

CS FOR SENATE BILL NO. 119(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 3/29/05

Referred: Finance

Sponsor(s): SENATORS FRENCH, Kookesh, Bunde, Dyson, Huggins, Seekins, Wilken, Davis, Elton, Ellis, Green, Olson, Stedman, Cowdery, Guess, Therriault, Wagoner

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to dissemination of indecent material to minors."**

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 * **Section 1.** AS 11.61 is amended by adding a new section to read:

4 **Sec. 11.61.128. Electronic distribution of indecent material to minors.** (a)

5 A person commits the crime of electronic distribution of indecent material to minors if
6 the person, being 18 years of age or older, knowingly distributes to another person by
7 computer any material that depicts an act described in AS 11.41.455(a)(1) - (7) and

8 (1) the other person is a child under 16 years of age; or

9 (2) the person believes that the other person is a child under 16 years
10 of age.

11 (b) In this section, it is not a defense that the victim was not actually under 16
12 years of age.

13 (c) Except as provided in (d) of this section, electronic distribution of indecent
14 material to minors is a class C felony.

15 (d) Electronic distribution of indecent material to minors is a class B felony if

1 the defendant was, at the time of the offense, required to register as a sex offender or
2 child kidnapper under AS 12.63 or a similar law of another jurisdiction.

3 * **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to
4 read:

5 **APPLICABILITY.** This Act applies to offenses occurring on or after the effective
6 date of this Act.