

HB4763 • Illinois

DIGITAL FORGERIES ACT

Introduced

Risk: Medium

Narrow/Targeted

Last Action (Apr 05, 2024): House Committee Amendment No. 1 Rule 19(c) / Re-referred to Rules Committee

Summary

Creates a cause of action for individuals depicted in unauthorized digital forgeries distributed with harmful intent, including intent to incite violence or interfere with proceedings.

Business Impact

If you distribute AI-generated deepfakes in Illinois, you must get consent or face legal action.

Key Provisions

- Cause of action for individuals depicted in unauthorized digital forgeries distributed with harmful intent, including intent to incite violence or interfere with proceedings.
- Prohibits distribution of digital forgeries with intent to harass, extort, threaten, cause harm, incite violence, or interfere with an official proceeding, or with reckless disregard for potential harm.
- Exempts clearly identified parodies or satires, except sexual images.
- Allows for damages, costs, and injunctive relief.
- Court can maintain plaintiff confidentiality using pseudonyms.

Compliance Checklist

- Obtain consent before distributing AI-generated digital forgeries. | Who: Individuals and businesses distributing digital content | Penalty: Legal action, including damages and injunctive relief
- Clearly identify parodies or satires to avoid liability. | Who: Content creators and distributors | Penalty: Potential legal action if not exempt

Industries Affected

Media

Technology

Topics

AI Intimate Images

AI Transparency

Comprehensive AI

Bill Sponsors

Name	Party	Role
Jennifer Gong-Gershowitz	D	Sponsor

Amendments

- House Amendment 001 — 2024-03-18 (Not Adopted)

Official Source

<https://www.ilga.gov/legislation/BillStatus.asp?DocNum=4763&GAID;=17&DocTypeID;=HB&SessionID;=112&GA;=103>

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