

SENATE COMMITTEE AMENDMENTS

2026 Regular Session

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 459 by Representative Mandie Landry

1 AMENDMENT NO. 1

2 On page 1, line 2, after "reenact" delete the remainder of the line and insert:

3 "R.S. 18:1463(A), (C)(5), (F), (G), 1483(7)(a)(iii), (7)(b)(ii), (7)(c)(ii), (8), (11)(a)
4 and (d)(ii), 1491.7(B)(22), 1501.1(A)(1) and to enact R.S. 18:1463(H), relative"

5 AMENDMENT NO. 2

6 On page 1, line 8, after "Section 1." delete the remainder of the line and insert:

7 "R. S. 18:1463(A), (C)(5), (F), (G), 1483(7)(a)(iii), (7)(b)(ii), (7)(c)(ii), (8), (11)(a)
8 and (d)(ii), 1491.7(B)(22), 1501.1(A)(1) are hereby amended and reenacted and
9 R.S."

10 AMENDMENT NO. 3

11 On page 2, delete line 10 and insert in the following:

12 "or misled by an image, likeness, or voice of a candidate or an elected official subject
13 to recall

14 AMENDMENT NO. 4

15 On page 2, between lines 12 and 13, insert:

16
17 "C.(1) * * *
18 (5) For purposes of ~~Paragraph (2) of this Subsection~~ this Title, the term
19 "electioneering communication" means any ~~broadcast, cable, or satellite~~
20 ~~communication that refers to a legally qualified candidate for elected office~~
21 ~~and is broadcast within sixty days before any election in which such candidate~~
22 ~~is on the ballot~~ communication, whether printed, broadcast by a media entity,
23 or digital, that:
24 (a) Contains express advocacy supporting or opposing the nomination
25 or election of a person to public office, the recall of a public official, or a
26 proposition or question submitted to the voters; or
27 (b) The only reasonable conclusion to be drawn from the presentation,
28 content, and context of the communication is that the communication is
29 intended to appeal for a vote in a specific election for or against a specific
30 candidate or for or against the recall of a specific elected official or a
31 proposition or for or against a question submitted to the voters. For purposes
32 of this subsection, "context" shall include the temporal proximity to the
33 specific election, whether the communication is primarily directed to voters in
34 the specific election, and whether the communication is part of a larger
35 campaign of communication regarding an issue other than the specific
36 election.

37 * * *

38 AMENDMENT NO. 5

39 On page 2, delete lines 14 through 19, and insert:

40 "communication, that portrays a candidate or an elected official subject to recall and
41 that is, through the use of artificial intelligence created, altered, or digitally
42 manipulated in a manner that would falsely appear to a reasonable observer to be an
43 authentic record of the actual speech or conduct of a candidate or an elected official
44 subject to recall and that would falsely appear to replace an individual's likeness with

1 the likeness of a candidate or an elected official subject to recall without providing
2 a clear and understandable disclosure consistent in form with other requirements of
3 this Subsection, on the electioneering communication that it was created using
4 artificial intelligence."

5 AMENDMENT NO. 6
6 On page 2, delete lines 24 and 25.

7 AMENDMENT NO. 7
8 On page 2, line 26, change "(c)" to "(b)"

9 AMENDMENT NO. 8
10 On page 2, between lines 26 and 27, insert:

11 "(c) As used in this Subsection, the term "media entity" includes a radio
12 broadcast station, television broadcast station, cable or satellite television company,
13 or other video service provider, streaming video provider, newspaper company,
14 periodical company, billboard company, advertisement agency, or media platform
15 responsible for the production or publication of any advertisement, voice, data, or
16 other communications, information services, or internet access provider, or bona fide
17 news or public interest website operator.

18 (3) The provisions of this Section shall not apply to a media entity that
19 broadcasts an electioneering communication, in which the broadcaster has had no
20 input in or control over the content of the electioneering communication that was,
21 through the use of artificial intelligence, created, altered, or digitally manipulated in
22 a manner that would falsely appear to a reasonable observer to be an authentic record
23 of the actual speech or conduct of a candidate or an elected official subject to recall
24 or that would falsely appear to replace an individual's likeness with the likeness of
25 a candidate or an elected official subject to recall."

26 AMENDMENT NO. 9
27 On page 2, line 27, change "material" to "communication"

28 AMENDMENT NO. 10
29 On page 2, line 28, delete "material or"

30 AMENDMENT NO. 11
31 On page 3, line 3, after "Section" insert "with the intent to injure the reputation of a
32 candidate or elected official subject to recall or to otherwise deceive a voter"

33 AMENDMENT NO. 12
34 On page 3, below line 5, add the following:

35 §1483. Definitions
36 As used in this Chapter, the following terms shall have the meanings given
37 to each in this Section unless the context clearly indicates otherwise:

38 * * *
39 (7)(a) "Contribution", except as otherwise provided in this Chapter, means
40 a gift, conveyance, payment, or deposit of money or anything of value, or the
41 forgiveness of a loan or of a debt made to any of the following:
42 * * *

43 (iii) Any person for the purpose of funding an expenditure to influence the
44 nomination or election of a person to public office electioneering communication,
45 whether made before or after the election.

46 * * *
47 (b) "Contribution" shall also include, without limitation:
48 * * *

49 (ii) Coordinated expenditures made for the purpose of supporting, opposing,
50 or otherwise influencing the nomination or election of the candidate and shall be
51 considered to be a contribution to such the candidate who he, his principal campaign
52 committee or a subsidiary committee thereof, or his or their agents cooperated
53 with, consulted with, acted in concert with the creators or disseminators of, or

1 requested or suggested the creation or dissemination of, the electronic
2 communication.

3 * * *

4 (c) "Contribution" shall not include:

5 * * *

6 (ii) Any dues or membership fees of any membership organization or
7 corporation made by its members or stockholders, if such membership organization
8 or corporation is not organized primarily for ~~the purpose of supporting, opposing or~~
9 ~~otherwise influencing the nomination for election, or election, of any person to~~
10 ~~public office~~ making expenditures for electioneering communications. However, any
11 funds of such an organization or corporation used for ~~the purpose of contributions~~
12 ~~to candidates or committees or to publicly advocate support or defeat of a candidate~~
13 ~~or for expenditures as defined in this Chapter~~ expenditures for electioneering
14 communications shall be reportable and all contributions made by such membership
15 organization or corporation which are otherwise reportable under the provisions of
16 this Chapter shall be reported.

17 * * *

18 (8) "Coordinated expenditure" means an expenditure made by any ~~person~~
19 individual, leadership committee, or political committee in cooperation, consultation,
20 or concert with, or at the request or suggestion of, a candidate, his principal
21 campaign committee or a subsidiary committee thereof, or their agents ~~for the~~
22 ~~purpose of supporting, opposing, or otherwise influencing the nomination or election~~
23 ~~of the candidate~~ of expenditures for electioneering communications.

24 * * *

25 (11)(a) "Expenditure" means a purchase, payment, advance, deposit, or gift,
26 of money or anything of value made ~~for a purpose provided for in R.S. 18:1501.1(A)~~
27 ~~or 1505.2(F)~~ by a committee or for an electioneering communication.

28 * * *

29 (d) "Expenditure" shall not include:

30 * * *

31 (ii) Any communication, including an electioneering communication, by any
32 membership organization or business entity to its employees, members, directors, or
33 stockholders, or their family members, if such membership organization or business
34 entity is not organized primarily for the purpose of supporting, opposing, or
35 otherwise influencing the nomination for election, or election, of any person to
36 public office or ~~for the purpose of supporting or opposing a proposition or question~~
37 ~~to be submitted to the voters~~ making electioneering communications. All other
38 expenditures made by such membership organization or business entity which are
39 otherwise reportable under the provisions of this Chapter shall be reported. For
40 purposes of this definition, business entity means any proprietorship, partnership,
41 corporation, or other legal entity, including their subsidiaries.

42 * * *

43 §1491.7. Reports; contents

44 * * *

45 B. Each report required to be in conformity with this Section shall contain the
46 following information:

47 * * *

48 (22) The total amount of expenditures during the reporting period ~~made in~~
49 ~~relation to the publication, distribution, transportation, or transmission of statements~~
50 ~~relative to candidates for electioneering communications~~ which do not fully disclose
51 the name of the individual or the name of the association, organization, committee,
52 or corporation and the full and correct name and address of its chairman or other
53 chief administrative officer and whether or not such individual, association,
54 organization, committee, or corporation supports or opposes such candidate.

55 * * *

56 §1501.1. Reports by persons not candidates or committees

57 A.(1) Any person, other than a candidate or a committee, who makes any
58 expenditure ~~for express advocacy supporting or opposing the nomination or election~~
59 ~~of a person to public office, the recall of a public official, or a proposition or~~
60 ~~question submitted to the voters, or for a communication for which the only~~
61 ~~reasonable conclusion to be drawn from the presentation and content is that it is~~
62 ~~intended to appeal to vote for or against a specific candidate or for or against the~~

1 ~~recall of a specific elected official or a proposition or question submitted to the~~
2 ~~voters~~ for an electioneering communication shall file reports if such expenditures
3 exceed one thousand dollars in the aggregate during the aggregating period as
4 defined for committees."