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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Alden A. Clement, Jr.

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DIGEST

Adley (SB 686)

Present law creates and defines the crime of obscenity.

Proposed law retains present law and adds to the definition of obscenity the transmission or causing to be transmitted by a person, knowing the content of a text message to be sexually explicit as defined in proposed law, of an unsolicited text message to a wireless telecommunications device of one or more persons within this state that contains sexually explicit materials.

Proposed law defines "sexually explicit" as the graphic depiction of sex, including but not limited to sexual audio, text, or images, depiction of sexual activity, nudity, or sexually oriented language.

Proposed law defines "wireless telecommunications device" as a cellular telephone, a text-messaging device, a personal digital assistant, a tablet computer, or any other substantially similar wireless device.

Effective August 1, 2012.

(Amends R.S. 14:106(A)(7)(a); adds R.S. 14:106(A)(8))