

SENATE BILL NO. 134

BY SENATOR KLEINPETER

1 AN ACT

2 To enact R.S. 14:81.1(A)(3), relative to offenses affecting the public morals; to provide  
3 relative to child sexual abuse materials; to provide that the crime of child sexual  
4 abuse materials does not apply to persons under the age of seventeen under certain  
5 circumstances; to provide relative to the crime of "sexting"; to provide relative to  
6 definitions; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 14:81.1(A)(3) is hereby enacted to read as follows:

9 §81.1. Child sexual abuse materials

10 A.(1) \* \* \*

11 **(3)(a) When a person who is under the age of seventeen years violates**  
12 **Paragraph (A)(1) of this Section by either of the following acts, the provisions**  
13 **of R.S. 14:81.1.1 relative to the crime of "sexting" shall govern the offense,**  
14 **unless the person committed the offense with the intent to obtain anything of**  
15 **value, secure a privilege or advantage, or harass or cause emotional distress to**  
16 **any person:**

17 **(i) Using a computer or telecommunication device to knowingly and**  
18 **voluntarily transmit an indecent visual depiction of himself.**

19 **(ii) Receiving or possessing an indecent visual depiction of a person that**  
20 **was transmitted by the person depicted in the image.**

