

CS FOR HOUSE BILL NO. 23(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SEVENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 3/28/11

Referred: Finance

Sponsor(s): REPRESENTATIVES PETERSEN AND HOLMES, Gruenberg

A BILL

FOR AN ACT ENTITLED

1 **"An Act making the installation, enabling, or use of keystroke loggers or other devices**
2 **criminal use of a computer."**

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

4 *** Section 1.** AS 11.46.740(a) is amended to read:

5 (a) A person commits the offense of criminal use of a computer if, having no
6 right to do so or any reasonable ground to believe the person has such a right, the
7 person knowingly

8 (1) accesses, causes to be accessed, or exceeds the person's authorized
9 access to a computer, computer system, computer program, computer network, or any
10 part of a computer system or network, and, as a result of or in the course of that
11 access,

12 (A) [(1)] obtains information concerning a person;

13 (B) [(2)] introduces false information into a computer,
14 computer system, computer program, or computer network with the intent to

1 damage or enhance the data record or the financial reputation of a person;

2 (C) [(3)] introduces false information into a computer,
3 computer system, computer program, or computer network and, with criminal
4 negligence, damages or enhances the data record or the financial reputation of
5 a person;

6 (D) [(4)] obtains proprietary information of another person;

7 (E) [(5)] obtains information that is only available to the public
8 for a fee;

9 (F) [(6)] introduces instructions, a computer program, or other
10 information that tampers with, disrupts, disables, or destroys a computer,
11 computer system, computer program, computer network, or any part of a
12 computer system or network; or

13 (G) [(7)] encrypts or decrypts data; or

14 (2) installs, enables, or uses a keystroke logger or other device or
15 program that has the ability to record another person's keystrokes or entries on a
16 computer; or

17 (3) uses a keystroke logger or other device or program to intercept
18 or record another person's keystrokes or entries on a computer when those
19 entries are transmitted wirelessly or by other non-wired means.