

HB 3442 -1 STAFF MEASURE SUMMARY

House Committee On Economic Development and Trade

Prepared By: Adam Crawford, LPRO Analyst

Meeting Dates: 4/12, 4/17

WHAT THE MEASURE DOES:

Defines audiovisual work. Creates crime of unlawful dissemination of commercial recording or audiovisual work as a Class A misdemeanor. Creates exemptions.

ISSUES DISCUSSED:

- Contents of the measure
- Intellectual property protections currently in law
- Federal intellectual property definitions

EFFECT OF AMENDMENT:

-1 Defines terms. Adds distribution to list of prohibited activities related to unlawful labeling of a sound recording, unlawful recording of a live performance, unlawful labeling of a videotape recording, and unlawful videotape recording.

BACKGROUND:

The protection of intellectual property has gained increasing attention with the rise of peer-to-peer file sharing services. Many producers of content, ranging from educational materials to live recordings, struggle to keep the intellectual property they created from being shared and distributed illegally.

House Bill 3442 defines audiovisual work and creates the crime of unlawful dissemination of commercial recording or audiovisual work as a Class A misdemeanor with some exceptions.