

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 43

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Simmons” and substitute “Delegates Simmons, Cardin, Frick, Afzali, Arora, Barkley, Cullison, DeBoy, Dwyer, Frush, George, Glenn, Gutierrez, Healey, Kaiser, A. Kelly, Lafferty, McComas, McDonough, Murphy, Niemann, Olszewski, Pena-Melnyk, Reznik, Rudolph, Sophocleus, Stocksdale, Stukes, F. Turner, Weir, McDermott, Arentz, Aumann, Boteler, Cluster, Eckardt, Elliott, Frank, K. Kelly, Krebs, Otto, Parrott, Smigiel, Swain, Valentino-Smith, and Vitale”; and strike beginning with “knowingly” in line 3 down through “distress” in line 6 and substitute “intentionally causing serious emotional distress to another by intentionally placing on the Internet a certain reproduction of the image of the other person knowing that the other person did not consent to the placement of the image on the Internet under certain circumstances”.

AMENDMENT NO. 2

On page 1, strike in their entirety lines 20 through 22, inclusive.

On page 2, in lines 1 and 3, strike “**(3)**” and “**(4)**”, respectively, and substitute “**(2)**” and “**(3)**”, respectively; in line 8, strike the second “**OR**”; in line 10, after “**SETTINGS**” insert “**;OR**”

**(3) IMAGES CONCERNING MATTERS OF PUBLIC IMPORTANCE**”;

and strike beginning with “**KNOWINGLY**” in line 11 down through “**DISTRESS**” in line 15 and substitute “**INTENTIONALLY CAUSE SERIOUS EMOTIONAL DISTRESS TO ANOTHER BY INTENTIONALLY PLACING ON THE INTERNET AN IDENTIFIABLE PHOTOGRAPH, FILM, VIDEOTAPE, RECORDING, OR ANY OTHER REPRODUCTION**”

(Over)

OF THE IMAGE OF THE OTHER PERSON WITH HIS OR HER INTIMATE PARTS  
EXPOSED OR WHILE ENGAGED IN AN ACT OF SEXUAL CONTACT:

(1) KNOWING THAT THE OTHER PERSON DID NOT CONSENT TO  
THE PLACEMENT OF THE IMAGE ON THE INTERNET; AND

(2) UNDER CIRCUMSTANCES IN WHICH THE OTHER PERSON HAD A  
REASONABLE EXPECTATION THAT THE IMAGE WOULD BE KEPT PRIVATE” .

AMENDMENT NO. 3

On page 2, in line 18, strike “1 YEAR” and substitute “2 YEARS”; and in the same line, strike “\$500” and substitute “\$5,000”.