

FIFTY-SEVENTH LEGISLATURE
FIRST SESSION

PROPOSED AMENDMENT DIRECTED TO A COMMITTEE

February 12, 2025

Madam Chair:

I propose to the HOUSE GOVERNMENT, ELECTIONS AND INDIAN AFFAIRS COMMITTEE the following amendments to

HOUSE BILL 221

1. On page 1, line 23, before "computer-generated", insert "newly created,".

2. On page 2, line 14, before "whose", insert "domiciled in the state, or in the case of a deceased individual, who was domiciled in the state at the time of death,".

3. On page 5, line 2, before the colon, insert "the earlier of".

4. On page 5, line 6, strike "or".

5. On page 5, line 8, strike the period and insert in lieu thereof:

"; or

(3) seventy years following the death of the individual.".

6. On page 6, line 15, before "A", insert the subsection designation "A.".

7. On page 6, between lines 17 and 18, insert:

.230537.2

"B. The holder of a postmortem right shall register ownership with the secretary of state and include in the registration a form that includes:

- (1) the name of the deceased individual;
- (2) a statement, under penalty of perjury, that the right holder has engaged in active and authorized use of the voice or visual likeness during the applicable period;
- (3) the identity and contact information of the right holder; and
- (4) other information as the secretary of state may prescribe by rule.

C. The secretary of state shall publish a registry of post-mortem digital replication rights authorized pursuant to the Voice and Visual Likeness Rights Act that is publicly accessible.

D. The secretary of state may charge a reasonable filing fee to process registration forms."

8. On page 7, line 3, before "without", insert "in the state".

9. On page 7, line 9, strike "of the alleged violation" and insert in lieu thereof "that the material is a digital replica and that the digital replica was not authorized".

Respectfully submitted,

Tara L. Lujan