

SB70 INTRODUCED



1 SB70

2 CXL5CQW-1

3 By Senators Givhan, Gudger, Jones, Roberts, Hovey, Weaver

4 RFD: Veterans, Military Affairs and Public Safety

5 First Read: 13-Jan-26



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4 SYNOPSIS:

5 Under existing law, an individual is guilty of
6 transmitting obscene material to a child by computer if
7 the individual transmits material depicting actual or
8 simulated nudity, sexual conduct, or sadomasochistic
9 abuse to a child for the purpose of initiating or
10 engaging in sexual acts with the child.

11 This bill would expand the offense of
12 transmitting obscene material to a child by computer to
13 include events where an individual transmits obscene
14 material to a person the individual believes to be a
15 child.

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18 A BILL
19 TO BE ENTITLED
20 AN ACT

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22 Relating to crimes and offenses; to amend Section
23 13A-6-111, Code of Alabama 1975; to further provide for the
24 crime of transmitting obscene material to a child by computer.

25 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

26 Section 1. Section 13A-6-111, Code of Alabama 1975, is
27 amended to read as follows:

28 "§13A-6-111



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29 (a) A person is guilty of transmitting obscene material
30 to a child if the person transmits, by means of any computer
31 communication system allowing the input, output, examination,
32 or transfer of computer programs from one computer to another,
33 material which, in whole or in part, depicts actual or
34 simulated nudity, sexual conduct, or sadomasochistic abuse,
35 for the purpose of initiating or engaging in sexual acts with
36 the child or an individual the person believes to be a child.

39 (c) For purposes of determining jurisdiction, the
40 offense is committed in this state if the transmission that
41 constitutes the offense either originates in this state or is
42 received in this state.

43 (d) A person charged under this section shall be tried
44 as an adult and the record of the proceeding shall not be
45 sealed nor subject to expungement.

46 (e) ~~Transmitting obscene material of engaging in sexual~~
47 ~~intercourse, sodomy, or to engage in a sexual performance,~~
48 ~~obscene sexual performance, or sexual conduct for his or her~~
49 ~~benefit to a child~~ A violation of this section is a Class B
50 felony."

51 Section 2. This act shall become effective on October
52 1, 2026.