1442-S AMH LOW OMLI 116

**SHB 1442** - H AMD **37**

By Representative Low

**NOT CONSIDERED 01/02/2024**

 On page 2, line 13, after "(3)" insert "(a)"

 On page 2, line 15, after "disclosure" strike "stating," and insert "as described under (b) of this subsection or a digital content provenance authenticity as described under (c) of this subsection.

 (b) For the inclusion of a disclosure statement to qualify as an affirmative action under (a) of this subsection, disclosures must state"

 On page 2, at the beginning of line 17, strike "(a)" and insert "(i)"

 On page 2, at the beginning of line 24, strike "(b)" and insert "(ii)"

 On page 2, after line 29, insert the following:

 "(c) For the inclusion of a digital content provenance authenticity to qualify as an affirmative action under (a) of this subsection, the synthetic media must use open technical standards specification which enables the synthetic media to be labeled with cryptographically secured metadata visible to show the origin of the media, all edits made to the media, and whether artificial intelligence was used to generate the content of or any edits to the media."

 On page 3, line 1, after "removes" insert ", with actual malice,"

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|  |  EFFECT:   Adds as an affirmative defense to a civil action brought under the act the inclusion of digital content provenance authenticity in synthetic media.  Requires that actual malice be proven for a broadcasting station to be held liable for removing a disclosure, the inclusion of which would be an affirmative defense in a civil action under the act, from synthetic media in an electioneering communication that it broadcasts. |

**--- END ---**