

By: Senator(s) Fillingane, Branning, Parker, To: Judiciary, Division B
Blackwell, McLendon

SENATE BILL NO. 2245

1 AN ACT TO AMEND SECTION 97-29-61, MISSISSIPPI CODE OF 1972,
2 TO REVISE SENTENCING OPTIONS FOR THE CRIME OF VOYEURISM; AND FOR
3 RELATED PURPOSES.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 **SECTION 1.** Section 97-29-61, Mississippi Code of 1972, is
6 amended as follows:

7 97-29-61. (1) (a) Any person who enters upon real
8 property, whether the original entry is legal or not, and
9 thereafter pries or peeps through a window or other opening in a
10 dwelling or other building structure for the lewd, licentious and
11 indecent purpose of spying upon the occupants thereof, shall be
12 guilty of a felonious trespass.

13 (b) Any person who looks through a window, hole or
14 opening, or otherwise views by means of any instrumentality,
15 including, but not limited to, a periscope, telescope, binoculars,
16 drones, camera, motion-picture camera, camcorder or mobile phone,
17 into the interior of a bedroom, bathroom, changing room, fitting
18 room, dressing room, spa, massage room or therapy room or tanning



19 booth, or the interior of any other area in which the occupant has
20 a reasonable expectation of privacy, with the intent to invade the
21 privacy of a person or persons inside and without the consent or
22 knowledge of every person present, for the lewd, licentious and
23 indecent purpose of spying upon the occupant or occupants thereof,
24 shall be guilty of a felony.

25 (2) (a) Except as provided in paragraph (b) of this
26 subsection, a person who * * * is over the age of * * * eighteen
27 (18) at the time of the offense * * * and is convicted of a
28 violation of subsection (1) of this section shall be imprisoned in
29 the custody of the Department of Corrections not more than five
30 (5) years.

31 (b) When one or more occupants spied upon is a child
32 under sixteen (16) years of age, a person who was over the age of
33 twenty-one (21) at the time of the offense who is convicted of a
34 violation of subsection (1) of this section shall be imprisoned in
35 the custody of the Department of Corrections not more than ten
36 (10) years.

37 **SECTION 2.** This act shall take effect and be in force from
38 and after July 1, 2022.

