

Calendar No. 390118TH CONGRESS
2^D SESSION**S. 3897**

To require the Election Assistance Commission to develop voluntary guidelines for the administration of elections that address the use and risks of artificial intelligence technologies, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 11, 2024

Ms. KLOBUCHAR (for herself and Ms. COLLINS) introduced the following bill; which was read twice and referred to the Committee on Rules and Administration

MAY 15, 2024

Reported by Ms. KLOBUCHAR, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To require the Election Assistance Commission to develop voluntary guidelines for the administration of elections that address the use and risks of artificial intelligence technologies, and for other purposes.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Preparing Election Ad-
3 ministrators for AI Act”.

4 **SEC. 2. VOLUNTARY GUIDELINES FOR ADMINISTRATION OF**
5 **ELECTIONS THAT ADDRESS THE USE AND**
6 **RISKS OF ARTIFICIAL INTELLIGENCE TECH-**
7 **NOLOGIES.**

8 (a) **REPORT AND VOLUNTARY GUIDELINES.**—Not
9 later than 60 days after the date of the enactment of this
10 Act, the Election Assistance Commission shall, in con-
11 sultation with the National Institute of Standards and
12 Technology, submit to Congress, issue to State and local
13 election offices, and make available to the public a report
14 with voluntary guidelines for election offices that address
15 the use and risks of artificial intelligence technologies in
16 the administration of elections.

17 (b) **CONTENTS.**—The report submitted and made
18 available pursuant to subsection (a) shall include vol-
19 untary guidelines that address—

20 (1) the risks and benefits associated with using
21 artificial intelligence technologies to conduct election
22 administration activities;

23 (2) the cybersecurity risks of artificial intel-
24 ligence technologies to election administration;

25 (3) how information generated and distributed
26 by artificial intelligence technologies can affect the

1 sharing of accurate election information and how
 2 election offices should respond; and

3 (4) how information generated and distributed
 4 by artificial intelligence technologies can affect the
 5 spreading of election disinformation that undermines
 6 public trust and confidence in elections.

7 **SECTION 1. SHORT TITLE.**

8 *This Act may be cited as the “Preparing Election Ad-*
 9 *ministrators for AI Act”.*

10 **SEC. 2. VOLUNTARY GUIDELINES FOR ADMINISTRATION OF**
 11 **ELECTIONS THAT ADDRESS THE USE AND**
 12 **RISKS OF ARTIFICIAL INTELLIGENCE TECH-**
 13 **NOLOGIES.**

14 (a) *REPORT AND VOLUNTARY GUIDELINES.*—*Not later*
 15 *than 60 days after the date of the enactment of this Act,*
 16 *the Election Assistance Commission shall, in consultation*
 17 *with the National Institute of Standards and Technology,*
 18 *submit to Congress, issue to State and local election offices,*
 19 *and make available to the public a report with voluntary*
 20 *guidelines for election offices that address the use and risks*
 21 *of artificial intelligence technologies in the administration*
 22 *of elections.*

23 (b) *CONTENTS.*—*The report submitted and made*
 24 *available pursuant to subsection (a) shall include voluntary*
 25 *guidelines that address—*

1 (1) *the risks and benefits associated with using*
2 *artificial intelligence technologies to conduct election*
3 *administration activities;*

4 (2) *the cybersecurity risks of artificial intel-*
5 *ligence technologies to election administration;*

6 (3) *how information generated and distributed*
7 *by artificial intelligence technologies can affect the*
8 *sharing of accurate election information and how*
9 *election offices should respond; and*

10 (4) *how information generated and distributed*
11 *by artificial intelligence technologies can affect the*
12 *spreading of election disinformation that undermines*
13 *public trust and confidence in elections.*

14 **SEC. 3. STUDY ON USE OF ARTIFICIAL INTELLIGENCE**
15 **TECHNOLOGIES IN THE 2024 ELECTIONS.**

16 (a) *IN GENERAL.*—*Not later than November 5, 2025,*
17 *the Election Assistance Commission, in consultation with*
18 *the National Institute of Standards and Technology, shall*
19 *study and submit to Congress, issue to State and local elec-*
20 *tion offices, and make available to the public a report on*
21 *the use and impacts of artificial intelligence technologies*
22 *in the elections for Federal office held in 2024, including*
23 *how information generated by artificial intelligence tech-*
24 *nologies was shared and the use of artificial intelligence*
25 *technologies by election offices.*

1 **(b) REVIEW AND UPDATE OF VOLUNTARY GUIDE-**
2 *LINES.—Taking into consideration the results of the study*
3 *conducted under subsection (a), the Election Assistance*
4 *Commission shall review and update the voluntary guide-*
5 *lines issued under section 2(a) as appropriate.*

Calendar No. 390

118TH CONGRESS
2^D SESSION

S. 3897

A BILL

To require the Election Assistance Commission to develop voluntary guidelines for the administration of elections that address the use and risks of artificial intelligence technologies, and for other purposes.

MAY 15, 2024

Reported with an amendment