

2024 Regular Session

SENATE BILL NO. 6

BY SENATOR CONNICK

CRIME/PUNISHMENT. Creates the crime of unlawful dissemination or sale of images of another created by artificial intelligence. (8/1/24)

1 AN ACT

2 To enact R.S. 14:73.14, relative to computer related crime; to create the crime of unlawful  
3 dissemination or sale of images of another created by artificial intelligence; to  
4 provide definitions; to provide penalties; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 14:73.14 is hereby enacted to read as follows:

7 **§73.14. Unlawful dissemination or sale of images of another created by artificial**  
8 **intelligence**

9 **A. It shall be unlawful for any person, with the intent to coerce, harass,**  
10 **intimidate, or maliciously disseminate or sell any video or still image created by**  
11 **artificial intelligence that depicts another person who is totally nude or in a**  
12 **state of undress so as to expose the genitals, pubic area, buttocks, or female**  
13 **breast, when the person disseminating the video or still image knows or has**  
14 **reason to know that he is not licensed or authorized to disseminate or sell such**  
15 **video or still image.**

16 **B. The provisions of this Section shall not apply to an interactive service**  
17 **provider, electronic mail service provider, or any other information service,**

1 system, or access software provider that provides or enables computer access  
2 by multiple users to a computer server and that was used by a person to commit  
3 any act prohibited by Subsection A of this Section.

4 C. For purposes of this Section:

5 (1) "Another person" includes a person whose image was used in  
6 creating, adapting, or modifying a video or still image with the intent to depict  
7 an actual person and who is recognizable as an actual person by the person's  
8 face, likeness, or other distinguishing characteristic.

9 (2) "Artificial intelligence" means an artificial system developed in  
10 computer software, physical hardware, or other context that solves tasks  
11 requiring human-like perception, cognition, planning, learning, communication,  
12 or physical action.

13 (3) "Electronic mail service provider" means any person or entity,  
14 including an internet service provider, that is an intermediary in sending or  
15 receiving electronic mail or that provides to end users of the electronic mail  
16 service the ability to send or receive electronic mail.

17 (4) "Interactive service provider" means any information service,  
18 system, or access software provider that provides or enables computer access  
19 by multiple users to a computer server, including specifically a service or system  
20 that provides access to the Internet and such systems operated or services  
21 offered by libraries or educational institutions.

22 D. Whoever violates the provisions of this Section shall be imprisoned for  
23 not more than six months, fined not more than seven hundred fifty dollars, or  
24 both.

25 E. In addition to any venue provided by the Code of Criminal Procedure,  
26 a violation of this Section may be prosecuted in the parish where the unlawful  
27 act occurred or where any video or still image was created, produced,  
28 reproduced, found, stored, received, or possessed in violation of this Section.

29 F. The provisions of this Section shall not preclude a civil action or

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**criminal prosecution under any other applicable provision of law.**


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The original instrument was prepared by Alden A. Clement, Jr. The following digest, which does not constitute a part of the legislative instrument, was prepared by Jonathon Wagner.

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## DIGEST

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 service provider, electronic mail service provider, or any other information service, system, or access software provider that provides or enables computer access by multiple users to a computer server and 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 SenateCommittee 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.