

SB170 • West Virginia

Stop Non-Consensual Distribution of Intimate Deep Fake Media Act

Introduced

Risk: High

Comprehensive

Last Action (Feb 12, 2025): To Judiciary

Summary

The bill establishes the Stop Non-Consensual Distribution of Intimate Deep Fake Media Act, prohibiting the distribution of deep fakes depicting sexual conduct without consent.

Business Impact

If you distribute digital media in West Virginia, you must ensure consent for any deep fake content or face significant penalties.

Key Provisions

- Defines 'deep fake' and 'non-consensual' to clarify the law's scope.
- Prohibits the distribution of deep fakes depicting sexual conduct without consent.
- Establishes penalties for violations, including fines and imprisonment.
- Allows for injunctive relief for individuals harmed by non-consensual deep fakes.
- Excludes constitutionally protected speech from the definition of deep fakes.
- Provides a safe harbor for media that includes clear disclosures.

Compliance Checklist

- Obtain consent from individuals depicted in deep fake media before distribution. | Who: Media distributors and content creators. | Penalty: Fines up to \$10,000 or imprisonment.
- Ensure clear disclosures are included if publishing manipulated media. | Who: Content creators and distributors. | Penalty: Potential legal action for non-compliance.

Industries Affected

Media

Advertising

General

Technology

Topics

AI Deepfakes

Bill Sponsors

Name	Party	Role
Laura Wakim Chapman	R	Sponsor

Related Bills

- SB720 (WV)
- SB454 (WV)
- HB5548 (WV)

Official Source

http://www.wvlegislature.gov/Bill_Status/Bills_history.cfm?input=170&year;=2025&sessiontype;=RS&btype;=bill

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