

Regular Session, 2010

SENATE BILL NO. 151

BY SENATOR ADLEY

INTERNET. Enhances the penalties for criminal and terrorists acts where the use of an Internet, virtual, street-level map is used in the commission of the crime or terrorist act. (8/15/10)

1 AN ACT

2 To enact R.S. 14:73.1(14) and 73.9, relative to computer aided crime; to prohibit the use of
3 an Internet, virtual, street-level map in the commission of a crime; to prohibit the use
4 of an Internet, virtual, street-level map in the commission or attempted commission
5 of an act of terrorism; to provide for enhanced penalties; to provide for definitions;
6 and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 14:73.1(14) and 73.9 are hereby enacted to read as follows:

9 §73.1. Definitions

10 As used in this Subpart unless the context clearly indicates otherwise:

11 * * *

12 **(14) "Internet, virtual, street-level map" means any map which contains**
13 **the picture or pictures of homes, buildings or people which are taken and**
14 **dispensed, electronically, over the Internet or by a computer network, where the**
15 **picture can be accessed by entering the address of the home, building or person.**

16 * * *

17 **§73.9 Internet, virtual, street-level map; criminal use**

1 **A. When an Internet, virtual, street-level map is used in the commission**
 2 **of a criminal offense against a person or against property, an additional period**
 3 **of not less than one year shall be imposed without the benefit of parole,**
 4 **probation, or suspension of the sentence. The additional penalty imposed**
 5 **pursuant to this Subsection shall be served consecutively to the sentence**
 6 **imposed under the provisions of the crime against the person or property.**

7 **B. When an Internet, virtual, street-level map is used in the commission**
 8 **or attempted commission of an act of terrorism, as is defined in R.S.**
 9 **14:100.12(1), an additional period of not less than ten years shall be imposed**
 10 **without the benefit of parole, probation, or suspension of the sentence. The**
 11 **additional penalty imposed pursuant to this Subsection shall be served**
 12 **consecutively to the sentence imposed under the provisions of the crime or**
 13 **crimes against the person or persons or against the property.**

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Carla S. Roberts.

DIGEST

Proposed law defines "Internet, virtual, street-level map" to mean any map which contains the picture or pictures of homes, buildings or people which are taken and dispensed, electronically, over the internet or by a computer network, where the picture can be accessed by entering the address of the home, building or person.

Proposed law provides that when an Internet, virtual, street-level map is used in the commission of a criminal offense against a person or against property, an additional period of not less than one year shall be imposed without the benefit of parole, probation, or suspension of the sentence. The additional penalty imposed shall be served consecutively to the sentence imposed for the crime against a person or property.

Present law provides that "act of terrorism" means the commission of any of the following acts when the offender has the intent to intimidate or coerce the civilian population, influence the policy of a unit of government by intimidation or coercion, or affect the conduct of a unit of government by intimidation or coercion:

- (a) Intentional killing of a human being.
- (b) Intentional infliction of serious bodily injury upon a human being.
- (c) Kidnapping of a human being.
- (d) Aggravated arson upon any structure, watercraft, or movable.
- (e) Intentional aggravated criminal damage to property.

Proposed law retains present law but creates the crime of using an Internet, virtual, street-level map where the map is used in the commission or attempted commission of an act of terrorism.

Proposed law provides that an additional sentence of not less than 10 years shall be imposed without the benefit of parole, probation, or suspension of the sentence when an Internet, virtual, street-level map where the map is used in the commission or attempted commission of an act of terrorism.

Proposed law provides that the additional 10 year penalty shall be served consecutively to the sentence imposed for the terrorist act or attempted terrorist act.

Effective August 15, 2010.

(Adds R.S. 14:73.1(14) and 73.9)