

# S06304 • New York

Includes "deep fake" images created by digitization within the definition of unlawful dissemination or publication of an intimate image; establishes a private right of action for victims of dissemination or publication of a sexually explicit depiction of an individual.

Introduced

Risk: High

Amendment

Effective: Jun 20, 2021 | Last Action (Jun 03, 2022): COMMITTED TO RULES

## Summary

This bill includes 'deep fake' images in the definition of unlawful dissemination of intimate images and establishes a private right of action for victims.

## Business Impact

If you create or distribute digital content in New York, you must ensure consent for any intimate images or face legal action.

## Key Provisions

- Includes 'deep fake' images in the definition of unlawful dissemination of intimate images.
- Establishes a private right of action for victims of non-consensual dissemination.
- Defines 'digitization' to include realistic depictions of nude body parts and sexual conduct.

## Compliance Checklist

- Obtain consent for any intimate images created or shared. | Who: Content creators and distributors. | Penalty: Legal action from victims.
- Review and update policies regarding the dissemination of digital content. | Who: Businesses involved in digital media. | Penalty: Potential lawsuits for non-compliance.

## Industries Affected

Digital Media

General

Technology

Content Creation

## Topics

AI Deepfakes

AI Intimate Images

## Bill Sponsors

Name	Party	Role
MAYER		Primary
LANZA		Primary
HINCHEY		Primary
Timothy M. Kennedy		Primary
Pete Harckham	Democratic/Working Families	Cosponsor
James Sanders Jr.		Primary

## Roll Call Votes

Date	Description	Yea	Nay	Result
2022-05-02	Codes Vote - Version: B	13	0	Passed

## Related Bills

- A06862 (NY)
- S01042 (NY)
- A03596 (NY)

## Official Source

<https://www.nysenate.gov/legislation/bills/2021/S6304>

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