

## S.F. No. 1394 – Deep fake images and technology

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**Section 1 [Cause of action for nonconsensual dissemination of a deep fake depicting intimate parts or sexual acts]** establishes a cause of action against a person who disseminates, without consent, a deep fake that depicts intimate parts or sexual activity.

**Section 2 [Use of deep fake technology to influence an election]** makes it a crime to disseminate a deep fake if the person making the dissemination knows or should know the item is a deep fake and the dissemination takes place during the 60 days before an election, is made without consent of the individual depicted in the deep fake, and is made with the intent to influence the result of an election. The penalty imposed depends on the facts of the case.

**Section 3 [Nonconsensual dissemination of a deep fake depicting intimate parts or sexual acts]** makes it a crime to intentionally disseminate a deep fake when the person knew or should have known that the person depicted in the deep fake does not consent to the dissemination, the deep fake realistically depicts intimate parts or sexual acts, and the person being depicted is identifiable. The penalty imposed depends on the facts of the case.