

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

SENATE BILL 493

5 By: Senators D. Sanders, J. English, Rice, Hester, Elliott, Maloch, E. Cheatham
6 By: Representatives Shepherd, Davis
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE DEFINITION OF THE OFFENSE OF
10 COMPUTER FRAUD TO INCLUDE EXTORTION USING RANSOMWARE;
11 AND FOR OTHER PURPOSES.
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Subtitle

14 TO AMEND THE DEFINITION OF THE OFFENSE OF
15 COMPUTER FRAUD TO INCLUDE EXTORTION USING
16 RANSOMWARE.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 1 SECTION 1. Arkansas Code § 5-41-102, concerning definitions involving
23 computer fraud, computer systems, and networks, is amended to add an
24 additional subdivision to read as follows:

25 (12) "Ransomware" means a computer contaminant or lock that
26 restricts access by an authorized person to a computer, computer system,
27 computer network, or any data in a computer, computer system, or computer
28 network under circumstances in which a person demands money, property, or a
29 service to remove the computer contaminant or lock, restore access to the
30 computer, computer system, computer network, or data, or otherwise remediate
31 the impact of the computer contaminant or lock.
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33 SECTION 2. Arkansas Code § 5-41-103 is amended to read as follows:
34 5-41-103. Computer fraud or extortion.

35 (a) A person commits computer fraud or extortion if:

36 (1) the ~~The~~ person ~~intentionally~~ purposely accesses or causes to



1 be accessed any computer, computer system, computer network, or any part of a
2 computer, computer system, or computer network for the purpose of:

3 ~~(1)(A)~~ Devising or executing any scheme or artifice to
4 defraud or extort; or

5 ~~(2)(B)~~ Obtaining money, property, or a service with a
6 false or fraudulent ~~intent~~ purpose, representation, or promise; or

7 (2) Knowingly introduces or installs or causes to be introduced
8 or installed on another person's computer, computer system, or computer
9 network ransomware with the purpose to defraud or extort money, property, or
10 a service from another person.

11 (b) Computer fraud or extortion is a Class D felony.

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13 SECTION 3. Arkansas Code § 21-15-111(f)(34), concerning background
14 checks and disqualifying offenses for certain financial or information
15 technology positions with the state, is amended to read as follows:

16 (34) Computer fraud or extortion, as prohibited in § 5-41-103;

17
18 SECTION 4. Arkansas Code § 21-15-112(f)(34), concerning background
19 checks and disqualifying offenses for certain financial or information
20 technology positions with the states, is amended to read as follows:

21 (34) Computer fraud or extortion, as prohibited in § 5-41-103;

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