



# Federal Legislative Update

Meeting of the NCSL Task Force on Artificial  
Intelligence, Cybersecurity and Privacy

February 8, 2025  
Tampa, FL



# Trump Administration

- President Trump rescinded former President Biden's executive order 14110 (October 2023), which had focused on the safe, secure and trustworthy development and use of AI aiming to mitigate risks such as fraud, discrimination and national security threats.
- In its place, issued ***EO Removing Barriers to American Leadership in Artificial Intelligence (January 2025)***, which prioritizes accelerating AI innovation to ensure U.S. leadership in the global AI race and reduce regulatory barriers to AI development to boost economic growth and maintain competitive advantages.
- The order calls for the revision or rescission of all policies, directives and regulations from Biden's AI order seen as inconsistent with enhancing America's AI leadership. It also directs the development of an AI Action Plan to sustain and enhance America's AI dominance.
- Issued a request for stakeholder comments on an AI action plan to enhance America's AI dominance and limit burdensome regulations.



# Trump Administration, continued

- President Trump has not yet repealed former President Biden's EO order related to speeding the construction of AI data centers on federal lands to meet AI's massive energy needs.
- OMB memo pausing federal funding for many state programs; later rescinded; also challenged in court. Potentially impacted tech programs include:
  - Broadband Equity, Access and Deployment (BEAD) Program - \$42.45 billion to expand high-speed Internet access.
  - Digital Equity Competitive Grant Program - \$1.25 billion to promote digital equity and inclusion.
  - State and Local Cybersecurity Grant Program - \$280 million for FY24; \$100 million for FY25 to address cybersecurity risks and cybersecurity threats.
  - Programs funded by the CHIPS and Science Act – \$280 billion to boost domestic research and manufacturing of semiconductors in the U.S.





# Congress – House

House Committee on Energy and Commerce

Chair – Brett Guthrie (R-KY)

Ranking – Frank Pallone (D- NJ)

## Chairman Guthrie

- ✓ Interested in pursuing comprehensive privacy legislation to protect people's data but voted against last year's comprehensive privacy bill.
- ✓ Interested in protecting kids online.
- ✓ Expressed the importance of powering AI through data centers.
- ✓ Exploring AI for better health outcomes.





# Congress - Senate

Senate Committee on Commerce, Science & Transportation

Chair – Ted Cruz (R-TX)

Ranking – Maria Cantwell (D-WA)

## Chairman Cruz

- ✓ Light touch regulatory environment.
- ✓ Has already reintroduced his bill banning nonconsensual AI-generated deepfakes, ***TAKE IT DOWN Act***.
- ✓ Also reintroduced and passed out of committee his ***Kids Off Social Media Act***, to ban kids under 13 from having social media accounts.
- ✓ Likely to see a more piecemeal approach to regulation – issue by issue.





## Senate, continued

- ✓ Wants to restart discussions on privacy. Seems unlikely language from the American Privacy Rights Act will be the jumping off point.
- ✓ Potential changes to other federal programs in the tech area providing funding to states.





# Senate, continued

## Other bipartisan bills likely to be reintroduced include:

- ✓ Sens. John Thune (R-S.D.) and Amy Klobuchar's (D-Minn.) ***AI Research, Innovation, and Accountability Act***, providing a legislative framework for the regulation of high-risk AI systems.
- ✓ Sens. Todd Young (R-Ind.) and Maria Cantwell's (D-Wash.) ***Future of AI Innovation Act***, establishing the AI Safety Institute at NIST to develop voluntary guidelines and standards to promote AI and creating testbeds for companies to evaluate their systems.





# Federal Agency Work

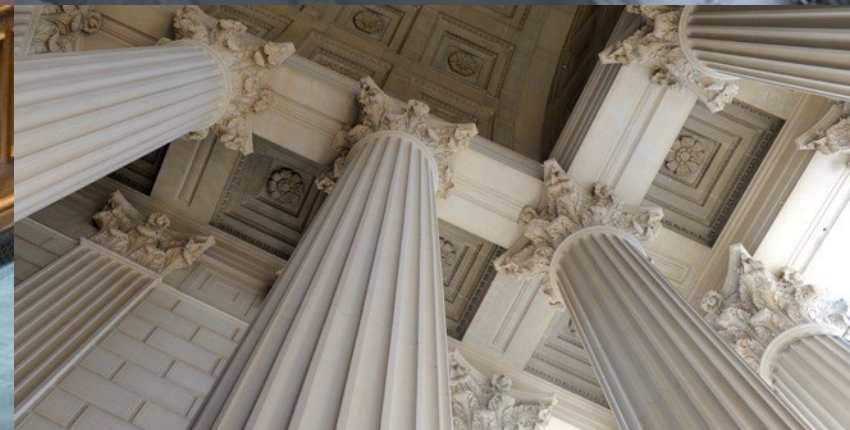
**Cybersecurity**: What will happen to the Cybersecurity and Infrastructure Security Agency (CISA)?

**Privacy**: Federal Trade Commission (FTC) finalized its updates to the Children's Online Privacy Protection Act (COPPA) Rule. Changes/updates include:

- Opt-in consent requirements for parents before their children's personal data can be shared with third parties for targeted advertising.
- Children's data can only be retained as long as necessary for the specific purpose for which it was collected and cannot be kept indefinitely.
- Expands the definition of personal information to include biometric identifiers and government-issued identifiers.



# State Legislative Update



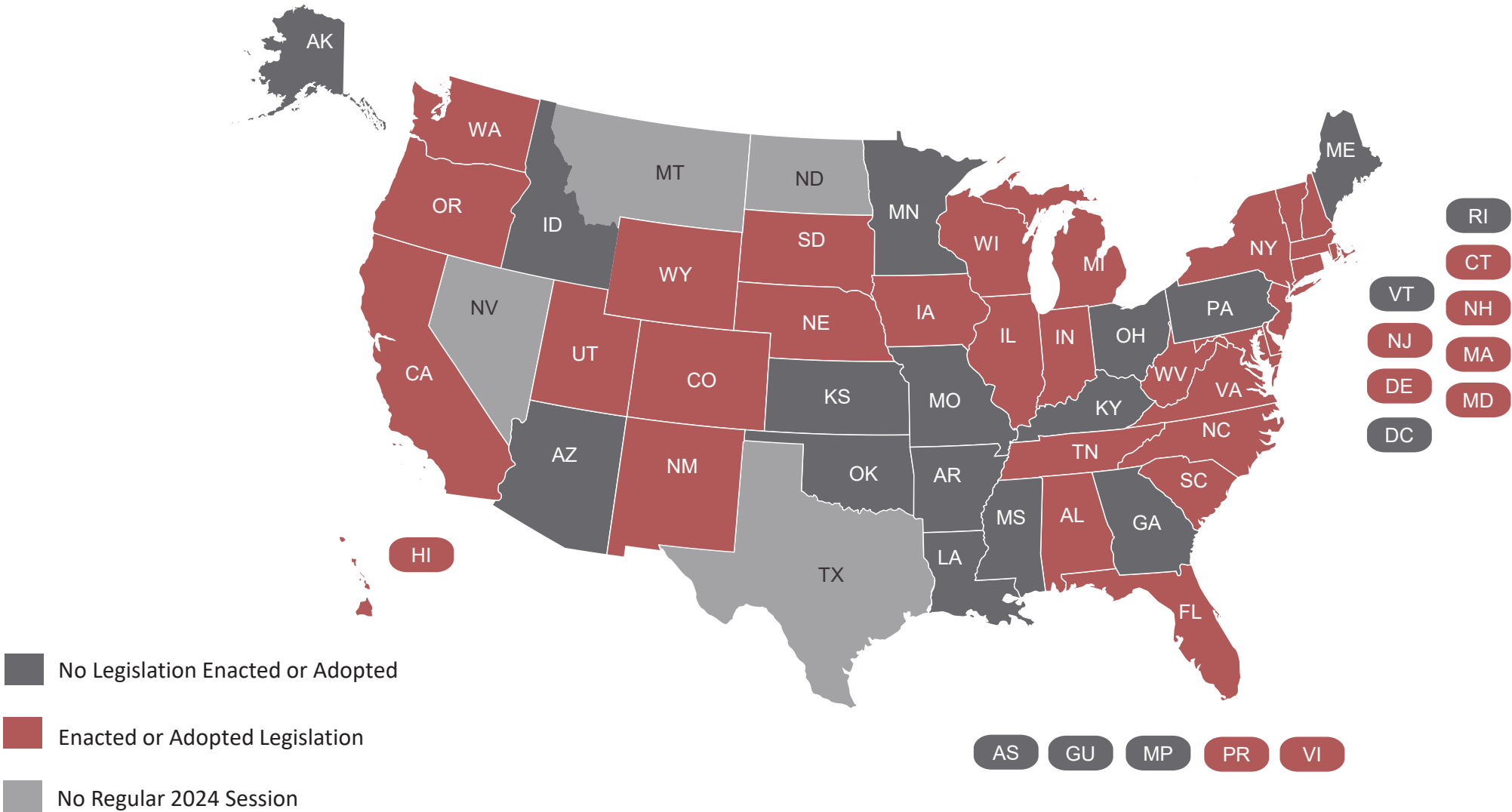


# Artificial Intelligence: State Legislative Landscape



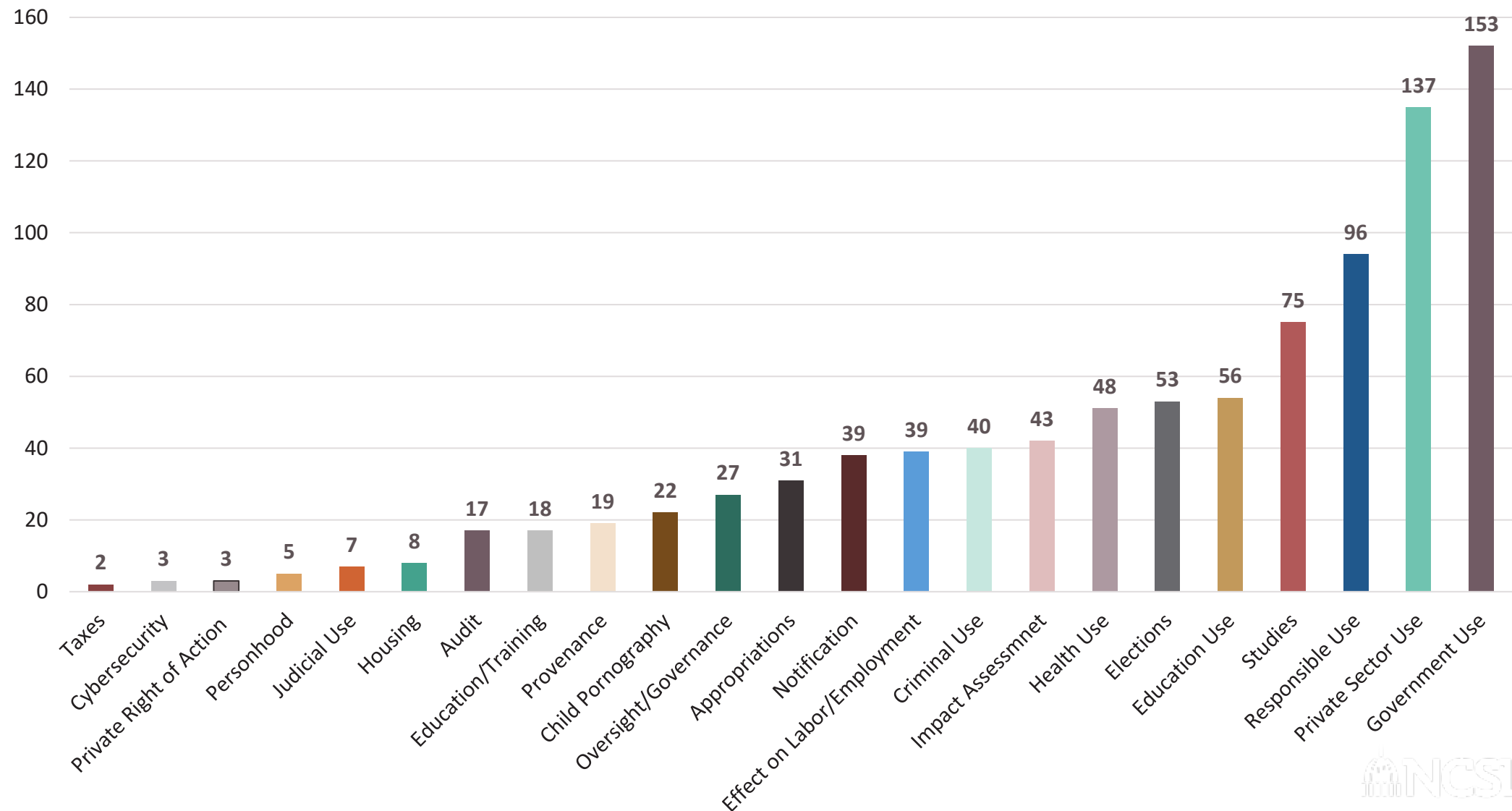
# Artificial Intelligence State Legislation

2024 Legislative Session



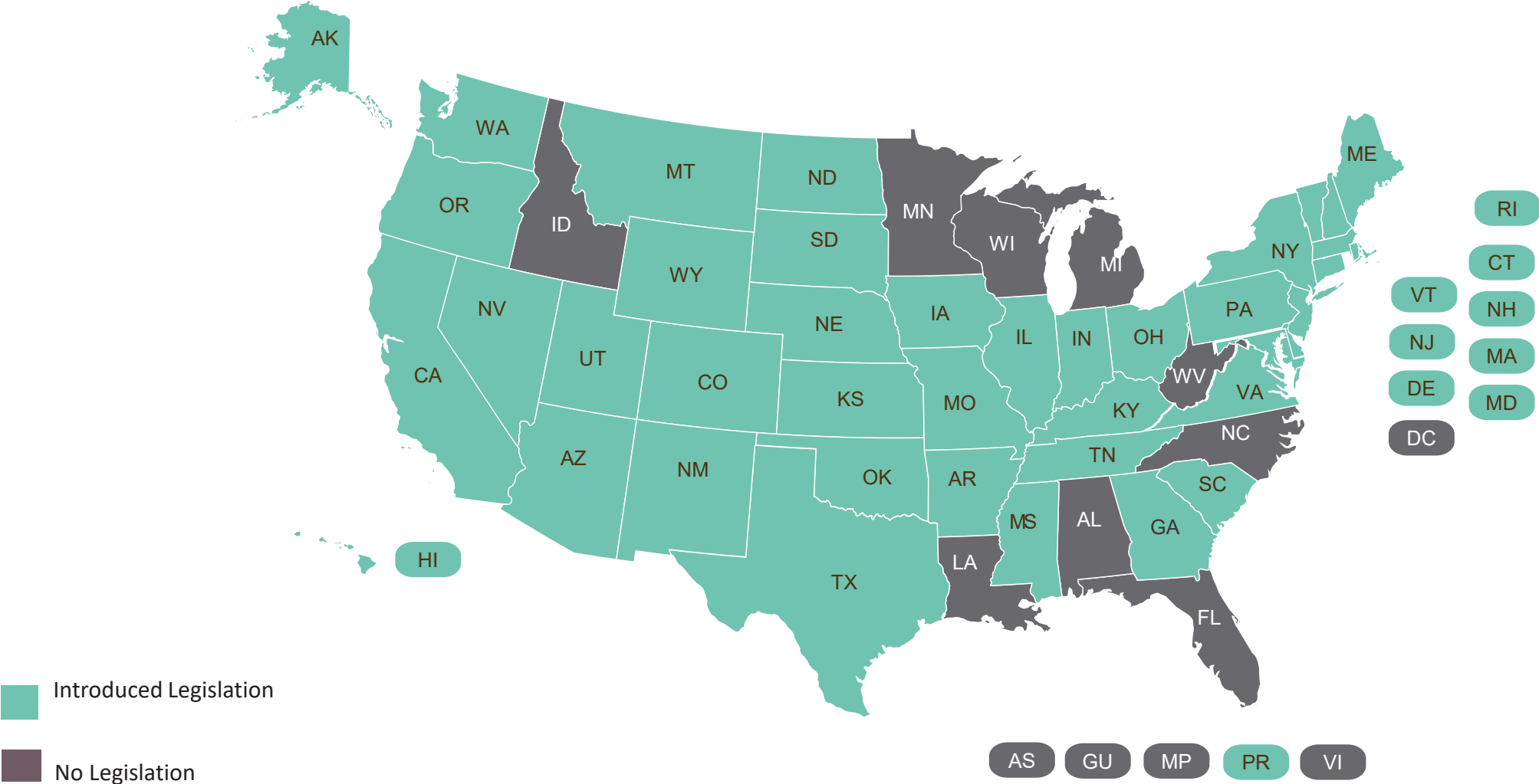
# Artificial Intelligence 2024 Legislation

By Issue Category



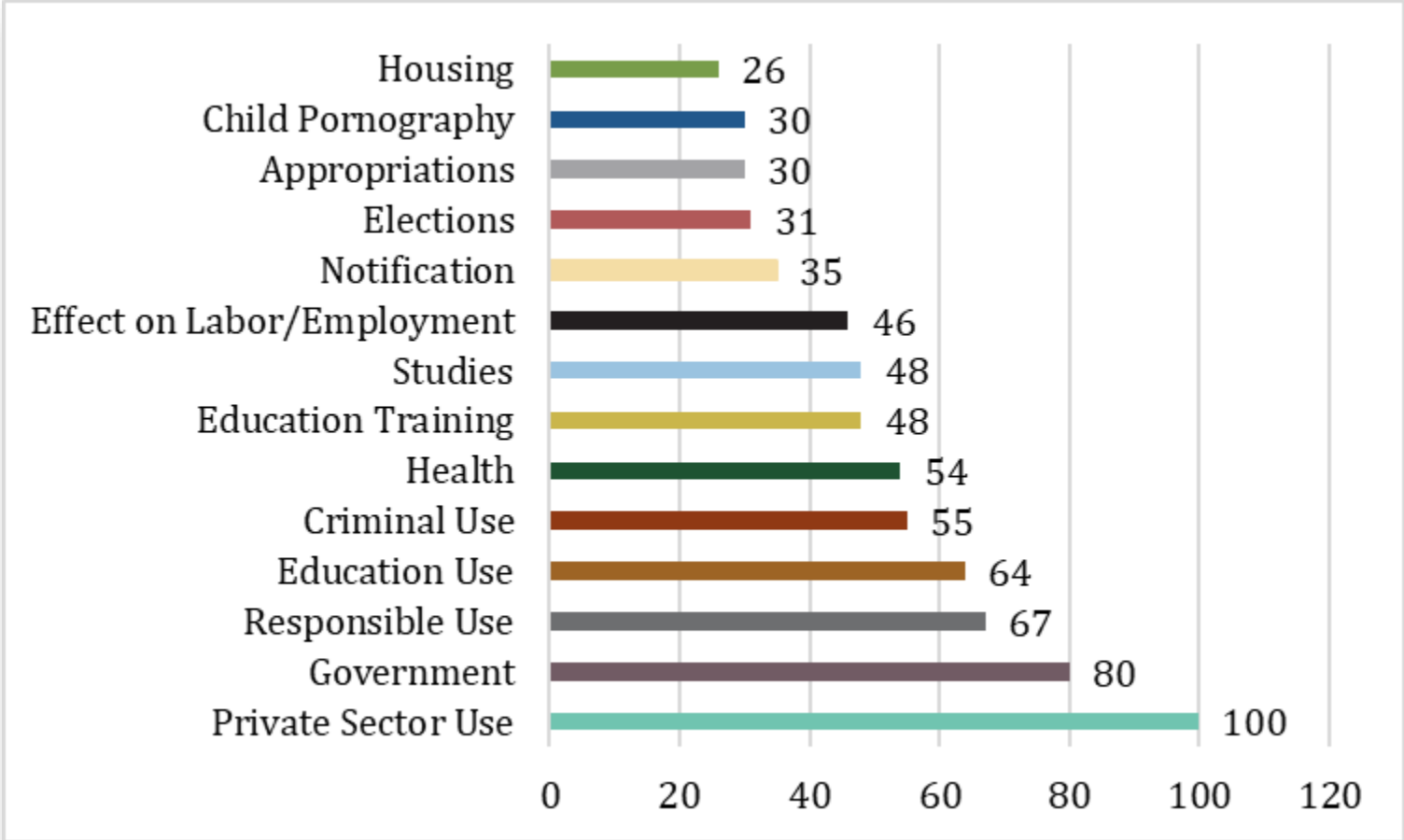
# Artificial Intelligence State Legislation

2025 Legislative Session



# Artificial Intelligence 2025 Legislation

By Issue Category



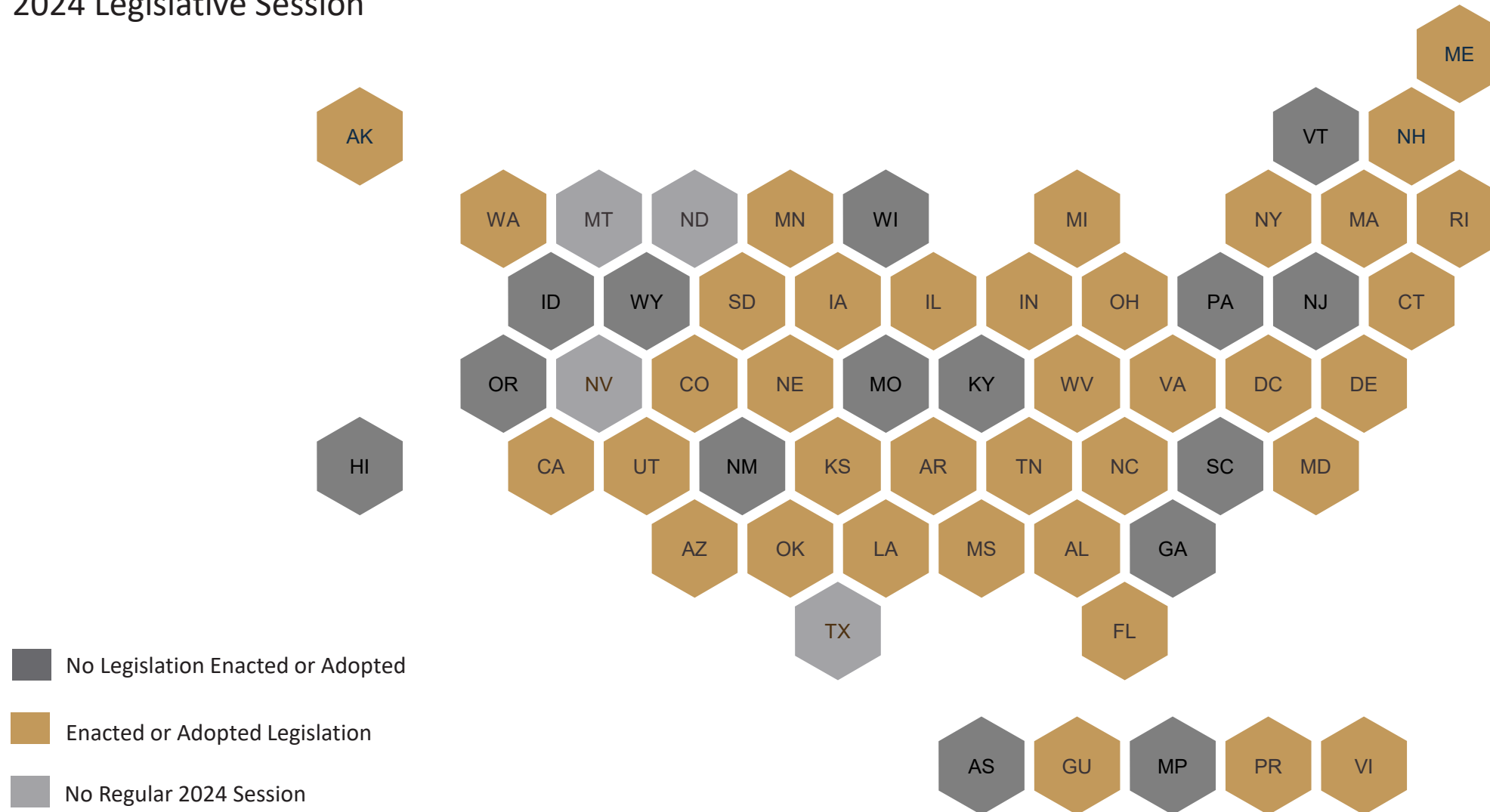


# Cybersecurity: State Legislative Landscape



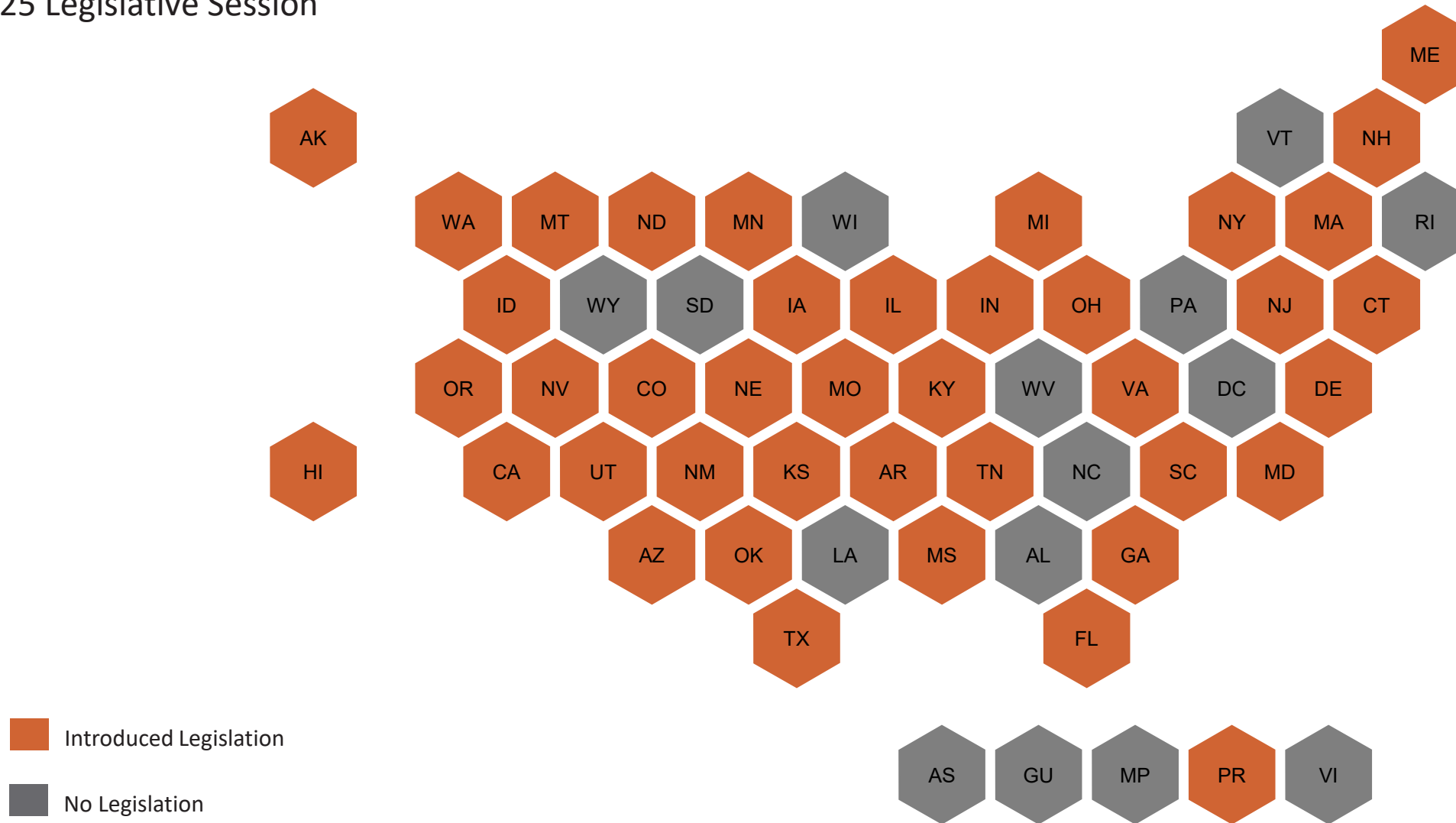
# Cybersecurity State Legislation

2024 Legislative Session



# Cybersecurity State Legislation

2025 Legislative Session



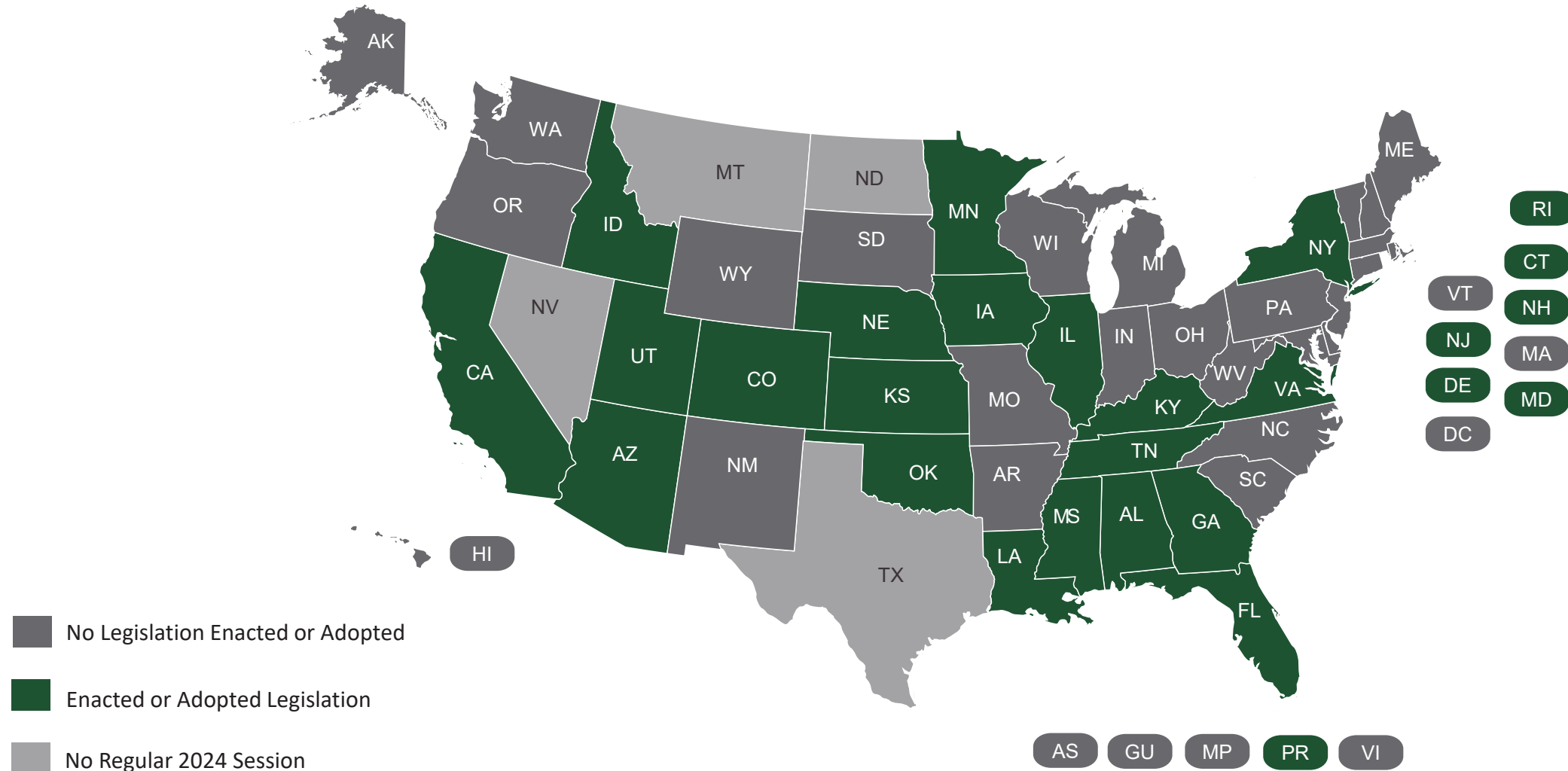


# Consumer Privacy: State Legislative Landscape



# Consumer Privacy Legislation

2024 Legislative Session



## 2025 Legislative Session

# NCSL WEB RESOURCES



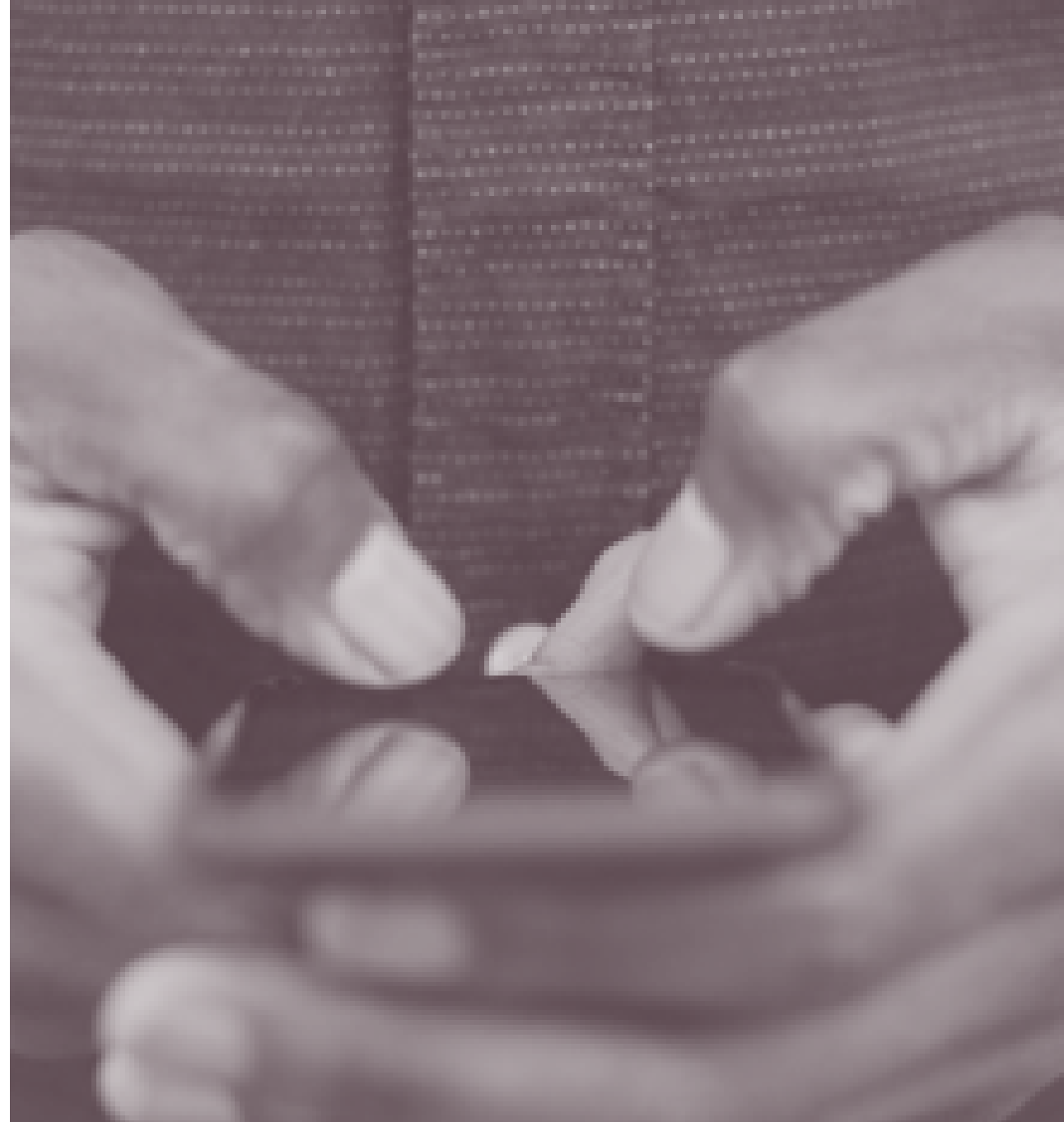
## [Artificial Intelligence Policy Toolkit](#)

- [Artificial Intelligence 2024 Legislation](#)
- [Deceptive Audio or Visual Media \('Deepfakes'\) 2024 Legislation](#)
- [Cybersecurity 2024 Legislation](#)

## [3 Trends Emerge as AI Legislation Gains Momentum](#)

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# Thank you for joining today!

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