



**HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE**  
**Senate Bill 818**  
**Information Technology - Artificial Intelligence - Policies and Procedures**  
**(Artificial Intelligence Governance Act of 2024)**  
**March 28, 2024**  
**Favorable with Amendment**

Chair Pena-Melnyk, Vice Chair Cullison and committee members, thank you for the opportunity to provide our support and hopefully clarifying amendments to Senate Bill 818 the crossfile to House Bill 1271. **These amendments do not include any additional concessions or exemptions beyond what the Senate agreed to.** Our only goal is to clarify the written language of the amendments to Senate Bill 818.

During the committee discussions of Senate Bill 818, amendments were discussed and approved with the goals of broadly exempting higher education institutions with a carve out that requires institutions to adopt functionally compatible policies and procedures for AI for non-academic and non-research purposes. The committee included a requirement that higher education institutions produce an annual report that covers AI used in research, education, and operational purposes. The Senate committee also reiterated that the focus of the bill was on safety and rights impacting AI, not all AI. Lastly, they included a requirement that the subtitle be applied in full for any AI that is used in partnership between a state unit and a higher education institution.

We do not disagree with the goals discussed by the Senate Education, Energy, and the Environment Committee, but we feel the wording of the amendments could be clearer. Thank you for your consideration of the amendments below as you finalize the Artificial Intelligence Governance Act of 2024.

**Amendments**

**Replace 3.5-802 with the following:**

***3.5-802 (A) - PUBLIC SENIOR HIGHER EDUCATION INSTITUTIONS AND BALTIMORE CITY COMMUNITY COLLEGE ARE EXEMPT FROM THE REQUIREMENTS OF THIS SUBTITLE, EXCEPT AS FOLLOWS:***

**ALL OF THE REQUIREMENTS OF THIS SUBTITLE APPLY TO ANY ARTIFICIAL INTELLIGENCE SOLUTION THAT IS DEVELOPED, PROCURED, DEPLOYED, OR USED IN PARTNERSHIP BETWEEN A PUBLIC SENIOR HIGHER EDUCATION INSTITUTION OR BALTIMORE CITY COMMUNITY COLLEGE AND A UNIT OF STATE GOVERNMENT.**

**PUBLIC SENIOR HIGHER EDUCATION INSTITUTIONS AND BALTIMORE CITY COMMUNITY COLLEGE MUST ESTABLISH POLICIES AND PROCEDURES THAT ARE FUNCTIONALLY COMPATIBLE WITH THE POLICIES AND PROCEDURES ADOPTED UNDER 3.5-804(A) OF THIS SUBTITLE.**

**PUBLIC SENIOR HIGHER EDUCATION INSTITUTIONS AND BALTIMORE CITY COMMUNITY COLLEGE SHALL SUBMIT TO THE DEPARTMENT AN ANNUAL REPORT ON ALL SAFETY-IMPACTING ARTIFICIAL INTELLIGENCE OR RIGHTS-IMPACTING ARTIFICIAL INTELLIGENCE PROCURED AND DEPLOYED.**

**Then delete the annual reporting requirement under 3.5-804(D) (Page 10 - Line 20.5 of the Reprint) since it was moved up to 3.5-802.**



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