

107TH CONGRESS  
2D SESSION

# S. 2661

To amend title 18, United States Code, to prohibit video voyeurism in the special maritime and territorial jurisdiction of the United States.

---

IN THE SENATE OF THE UNITED STATES

JUNE 20, 2002

Mr. DEWINE introduced the following bill; which was read twice and referred to the Committee on the Judiciary

---

## A BILL

To amend title 18, United States Code, to prohibit video voyeurism in the special maritime and territorial jurisdiction of the United States.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Video Voyeurism Act  
5       of 2002”.

6       **SEC. 2. PROHIBITION OF VIDEO VOYEURISM.**

7       (a) IN GENERAL.—Title 18, United States Code, is  
8       amended by inserting after chapter 87 the following new  
9       chapter:

**“CHAPTER 88—PRIVACY**

“Sec.

“1801. Video voyeurism.

**2 “§ 1801. Video voyeurism**

3 “(a) Whoever, except as provided in subsection (b),  
4 in the special maritime and territorial jurisdiction of the  
5 United States, videotapes, photographs, films, or records  
6 by any electronic means, any nonconsenting person, in cir-  
7 cumstances in which that person has a reasonable expecta-  
8 tion of privacy—

9 “(1) if that person is totally nude, clad in un-  
10 dergarments, or in a state of undress that exposes  
11 the genitals, pubic area, buttocks, or female breast;  
12 or

13 “(2) under that person’s clothing so as to ex-  
14 pose the genitals, pubic area, buttocks, or female  
15 breast;

16 shall be fined under this title or imprisoned not more than  
17 one year, or both.

18 “(b) Subsection (a) does not apply to conduct—

19 “(1) of law enforcement officers pursuant to a  
20 criminal investigation which is otherwise lawful; or

21 “(2) of correctional officials for security pur-  
22 poses or for investigations of alleged misconduct in-  
23 volving a person committed to their custody.”.

1       (b) CLERICAL AMENDMENT.—The table of chapters  
 2 at the beginning of part I of title 18, United States Code,  
 3 is amended by inserting after the item relating to chapter  
 4 87 the following new item:

**“88. Privacy ..... 1801”.**

