
The original instrument was prepared by Alden A. Clement, Jr. The following digest, which does not constitute a part of the legislative instrument, was prepared by Tammy Crain-Waldrop.

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 and is obscene as defined in R.S. 14:106(A)(3)(b).

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.

Proposed law states that anyone who violates the provisions of proposed law may be fined not less than \$100 nor more than \$500 and such fine shall be deposited into a special fund to address the needs of victims of sexual abuse.

Effective August 1, 2012.

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

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill

1. Changes the definition of "sexually explicit".
2. Provides for penalties.