



# ARIZONA HOUSE OF REPRESENTATIVES

Fifty-sixth Legislature  
Second Regular Session

Senate: ELEC DP 7-1-0-0 | 3<sup>rd</sup> Read: 24-4-2-0

House: MOE DPA 8-0-0-1

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## **SB 1359: election communications; deep fakes; prohibition**

**Sponsor: Senator Carroll, LD 28**

**House Engrossed**

### **Overview**

Establishes a period of 90 days before an election during which a person who creates or distributes a *deceptive and fraudulent deepfake* of a candidate without a clear and conspicuous disclosure is liable for a civil penalty.

### **History**

*Interactive computer service* refers to any information service, system, or access software provider that provides or enables computer access by multiple users to a computer server, including specifically a service or system that provides access to the internet and such systems operated or services offered by libraries or educational institutions ([47 U.S.C. § 230](#)).

### **Provisions**

1. Prohibits, within 90 days of an election, a person from creating, sponsoring or distributing a synthetic media message the person knows is a *deceptive and fraudulent deepfake* of a candidate appearing on the ballot. (Sec. 1)
2. Exempts a person from the prohibition outlined above if the synthetic media message includes a clear and conspicuous disclosure that conveys to a reasonable person that the media includes content generated by artificial intelligence. (Sec. 1)
3. Exempts media that constitutes satire or parody and an *interactive computer service* as defined by federal law. (Sec. 1)
4. Specifies a person who fails to make the disclosure as required by this act is liable for a civil penalty for each day, they distribute the *deceptive and fraudulent deepfake*. (Sec. 1)
5. Defines *creator*, *deceptive and fraudulent deepfake* and *synthetic media*. (Sec. 1)
6. Contains a severability clause. (Sec. 2)

Prop 105 (45 votes)

Prop 108 (40 votes)

Emergency (40 votes)

Fiscal Note