AMENDMENT NO._____   Calendar No._____

Purpose: To impose a moratorium on Federal agency regulation of artificial intelligence technologies.

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

S. 4178

To establish artificial intelligence standards, metrics, and evaluation tools, to support artificial intelligence research, development, and capacity building activities, to promote innovation in the artificial intelligence industry by ensuring companies of all sizes can succeed and thrive, 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 intended to be proposed by Mr. CRUZ to the amendment (No. BAG24D82) proposed by Ms. CANTWELL

Viz:

1   At the appropriate place, insert the following:

2 SEC. ___. PROHIBITION ON CERTAIN POLICIES RELATING

3   TO THE USE OF ARTIFICIAL INTELLIGENCE

4   OR OTHER AUTOMATED SYSTEMS.

5   Not later than 7 days after the date of the enactment

6 of this Act, the President, acting through the Director of

7 the Office of Science and Technology Policy, shall issue

8 a technology directive with respect to artificial intelligence

9 or other automated systems that prohibits any action, di-

1 rective, rule, regulation, policy, principle, or guidance by
2 a Federal agency that includes policies that require, rec-
3 ommend, promote, or encourage any of the following con-
4 cepts or rules:

    (1) One race or sex is inherently superior to an-
other race or sex.

    (2) The United States is fundamentally racist
or sexist.

    (3) An individual, by virtue of his or her race
or sex, is inherently racist, sexist, or oppressive,
whether consciously or unconsciously.

    (4) An individual should be discriminated
against or receive adverse treatment solely or partly
because of his or her race or sex.

    (5) Members of one race or sex cannot and
should not attempt to treat others without respect to
race or sex.

    (6) The moral character of an individual is nec-
essarily determined by his or her race or sex.

    (7) An individual, by virtue of his or her race
or sex, bears responsibility for actions committed in
the past by other members of the same race or sex.

    (8) An individual should feel discomfort, guilt,
anguish, or another form of psychological distress on
account of his or her race or sex.

1   (9) Meritocracy or traits such as a hard work

2   ethic are racist or sexist, or were created by a par-

3   ticular race to oppress another.

4   (10) Artificial intelligence, algorithms, or other

5   automated systems should be designed in an equi-

6   table way that prevents disparate impacts based on

7   a protected class or other societal classification.

8   (11) Input data used by designers, developers,

9   or deployers of artificial intelligence, algorithms, or

10   other automated systems should be modified to pre-

11   vent disparate impacts based on a protected class or

12   other societal classification.

13   (12) Designers, developers, integrators, or

14   deployers of artificial intelligence, algorithms, or

15   other automated systems should conduct disparate

16   impact or equity impact assessments prior to deploy-

17   ment or implementation of such technology to ensure

18   inclusivity and equity in the creation, design, or de-

19   velopment of the technology.

20   (13) Federal agencies should review input data

21   used by designers, developers, or deployers of artifi-

22   cial intelligence, algorithms, or other automated sys-

23   tems to ensure the technology—

24   (A) meets the view of that Federal agency

25   of what constitutes bias or misinformation; and

1   (B) contains no positions contrary to the

2   position of the Federal Government.