

1st Sub. S.B. 256
Identity Protection Modifications

Representative **Jordan D. Teuscher** proposes the following amendments:

1. *Line 217 through 230:*

- 217 (b) a representation of the individual as the individual in a documentary or in a historical
218 or biographical work, unless the representation creates the false impression that the
219 representation is or comprises the authentic participation of the individual;
220 [~~(b)~~](c) {f} **a play, book, magazine, newspaper, musical composition, visual work, work of**
 art,
221 **audiovisual work, radio or television program if it is fictional or nonfictional**
222 **entertainment, or a dramatic, literary, or musical work; {}**
223 {(e)} (d) a work of political, public interest, or newsworthy value, including a comment,
224 criticism, parody, satire, scholarship, or a transformative creation of a work of
225 authorship;
226 {~~(d)~~} (e) fleeting or incidental uses; or
227 [~~(d)~~] {(e)} (f) an advertisement or commercial announcement for a work described in this
228 Subsection (1).
229 (2) The use of personal identity in a commercial medium does not constitute a use for
230 purposes of advertising or solicitation solely because the material containing such use is