

Oregon AI Task Force: Recommendations

Presentation by Skip Newberry to the JLCIMT
December 11, 2024

Presentation Agenda

- Primary tasks of the AI Task Force as laid out in HB 4153
- Composition
- Process
- Recommendations
- Remaining Timeline

Definitions & Sources

The Joint Task Force on Artificial Intelligence recommends that AI-related terms and definitions in the National Institute of Standards & Technology (NIST) Language of Trustworthy AI: An Indepth Glossary of Terms should be the primary federal resource for drafting legislation in Oregon.

Secondary authoritative sources for AI-related terms and definitions include the following:

- International Association of Privacy Professionals' (IAPP) Key Terms for AI Governance
- International Organization for Standardization (ISO) and International Electrotechnical Commission (IEC) Policy ISO/IEC 22989: 2022
- Organization for Economic Cooperation & Development's (OECD) AI Principles
- European Union's (EU) EU Artificial Intelligence Act

The Task Force also advises there may be industry-specific resources for AI-related terms and definitions; two examples are the Food and Drug Administration's FDA Digital Health and Artificial Intelligence Glossary and the National Association of Insurance Commissioners (NAIC) Model Bulletin: Use of Artificial Intelligence Systems by Insurers.

Guidelines for Drafting Legislation

When drafting AI-related legislation in Oregon, the task force recommends the following guidelines around terms and definitions:

- The Task Force recommends using terms and definitions related to the uses and applications of AI technologies, rather than specific AI technologies.
- Be cautious when adding AI terms to existing statutes and laws regarding prohibited actions (i.e., illegal activity) and consider how legislation applies to how people and organizations use AI instead of AI technology.
- Recognize that AI technology is rapidly evolving, requiring ongoing legislative conversation and monitoring of its current and likely applications.
- When deciding whether to include an AI definition in statute, look first to see whether existing Oregon law may apply without a specific AI definition cited, whether a statute may be amended to clarify the use of AI, and whether a statute may benefit from the inclusion of an AI use-case as an example.
- Exercise caution when adopting other jurisdictions' AI definitions, as statutory terms change and differ between jurisdictions.
- When choosing definitions, technical and/or science-based AI-related terms and definitions tend to have more longevity.

Remaining Timeline

Final Report to be distributed to the legislature by December 15, 2024.