

118TH CONGRESS
1ST SESSION

H. R. 4223

To establish an artificial intelligence commission, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 20, 2023

Mr. LIEU (for himself, Mr. BUCK, and Ms. ESHOO) introduced the following bill; which was referred to the Committee on Science, Space, and Technology

A BILL

To establish an artificial intelligence commission, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “National AI Commis-
5 sion Act”.

6 **SEC. 2. SENSE OF CONGRESS.**

7 It is the sense of Congress that this Act shall not
8 be intended to preclude any legislation Congress may deem
9 necessary relating to Artificial Intelligence in the interim
10 period before the reports of the Commission are released.

1 **SEC. 3. ARTIFICIAL INTELLIGENCE COMMISSION.**

2 (a) LOCATION.—There is established in the legislative
3 branch an independent commission relating to artificial in-
4 telligence (AI), to be known as the “National AI Commis-
5 sion” (in this section referred to as the “Commission”).

6 (b) COMPOSITION.—The Commission shall be com-
7 prised of 20 commissioners, of whom 10 shall be appointed
8 by each party to ensure bipartisanship. Members of the
9 Commission shall elect two Members to serve as co-chairs.
10 One co-chair shall be a Democratic appointee and one co-
11 chair shall be a Republican appointee. Members shall be
12 appointed as follows:

13 (1) The President, in consultation with relevant
14 cabinet secretaries, shall appoint eight Members,
15 four of whom shall be chosen from the lists de-
16 scribed in subsection (c).

17 (2) The senior most member of Republican
18 leadership of the House of Representatives, in con-
19 sultation with relevant committee leaders of the
20 same party, shall appoint three members.

21 (3) The senior most member of Democratic
22 leadership of the House of Representatives, in con-
23 sultation with relevant committee leaders of the
24 same party, shall appoint three members.

25 (4) The senior most member of Republican
26 leadership of the Senate, in consultation with rel-

1 evant committee leaders of the same party, shall ap-
2 point three members.

3 (5) The senior most member of Democratic
4 leadership of the Senate, in consultation with rel-
5 evant committee leaders of the same party, shall ap-
6 point three members.

7 (c) PRESIDENTIAL APPOINTEES.—To carry out para-
8 graph (1) of subsection (b), the senior most member of
9 leadership of the House of Representatives opposite the
10 Administration and the senior most member of leadership
11 of the Senate opposite the Administration shall each sub-
12 mit to the President a list of five individuals to serve on
13 the Commission, from which the President shall, in ac-
14 cordance with the consultation required under such para-
15 graph, appoint two Members from each such list.

16 (d) QUALIFICATIONS.—

17 (1) IN GENERAL.—Members of the Commission
18 shall have a demonstrated background in at least
19 one of the following:

20 (A) Computer science or a technical back-
21 ground in artificial intelligence.

22 (B) Civil society, including relating to the
23 Constitution, civil liberties, ethics, and the cre-
24 ative community.

25 (C) Industry and workforce.

1 (D) Government, including national secu-
2 rity.

3 (2) LIMITATION.—None of the backgrounds
4 specified in paragraph (1) may constitute a majority
5 of Members of the Commission.

6 (e) TERMS.—Members shall be appointed for the life
7 of the Commission. A vacancy in the Commission shall not
8 affect its powers, and shall be filled in the same manner
9 as the original appointment was made.

10 (f) APPOINTMENTS.—Members of the Commission
11 shall be appointed not later than 45 days after the date
12 of the enactment of this Act. The Commission shall hold
13 its initial meeting on or before the date that is 60 days
14 after the date of the enactment of this Act.

15 (g) FOCUS.—The Commission shall—

16 (1) in general, conduct its work to ensure,
17 through its review and recommendations as de-
18 scribed in this subsection, that through regulation
19 the United States is mitigating the risks and pos-
20 sible harms of artificial intelligence, protecting the
21 United States leadership in artificial intelligence in-
22 novation and the opportunities such innovation may
23 bring, and ensuring that the United States takes a
24 leading role in establishing necessary, long-term

1 guardrails to ensure that artificial intelligence is
2 aligned with values shared by all Americans;

3 (2) review the Federal Government’s current
4 approach to artificial intelligence oversight and regu-
5 lation, including—

6 (A) how such oversight and regulation is
7 distributed across agencies;

8 (B) the capacity of agencies to address
9 challenges relating to such oversight and regu-
10 lation; and

11 (C) alignment among agencies in their ap-
12 proaches to such oversight and regulation;

13 (3) recommend any governmental structures
14 that may be needed to oversee and regulate artificial
15 intelligence systems, including the feasibility of an
16 oversight structure that can oversee powerful artifi-
17 cial intelligence systems with a general purpose
18 through a careful, evidence-based approach; and

19 (4) build upon previous Federal efforts and
20 international best practices and efforts to develop a
21 binding risk-based approach to regulate and oversee
22 artificial intelligence applications through identifying
23 applications with unacceptable risks, high or limited
24 risks, and minimal risks.

25 (h) REPORTS.—

1 (1) INTERIM REPORT.—Not later than six
2 months after the appointment of all Members to the
3 Commission, the Commission shall submit to Con-
4 gress and the President an interim report containing
5 its findings. The interim report shall include pro-
6 posals for any urgent regulatory or enforcement ac-
7 tions.

8 (2) FINAL REPORT.—Not later than six months
9 after the submission of the interim report under
10 paragraph (1), the Commission shall submit to Con-
11 gress and the President a final report containing its
12 findings and recommendations. The final report
13 shall constitute the Commission’s findings and rec-
14 ommendations for a comprehensive, binding regu-
15 latory framework.

16 (3) FOLLOW-UP REPORT.—Not later than one
17 year after the submission of the final report under
18 paragraph (2), the Commission shall submit to Con-
19 gress and the President a follow-up report con-
20 taining any new findings and revised recommenda-
21 tions. The follow-up report shall be reserved for nec-
22 essary adjustments to the final report and actions
23 pertaining to further developments since the final re-
24 port’s publication.

1 (i) STAFF.—The Commission shall appoint a staff di-
2 rector, as well as such other personnel as may be nec-
3 essary. Federal employees may be detailed to serve as
4 Commission staff while retaining the rights and status of
5 their regular employment.

6 (j) INFORMATION AND COOPERATION FROM FED-
7 ERAL AGENCIES.—

8 (1) IN GENERAL.—All Federal departments,
9 agencies, commissions, offices, and other entities
10 shall provide information, suggestions, estimates,
11 statistics, and other materials to the Commission
12 upon request, in accordance with applicable law.

13 (2) INABILITY TO OBTAIN DOCUMENTS OR TES-
14 TIMONY.—In the event the Commission is unable to
15 obtain testimony or documents needed to conduct its
16 work, the Commission shall notify the committees of
17 Congress of jurisdiction and appropriate investiga-
18 tive authorities.

19 (k) TERMINATION.—The Commission shall terminate
20 not later than 30 days after the submission of the follow-
21 up report under subsection (h)(3).

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