

BILL SUMMARY
2nd Session of the 59th Legislature

Bill No.:	HB3639
Version:	INT
Request Number:	8463
Author:	Hasenbeck
Date:	2/20/2024
Impact:	DOC: Minimal
	AOC: Revenue Positive
	State Budget: No material impact

Research Analysis

HB 3639 modifies the crime of nonconsensual dissemination of private sexual images by removing the age qualifier that the image be of a person at least 18 years of age and who is identifiable in the image. The measure also removes the requirement that the image was disseminated with the intent to harass or intimidate the person. The measure modifies the penalty for nonconsensual dissemination of private sexual images if the person is attempting to gain any property or thing of value by increasing the amount of time to be served in prison to up to 5 years. The measure clarifies that these provisions do not prohibit the prosecution of a person for child pornography. Additionally, any person who disseminates three or more images within a six month period is guilty of a felony, punishable by up to 10 years in prison.

Prepared By: Brad Wolgamott

Fiscal Analysis

This measure modifies and expands the scope of existing crime related to the nonconsensual dissemination of private sexual images, creating the potential for more offenses of this nature to occur. The measure also increases the maximum sentence length for convictions of this crime from 4 years to 5 years. These convictions could create new imprisonments within the Department of Corrections (DOC) at a marginal cost of \$16.60/day per inmate to be absorbed by existing budgetary resources and generate revenues for the Administrative Office of the Courts (AOC). In its current form, HB3639 is not anticipated to have a material impact on state budget or appropriations.

Prepared By: Robert Flipping, House Fiscal Staff

Other Considerations

None.