

Crimes that can be Committed Via the Internet

The following are some of the most common crimes that can be committed via the Internet. This is not an exclusive or exhaustive list of crimes that can be committed with a computer but only the most common.

1. Child Pornography (K.S.A. 21-3516, Exploitation of a Child) a Level 5 Person Felony.) Persuading, inducing, enticing, or coercing a child under 18 years of age to engage in sexually explicit conduct for the purpose of promoting any performance. This includes possessing any film, photograph, negative, slide, book, magazine or any other printed or visual medium or audiotape recording or any photocopy, videotape, video laser disk, computer hardware, software, floppy disk, or any other computer related equipment or computer generated that contain or incorporate in any manner any film, photograph, negative, photocopy, videotape, or video laser disk in which a visual depiction of a child under 18 years of age is shown or heard engaging in sexually explicit conduct with intent to arouse or satisfy the sexual desires or appeal to the prurient interest of the offender, the child, or another. This crime includes being a parent, guardian, or other person having a control or custody of a child under 18 who knowingly permits such a child to be engaged in, or assist another to engage in sexually explicit conduct. "Sexually explicit conduct" means actual or simulated exhibition in the nude, sexual intercourse or sodomy, masturbation, sadomasochistic abuse or the lewd exhibition of the genitals, female breast or pubic area of any person. "Nude" means any state of undress in which the human genitals, pubic region, buttocks or female breast is less than completely and opaquely covered.
2. Indecent Solicitation of a Child (K.S.A. 21-3510)(a Level 7 Person Felony.) Enticing or soliciting a child 14 or more years of age but less than 16 years of age to commit or submit to an unlawful sexual act. This includes inviting, persuading, or attempting to persuade a child 14 or more years of age but less than 16 years of age to enter any vehicle, building, room or secluded place with the intent to commit an unlawful sexual act upon the child.
3. Identity Theft (K.S.A. 21-4018)(a Level 7 Person Felony.) Identity theft is knowingly and with the intent to defraud for economic benefit, obtaining, possessing, transferring, using or attempting to obtain, possess, transfer to use, one or more identification documents or personal identification numbers of another person.
4. Unlawful Arranging Sale or Purchase of Controlled Substance Using a Communication Facility. (K.S.A. 65-4141)(a Level 8 Non person Felony.) Knowingly or intentionally using a communication facility to commit a drug offense. "Communication Facility" means any and all public and private instrumentalities used in the transmission of writing, signal, picture or sounds

including telephone, wire, radio, computer, computer networks, beeper, pagers and all other means of communication.

5. Computer Crimes.(K.S.A.21-3755)(a Level 8 Non Person Felony.) Intentionally and without authorization accessing and damaging, modifying, altering, destroying, copying, disclosing or taking possession of a computer, computer system, computer network or any other property. This includes using a computer system or network for the purpose of devising or executing a scheme with the intent to defraud. It also includes intentionally exceeding the limits of authorization and damaging, modifying, altering, destroying, copying, disclosing or taking possession of a computer, computer system, computer network or any other property.
6. Criminal Threat. (K.S.A.21-3419)(a Level 9 Person Felony.) A Criminal Threat is any threat to commit violence, communicated with intent to terrorize another, or cause the evacuation of any building, place of assembly or facility of transportation, or in reckless disregard of the risk of causing such terror or evacuation.
7. Piracy Recordings. (K.S.A. 21-3748) (a Level 9 Non Person Felony.) Piracy of recordings is knowingly, and without consent of the owner, duplicating or causing to be duplicated, any sounds recorded on a phonograph record, disk, wire, tape, film or other article in which sounds are recorded, with intent to sell, rent, or cause to be sold or rented any such duplicated sounds or other recorded performance. This includes piracy of computer games.
8. Conspiracy to Commit a Crime. (K.S.A. 21-3302) (a Felony and/or Misdemeanor Offense.) Conspiring with another person via Internet to commit a crime is conspiracy to commit a crime. The person conspiring to commit the crime is as legally responsible for the outcome of the person as the person who commits the act.
9. Criminal Defamation. (K.S.A. 21-4004) (a Class A Non Person Misdemeanor.) Criminal Defamation is communicating to a person orally, in writing, or by any other means, information, knowing the information to be false and with actual malice, intending to expose another living person to public hatred, contempt or ridicule; tending to deprive such person of the benefits of public confidence and social acceptance; or tending to degrade and vilify the memory of one who is dead and to scandalize or provoke surviving relatives and friends.
10. Maliciously Circulating False Rumors Concerning Financial Status, (K.S.A. 21-4005) (a Class A Non Person Misdemeanor.) Maliciously circulating false rumors concerning financial status is maliciously and without probable cause

circulating or causing to circulate any false rumor with intent to injure the financial standing or reputation of any bank, financial or business institution or the financial standing of any individual in this state.

11. Promoting Obscenity. (K.S.A. 21-4301)(a Class A Non Person Misdemeanor.) Promoting obscenity is knowingly or recklessly manufacturing, possessing, issuing, selling, giving, providing, lending, mailing, delivering, transmitting, publishing, distributing, circulating, disseminating, presenting, exhibiting or advertising any obscene material or obscene device. "Obscene" is determined if an average person applying contemporary community standards would find the material or performance as patently offensive representations or descriptions of (1) ultimate sexual acts, normal or perverted, actual or simulated, including sexual intercourse or sodomy, or (2) masturbation, excretory functions, sadomasochistic abuse or lewd exhibition of genitals.
12. Computer Trespass. (K.S.A. 21-3755) (a Class A Non Person Misdemeanor). Compute trespass is intentionally, and without authorization accessing or attempting to access any computer, computer system, computer network or computer software, program, documentation, data or property contained in any computer, computer system or computer network.
13. Computer Password Disclosure. (K.S.A. 21-3755) (a Class A Non Person Misdemeanor). Computer password disclosure is the unauthorized and intentional disclosure of a number, code, password or other means to access a computer or computer network. This includes computer trespass which is intentionally and without authorization accessing, or attempting to access any computer, computer system, computer network or computer software, program, documentation, data or property contained in any computer, computer system or computer network.
14. Eavesdropping. (K.S.A. 21-4001) (a Class A Non Person Misdemeanor). Eavesdropping includes installing or using any device or equipment for the interception of any telephone, telegraph or other wire communication without the consent of the person in possession or control of the facilities for such wire communication; or installing or using a concealed camcorder, motion picture camera or photographic camera of any type of secretly videotape, film, photograph or record by electronic means, another identifiable person under or through the clothing being worn by that person, identifiable person who is nude or in a state of undress, for the purpose of viewing the body of, or the undergarments worn by, that other person, without the consent or knowledge of that other person, with the intent to invade the privacy of the other person, under circumstances in which the other person has reasonable expectation of privacy.
15. Breach of Privacy. (K.S.A. 21-4002)(a Class Non Person Misdemeanor). Breach of Privacy is knowingly and without lawful authority intercepting, without the consent of the sender or receiver, a message by telephone, telegraph, letter or

other means of private communication; or divulging, without the consent of the sender or receiver, the existence or contents of such message if such person knows that the message was illegally intercepted, or if such person illegally learned of the message in the course of employment with an agency transmitting it.

16. False Impersonation. (K.S.A. 21-3824)(a Class B Non Person Misdemeanor). False impersonation is representing one's self to be a public officer or public employee or a person licensed to practice or engage in any profession or vocation for which a license is required by the laws of the State of Kansas, with knowledge that such representation is false.
17. Gambling. (K.S.A. 21-433)(a Class B Non Person Misdemeanor). Gambling is making a bet or entering or remaining in a gambling place with intent to make a bet, to participate in a lottery, or to play a gambling device.
18. Assault. (K.S.A. 21-3408)(a Class C Person Misdemeanor). Assault is intentionally placing another person in reasonable apprehension of immediate bodily harm.