

STATUTES GOVERNING THE USE OF AI IN ELECTIONS AND CAMPAIGNS

STATE	YEAR ENACTED	SUMMARY	PENALTY
California	2019	Prohibits the publication of materially deceptive media intended to harm a candidate or deceive voters into voting for or against a candidate 60 days prior to an election where a candidate will appear on the ballot, unless it includes a disclosure that the media has been manipulated.	Civil --A candidate may seek injunctive relief to prohibit the publication of the deceptive media --A candidate may seek general or special damages, including attorney's fees and costs
Michigan	2023	Prohibits the publication of materially deceptive media intended to harm a candidate and deceive voters into voting for or against a candidate 90 days prior to an election, unless it includes a disclosure that the media has been manipulated.	Civil --A candidate may seek injunctive relief to prohibit the publication of the deceptive media --If the request for injunctive relief is frivolous, attorney fees and costs may be awarded to the defendant Criminal --First violation is punishable with a maximum of 90 days in prison and/or a fine of \$500 --Second violations within five years of the first are punishable with a maximum of five years in prison and/or a fine of \$1,000
Minnesota	2023	Prohibits the publication of deepfake media intended to harm a candidate and without the consent of the depicted individual 90 days prior to an election.	Civil --A person may seek injunctive relief to prohibit the publication of the deepfake Criminal --First violation is punishable with a maximum of 90 days in prison and/or a fine of \$1,000 --Second violation within five years of the first are punishable with a maximum of five years in prison and/or a fine of \$10,000 --Violations that result in violence or bodily harm are punishable with a maximum of one year in prison and/or a fine of \$3,000
Texas	2019	Prohibits the publication of deepfake videos to harm a candidate or influence an election 30 days prior to an election.	Criminal --Punishable with a class A misdemeanor which results in a maximum of 1 year in prison and/or a fine of \$4,000
Washington	2023	Requires a disclosure on synthetic media used to depict a candidate.	Civil --A candidate may seek injunctive relief to prohibit the publication of the synthetic media --A candidate may seek general or special damages, including attorney's fees and costs
Wisconsin	1973	Prohibits the publishing of false representation of a candidate or referendum to influence an election	Not included