

BILL SUMMARY
2nd Session of the 59th Legislature

Bill No.:	HB3073
Version:	PCS1
Request Number:	9929
Author:	Hays
Date:	2/5/2024
Impact:	No negative impact

Research Analysis

The PCS1 to HB 3073 criminalizes the dissemination or publishing of a digitization depicting another person's name, image, or likeness without their written consent and with the intent to cause emotional, financial, or physical harm. The penalty is established as a misdemeanor upon a first offense. A second offense is a felony punishable by up to 1 year imprisonment and a fine of \$5,000. The measure also provides that any digitization must include a disclosure that the image is a digitization. The penalty for failure to disclose is to be a misdemeanor.

Prepared By: Brad Wolgamott

Fiscal Analysis

This measure creates a new misdemeanor and felony for the dissemination and publication of certain digitizations. Persons convicted of such crimes shall be guilty of a misdemeanor on first offense, and a second offense shall result in a felony punishable by no less than one year imprisonment and a fine of \$5,000.

This has the potential to create additional imprisonments for the Department of Corrections (DOC) as well as generate additional revenues for the Administrative Office of the Courts (AOC), however the frequency of convictions for a new crime cannot be predicted. In its current form, HB3073 is not anticipated to have a negative impact on state budget and appropriations.

Prepared By: Robert Flipping IV, House Fiscal Staff

Other Considerations

None.