

HB1263_L.002

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Business Affairs & Labor.

HB26-1263 be amended as follows:

- 1 Amend printed bill, page 2, line 2, after "(4.5)," insert "(7.5), (9.5),".
- 2 Page 3, after line 16 insert:
- 3 "(7.5) "EMOTIONAL RECOGNITION ALGORITHM" MEANS ARTIFICIAL
- 4 INTELLIGENCE THAT DETECTS AND INTERPRETS HUMAN EMOTIONAL
- 5 SIGNALS IN TEXT USING NATURAL LANGUAGE PROCESSING AND SENTIMENT
- 6 ANALYSIS, GAIT ANALYSIS, OR PHYSIOLOGICAL SIGNALS, OR A
- 7 COMBINATION OF THOSE DATA PROCESSING TOOLS.
- 8 (9.5) "HIPAA" MEANS THE FEDERAL "HEALTH INSURANCE
- 9 PORTABILITY AND ACCOUNTABILITY ACT OF 1996", 42 U.S.C. SECS.
- 10 1320d TO 1320d-9."
- 11 Page 4, strike line 7 and substitute "**operator duties - minor account**
- 12 **holders - disclosures - annual reporting - definitions.**
- 13 (1) **Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT
- 14 OTHERWISE REQUIRES:
- 15 (a) "ACCOUNT HOLDER" MEANS A CONSUMER WHO HAS OR OPENS
- 16 AN ACCOUNT OR PROFILE FOR THE PURPOSE OF USING A CONVERSATIONAL
- 17 ARTIFICIAL INTELLIGENCE SERVICE.
- 18 (b) "MINOR ACCOUNT HOLDER" MEANS AN ACCOUNT HOLDER WHO
- 19 IS A MINOR."
- 20 Renumber succeeding subsections accordingly.
- 21 Page 4, line 8, strike "**users.**" and substitute "**account holders.** AN
- 22 OPERATOR SHALL USE COMMERCIALY REASONABLE METHODS TO
- 23 ESTIMATE THE AGE OF ACCOUNT HOLDERS.
- 24 Page 4, lines 9 and 10, strike "A USER OF A CONVERSATIONAL ARTIFICIAL
- 25 INTELLIGENCE SERVICE" and substitute "AN ACCOUNT HOLDER".
- 26 Strike "USER" and substitute "ACCOUNT HOLDER" on: **Page 4**, lines 12, 13,
- 27 and 24; **Page 5**, lines 5, 8, and 21; and **Page 6**, lines 2, 3, 5, and 6.
- 28 Strike "USER'S" and substitute "ACCOUNT HOLDER'S" on: **Page 5**, lines 22
- 29 and 27; and **Page 6**, lines 4 and 7.
- 30 Strike "(5)(a)" and substitute "(6)(a)" on: **Page 8**, lines 2, 7, and 9.

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