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AZ LEGIS 189 (2000)

2000 Ariz. Legis. Serv. Ch. 189 (H.B. 2428) (WEST)

**ARIZONA 2000 LEGISLATIVE SERVICE**  
**Second Regular Session of the Forty-Fourth Legislature**

Additions are indicated by <<+ Text +>>; deletions by  
<<- Text ->>. Changes in tables are made but not highlighted.

CHAPTER 189  
**H.B. 2428**  
**COMPUTER CRIMES**

AN ACT AMENDING SECTIONS 12-731, 12-741, 13-1801, 13-1802, 13-2001, 13-2002, 13-2003 AND 13-2301, ARIZONA REVISED STATUTES; TRANSFERRING AND RENUMBERING SECTION 13-2708, ARIZONA REVISED STATUTES, FOR PLACEMENT IN TITLE 13, CHAPTER 20, ARIZONA REVISED STATUTES, AS SECTION 13-2008; AMENDING SECTION 13-2008, ARIZONA REVISED STATUTES, AS TRANSFERRED AND RENUMBERED BY THIS ACT; AMENDING SECTION 13-2316, ARIZONA REVISED STATUTES; AMENDING TITLE 13, CHAPTER 23, ARIZONA REVISED STATUTES, BY ADDING SECTIONS 13-2316.01 AND 13- 2316.02; REPEALING SECTIONS 13-2912, 13-2913 AND 13-2914, ARIZONA REVISED STATUTES; RENUMBERING SECTION 13-3004, ARIZONA REVISED STATUTES, AS SECTION 13-3001; RENUMBERING SECTION 13-3001, ARIZONA REVISED STATUTES, AS SECTION 13-3004; AMENDING SECTION 13-3001, ARIZONA REVISED STATUTES, AS RENUMBERED BY THIS ACT; AMENDING SECTIONS 13-3008, 13-3010, 13-3011, 13-3012, 13-3013 AND 13-3016, ARIZONA REVISED STATUTES; RENUMBERING SECTION 13-3018, ARIZONA REVISED STATUTES, AS SECTION 13-3019; AMENDING TITLE 13, CHAPTER 30, ARIZONA REVISED STATUTES, BY ADDING A NEW SECTION 13-3018; AMENDING SECTION 13-3019, AS RENUMBERED BY THIS ACT; AMENDING SECTIONS 13-3417, 13-3506, 13-3551 AND 13-3553, ARIZONA REVISED STATUTES; REPEALING SECTION 13-3508, ARIZONA REVISED STATUTES; RENUMBERING SECTIONS 13-3554, 13-3555 AND 13-3556, ARIZONA REVISED STATUTES, AS SECTIONS 13-3555, 13-3556 AND 13-3558, RESPECTIVELY; AMENDING TITLE 13, CHAPTER 35.1, ARIZONA REVISED STATUTES, BY ADDING A NEW SECTION 13-3554; AMENDING TITLE 13, CHAPTER 35.1, ARIZONA REVISED STATUTES, BY ADDING SECTIONS 13-3557 AND 13-3559; AMENDING SECTIONS 13-3707,

13-4801, 21-422, 31-281 AND 44-405, ARIZONA REVISED STATUTES; RELATING TO TECHNOLOGY CRIMES.

Be it enacted by the Legislature of the State of Arizona:

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§ 13-3506. Obscene or harmful items; minors; classification

**A.** It is unlawful for any person, with knowledge of the character of the item involved, to recklessly <<+transmit, +>>furnish, present, provide, make available, give, lend, show, advertise<<+, offer+>> or distribute to minors any item <<-which->> <<+that +>>is harmful to minors.

<<+**B.** In an action for a violation of this section, proof of any of the following may give rise to an inference that the person knew or should have known that the recipient of an advertisement or offer was a minor:+>>

<<+1. The name, account, profile, web page or address of the recipient contained indicia that the recipient is a minor.+>>

<<+2. The recipient or another person previously notified the person by any reasonable means that the recipient is a minor.+>>

<<+3. The recipient's electronic mail or web page contains indicia that the address or domain name is the property of, or that the visual depiction ultimately will be stored at, a school as defined in section 13-609.+>>

<<-**B.** ->><<+**C.**+>> A violation of <<-any provision of->> this section is a class 4 felony.

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Approved by the Governor, April 7, 2000.

Filed in the Office of the Secretary of State, April 7, 2000.

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