

2025 -- H 5671

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2025

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A N A C T

RELATING TO CRIMINAL OFFENSES -- COMPUTER CRIME

Introduced By: Representatives Caldwell, Stewart, Fogarty, Carson, Donovan, McEntee,  
Furtado, Casimiro, Boylan, and Kazarian

Date Introduced: February 26, 2025

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 11-52-4.2 of the General Laws in Chapter 11-52 entitled "Computer  
2 Crime" is hereby amended to read as follows:

3 **11-52-4.2. Cyberstalking and cyberharassment prohibited.**

4 (a) Whoever transmits any communication by computer or other electronic device to any  
5 person or causes any person to be contacted for the ~~sole~~ purpose of harassing that person or his or  
6 her family is guilty of a misdemeanor, and shall be punished by a fine of not more than five hundred  
7 dollars (\$500), by imprisonment for not more than one year, or both. For the purpose of this section,  
8 "harassing" means any knowing and willful course of conduct directed at a specific person which  
9 seriously alarms, annoys, or bothers the person, and which serves no legitimate purpose. The course  
10 of conduct must be of a kind that would cause a reasonable person to suffer substantial emotional  
11 distress, or be in fear of bodily injury. "Course of conduct" means a pattern of conduct composed  
12 of a series of acts over a period of time, evidencing a continuity of purpose. Constitutionally  
13 protected activity is not included within the meaning of "course of conduct."

14 (b) A second or subsequent conviction under subsection (a) of this section shall be deemed  
15 a felony punishable by imprisonment for not more than two (2) years, by a fine of not more than  
16 six thousand dollars (\$6,000), or both.

1 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
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1           This act would make it unnecessary to prove that a person's transmission of electronic  
2   communications be for the sole purpose of harassment before being found guilty of cyberstalking  
3   or cyberharrassment.

4           This act would take effect upon passage.

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