

**LEGISLATIVE REQUEST FOR INTERIM STUDY COMMITTEE**

**To:** Legislative Council

**Requested by:** Representative Parenti  
**With support of:** Representative(s) Amabile, Bird, Boesenecker, Brown, Clifford, Hamrick, Lindsay, Lindstedt, Martinez, Marvin, Mauro, McCormick, McLachlan, Rutinel, Snyder, Soper, Story, Velasco, Weinberg, Weissman, Willford, Woodrow and Young

**Re:** Request for interim study committee regarding a review of Colorado Revised Statutes for areas of law that need to be updated to keep pace with artificial intelligence and other emerging technologies.

**Date:** 4/12/2024

**Information Required Pursuant to Section 2-3-303.3, C.R.S.**

I hereby request that an interim study committee be formed to discuss and take action on the recommendations of the proposed accompanying task force to review Colorado Revised Statutes for areas of law that need to be updated to keep pace with artificial intelligence and other emerging technologies, as identified by the members of the task force, during the interim between the 2024 and 2025 legislative sessions. The interim study committee would be named the “Artificial Intelligence and Technology Statute Review Interim Study Committee”.

The primary policy issues to be studied are:

- areas of statute that need to be updated to keep pace with artificial intelligence and other emerging technologies (for example, to contemplate the involvement of an artificial intelligence capability in the conduct of a crime); and
- areas of statute to be reviewed include, but should not be limited to: criminal law, including laws related to threats, harassment, stalking, fraud, identity theft, and other crimes that may involve the use of artificial intelligence or other emerging technologies; intellectual property and copyright law; consumer protection law; freedom of information and open meeting law; and election law, including laws related to voting, election communications, and election offenses.

In the investigation of this topic, the task force may want to consider the following questions (not an exhaustive list):

- How will artificial intelligence and other emerging technologies impact our ability to identify, investigate, and prosecute crimes?
- Does current law allow for the ability (legal, technical, or otherwise) to prosecute a crime or pursue a civil action conducted entirely or partially by using an artificial intelligence capability?
- Is the law robust enough to establish/prove/assign intent when a harm is conducted either entirely or partially by using artificial intelligence or other emerging technology?

- Are individuals empowered to pursue civil action in response to a harm conducted upon them either entirely or partially by using an artificial intelligence capability or other emerging technology (for instance, under the Colorado Consumer Protection Act)?

The interim study committee should need to meet no more than 4 times to review the issues and recommendations proposed by the task force.

The interim study committee should consist of 6 members of the General Assembly selected as follows:

- 3 members of the Senate, with 2 appointed by the President of the Senate and 1 appointed by the Minority Leader of the Senate.
- 3 members of the House of Representatives, with 2 appointed by the Speaker of the House of Representatives and 1 appointed by the Minority Leader of the House of Representatives.

A task force is necessary to assist the interim study committee in studying the scope of policy issues described above. Nonlegislative members will have a role in the interim study committee, as members of the task force.

The task force should include legal experts from various state and local government entities, along with industry experts. The task force consists of the following 17 members, all of whom should have general working familiarity with advanced technology concepts and how they interact with their organization's primary area of responsibility:

- Two legislators from the Interim Committee, one appointed by the House Majority Leader and the other by the House Minority Leader;
- One labor representative from an industry facing copyright challenges related to AI, appointed by the Speaker of the House;

One representative from each of the following organizations, appointed by the organization:

- Department of Public Safety;
- Colorado Department of Homeland Security;
- Colorado Bureau of Investigation;
- Office of Information Technology;
- Secretary of State;
- Department of Regulatory Affairs;
- Colorado District Attorneys Council. The representative appointed by the council shall have experience as a District Attorney or Assistant District Attorney;
- National Cybersecurity Center;
- Official/Staff member of a municipal government, as recommended by Colorado Municipal League;
- Official/Staff member of a county or city-county, as recommended by Colorado Counties Incorporated.

Two representatives from each of the following organizations, appointed by the organization:

- Judicial Branch, one with experience as a judge and one with experience as a public defender;
- Technology industry, as recommended by Colorado Technology Association.

The interim study committee will need up to 4 bills to address the issues it studies.

**Additional Information Related to the Interim Study Committee Request**

The Department of Law and Office of Legislative Legal Services shall be available to the task force to provide subject matter expertise or other input/feedback, as appropriate.

Thank you for your consideration of this request.