

## DIGITAL FORGERIES ACT

Introduced

Risk: High

Comprehensive

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

## Summary

The Digital Forgeries Act allows individuals depicted in digital forgeries to take legal action against unauthorized distribution or creation of such content.

## Business Impact

If you create or distribute AI-generated content in Illinois, you must ensure consent from depicted individuals or face legal action.

## Key Provisions

- Individuals depicted in digital forgeries can sue for unauthorized distribution or creation.
- Consent to create a digital forgery does not imply consent to distribute it.
- Digital forgeries must be clearly labeled as AI-generated to avoid liability.
- Victims can seek economic and punitive damages, as well as injunctive relief.
- The act does not apply to parody or satire unless it involves sexual images.
- Confidentiality for plaintiffs using pseudonyms is maintained in court.

## Compliance Checklist

- Obtain consent from individuals before creating or distributing AI-generated content. | Who: Content creators and distributors using AI. | Penalty: Legal action for unauthorized distribution.
- Clearly label AI-generated content to avoid misrepresentation. | Who: Businesses and individuals creating digital content. | Penalty: Potential legal liability for non-compliance.

## Industries Affected

Entertainment

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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