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SB 134 Reengrossed

DIGEST
2026 Regular Session

Kleinpeter

Present law relative to the crime of "sexting" prohibits a person under the age of 17 years from knowingly and voluntarily using a computer or telecommunication device to transmit an indecent visual depiction of himself to another person. Present law also prohibits a person under the age of 17 from knowingly possessing or transmitting an indecent visual depiction that was transmitted by another person under the age of 17 in violation of present law.

Proposed law retains present law.

Present law makes it unlawful for a person to produce, promote, advertise, distribute, possess, or possess with the intent to distribute child sexual abuse materials.

Proposed law retains present law but provides that, when a person who is otherwise in violation of present law relative to child sexual abuse materials is under the age of 17 years, the provisions of present law relative to "sexting" will apply to the offense if he does any of the following unless he committed the offense with the intent to obtain any thing of value or secure a privilege or advantage or cause emotional distress to the person in the image:

- (1) Knowingly and voluntarily transmits an indecent visual depiction of himself using a computer or telecommunication device.
- (2) Receives or possesses an indecent visual depiction of a person that was transmitted by the person depicted in the image.

Effective August 1, 2026.

(Adds R.S. 14:81.1(A)(3))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary C to the original bill

1. Apply proposed law to third parties providing indecent images.

Senate Floor Amendments to engrossed bill

1. Provide an exception to the present law relative to child sexual abuse materials.

2. Define "indecent visual depiction".
3. Remove application of proposed law to third parties.