

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

(b) For the purposes of this section, a "child" includes any person under 17 years of age.

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

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

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

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