

LAWS

If a victim is not located in a state where nonconsensual distribution of intimate images is a crime, s/he may still be able to report the activity to the police if it is part of another crime being committed.

The following is a list of crimes that nonconsensual pornography is frequently associated with:

- **Child pornography:** The victim may be under the age of 18 in the image.
- **Unlawful surveillance:** The victim may not have known the image was being captured.
- **Dissemination of video and images obtained through unlawful surveillance:** The distributed image may be an image that was captured without the victim's knowledge or consent.
- **Sexual assault:** The image may document a sexual assault or the aftermath of one. Consider whether the victim consented to the events surrounding the capture of the image.
- **Aggravated harassment:** Many offenders bother the victims in ways that amount to a course of conduct – unwelcome texting, emailing, phone calls, letters, visits to the victim's home or workplace, contact with the victim's friends, family, or colleagues, etc.
- **Domestic violence:** Many people who are aggressive and abusive during a relationship are the same people who are aggressive and destructive after a relationship. Also consider that some image(s)/video(s) may have been originally created within the context of an abusive relationship as a result of coercion by the abuser.
- **Cyber-stalking:** The offender's persistent conduct online may be causing the victim to fear for her/his safety.
- **Stalking:** The offender's persistent conduct offline may be causing the victim to fear for her/his safety.
- **Extortion:** Some offenders threaten to release the image(s)/video(s) unless the victim does X, Y, or Z. Oftentimes the offender demands sexual favors, more image(s)/video(s) of the victim, or money.
- **Hacking:** Some image(s)/video(s) that are distributed are obtained without the victim's consent through her/his email account, computer, cell phone, online storage service, or through other technical means. Hacking laws can be triggered even if somebody known to the victim used her/his device without consent to snatch the image(s)/video(s).

NONCONSENSUAL DISTRIBUTION OF INTIMATE IMAGES (NDII)

SYNTHETIC NDII ("DEEP FAKES")

OCGA 16-11-90 A person violates this Code section if he or she, knowing the content of a transmission or post, knowingly and without the consent of the depicted person:

Electronically transmits or posts, in one or more transmissions or posts, a photograph or video which depicts nudity or sexually explicit conduct of an adult, including a falsely created videographic or still image, when the transmission or post is harassment or causes financial loss to the depicted person, serves no legitimate purpose to the depicted person, and is transmitted or posted

Causes the electronic transmission or posting, in one or more transmissions or posts, of a photograph or video which depicts nudity or sexually explicit conduct of an adult, including a falsely created videographic or still image, when the transmission or post is harassment or causes financial loss to the depicted person, serves no legitimate purpose to the depicted person, and is transmitted or posted

SEXUAL EXTORTION

OCGA 16-11-92

No person shall intentionally coerce orally, in writing, or electronically another individual who is more than 18 years of age to distribute any photograph, video, or other image that depicts any individual in a state of nudity or engaged in sexually explicit conduct.