SB3779

101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB3779

Introduced 2/14/2020, by Sen. Steve McClure

SYNOPSIS AS INTRODUCED:

735 ILCS 115/10

Amends the Removal of Private Compromising Images Act. Provides that a person posts a private compromising image when he or she disseminates a private compromising image that was taken with the consent of the person depicted in the image, but the person in the image did not consent to the dissemination of the image.

A BILL FOR

1   AN ACT concerning civil law.

2   **Be it enacted by the People of the State of Illinois,**

3   **represented in the General Assembly:**

4   Section 5. The Removal of Private Compromising Images Act

5   is amended by changing Section 10 as follows:

6   (735 ILCS 115/10)

7   Sec. 10. Posting of private compromising images. A person

8   shall not post a private compromising image of another person

9   online. A person posts a private compromising image when he or

10   she:

11   (1) intentionally disseminates an image of another

12   person:

13   (A) who is at least 18 years of age;

14   (B) who is identifiable from the image itself or

15   information displayed in connection with the image;

16   and

17   (C) whose intimate parts are exposed, in whole or

18   in part;

19   (2) obtains the image under circumstances in which a

20   reasonable person would know or understand that the image

21   was taken without the person's knowledge or consent; and

22   (3) knows or should have known that the person in the

23   image has not consented to the dissemination; or

1   (4) owns or operates a website on which the posting of

2   private compromising images is allowed or not removed upon

3   discovery of such images being posted; or .

4   (5) disseminates a private compromising image that was

5   taken with the consent of the person depicted in the image,

6   but the person in the image did not consent to the

7   dissemination of the image.

8   (Source: P.A. 101-385, eff. 1-1-20.)