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HOUSE FLOOR AMENDMENTS

2023 Regular Session

Amendments proposed by Representative Marino to Engrossed Senate Bill No. 175 by Senator Stine

1 AMENDMENT NO. 1

2 On page 1, line 2, after "To enact" delete the remainder of the line and insert "R.S. 14:73.13,
3 relative to computer related crime; to"

4 AMENDMENT NO. 2

5 On page 1, line 3, after "deepfakes" and before "to" delete "involving minors"

6 AMENDMENT NO. 3

7 On page 1, line 6, after "Section 1." and before "is" change "R.S. 14:91.5.1" to "R.S.
8 14:73.13"

9 AMENDMENT NO. 4

10 On page 1, delete lines 7 through 17 in their entirety and insert the following:

11 **"§73.13. Unlawful deepfakes**

12 **A.(1) Except as provided in Paragraph (2) of this Subsection, any person**
13 **who, with knowledge that the material is a deepfake depicting another person,**
14 **knowingly creates or possesses material that depicts a person engaging in sexual**
15 **conduct shall be punished by imprisonment at hard labor for not less than two**
16 **nor more than ten years, or a fine of not more than five hundred dollars, or**
17 **both.**

18 **(2) Any person who, with knowledge that the material is a deepfake**
19 **depicting a minor, knowingly creates or possesses material that depicts a minor**
20 **engaging in sexual conduct shall be punished by imprisonment at hard labor for**
21 **not less than five nor more than twenty years, or a fine of not more than ten**
22 **thousand dollars, or both. At least five years of the sentence of imprisonment**
23 **imposed shall be served without benefit of parole, probation or suspension of**
24 **sentence.**

25 **B.(1) Except as provided in Paragraph (2) of this Subsection, any person**
26 **who, with knowledge that the material is a deepfake, knowingly advertises,**
27 **distributes, exhibits, exchanges with, promotes, or sells any sexual material that**
28 **depicts a person engaging in sexual conduct shall be punished by imprisonment**
29 **at hard labor for not less than ten nor more than thirty years, a fine of not more**
30 **than fifty thousand dollars, or both.**

31 **(2) Any person who, with knowledge that the material is a deepfake**
32 **depicting a minor, knowingly advertises, distributes, exhibits, exchanges with,**
33 **promotes, or sells any sexual material that depicts a minor engaging in sexual**
34 **conduct shall be punished by imprisonment at hard labor for not less than ten**
35 **nor more than thirty years, a fine of not more than fifty thousand dollars, or**
36 **both. At least ten years of the sentence of imprisonment imposed shall be served**
37 **without benefit of probation, parole, or suspension of sentence."**

1 AMENDMENT NO. 5

2 On page 2, delete line 1 in its entirety

3 AMENDMENT NO. 6

4 On page 2, delete lines 4 through 6 in their entirety and insert the following:

5 **"including any motion picture film or video recording, that is created,**
6 **altered, or digitally manipulated in a manner that would falsely appear to a**
7 **reasonable observer to be an authentic record of the actual speech or conduct**
8 **of the individual or replace an individual's likeness with another individual**
9 **depicted in"**