



General Assembly

Amendment

January Session, 2015

LCO No. 7411



Offered by:
REP. TONG, 147th Dist.

To: House Bill No. 6921

File No. 626

Cal. No. 396

"AN ACT CONCERNING INVASIONS OF PRIVACY."

1 Strike section 8 in its entirety and substitute the following in lieu
2 thereof:

3 "Sec. 8. (NEW) (*Effective October 1, 2015*) (a) A person is guilty of
4 unlawful dissemination of an intimate image when (1) such person
5 intentionally disseminates by electronic or other means a photograph,
6 film, videotape or other recorded image of (A) the genitals, pubic area
7 or buttocks of another person with less than a fully opaque covering of
8 such body part, or the breast of such other person who is female with
9 less than a fully opaque covering of any portion of such breast below
10 the top of the nipple, or (B) another person engaged in sexual
11 intercourse, as defined in section 53a-193 of the general statutes, (2)
12 such person disseminates such image without the consent of such
13 other person, knowing that such other person understood that the
14 image would not be so disseminated, and (3) such other person suffers
15 harm as a result of such dissemination. For purposes of this subsection,
16 "disseminate" means to sell, give, provide, lend, trade, mail, deliver,

17 transfer, publish, distribute, circulate, present, exhibit, advertise or
18 otherwise offer.

19 (b) The provisions of subsection (a) of this subsection shall not apply
20 to:

21 (1) Any image described in subsection (a) of this section of such
22 other person if such image resulted from voluntary exposure or
23 engagement in sexual intercourse by such other person, in a public
24 place, as defined in section 53a-181 of the general statutes, or in a
25 commercial setting;

26 (2) Any image described in subsection (a) of this section of such
27 other person, if such other person is not clearly identifiable; or

28 (3) Any image described in subsection (a) of this section of such
29 other person, if the dissemination of such image serves the public
30 interest.

31 (c) Unlawful dissemination of an intimate image is a class A
32 misdemeanor.

33 (d) Nothing in this section shall be construed to impose liability on
34 the provider of an interactive computer service, as defined in 47 USC
35 230, an information service, as defined in 47 USC 153, or a
36 telecommunications service, as defined in section 16-247a of the
37 general statutes, for content provided by another person."