

and

Wilkerson of the Senate

An Act relating to crimes and punishments; amending 21 O.S. 1991, Section 1953, as amended by Section 427, Chapter 133, O.S.L. 1997 (21 O.S. Supp. 1999, Section 1953), which relates to computer crimes; prohibiting use of computer to threaten or harass other persons; establishing class of crimes; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 21 O.S. 1991, Section 1953, as amended by Section 427, Chapter 133, O.S.L. 1997 (21 O.S. Supp. 1999, Section 1953), is amended to read as follows:

Section 1953. A. It shall be unlawful to:

1. Willfully, and without authorization, gain or attempt to gain access to and damage, modify, alter, delete, destroy, copy, make use of, disclose or take possession of a computer, computer system, computer network or any other property-;

2. Use a computer, computer system, computer network or any other property as hereinbefore defined for the purpose of devising or executing a scheme or artifice with the intent to defraud, deceive, extort or for the purpose of controlling or obtaining money, property, services or other thing of value by means of a false or fraudulent pretense or representation-;

3. Willfully exceed the limits of authorization and damage, modify, alter, destroy, copy, delete, disclose or take possession of a computer, computer system, computer network or any other property-;

4. Willfully and without authorization, gain or attempt to gain access to a computer, computer system, computer network or any other property-~~i~~;

5. Willfully and without authorization use or cause to be used computer services-~~i~~;

6. Willfully and without authorization disrupt or cause the disruption of computer services or deny or cause the denial of access or other computer services to an authorized user of a computer, computer system or computer network-~~i~~;

7. Willfully and without authorization provide or assist in providing a means of accessing a computer, computer system or computer network in violation of this section;

8. Willfully use a computer, computer system, or computer network to annoy, abuse, threaten, or harass another person; and

9. Willfully use a computer, computer system, or computer network to put another person in fear of physical harm or death.

B. Any person convicted of violating paragraph 1, 2, 3, 6 ~~or~~ 7 or 9 of subsection A of this section shall be guilty of a felony.

C. Any person convicted of violating paragraph 4 ~~or~~ 5 or 8 of subsection A of this section shall be guilty of a misdemeanor.

SECTION 2. This act shall become effective November 1, 2000.

Passed the House of Representatives the 7th day of March, 2000.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 2000.

President of the Senate