

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on Health Care to which was referred House Bill No. 814
3 entitled “An act relating to neurological rights and the use of artificial
4 intelligence technology in health and human services” respectfully reports that
5 it has considered the same and recommends that the bill be amended by
6 striking out all after the enacting clause and inserting in lieu thereof the
7 following:

8 Sec. 1. INTENT

9 It is the intent of the General Assembly to:

10 (1) protect human rights, promote equity, increase efficiency, enhance
11 accessibility, create transparency, and guarantee accountability in health care
12 and human services through the ethical and responsible use of artificial
13 intelligence technology;

14 (2) maximize the benefits and minimize the risks of the use of artificial
15 intelligence in health care and human services;

16 (3) promote the ethical and responsible use of augmented intelligence in
17 service delivery, coverage determinations, and access to health care and human
18 services;

19 (4) prevent harm from the use of augmented and other artificial
20 intelligence in health care and human services;

1 (5) improve the experience of patients, providers, and payers through
2 the use of augmented and other artificial intelligence; and

3 (6) improve quality of care, drive positive health outcomes, and
4 cultivate population health through the use of augmented and other artificial
5 intelligence.

6 Sec. 2. 18 V.S.A. chapter 42C is added to read:

7 CHAPTER 42C. NEUROLOGICAL RIGHTS

8 § 1891. PURPOSE; INDIVIDUAL RIGHTS

9 The State of Vermont recognizes that each individual has the right to:

10 (1) mental and neural data privacy;

11 (2) the freedom of thought;

12 (3) nondiscrimination in the development and application of
13 neurotechnologies;

14 (4) change an individual’s decision regarding neurotechnology and the
15 right to determine by what means to change that decision;

16 (5) be afforded protection from neurotechnological interventions of the
17 mind and from unauthorized access to or manipulation of an individual’s brain
18 activity; and

19 (6) be afforded protection from unauthorized neurotechnological
20 alterations in mental functions critical to personality.

1 Sec. 3. 3 V.S.A. § 5023 is amended to read:

2 § 5023. ARTIFICIAL INTELLIGENCE ADVISORY COUNCIL

3 (a) Advisory Council. There is established the Artificial Intelligence
4 Advisory Council to provide advice and counsel to the Director of the Division
5 of Artificial Intelligence with regard to the Division’s responsibilities to review
6 all aspects of artificial intelligence systems developed, employed, or procured
7 in State government. The Advisory Council, in consultation with the Director
8 of the Division, shall also engage in public outreach and education on artificial
9 intelligence.

10 (b) Members.

11 (1) Members. The Advisory Council shall be composed of the
12 following members:

13 * * *

14 (F) one member with experience in the field of ethics and human
15 rights, appointed by the ~~Governor~~ National Association of Social Workers,
16 Vermont Chapter;

17 (G) one member who is an academic at a postsecondary institute,
18 appointed by the Vermont Academy of Science and Engineering;

19 (H) the ~~Commissioner of Health~~ Secretary of Human Services or
20 designee;

1 artificial intelligence in the fields of health care, human services, education,
2 public participation, and public finance;

3 (2) research existing and potential uses of artificial intelligence in public
4 participation processes and in public finance; and

5 (3) create opportunities for public education and engagement in the
6 development of artificial intelligence policy.

7 (b) On or before January 15, 2027, the Artificial Intelligence Advisory
8 Council, in coordination with the Director of the Division of Artificial
9 Intelligence, shall submit a written report to the General Assembly:

10 (1) recommending any additional statutory changes necessary to further
11 the purposes of this act, including:

12 (A) protections for neurological rights and in relation to
13 neurotechnologies;

14 (B) guidance on the use of generative artificial intelligence by
15 regulated professions; and

16 (C) regulating the use of artificial and augmented intelligence in
17 health insurance utilization review processes;

18 (2) summarizing any additional ways that government can promote the
19 ethical and responsible use of artificial intelligence technology in health and
20 human services and in education;

1 (3) proposing pilot projects that improve public engagement in public
2 finance using ethical and responsible artificial intelligence technology; and
3 (4) identifying any reasons for further delaying or removing the new
4 2030 sunset of the Artificial Intelligence Advisory Council as set forth in Sec.
5 4 of this act.

6 Sec. 5. EFFECTIVE DATE

7 This act shall take effect on passage.

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17 (Committee vote: _____)

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Representative _____

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FOR THE COMMITTEE