AMENDMENT NO._____   Calendar No._____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—118th Cong., 2d Sess.

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

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended to be proposed by Ms. KLOBUCHAR

Viz:

1   Strike all after the enacting clause and insert the fol-

2   lowing:

3   **SECTION 1. SHORT TITLE.**

4   This Act may be cited as the "Preparing Election Ad-

5   ministrators for AI Act".

6   **SEC. 2. VOLUNTARY GUIDELINES FOR ADMINISTRATION OF**

7   **ELECTIONS THAT ADDRESS THE USE AND**

8   **RISKS OF ARTIFICIAL INTELLIGENCE TECH-**

9   **NOLOGIES.**

10   (a) REPORT AND VOLUNTARY GUIDELINES.—Not

11   later than 60 days after the date of the enactment of this

1 Act, the Election Assistance Commission shall, in con-
2 sultation with the National Institute of Standards and
3 Technology, submit to Congress, issue to State and local
4 election offices, and make available to the public a report
5 with voluntary guidelines for election offices that address
6 the use and risks of artificial intelligence technologies in
7 the administration of elections.

8   (b) CONTENTS.—The report submitted and made
9 available pursuant to subsection (a) shall include vol-
10 untary guidelines that address—

11   (1) the risks and benefits associated with using
12   artificial intelligence technologies to conduct election
13   administration activities;

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

16   (3) how information generated and distributed
17   by artificial intelligence technologies can affect the
18   sharing of accurate election information and how
19   election offices should respond; and

20   (4) how information generated and distributed
21   by artificial intelligence technologies can affect the
22   spreading of election disinformation that undermines
23   public trust and confidence in elections.

1 **SEC. 3. STUDY ON USE OF ARTIFICIAL INTELLIGENCE**

2   **TECHNOLOGIES IN THE 2024 ELECTIONS.**

3   (a) IN GENERAL.—Not later than November 5, 2025,

4 the Election Assistance Commission, in consultation with

5 the National Institute of Standards and Technology, shall

6 study and submit to Congress, issue to State and local

7 election offices, and make available to the public a report

8 on the use and impacts of artificial intelligence tech-

9 nologies in the elections for Federal office held in 2024,

10 including how information generated by artificial intel-

11 ligence technologies was shared and the use of artificial

12 intelligence technologies by election offices.

13   (b) REVIEW AND UPDATE OF VOLUNTARY GUIDE-

14 LINES.—Taking into consideration the results of the study

15 conducted under subsection (a), the Election Assistance

16 Commission shall review and update the voluntary guide-

17 lines issued under section 2(a) as appropriate.