

Bill No.: SF0087 **Effective:** **Immediately**

LSO No.: 21LSO-0069

Enrolled Act No.: SEA No. 0069

Chapter No.: 141

Prime Sponsor: Kost

Catch Title: **Voyeurism amendments.**

Subject: Amending the elements and penalties for the crime of voyeurism.

Summary/Major Elements:

- This act amends the elements of the crime of voyeurism and the penalties for voyeurism.
- This act expands the list of enumerated places where a person is prohibited from looking in a clandestine way into an area to see a person by including bedrooms and looking under the clothing that another person is wearing, regardless of whether the person is in a place where the person has a reasonable expectation of privacy.
- The act amends the elements of felony voyeurism to include the use of a camera or recording device for recording or livestreaming, and to include reference to the victim's intimate areas as an element.
- The act expands the maximum penalty for committing voyeurism with a recording device or camera from two (2) years to five (5) years.
- The act further amends the penalties for voyeurism as follows:
 - Minors who commit felony voyeurism are guilty of a status offense and subject to a fine not to exceed two fifty dollars (\$250.00);
 - Adults who commit voyeurism where the victim is a minor is guilty of a felony punishable by imprisonment not to exceed ten (10) years, a fine not to exceed five thousand dollars (\$5,000.00), or both;
 - Persons who commit misdemeanor voyeurism may be placed on probation for a period up to one year, even though the maximum term of imprisonment is only six (6) months;
 - An adult who commits a second or subsequent offense of voyeurism is subject to imprisonment not to exceed five (5) years, a fine not to exceed five thousand dollars (\$5,000.00), or both;
 - The act authorizes a court to require a defendant to successfully complete a sex-offender-treatment program as a condition of probation.

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