

HOUSE BILL NO. HB0091

Ban on government social scoring with AI.

Sponsored by: Representative(s) Yin and Provenza and
Senator(s) Rothfuss

A BILL

for

1 AN ACT relating to administration of the government;
2 prohibiting government entities from using artificial
3 intelligence to calculate and assign social scores;
4 prohibiting government entities from using artificial
5 intelligence to identify persons using biometric data or
6 gathering of images; providing exceptions; providing
7 definitions; and providing for an effective date.

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9 *Be It Enacted by the Legislature of the State of Wyoming:*

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11 **Section 1.** W.S. 9-30-101 through 9-30-103 are created
12 to read:

13

14

CHAPTER 30

15

PROHIBITIONS ON USING ARTIFICIAL INTELLIGENCE

1

2 **9-30-101. Definitions.**

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4 (a) As used in this chapter:

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6 (i) "Artificial intelligence system" means any
7 machine-based system that, for any explicit or implicit
8 objective, infers from the inputs the system receives how
9 to generate outputs, including content, decisions,
10 predictions or recommendations that can influence physical
11 or virtual environments;

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13 (ii) "Biometric data" means data generated by
14 measurements of a person's biological characteristics.
15 "Biometric data" includes a fingerprint, voiceprint, eye
16 retina or iris or any other unique biological pattern or
17 characteristic that is used to identify a specific person.
18 "Biometric data" shall not include:

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20 (A) A physical or digital photograph or
21 data generated from a physical or digital photograph;

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1 (B) A video or audio recording or data
2 generated from a video or audio recording; or

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4 (C) Information collected, used or stored
5 for health care treatment, payment or operations under the
6 Health Insurance Portability and Accountability Act.

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8 (iii) "Governmental entity" means the state
9 including any of its branches, agencies, departments,
10 boards, instrumentalities or institutions and cities,
11 towns, counties, school districts, joint power boards,
12 airport boards, public corporations, special districts and
13 their governing bodies and all political subdivisions of
14 the state and their agencies, instrumentalities and
15 institutions. "Governmental entity" shall not include the
16 University of Wyoming, community college districts or
17 entities formed by a county memorial hospital, special
18 hospital district, rural health care district or senior
19 health care district that are wholly owned by one (1) or
20 more governmental entities.

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22 **9-30-102. Social scoring.**

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1 (a) No governmental entity shall deploy, develop or
2 use an artificial intelligence system to evaluate or
3 classify a person or group of persons based on known,
4 inferred or predicted social behavior or personal
5 characteristics with the intent to calculate or assign a
6 social score or similar categorical estimation or valuation
7 of the person or group of persons that results or may
8 result in:

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10 (i) Detrimental or unfavorable treatment of a
11 person or group of persons in a social context unrelated to
12 the context that the social behavior or personal
13 characteristics were observed or noted;

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15 (ii) Detrimental or unfavorable treatment of a
16 person or group of persons that is unjustified or
17 disproportionate to the nature or gravity of the observed
18 or noted social behavior or personal characteristics; or

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20 (iii) The infringement of any right guaranteed
21 under the United States constitution, the Wyoming
22 constitution or state or federal law.

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