

Department of Planning and Budget

2022 Fiscal Impact Statement

1. Bill Number: SB493S1

House of Origin	<input type="checkbox"/> Introduced	<input checked="" type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron: McClellan

3. Committee: Senate

4. Title: Sexually explicit visual material to another; unlawful dissemination, penalty.

5. Summary: The proposed legislation provides that knowingly transmitting an intimate image by computer or other electronic communication device by a person 18 years of age or older to another person 18 years of age or older without the consent of the person receiving the image is considered a trespass. If convicted, the person who transmitted the image is liable to the recipient of the image for actual damages or \$500, whichever is greater, in addition to reasonable attorney fees and costs. The court may also award punitive damages and enjoin and restrain the defendant from committing such further acts.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: Preliminary (see Item 8 below).

8. Fiscal Implications: The bill is not expected to create a fiscal impact on state agencies. Any potential fiscal impact on local law enforcement agencies cannot be determined at this time.

9. Specific Agency or Political Subdivisions Affected: None

10. Technical Amendment Necessary: No

11. Other Comments: None