

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 59th Legislature (2024)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 3073

By: Hays

7
8 COMMITTEE SUBSTITUTE

9 An Act relating to crimes and punishments; creating a
10 misdemeanor and felony for the dissemination and
11 publication of certain digitization; establishing
12 minimum punishment; creating a misdemeanor for
13 failure to make certain disclosures; defining terms;
14 providing for codification; providing an effective
15 date; and declaring an emergency.

16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 1630 of Title 21, unless there
19 is created a duplication in numbering, reads as follows:

20 A. A person who disseminates or publishes a digitization
21 depicting another person's name, image, voice, or likeness without
22 their written consent and attempts to deceive with the intent to
23 cause emotional, financial, or physical harm shall be guilty of a
24 misdemeanor on a first offense. A second offense shall result in a

1 felony punishable by no less than one (1) year imprisonment and a
2 fine of Five Thousand Dollars (\$5,000.00).

3 B. Any digitization shall include a disclosure that the image
4 is a digitization. Failure to disclose shall result in a
5 misdemeanor.

6 C. For purposes of this act:

7 1. The term "digitization" shall mean a still or video image
8 that is altered to appear in a realistic manner utilizing an image
9 or images of a person other than the person depicted or computer-
10 generated images;

11 2. The term "disseminate" means to give, provide, lend,
12 deliver, mail, send, forward, transfer, or transmit, electronically
13 or otherwise, to another person; and

14 3. The term "publish" means:

15 a. to disseminate with the intent that such images be
16 sold by another person, or

17 b. to post, present, display, exhibit, circulate,
18 advertise, or allow access to, electronically or
19 otherwise, so as to make an image or images available
20 to the public.

21 SECTION 2. This act shall become effective July 1, 2024.

22 SECTION 3. It being immediately necessary for the preservation
23 of the public peace, health or safety, an emergency is hereby
24

1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

3

4 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY - CRIMINAL, dated
5 02/07/2024 - DO PASS, As Amended.

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24