE CRIMINAL LAWS  
15 PERTAINING TO CABLE TELEVISION AND  
16 COMMUNICATION SERVICES.

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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 § 5-37-401 is amended to read as follows:

22 5-37-401. ~~Definition~~ Definitions.

23 ~~As used in this section, unless the context otherwise requires, "cable~~  
24 ~~television company" or "company" means any franchised or other duly licensed~~  
25 ~~company which is operated or intended to be operated to perform the service~~  
26 ~~of receiving and amplifying the signals broadcast by one (1) or more~~  
27 ~~television stations and redistributing the signals by wire, cable, or other~~  
28 ~~device or means for accomplishing the redistribution, to members of the~~  
29 ~~public who subscribe to the service, or distributing through the company's~~  
30 ~~antennae, poles, wires, cables, conduits or other property used in providing~~  
31 ~~service to its subscribers and customers any television signals whether~~  
32 ~~broadcast or not.~~

33 As used in this subchapter, unless the context otherwise requires:

34 (1) "Communication device" means

35 (A) Any type of electronic mechanism, transmission lines or  
36 connections and appurtenances thereto, instrument, device, machine,



1 equipment, technology or software that is capable of intercepting,  
 2 transmitting, re-transmitting, acquiring, decrypting or receiving any  
 3 communication service, including the receipt, acquisition, interception,  
 4 transmission, re-transmission or decryption of communication service provided  
 5 by or through any cable television, fiber optic, telephone, satellite,  
 6 microwave, data transmission, radio, Internet-based, or wireless distribution  
 7 network, system or facility; and

8 (B) Any component thereof, including any computer circuit,  
 9 splitter, connectors, switches, transmission hardware, security module, smart  
 10 card, software, computer chip, electronic mechanism or any component,  
 11 accessory or part of any communication device which is capable of  
 12 facilitating the interception, transmission, re-transmission, decryption,  
 13 acquisition or reception of any communication service; and

14 (2) "Communication service" means:

15 (a) Any service lawfully provided for a charge or compensation  
 16 to facilitate the lawful origination, transmission, emission or reception of  
 17 signs, signals, data, writings, images and sounds or intelligence of any  
 18 nature by telephone, including cellular or other wireless telephones, wire,  
 19 wireless, radio, electromagnetic, photoelectronic or photo-optical systems,  
 20 networks or facilities; and

21 (b) Any service lawfully provided by any cable television,  
 22 radio, telephone, fiber optic, photo-optical, electromagnetic, photoelectric,  
 23 satellite, microwave, data transmission, wireless or Internet-based  
 24 distribution system, network or facility, including, but not limited to, any  
 25 and all electronic, data, video, audio, Internet access, telephonic,  
 26 microwave and radio communications, transmissions, signals and services, and  
 27 any such communications, transmissions, signals and services lawfully  
 28 provided directly or indirectly by or through any of the aforementioned  
 29 systems, networks or facilities.

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