

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **SB 6** SLS 24RS 10
 Bill Text Version: **REENGROSSED**
 Opp. Chamb. Action: **w/ HSE COMM AMD**
 Proposed Amd.:
 Sub. Bill For.:

Date: April 25, 2024	8:52 AM	Author: CONNICK
Dept./Agy.: Corrections/Sheriffs		Analyst: Daniel Druilhet
Subject: Unlawful Dissemination or Sale of Images of Another		

CRIME/PUNISHMENT RE1 SEE FISC NOTE LF EX See Note Page 1 of 1
 Prohibits the distribution of misleading synthetic media. (8/1/24)

Proposed law creates the crime of unlawful dissemination or sale of images of another created by artificial intelligence and provides that it is unlawful for any person to, with the intent to coerce, harass, intimidate, or maliciously 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; does not apply to an interactive computer service, e-mail service provider, or a provider of a telecommunication service, or any other information service as defined in 47 U.S.C. Sec. 153, 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 the proposed law; provides a sentence of imprisonment of no more than 6 months, or a fine of no more than \$750, or both, for its violation; provides that in addition to any venue provided by the Code of Criminal Procedure, a violation may be prosecuted in the parish where the act occurred or where any video or still image was created, produced, reproduced, found, stored, received, or possessed; provides that a civil action or criminal prosecution under any other application of law is is not precluded; effective 8/01/24.

EXPENDITURES	2024-25	2025-26	2026-27	2027-28	2028-29	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	

Annual Total

REVENUES	2024-25	2025-26	2026-27	2027-28	2028-29	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	

Annual Total

EXPENDITURE EXPLANATION

Proposed law may result in an indeterminable increase in Local Funds expenditures for local governing authorities if a person is convicted of unlawful dissemination or sale of images of another created by artificial intelligence. The exact fiscal impact of the passage of this legislation to local governing authorities is indeterminable, since it creates a crime, and is not known how many people will be convicted and incarcerated in local facilities, nor the length of the sentences assessed with those convictions as a result of its potential enactment. The maximum imprisonment term is no more than six months at the local level.

There is no anticipated direct material effect on state governmental expenditures as a result of this measure because this legislation creates a misdemeanor offense; therefore, these offenders are not sentenced to Department of Public Safety & Corrections - Corrections Services (DPS&C).

REVENUE EXPLANATION

Proposed law may result in an indeterminable increase in local revenues as a result of convictions of unlawful dissemination or sale of images of another created by artificial intelligence. The exact fiscal impact of the passage of this legislation on local revenue is indeterminable because the fines imposed for conviction of proposed law are optional, and the amount of the fines imposed on those convicted may vary. The potential revenue will accrue to the local governing authority.

Senate Dual Referral Rules
 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Patrice Thomas
Deputy Fiscal Officer