

## DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

SB 6 Reengrossed

2024 Regular Session

Connick

Proposed law creates the crime of unlawful dissemination or sale of images of another created by artificial intelligence.

Proposed law makes it unlawful for any person, with the intent to coerce, harass, or intimidate, to disseminate or sell any video or still image created by artificial intelligence that depicts another person who is totally nude or in a state of undress so as to expose the genitals, pubic area, buttocks, or female breast, when the person disseminating the video or still image knows or has reason to know that he is not licensed or authorized to disseminate or sell such video or still image.

Proposed law does not apply to an interactive computer service, electronic mail service provider, or a provider of a telecommunications service or any other information service as defined in present law (47 U.S.C. 153), system, or access software provider that provides or enables computer access by multiple users to a computer server that was used by a person to commit any act prohibited by proposed law.

Proposed law defines "another person", "artificial intelligence", "electronic mail service provider", and "interactive service provider".

A violation of proposed law is punishable by imprisonment for up to six months, or a fine of up to \$750, or both.

A violation of proposed law may be prosecuted in the parish where the unlawful act occurred or where any video or still image was created, produced, reproduced, found, stored, received, or possessed in violation of proposed law, as well as any other venue proper under present law.

Proposed law does not preclude a civil action or criminal prosecution under any other applicable provision of law.

Effective August 1, 2024.

(Adds R.S. 14:73.14)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary C to the original bill

1. Include still images in the definition of "synthetic media".
2. Add an exemption for television and radio stations that distribute third party synthetic media.

Senate Floor Amendments to engrossed bill

1. Delete proposed law creating and providing for the crime of unlawful distribution of misleading synthetic media.

2. Create and provide for the crime of unlawful dissemination or sale of images of another created by artificial intelligence, including definitions and penalties.

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the reengrossed bill:

1. Make technical changes.
2. Clarify that proposed law shall not apply to an interactive computer service or a provider of a telecommunications service.
3. Change the term "Interactive service provider" to "Interactive computer service".