

HB421 • Texas

Relating to the creation of certain explicit deep fake material; providing a private cause of action.

Unknown

Risk: Medium

Narrow/Targeted

Effective: Sep 01, 2025 | Last Action (Apr 30, 2025): Referred to Criminal Justice

Summary

Creates a private cause of action for explicit deep fake material without consent, with provisions for age verification and written consent.

Business Impact

If you operate a deep fake generator in Texas, you must verify ages and get consent by 2025 or face legal action.

Key Provisions

- Deep fake generators must verify age before creating explicit material.
- Written consent required for explicit deep fake material of adults.
- Prohibition on creating explicit deep fake material of minors.
- Private cause of action for individuals depicted without consent.
- Damages include actual, exemplary, court costs, and attorney's fees.

Compliance Checklist

- Verify age of individuals depicted in explicit deep fake material. | Who: Deep fake generators | Penalty: Legal action with damages
- Obtain written consent for explicit deep fake material of adults. | Who: Deep fake generators | Penalty: Legal action with damages
- Do not create explicit deep fake material of minors. | Who: Deep fake generators | Penalty: Legal action with damages

Industries Affected

Topics

AI Deepfakes

Official Source

<https://capitol.texas.gov/tlodocs/89R/billtext/html/HB00421I.htm>

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