

A3912 • New Jersey

Extends crime of identity theft to include fraudulent impersonation or false depiction by means of artificial intelligence or deepfake technology.

Introduced

Risk: High

Comprehensive

Last Action (Feb 27, 2024): Introduced, Referred to Assembly Science, Innovation and Technology Committee

Summary

This bill extends identity theft laws to include fraud via AI and deepfake technology, amending N.J.S.2C:21-17 and P.L.2003, c.184, with penalties based on victims affected.

Business Impact

If you use AI or deepfake technology in your operations, you must ensure compliance with identity theft laws or face criminal penalties.

Key Provisions

- Extends identity theft laws to include fraud via AI and deepfake technology.
- Defines penalties based on the number of victims affected.
- Mandates remediation actions such as destruction of false depictions.
- Clarifies definitions of 'false personation record' and 'false depiction.'
- Maintains existing grading of identity theft crimes.
- Allows for civil actions for economic and non-economic losses.

Compliance Checklist

- Ensure compliance with identity theft laws regarding AI and deepfake use. | Who: Businesses using AI or deepfake technology. | Penalty: Criminal penalties for violations.
- Implement procedures to prevent fraudulent impersonation using AI. | Who: Businesses and organizations utilizing AI technologies. | Penalty: Potential criminal charges and civil liabilities.

Industries Affected

Topics

AI Deepfakes

Bill Sponsors

Name	Party	Role
Victoria Flynn	R	Sponsor

Related Bills

- S3926 (NJ)
- S 329 (NJ)
- S329 (NJ)
- S736 (NJ)

Official Source

https://pub.njleg.gov/Bills/2024/A4000/3912_I1.HTM

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