

SENATE AMENDMENTS TO SENATE BILL 1571

By COMMITTEE ON RULES

February 20

1 On page 1 of the printed bill, delete lines 5 through 27.

2 On page 2, delete lines 1 and 2 and insert:

3 **“SECTION 1. (1) As used in this section:**

4 **“(a)(A) ‘Campaign communication’ means a communication in support of or in opposition**
5 **to a clearly identified candidate or measure, as defined in ORS 260.005 (10)(c).**

6 **“(B) Notwithstanding ORS 260.005 (10)(c)(B)(i), a campaign communication may involve**
7 **aggregate expenditures of any amount.**

8 **“(b) ‘Synthetic media’ means an image, audio recording or video recording of an**
9 **individual’s appearance, speech or conduct that has been intentionally manipulated with the**
10 **use of artificial intelligence techniques or similar digital technology in a manner to create a**
11 **realistic but false image, audio recording or video recording that produces:**

12 **“(A) A depiction that a reasonable person would believe is of a real individual in appear-**
13 **ance, speech or conduct but that did not actually occur in reality; and**

14 **“(B) A fundamentally different understanding or impression than a reasonable person**
15 **would have from the unaltered, original version of the image, audio recording or video re-**
16 **coding.**

17 **“(2) A campaign communication that includes any form of synthetic media must include**
18 **a disclosure stating that the image, audio recording or video recording has been manipulated.**

19 **“(3) The Secretary of State may institute proceedings to enjoin any violation of this**
20 **section. The Attorney General may institute proceedings to enjoin any violation of this sec-**
21 **tion by the Secretary of State, a candidate for the office of the Secretary of State, or any**
22 **political committee or person supporting the Secretary of State or a candidate for the office**
23 **of the Secretary of State. In any action brought under this section, the circuit court may**
24 **at any time enter such injunctions, prohibitions or restraining orders, or take any other**
25 **actions as the court may deem proper. A restraining order, prohibition or injunction may**
26 **be issued under this section without proof of injury or damage to any person. The circuit**
27 **court shall give priority to the hearing and determination under this section. The court shall**
28 **award the prevailing party reasonable attorney fees at trial and on appeal.**

29 **“(4) Upon proof of any violation of this section, the court shall impose a civil penalty of**
30 **not more than \$10,000. All penalties recovered under this section shall be paid into the State**
31 **Treasury and credited to the General Fund.**

32 **“(5) The remedy provided by this section is the exclusive remedy for a violation of this**
33 **section.**

34 **“(6) This section does not apply to:**

35 **“(a) A provider of an interactive computer service, as defined in 47 U.S.C. 230(f), or an**

1 information service, as defined in 47 U.S.C. 153;

2 “(b) A radio or television station, including a cable or satellite television operator, pro-
3 grammer or producer, that broadcasts a campaign communication that includes synthetic
4 media as part of a bona fide newscast, news interview, news documentary, or on-the-spot
5 coverage of a bona fide news event, if the broadcast or publication clearly acknowledges
6 through content or disclosure, in a manner that can be easily heard and understood or read
7 by the average listener or viewer, that there are questions about authenticity in the com-
8 munication;

9 “(c) A radio or television broadcasting station, including a cable or satellite television
10 operator, programmer or producer, an internet website or an online platform, when the
11 station, website or platform is paid to broadcast or publish a campaign communication that
12 includes synthetic media;

13 “(d) A regularly published newspaper, magazine or other periodical of general circulation,
14 including an internet or electronic publication, or an internet service or website provider,
15 that publishes a campaign communication that includes synthetic media, if the communi-
16 cation includes a statement that the synthetic media contained therein does not accurately
17 represent a ballot issue or candidate; or

18 “(e) Content that constitutes satire, parody or that is substantially dependent on the
19 ability of an individual to physically or verbally impersonate a candidate without the use of
20 technology.”.

21 On page 3, delete lines 30 through 32 and insert:

22 “**SECTION 4.** The Secretary of State may adopt rules necessary to implement section 1
23 of this 2024 Act.

24 “**SECTION 5.** This 2024 Act being necessary for the immediate preservation of the public
25 peace, health and safety, an emergency is declared to exist, and this 2024 Act takes effect
26 on its passage.”.