

118TH CONGRESS
2D SESSION

H. R. 8005

To establish the Commission of Experts on Child Exploitation and Artificial Intelligence.

IN THE HOUSE OF REPRESENTATIVES

APRIL 15, 2024

Mr. LANGWORTHY (for himself, Mr. FRY, Mr. LAWLER, Mr. DAVIS of North Carolina, Mrs. MILLER of Illinois, Mr. NUNN of Iowa, Mr. CARSON, Mrs. HINSON, Mr. BACON, Ms. ADAMS, Ms. TENNEY, and Mr. D'ESPOSITO) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To establish the Commission of Experts on Child Exploitation and Artificial Intelligence.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Child Exploitation and
5 Artificial Intelligence Expert Commission Act of 2024”.

6 **SEC. 2. COMMISSION OF EXPERTS ON CHILD EXPLOI-**
7 **TATION AND ARTIFICIAL INTELLIGENCE.**

8 (a) ESTABLISHMENT.—There is established a com-
9 mission, to be known as the “Commission of Experts on

1 Child Exploitation and Artificial Intelligence” (in this sec-
2 tion referred to as the “Commission”), which shall inves-
3 tigate and make recommendations on solutions to improve
4 the ability of a law enforcement agency to prevent, detect,
5 and prosecute child exploitation crimes committed using
6 artificial intelligence.

7 (b) DUTIES OF COMMISSION.—The Commission
8 shall—

9 (1) investigate and assess how artificial intel-
10 ligence may be used in the commission of a child ex-
11 ploitation crime;

12 (2) evaluate the ability of a law enforcement
13 agency to prevent, detect, and prosecute child exploi-
14 tation crimes committed using artificial intelligence
15 under the law in effect during the period of the eval-
16 uation of the Commission, including by identifying
17 any statutory language, constitutional provision, or
18 court decision that impedes such prosecutions; and

19 (3) recommend solutions to improve the ability
20 of a law enforcement agency to prevent, detect, and
21 prosecute child exploitation crimes committed using
22 artificial intelligence, including recommendations for
23 statutory or constitutional amendments to address
24 the statutory language, constitutional provisions, or
25 court decisions identified under paragraph (2).

1 (c) REPORTS.—

2 (1) INTERIM REPORTS.—The Commission may
3 submit interim reports to the Congress containing
4 such findings, conclusions, and recommendations as
5 have been agreed to by the Commission.

6 (2) FINAL REPORT.—Not later than 2 years
7 after the date on which 13 members have been ap-
8 pointed to the Commission under subsection (d), the
9 Commission shall submit a final report to the Con-
10 gress containing such findings, conclusions, and rec-
11 ommendations as have been agreed to by the Com-
12 mission.

13 (d) MEMBERSHIP.—

14 (1) NUMBER AND APPOINTMENT.—The Com-
15 mission shall be composed of 13 members appointed
16 as follows:

17 (A) 7 members appointed by the Speaker
18 of the House of Representatives.

19 (B) 2 members appointed by the minority
20 leader of the House of Representatives.

21 (C) 2 members appointed by the majority
22 leader of the Senate.

23 (D) 2 members appointed by the minority
24 leader of the Senate.

1 (2) QUALIFICATIONS.—An individual appointed
2 to the Commission shall have expertise in law en-
3 forcement, artificial intelligence, technology ethics,
4 child psychology, or a related field.

5 (3) NONGOVERNMENTAL APPOINTEES.—An in-
6 dividual appointed to the Commission may not be an
7 officer or employee of the Federal Government or
8 any State or unit of local government.

9 (4) TERMS.—Each member shall be appointed
10 for the life of the Commission.

11 (5) DEADLINE FOR APPOINTMENT.—Each
12 member shall be appointed not later than 30 days
13 after the date of enactment of this Act.

14 (6) NO COMPENSATION.—Members shall serve
15 without pay, but shall receive travel expenses, in-
16 cluding per diem in lieu of subsistence, in accord-
17 ance with applicable provisions under subchapter I
18 of chapter 57 of title 5, United States Code.

19 (7) CHAIRPERSON; VICE CHAIRPERSON.—The
20 Commission shall elect a Chairperson and Vice
21 Chairperson from among the members of the Com-
22 mission. The term of office of the Chairperson and
23 Vice Chairperson shall be for the life of the Commis-
24 sion.

25 (e) PROCEDURES OF COMMISSION.—

1 (1) MEETINGS.—Not later than 30 days after
2 the date on which 13 members have been appointed
3 to the Commission under subsection (d), the Com-
4 mission shall hold an initial meeting, at which the
5 members of the Commission shall elect the Chair-
6 person and Vice Chairperson. Thereafter, the Com-
7 mission shall meet—

8 (A) quarterly; and

9 (B) at the call of a majority of its mem-
10 bers.

11 (2) QUORUM.—A majority of the members of
12 the Commission shall constitute a quorum to con-
13 duct business, but the Commission may establish a
14 lesser quorum for conducting hearings scheduled by
15 the Commission.

16 (3) VOTING.—No proxy voting shall be allowed
17 on behalf of a member of the Commission.

18 (4) RULES.—The Commission may establish by
19 majority vote any other rules for the conduct of
20 Commission business, if such rules are not incon-
21 sistent with this section or any other applicable law.

22 (f) STAFF OF COMMISSION; EXPERTS AND CONSULT-
23 ANTS.—

24 (1) STAFF.—Subject to rules prescribed by the
25 Commission, the Chairperson may appoint and fix

1 the pay of a staff director and additional personnel
2 as the Chairperson considers appropriate.

3 (2) APPLICABILITY OF CERTAIN CIVIL SERVICE
4 LAWS.—The staff director and personnel of the
5 Commission may be appointed without regard to the
6 provisions of title 5, United States Code, governing
7 appointments in the competitive service, and may be
8 paid without regard to the provisions of chapter 51
9 and subchapter III of chapter 53 of that title relat-
10 ing to classification and General Schedule pay rates,
11 except that an individual so appointed may not re-
12 ceive pay in excess of the annual rate of basic pay
13 for level V of the Executive Schedule.

14 (3) PERSONNEL AS FEDERAL EMPLOYEES.—
15 The staff director and any employee of the Commis-
16 sion shall be employees under section 2105 of title
17 5, United States Code, for purposes of chapters 63,
18 81, 83, 84, 85, 87, 89, and 90 of that title.

19 (4) DETAILEES.—Any Federal Government em-
20 ployee may be detailed to the Commission without
21 reimbursement from the Commission, and such de-
22 tail shall be without interruption or loss of civil serv-
23 ice status or privilege.

24 (5) VOLUNTEER SERVICES.—Notwithstanding
25 section 1342 of title 31, United States Code, the

1 Commission may accept and use voluntary and un-
2 compensated services as the Commission determines
3 necessary.

4 (6) EXPERTS AND CONSULTANTS.—The Com-
5 mission may procure temporary and intermittent
6 services under section 3109(b) of title 5, United
7 States Code, but at rates for individuals not to ex-
8 ceed the daily rate paid to a person occupying a po-
9 sition at level IV of the Executive Schedule.

10 (g) POWERS OF COMMISSION.—

11 (1) HEARINGS AND SESSIONS.—The Commis-
12 sion may, for the purposes of carrying out this sec-
13 tion, hold hearings, sit and act at times and places,
14 take testimony, and receive evidence as the Commis-
15 sion considers appropriate.

16 (2) OBTAINING OFFICIAL DATA.—The Commis-
17 sion may secure directly from any department or
18 agency of the United States information necessary
19 to enable it to carry out this section. Upon the re-
20 quest of the Chairperson, the head of that depart-
21 ment or agency shall furnish that information to the
22 Commission.

23 (3) GIFTS, BEQUESTS, AND DEVISES.—To the
24 extent or in the amounts provided in advance in ap-
25 propriations Acts, the Commission may accept, use,

1 and dispose of gifts, bequests, or devises of services
2 or property, both real and personal, for the purposes
3 of aiding or facilitating the work of the Commission.
4 Gifts, bequests, or devises of money and proceeds
5 from sales or other property received as gifts, be-
6 quests, or devises shall be deposited in the Treasury
7 and shall be available for disbursement upon order
8 of the Chairperson.

9 (4) **MAILS.**—The Commission may use the
10 United States mails in the same manner and under
11 the same conditions as departments and agencies of
12 the United States.

13 (5) **ADMINISTRATIVE SUPPORT SERVICES.**—

14 (A) **GENERAL SERVICES ADMINISTRA-**
15 **TION.**—Upon the request of the Commission,
16 the Administrator of General Services shall pro-
17 vide to the Commission, on a reimbursable
18 basis, the administrative support services nec-
19 essary for the Commission to carry out its re-
20 sponsibilities under this section.

21 (B) **OTHER DEPARTMENTS AND AGEN-**
22 **CIES.**—In addition to the assistance prescribed
23 in subparagraph (A), the head of a department
24 or agency of the United States may provide to
25 the Commission, on a reimbursable basis, such

1 services, funds, facilities, staff, or other support
2 services as such head may determine advisable
3 and as may be authorized by law.

4 (6) CONTRACT AUTHORITY.—To the extent or
5 in the amounts provided in advance in appropria-
6 tions Acts, the Commission may contract with and
7 compensate government and private agencies or per-
8 sons for any purpose necessary to enable it to carry
9 out this section.

10 (h) NONAPPLICABILITY OF FEDERAL ADVISORY
11 COMMITTEE ACT.—

12 (1) IN GENERAL.—Chapter 10 of part I of title
13 5, United States Code, shall not apply to the Com-
14 mission.

15 (2) PUBLIC MEETINGS AND RELEASE OF PUB-
16 LIC VERSIONS OF REPORTS.—The Commission
17 shall—

18 (A) hold public hearings and meetings to
19 the extent appropriate; and

20 (B) release a public version of each report
21 submitted under subsection (c).

22 (3) CONDUCT OF PUBLIC HEARINGS.—Any pub-
23 lic hearing of the Commission shall be conducted in
24 a manner consistent with the protection of informa-
25 tion provided to or developed for or by the Commis-

1 sion as required by any applicable statute, regula-
2 tion, or Executive order.

3 (i) TERMINATION.—The Commission shall terminate
4 60 days after the date on which the Commission submits
5 the final report under subsection (c).

6 (j) DEFINITIONS.—In this section:

7 (1) ARTIFICIAL INTELLIGENCE.—The term “ar-
8 tificial intelligence” includes a machine-based system
9 that uses data, references, or machine or human-
10 based inputs to—

11 (A) create a visual depiction, including an
12 image or video;

13 (B) recognize a pattern; or

14 (C) make a recommendation, prediction, or
15 decision.

16 (2) CHILD EXPLOITATION CRIME.—The term
17 “child exploitation crime” means a crime under any
18 Federal, State, local, or Tribal law relating to the
19 sexual exploitation of children.

20 (3) LAW ENFORCEMENT AGENCY.—The term
21 “law enforcement agency” means any Federal,
22 State, Tribal, or local governmental agency that is
23 engaged in or supervises the prevention, detection,
24 investigation, or prosecution of a violation of crimi-
25 nal law.

1 (4) STATE.—The term “State” means each of
2 the several States, the District of Columbia, and any
3 commonwealth, territory, or possession of the United
4 States.

○