

2026 Regular Session

HOUSE BILL NO. 119

BY REPRESENTATIVE FONTENOT

CRIME: Provides relative to unlawful conduct involving images of another person created by artificial intelligence

1 AN ACT

2 To amend and reenact R.S. 14:73.14(D) and 81.1.1(D)(1) and to enact R.S. 14:73.14.1 and
3 81.1.1(A)(3) and R.S. 17:416.20.1 and 3996(B)(92), relative to computer-related
4 crime; to provide relative to the crime of unlawful dissemination or sale of images
5 of another created by artificial intelligence; to provide for penalties; to create the
6 crime of unlawful possession of images of another created by artificial intelligence
7 and provide for elements, definitions, penalties, and exceptions; to provide relative
8 to the crime of sexting; to provide for conduct that constitutes the crime of sexting;
9 to provide for penalties; to require school dissemination of certain information; and
10 to provide for related matters.

11 Be it enacted by the Legislature of Louisiana:

12 Section 1. R.S. 14:73.14(D) and 81.1.1(D)(1) are hereby amended and reenacted and
13 R.S. 14:73.14.1 and 81.1.1(A)(3) are hereby enacted to read as follows:

14 §73.14. Unlawful dissemination or sale of images of another created by artificial
15 intelligence

16 * * *

17 D.(1) ~~Whoever~~ Except as provided in Paragraph (2) of this Subsection,
18 whoever violates the provisions of this Section shall be imprisoned with or without
19 hard labor for not more than ~~six months~~ one year, fined not more than ~~seven hundred~~
20 ~~fifty one thousand~~ dollars, or both.

1 users to a computer server, including specifically a service or system that provides
2 access to the internet and such systems operated or services offered by libraries or
3 educational institutions.

4 C.(1) Whoever violates the provisions of this Section shall be imprisoned
5 with or without hard labor for not more than five years. At least one year of the
6 sentence of imprisonment shall be imposed without benefit of parole, probation, or
7 suspension of sentence.

8 (2) If the offender is under the age of fourteen years, the disposition shall be
9 governed exclusively by the provisions of Title VIII of the Louisiana Children's
10 Code.

11 D. This Section does not apply to an interactive computer service, electronic
12 mail service provider, or a provider of a telecommunications service or any
13 information service as defined in 47 U.S.C. 153, or a system or access software
14 provider that provides or enables computer access by multiple users to a computer
15 server that was used by a person to violate this Section.

16 E. This Section does not apply to a person who did not have the specific
17 intent to receive any video or still image created by artificial intelligence and who
18 has not consented to receipt of such video or still image.

19 * * *

20 §81.1.1. "Sexting"; prohibited acts; penalties

21 A.(1)

22 * * *

23 (3) No person under the age of seventeen years shall knowingly possess, sell,
24 or maliciously disseminate any video or still image created by artificial intelligence
25 that depicts another person who is totally nude or in a state of undress so as to expose
26 the genitals, pubic area, buttocks, or female breasts with the intent to coerce, harass,
27 or intimidate another person when the person disseminating, possessing, or selling

1 the video or still image knows or has reason to know that the person is not licensed
2 or authorized to disseminate, possess, or sell such video or still image.

3 * * *

4 D.(1) For a violation of the provisions of Paragraph (A)(1) or (3) of this
5 Section, the offender's disposition shall be governed exclusively by the provisions
6 of Title VII of the Louisiana Children's Code.

7 * * *

8 Section 2. R.S. 17:416.20.1 and 3996(B)(92) are hereby enacted to read as follows:

9 §416.20.1. Information; dissemination, sale, or possession of images of another
10 created by artificial intelligence; Louisiana Department of Education; public
11 school distribution

12 A. The principal of each public school shall disseminate information during
13 the first five days of each school year to each student grades six and above regarding
14 the crime and consequences of unlawful dissemination or sale of images of another
15 created by artificial intelligence as provided in R.S. 14:73.14 and unlawful
16 possession of images of another created by artificial intelligence as provided in R.S.
17 14:73.14.1. This information may be incorporated into an existing orientation
18 program. In addition to each student, the information shall be provided to each
19 student's parent or legal guardian on a written form containing a signature line for
20 each student's parent or legal guardian to sign to acknowledge receipt and
21 understanding of the information, which the parent or legal guardian shall return to
22 the school. The information required by this Section shall be age and grade
23 appropriate and shall give full consideration as to whether the student is in a regular
24 or special program of education.

25 B. The Louisiana Department of Education shall develop the information
26 prescribed by this Section and provide it to each public school governing authority,
27 which shall disseminate it to each principal for this purpose.

28 * * *

1 §3996. Charter schools; exemptions; requirements

2 * * *

3 B. Notwithstanding any state law, rule, or regulation to the contrary and
4 except as may be otherwise specifically provided for in an approved charter, a
5 charter school established and operated in accordance with the provisions of this
6 Chapter and its approved charter and the school's officers and employees shall be
7 exempt from all statutory mandates or other statutory requirements that are
8 applicable to public schools and to public school officers and employees except for
9 the following laws otherwise applicable to public schools with the same grades:

10 * * *

11 (92) Information relative to unlawful dissemination or sale of images of
12 another created by artificial intelligence as provided in R.S. 14:73.14 and unlawful
13 possession of images of another created by artificial intelligence as provided in R.S.
14 14:73.14.1.

15 * * *

16 Section 3. This Act shall be cited and referred to as "The Ivy Daniels Act".

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)]

HB 119 Reengrossed 2026 Regular Session Fontenot

Abstract: Provides relative to unlawful conduct involving images of another person created by artificial intelligence.

Present law (R.S. 14:73.14) provides for the crime of unlawful dissemination or sale of images of another created by artificial intelligence.

Present law provides for a penalty of imprisonment for not more than six months, a fine of not more \$750, or both.

Proposed law changes the penalties as follows:

- (1) From imprisonment of not more than six months or a fine of not more than \$750, or both, to imprisonment with or without hard labor for not more than one year or a fine of not more than \$1,000, or both.

- (2) When the depicted person is a minor, imprisonment with or without hard labor for not more than five years with at least one year of the sentence being without benefit of probation, suspension of sentence, or parole.
- (3) If the offender is under the age of 14 years, the disposition shall be governed exclusively by the provisions of present law (Title VIII of the La. Children's Code).

Proposed law (R.S. 14:73.14.1) creates the crime of unlawful possession of images of another created by artificial intelligence and provides for elements, definitions, and exceptions.

Proposed law further provides for a penalty of imprisonment with or without hard labor for not more than five years with at least one year of the sentence imposed to be served without benefit of parole, probation, or suspension of sentence.

Proposed law provides that if the offender is under the age of 14 years, the disposition shall be governed exclusively by the provisions of present law (Title VIII of the La. Children's Code).

Present law (R.S. 14:81.1.1) provides for the crime of sexting.

Proposed law retains present law and further prohibits a person under the age of 17 from unlawfully disseminating, possessing, or selling images of another created by artificial intelligence.

Present law provides that an offender who violates certain provisions of present law (R.S. 14:81.1(A)(1)) is subject to disposition in accordance with present law (Title VII of the La. Children's Code).

Proposed law retains present law and provides that disposition in accordance with present law (Title VII of the La. Children's Code) shall govern a violation of proposed law.

Proposed law requires the La. Dept. of Education to develop and provide information to schools to inform students and their parents of the expected consequences for dissemination, sale, or possession of images of another created by artificial intelligence.

Present law (R.S. 17:3996) provides a list of laws from which charter schools are not exempt.

Proposed law retains present law and adds the requirement for charter schools to inform students and parents of the consequences for dissemination, sale, or possession of images of another created by artificial intelligence.

Proposed law shall be cited and referred to as "The Ivy Daniels Act".

(Amends R.S. 14:73.14(D) and 81.1.1(D)(1); Adds R.S. 14:73.14.1 and 81.1.1(A)(3) and R.S. 17:416.20.1 and 3996(B)(92))

Summary of Amendments Adopted by House

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

1. Make technical changes.
2. Remove possession as unlawful conduct relative to the dissemination or sale of AI images as provided in present law (R.S. 14:73.14).

3. Change the term "victim" to "depicted person" within the penalty provision for a violation of present law (R.S. 14:73.14) that involves a person under the age of 17.
4. Create the new crime of unlawful possession of images of another created by AI and provide for elements, definitions, exceptions, and penalties.
5. Designate proposed law as "The Ivy Daniels Act".

The House Floor Amendments to the engrossed bill:

1. Make technical changes.
2. Provide that the disposition of an offender who is under the age of 14 who disseminates, sells, or possesses images of another created by artificial intelligence is governed exclusively by the delinquency provisions of present law (Title VIII of the La. Children's Code).
3. Add an exception to the proposed law crime of unlawful possession of images of another created by artificial intelligence.
4. Require the La. Dept. of Education and charter schools to inform students and parents of the consequences for dissemination, sale, or possession of images of another created by artificial intelligence.