

State of Arkansas  
91st General Assembly  
Regular Session, 2017

# A Bill

SENATE BILL 493

By: Senators D. Sanders, J. English, Rice, Hester, Elliott, Maloch, E. Cheatham  
By: Representatives Shepherd, Davis

## For An Act To Be Entitled

AN ACT TO AMEND THE DEFINITION OF THE OFFENSE OF  
COMPUTER FRAUD TO INCLUDE EXTORTION USING RANSOMWARE;  
AND FOR OTHER PURPOSES.

## Subtitle

TO AMEND THE DEFINITION OF THE OFFENSE OF  
COMPUTER FRAUD TO INCLUDE EXTORTION USING  
RANSOMWARE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

1 SECTION 1. Arkansas Code § 5-41-102, concerning definitions involving  
computer fraud, computer systems, and networks, is amended to add an  
additional subdivision to read as follows:

(12) "Ransomware" means a computer contaminant or lock that restricts access by an authorized person to a computer, computer system, computer network, or any data in a computer, computer system, or computer network under circumstances in which a person demands money, property, or a service to remove the computer contaminant or lock, restore access to the computer, computer system, computer network, or data, or otherwise remediate the impact of the computer contaminant or lock.

SECTION 2. Arkansas Code § 5-41-103 is amended to read as follows:  
5-41-103. Computer fraud or extortion.

(a) A person commits computer fraud or extortion if:

(1) the The person ~~intentionally~~ purposely accesses or causes to



be accessed any computer, computer system, computer network, or any part of a computer, computer system, or computer network for the purpose of:

~~(1)(A)~~ Devising or executing any scheme or artifice to defraud or extort; or

~~(2)(B)~~ Obtaining money, property, or a service with a false or fraudulent ~~intent~~ purpose, representation, or promise; ~~or~~

(2) Knowingly introduces or installs or causes to be introduced or installed on another person's computer, computer system, or computer network ransomware with the purpose to defraud or extort money, property, or a service from another person.

(b) Computer fraud or extortion is a Class D felony.

SECTION 3. Arkansas Code § 21-15-111(f)(34), concerning background checks and disqualifying offenses for certain financial or information technology positions with the state, is amended to read as follows:

(34) Computer fraud or extortion, as prohibited in § 5-41-103;

SECTION 4. Arkansas Code § 21-15-112(f)(34), concerning background checks and disqualifying offenses for certain financial or information technology positions with the states, is amended to read as follows:

(34) Computer fraud or extortion, as prohibited in § 5-41-103;