

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 49 Session of 2023

INTRODUCED BY MERCURI, ARMANINI, COOK, SCHLEGEL CULVER, FLICK, JAMES, JOZWIAK, PICKETT AND SMITH, MARCH 7, 2023

REFERRED TO COMMITTEE ON COMMERCE, MARCH 7, 2023

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled  
 2 "An act providing for and reorganizing the conduct of the  
 3 executive and administrative work of the Commonwealth by the  
 4 Executive Department thereof and the administrative  
 5 departments, boards, commissions, and officers thereof,  
 6 including the boards of trustees of State Normal Schools, or  
 7 Teachers Colleges; abolishing, creating, reorganizing or  
 8 authorizing the reorganization of certain administrative  
 9 departments, boards, and commissions; defining the powers and  
 10 duties of the Governor and other executive and administrative  
 11 officers, and of the several administrative departments,  
 12 boards, commissions, and officers; fixing the salaries of the  
 13 Governor, Lieutenant Governor, and certain other executive  
 14 and administrative officers; providing for the appointment of  
 15 certain administrative officers, and of all deputies and  
 16 other assistants and employes in certain departments, boards,  
 17 and commissions; providing for judicial administration; and  
 18 prescribing the manner in which the number and compensation  
 19 of the deputies and all other assistants and employes of  
 20 certain departments, boards and commissions shall be  
 21 determined," in powers and duties of the Department of State  
 22 and its departmental administrative board, providing for  
 23 artificial intelligence registry.

24 The General Assembly of the Commonwealth of Pennsylvania  
 25 hereby enacts as follows:

26 Section 1. The act of April 9, 1929 (P.L.177, No.175), known  
 27 as The Administrative Code of 1929, is amended by adding a  
 28 section to read:

1 Section 817. Artificial Intelligence Registry.--(a) The  
2 Department of State shall establish a registry of businesses  
3 operating artificial intelligence systems in this Commonwealth.

4 (b) The Department of State shall coordinate with other  
5 State agencies that have contact with businesses operating  
6 artificial intelligence systems to establish a paper and an  
7 online registry form to enable State agencies to assist the  
8 Department of State in registering businesses in the registry.

9 (c) The Department of State shall provide access to a paper  
10 and an online registry form which must contain a statement  
11 indicating the purpose for the registry. The forms shall be  
12 developed to obtain the following information relating to the  
13 business operating artificial intelligence systems:

14 (1) The name of the business operating artificial  
15 intelligence systems.

16 (2) The IP address of the business.

17 (3) The type of code the business is utilizing for  
18 artificial intelligence.

19 (4) The intent of the software being utilized.

20 (5) The personal information and first and last name of a  
21 contact person at the business.

22 (6) The address, electronic email address and ten-digit  
23 telephone number of the contact person under paragraph (5).

24 (7) A signed statement, or, for online applicants, a box  
25 that is checked, indicating that the business operating an  
26 artificial intelligence system has agreed for the Department of  
27 State to store the business' information on the registry.

28 (d) Information collected under this section may not be sold  
29 or used for commercial purposes or used for purposes not  
30 specified under this section. Information collected under this

1 section for the registry shall be exempt from disclosure under  
2 the act of February 14, 2008 (P.L.6, No.3), known as the Right-  
3 to-Know Law.

4 (e) The department shall maintain a searchable online  
5 database for businesses operating artificial intelligence  
6 systems.

7 (f) By January 1, 2024, and each January 1 thereafter, the  
8 Department of State shall submit to the chairperson and minority  
9 chairperson of the Commerce Committee of the Senate and the  
10 chairperson and minority chairperson of the Commerce Committee  
11 of the House of Representatives a report on the registry which  
12 shall include:

13 (1) The total number of businesses operating artificial  
14 intelligence systems registered with the Department of State.

15 (2) The number of registrants received by each State agency.

16 (3) Expenses incurred by the Department of State.

17 (g) As used in this section, the term "artificial  
18 intelligence" shall mean the theory and development of computer  
19 systems able to perform tasks that normally require human  
20 intelligence.

21 Section 2. This act shall take effect in 60 days.