ENGROSSED HOUSE
BILL NO. 3453   By: Boatman, Pae, and Maynard
                                           of the House

                                              and

                                      Gollihare of the Senate

        [artificial intelligence – definitions – rights of

           Oklahomans when interacting with artificial

           intelligence – codification - effective date]

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

    SECTION 1.   NEW LAW   A new section of law to be codified

in the Oklahoma Statutes as Section 160.1 of Title 25, unless there

is created a duplication in numbering, reads as follows:

    As used in this act:

    1. "Artificial intelligence" means:

        a.   a system that:

              (1)   performs tasks under varying and unpredictable

                    circumstances without significant human oversight

                    or can learn from experience and improve such

                    performance when exposed to data sets,

              (2)   is developed in any context, including, but not

                    limited to, software or physical hardware, and

1   solves tasks requiring human-like perception,

2   cognition, planning, learning, communication, or

3   physical action, or

4   (3) is designed to:

5   (a) think or act like a human, including, but

6   not limited to, a cognitive architecture or

7   neural network, or

8   (b) act rationally, including, but not limited

9   to, an intelligent software agent or

10   embodied robot that achieves goals using

11   perception, planning, reasoning, learning,

12   communication, decision-making or action, or

13   b.   a set of techniques including, but not limited to,

14   machine learning, that is designed to approximate a

15   cognitive task; and

16   2. "Real person" means an actual biological human being as

17 opposed to a system or model meant to emulate human interactions.

18   SECTION 2.   NEW LAW   A new section of law to be codified

19 in the Oklahoma Statutes as Section 160.2 of Title 25, unless there

20 is created a duplication in numbering, reads as follows:

21   All citizens of the State of Oklahoma are entitled to the

22 following rights:

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1   1. The right to know when they are interacting with an

2   artificial intelligence engine rather than a real person in an

3   interaction where consequential information is exchanged;

4   2. The right to know when contracts and other legally binding

5   documents that they are being asked to execute are generated

6   entirely by an artificial intelligence engine and not reviewed by a

7   real person;

8   3. The right to know when they are consuming images or text

9   that were generated entirely by an artificial intelligence engine

10   and not reviewed by a real person, provided that the images or text

11   would lead a reasonable person to believe that such content is real

12   and authentic;

13   4. The right to be able to rely on a watermark or some other

14   form of content credentials to verify the authenticity of creative

15   product they generate or consume. Specifically, it shall not be

16   permissible for any websites, social media platforms, search

17   engines, and the like, to remove a watermark or content credential

18   without inserting an updated watermark or content credential that

19   indicates that the original was removed or altered;

20   5. The right to know that any company which includes any of

21   their personally identifiable information in an artificial

22   intelligence model has implemented reasonable security measures for

23   data privacy within the company's industry and conducts regular risk

24   assessments to assess design, operational, and discrimination harm;

6. The right to consent to any derivative media that is generated by an artificial intelligence engine and uses audio recordings of the citizen's voice or images of him or her to recreate the citizen's likeness; and

7. The right to be free from unlawful discrimination through algorithmic or model bias which discriminates based on age, race, national origin, sex, disability, pregnancy, religious beliefs, veteran status, or any other legally protected classification to the same extent as if such discrimination were perpetrated by a real person.

SECTION 3. This act shall become effective November 1, 2024.

Passed the House of Representatives the 14th day of March, 2024.

_____
Presiding Officer of the House
of Representatives

Passed the Senate the ___ day of _____, 2024.

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Presiding Officer of the Senate