

# SENATE RESOLUTION No. 104

## STATE OF NEW JERSEY

### 221st LEGISLATURE

INTRODUCED MAY 20, 2024

**Sponsored by:**

**Senator KRISTIN M. CORRADO**

**District 40 (Bergen, Essex and Passaic)**

**SYNOPSIS**

Urges Congress to enact “Preventing Deepfakes of Intimate Images Act.”

**CURRENT VERSION OF TEXT**

As introduced.



SR104 CORRADO

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1 A **SENATE RESOLUTION** respectfully urging Congress to enact the  
2 “Preventing Deepfakes of Intimate Images Act.”  
3  
4 **WHEREAS**, There is an increasing prevalence of digital forgeries,  
5 known as deepfakes, that manipulate or create digital depictions,  
6 often without the consent of the individuals depicted; and  
7 **WHEREAS**, A deepfake is an image, a video, or an audio recording,  
8 that has been created using advanced computer technology in a way  
9 that makes it look authentic; and  
10 **WHEREAS**, Deepfake technology is increasingly being used to create  
11 realistic-looking pornographic images that appear to be an  
12 individual or individuals, when the images are not actually of that  
13 individual or individuals; and  
14 **WHEREAS**, The production and distribution of non-consensual  
15 pornographic deepfakes can lead to severe emotional,  
16 psychological, and reputational harm to victims, who often have no  
17 legal recourse because these images are not actual images of the  
18 victims; and  
19 **WHEREAS**, There is also an alarming increase in deepfake child  
20 pornography that is leading to a rise in attacks against children; and  
21 **WHEREAS**, An incident at Westfield High School in New Jersey has  
22 recently brought attention to this increasingly problematic issue;  
23 and  
24 **WHEREAS**, A group of male students at Westfield High School  
25 allegedly manipulated images of other female students to create  
26 non-consensual pornographic images that were reportedly shared in  
27 a group chat and then posted publicly online; and  
28 **WHEREAS**, In an effort to prevent the disclosure of, and threats to  
29 disclose, digital forgeries of intimate digital depictions of  
30 individuals, H.R. 3106, which is known as the “Preventing  
31 Deepfakes of Intimate Images Act,” was introduced in the 118<sup>th</sup>  
32 United States Congress on May 5, 2023; and  
33 **WHEREAS**, This bill prohibits the non-consensual disclosure of  
34 digitally altered intimate images; and  
35 **WHEREAS**, H.R. 3106 makes it a crime to intentionally disclose, or  
36 threaten to disclose, a digital depiction that has been altered using  
37 digital manipulation of an individual engaging in sexually explicit  
38 conduct; and  
39 **WHEREAS**, In addition to the creation of a federal crime, the bill also  
40 creates a right of private action for victims to seek relief; and  
41 **WHEREAS**, H.R.3106 defines “consent,” “depicted individual,”  
42 “digital depiction,” “disclose,” “intimate digital depiction,” and  
43 “sexually explicit conduct” to ensure clarity and effective  
44 enforcement of its prohibitions; and  
45 **WHEREAS**, This federal legislation is necessary to address the gaps in  
46 the existing legal framework and provide protections for victims of  
47 these digital forgeries, known as deepfakes; and

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1 WHEREAS, New Jersey urges Congress to enact the “Preventing  
2 Deepfakes of Intimate Images Act”; now, therefore,

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4 **BE IT RESOLVED** *by the Senate of the State of New Jersey:*

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6 1. This House respectfully urges Congress to enact the  
7 “Preventing Deepfakes of Intimate Images Act.”

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9 2. Copies of this resolution, as filed with the Secretary of State,  
10 shall be transmitted by the Secretary of the Senate to the Majority  
11 and Minority Leaders of the United States Senate, to the Speaker  
12 and Minority Leader of the United States House of Representatives,  
13 and to each member of the United States Congress elected from this  
14 State.

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STATEMENT

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19 This resolution urges Congress to enact the “Preventing  
20 Deepfakes of Intimate Images Act”, which is pending before the  
21 House of Representatives as H.R. 3106.

22 H.R. 3106 makes it a crime to intentionally disclose, or threaten  
23 to disclose, a digital depiction that has been altered using digital  
24 manipulation of an individual engaging in sexually explicit conduct  
25 and creates a right of private action for victims to seek relief.

26 Congress is respectfully urged to enact H.R. 3106, in order to  
27 prevent the emotional, psychological and reputational harm that can  
28 result from the production or distribution of digital forgeries of  
29 intimate digital depictions of identifiable individuals.