

# AI Legislation Trends Across the States

National Assembly of State Arts Agencies

Sept. 9, 2025

# HOW NCSL STRENGTHENS LEGISLATURES



## Policy Research



NCSL provides trusted, nonpartisan policy research and analysis

## Connections



NCSL links legislators and staff with each other and with experts

## Training



NCSL delivers training tailored specifically for legislators and staff

## State Voice in D.C.

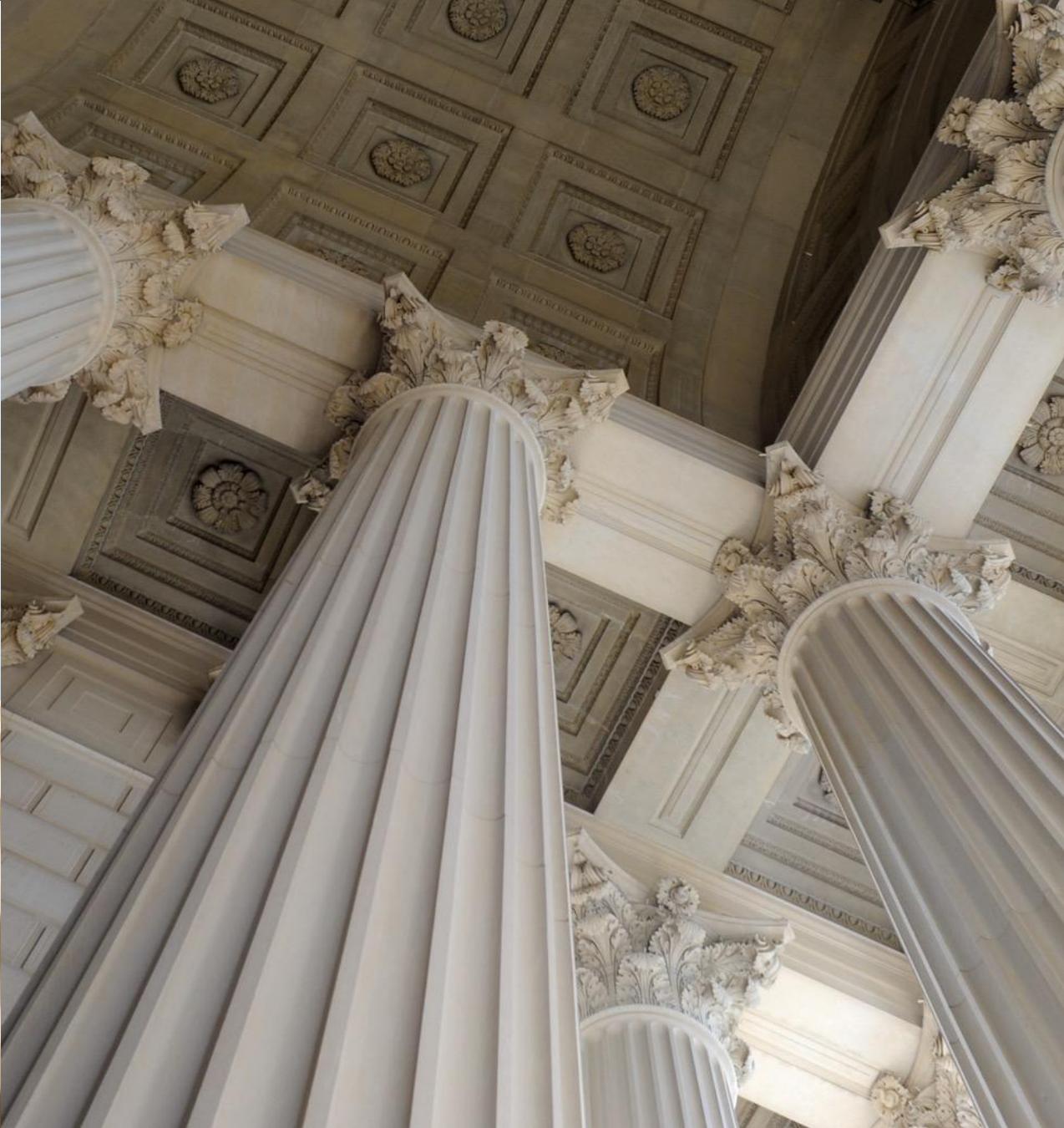


NCSL represents and advocates on behalf of states on Capitol Hill

## Meetings



NCSL meetings facilitate information exchange and policy discussions



# Agenda

- AI Legislative Landscape
- Legal and Legislative Considerations
- Government Use of AI
- Creative Industries-Focused Legislation
- Resources



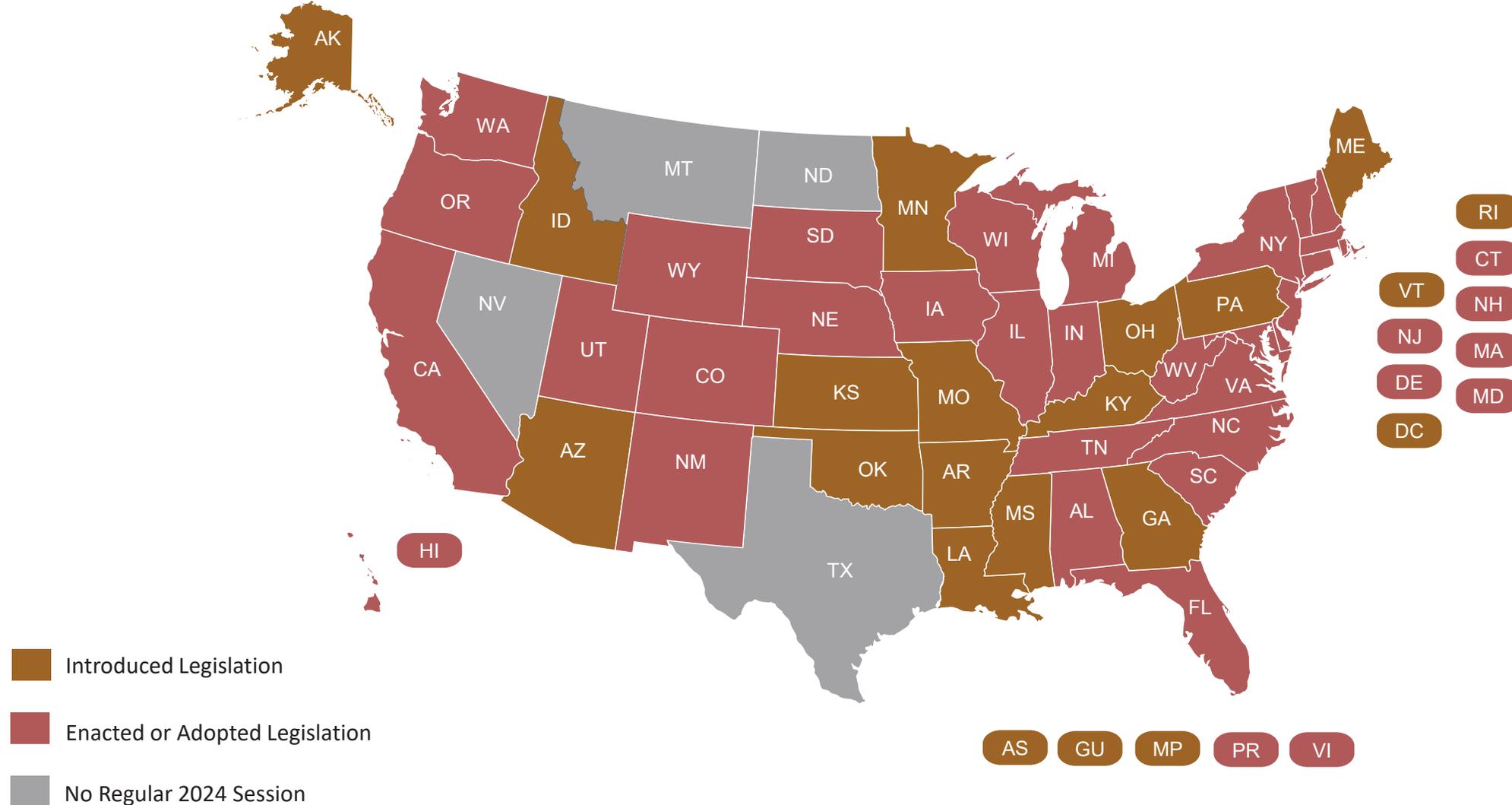


# AI 2024 Legislation



# Artificial Intelligence State Legislation

2024 Legislative Session





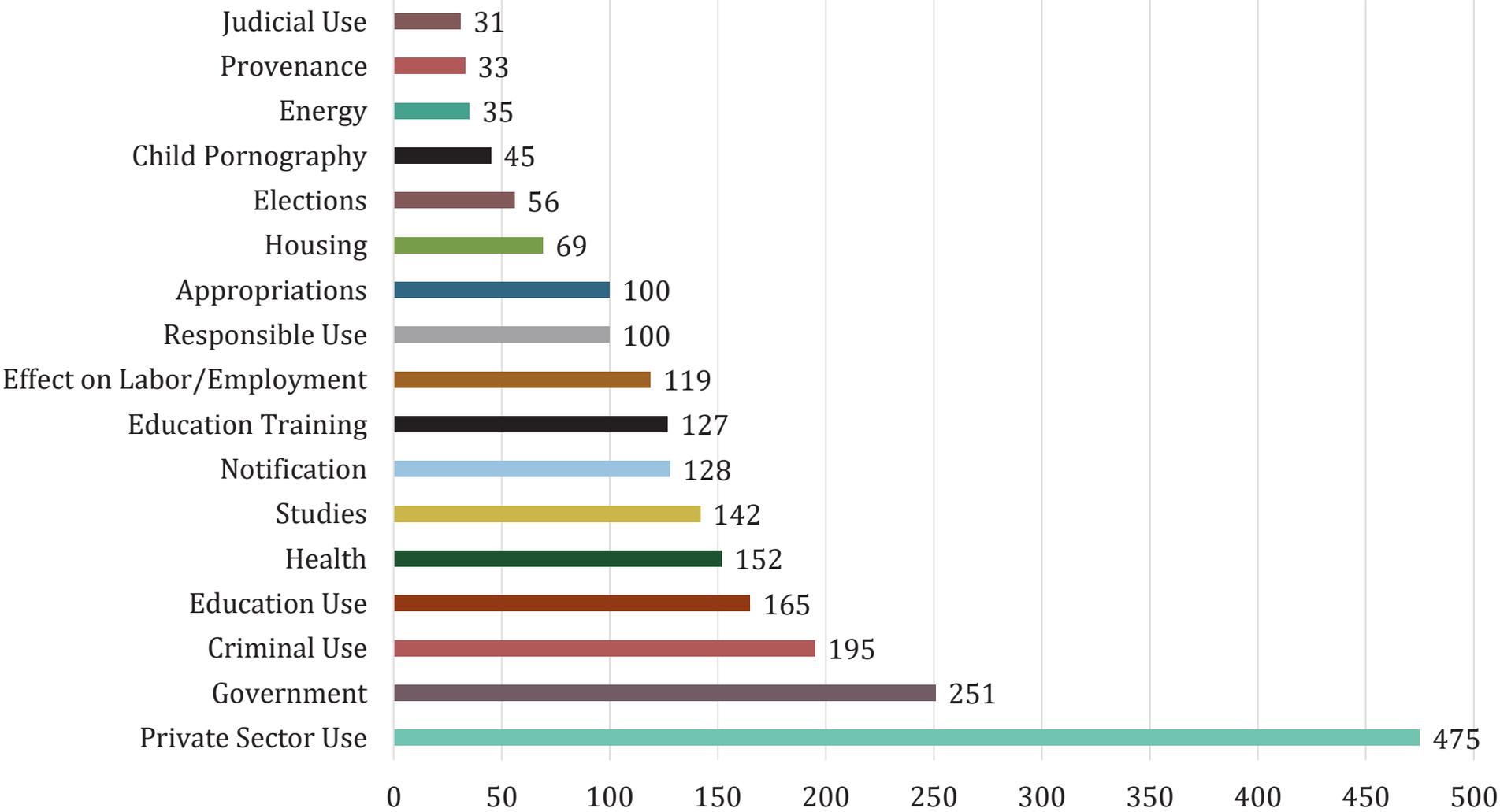
# AI 2025 Legislation



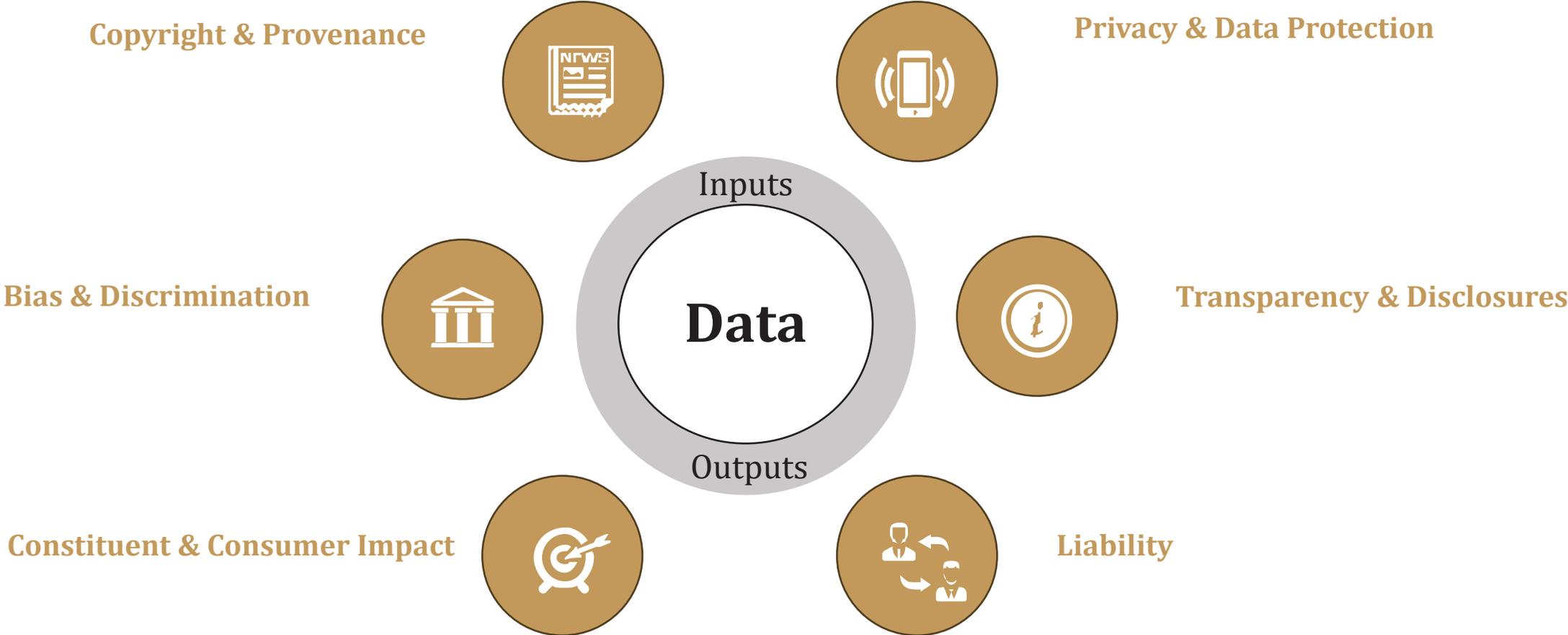


# AI Regulation Across the States

## Artificial Intelligence 2025 Legislation



# Legal and Legislative Considerations





Jason Allen  
Public Work  
Theatre D'opera Spatial  
\$750

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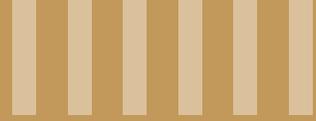
colostatefair

The digital art category at the Fine Arts competition has people talking! At the Colorado State Fair, we think this brings up a great conversation. With advancing technology, the discussion of AI and art helps the Fair evolve from year to year.

[View all 53 comments](#)

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# Government Use of AI



# Regulating State Government Use of AI

## STUDY



State legislatures, governors and state agencies have considered various means to study and drive the use of AI for improving and transforming government services and identifying its potential risks.

## INVENTORIES



Over 10 states have instructed state agencies to inventory and describe AI applications within their operations and that impact the services they deliver.

## IMPACT ASSESSMENTS



To address concerns about possible bias, discrimination and disparate impact, states have mandated that state agencies run impact assessments to ensure that the AI systems in use are ethical, trustworthy and beneficial.

# Regulating State Government Use of AI

## OVERSIGHT

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State legislatures also have established offices and other authorities to oversee AI implementation and make recommendations.

## GUIDELINES

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At least 30 states have issued guidance on state agency use through governor executive orders, agency collaboration, rulemaking and state legislation.

## PROCUREMENT

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State employees responsible for information technology and purchasing are incorporating considerations for AI within their current processes.

# AI Government Use

## Use Examples



### State Legislature

#### Ohio ([2021 HB 110](#))

- Department of Medicaid

#### Florida ([2022 HB 5001](#))

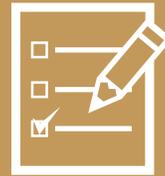
- Department of Health

#### West Virginia ([2023 HB 3214](#))

- Department of Transportation

#### Hawaii ([2023 SB 2284](#))

- The University of Hawaii



### Executive

#### [Arkansas](#)

- Unemployment Insurance Fraud
- Recidivism Reduction

#### California

- [Proof of Concepts](#)

#### Pennsylvania

- [Open AI Pilot](#)



### State Agency Action

#### Vermont

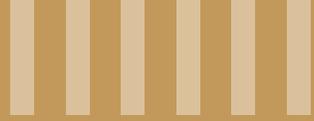
- The Agency of Commerce and Community Development for grant management

#### Massachusetts

- Executive Office of Energy and Environmental Affairs for grant program eligibility

#### Kentucky

- The Kentucky Transportation Council for content creation



# Creative Industries

AI Legislation



# Publicity Rights or Name, Image and Likeness

AI Legislation

## **Arkansas (2025): [H 1071](#)**

- Amends Publicity Rights Protection Act of 2016

## **California (2024): [A 1836](#)**

- Digital replicas

## **Tennessee (2024): [H 2091](#)**

- Ensuring Likeness Voice and Image Security (ELVIS) Act



# Training AI Systems

## AI Legislation

- **Arkansas ([H 1876](#))**
  - Model Training and Content Generated by Generative AI
- **California ([A 412](#))**
  - Generative AI: Training Data
- **Maine ([H 74](#))**
  - Federal and National Efforts Study
- **Pennsylvania ([HR 81](#))**
  - Clarifying AI and Copyright



# RESOURCES



## NCSL Resources

### [Artificial Intelligence Policy Toolkit](#)

- [Artificial Intelligence 2025 Legislation](#)
- [Artificial Intelligence 2024 Legislation](#)
- [Artificial Intelligence 2023 Legislation](#)
- [Legislation Related to Artificial Intelligence \(2019-2022 Legislation\)](#)
- [Deceptive Audio or Visual Media \('Deepfakes'\) 2024 Legislation](#)
- [Artificial Intelligence in Government: The Federal and State Landscape](#)
- [Artificial Intelligence in the Workplace: The Federal and State Legislative Landscape](#)
- [Legislative Use of Artificial Intelligence 2024 Survey](#)



# Thank you for joining today!

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