

STATE OF NEW YORK

7106--B

2023-2024 Regular Sessions

IN ASSEMBLY

May 10, 2023

Introduced by M. of A. BORES, WALKER, TAYLOR, CUNNINGHAM, McDONALD, ROZIC, LEE, L. ROSENTHAL, EPSTEIN, TAPIA, RIVERA, BURGOS, GIBBS, DAVILA, DINOWITZ, SILLITTI, CARROLL, SIMON, BURDICK, SHIMSKY, HUNTER, JACKSON, WOERNER -- read once and referred to the Committee on Election Law -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Election Law in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the election law, in relation to the use and disclosure of synthetic media

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Short title. This act shall be known and may be cited as
2 the "political artificial intelligence disclaimer (PAID) act".

3 § 2. Section 14-106 of the election law is amended by adding two new
4 subdivisions 2-a and 2-b to read as follows:

5 2-a. (a) Any political communication covered by this section which was
6 produced by or includes any synthetic media shall be required to
7 disclose the use of such synthetic media. The disclosure on printed or
8 digital political communications, including but not limited to
9 brochures, flyers, posters, mailings, or internet advertising shall be
10 printed or typed in an appropriate legible form to read as follows:
11 "This political communication was created with the assistance of artifi-
12 cial intelligence". The disclosure on non-printed or digital political
13 communications shall clearly and prominently display and/or speak the
14 following statement: "This political communication was created with the
15 assistance of artificial intelligence". In the case of a political
16 communication that is not visual, such as radio or automated telephone
17 calls, clearly speaking the statement will satisfy the requirements of
18 this subdivision.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 (b) For the purposes of this subdivision, "synthetic media" means any
2 form of media including text, image, video or sound fully or partially
3 created or modified through the use of artificial intelligence algo-
4 rithms.

5 2-b. (a) All committees as defined by this article shall keep records
6 of their use of synthetic media during each campaign cycle. Such enti-
7 ties shall maintain records including, but not limited to: the types of
8 synthetic media utilized, the number of voters contacted with each type
9 of synthetic media, and the amount of funds expended toward synthetic
10 media.

11 (b) All candidate committees as defined by this article shall submit
12 such records to the state board of elections no less than one month
13 after their election is certified. All other committees shall submit
14 such records to the state board of elections no less than one month
15 after election day.

16 (c) The state board of elections shall design a sample record template
17 which committees can use to log their records.

18 (d) The state board of elections is authorized to promulgate rules and
19 regulations required to enforce this subdivision.

20 § 3. The state board of elections shall establish the rules and regu-
21 lations required by this act within sixty days from the effective date
22 of this act.

23 § 4. This act shall take effect immediately.