

HB1263_L.004

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Business Affairs & Labor.

HB26-1263 be amended as follows:

1 Amend printed bill, page 7, line 6, after "NOT" insert "KNOWINGLY AND
2 RECKLESSLY".

3 Page 7, line 8, strike "INDICATES OR IMPLIES" and substitute "STATES".

4 Page 7, line 13, after "PROFESSIONAL;" add "OR"

5 Page 7, strike lines 14 and 15 and substitute:

6 "(c) A LICENSED, CERTIFIED, OR REGISTERED MENTAL HEALTH
7 PROFESSIONAL."

8 Page 7, line 25, strike "AND".

9 Page 8, line 1, strike "ACTIONS." and substitute "ACTIONS; AND
10 (IV) ANY ADDITIONAL METRICS NECESSARY TO DETERMINE THE
11 EFFICACY AND RELIABILITY OF IMPLEMENTED SAFEGUARDS OR DETECTION,
12 REMOVAL, AND RESPONSE PROTOCOLS, AS DETERMINED BY THE ATTORNEY
13 GENERAL."

14 Page 8, strike lines 12 through 15 and substitute:

15 "(6) **Liability.** NOTHING IN THIS SECTION CREATES LIABILITY FOR
16 A DEVELOPER OF AN UNDERLYING ARTIFICIAL INTELLIGENCE MODEL FOR
17 A VIOLATION OF THIS SECTION BY A THIRD-PARTY OPERATOR THAT MAKES
18 PUBLICLY AVAILABLE A CONVERSATIONAL ARTIFICIAL INTELLIGENCE
19 SERVICE THAT USES THE UNDERLYING ARTIFICIAL INTELLIGENCE MODEL.
20 A DEVELOPER OF AN UNDERLYING ARTIFICIAL INTELLIGENCE MODEL THAT
21 IS ALSO AN OPERATOR OF A CONVERSATIONAL ARTIFICIAL INTELLIGENCE
22 SERVICE IS SUBJECT TO LIABILITY FOR A VIOLATION OF THIS SECTION.

23 (7) **Access to information.** NOTHING IN THIS SECTION LIMITS AN
24 INDIVIDUAL'S ABILITY TO ACCESS INFORMATION AND RESOURCES UNDER
25 SECTION 32 OF ARTICLE II OF THE STATE CONSTITUTION AND PART 4 OF
26 ARTICLE 6 OF TITLE 25."

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