

1 (ii) The band of frequencies between
2 5.925 gigahertz and 7.125 gigahertz, inclu-
3 sive.

4 **PART 2—ARTIFICIAL INTELLIGENCE AND**
5 **INFORMATION TECHNOLOGY MODERNIZATION**

6 **SEC. 43201. ARTIFICIAL INTELLIGENCE AND INFORMATION**
7 **TECHNOLOGY MODERNIZATION INITIATIVE.**

8 (a) APPROPRIATION OF FUNDS.—There is hereby ap-
9 propriated to the Department of Commerce for fiscal year
10 2025, out of any funds in the Treasury not otherwise ap-
11 propriated, \$500,000,000, to remain available until Sep-
12 tember 30, 2034, to modernize and secure Federal infor-
13 mation technology systems through the deployment of
14 commercial artificial intelligence, the deployment of auto-
15 mation technologies, and the replacement of antiquated
16 business systems in accordance with subsection (b).

17 (b) AUTHORIZED USES.—The Secretary of Com-
18 merce shall use the funds appropriated under subsection
19 (a) for the following:

20 (1) To replace or modernize, within the Depart-
21 ment of Commerce, legacy business systems with
22 state-of-the-art commercial artificial intelligence sys-
23 tems and automated decision systems.

24 (2) To facilitate, within the Department of
25 Commerce, the adoption of artificial intelligence

1 models that increase operational efficiency and serv-
2 ice delivery.

3 (3) To improve, within the Department of Com-
4 merce, the cybersecurity posture of Federal informa-
5 tion technology systems through modernized archi-
6 tecture, automated threat detection, and integrated
7 artificial intelligence solutions.

8 (c) MORATORIUM.—

9 (1) IN GENERAL.—Except as provided in para-
10 graph (2), no State or political subdivision thereof
11 may enforce, during the 10-year period beginning on
12 the date of the enactment of this Act, any law or
13 regulation of that State or a political subdivision
14 thereof limiting, restricting, or otherwise regulating
15 artificial intelligence models, artificial intelligence
16 systems, or automated decision systems entered into
17 interstate commerce.

18 (2) RULE OF CONSTRUCTION.—Paragraph (1)
19 may not be construed to prohibit the enforcement
20 of—

21 (A) any law or regulation that—

22 (i) the primary purpose and effect of
23 which is to—

24 (I) remove legal impediments to,
25 or facilitate the deployment or oper-

1 ation of, an artificial intelligence
2 model, artificial intelligence system, or
3 automated decision system; or

4 (II) streamline licensing, permit-
5 ting, routing, zoning, procurement, or
6 reporting procedures in a manner that
7 facilitates the adoption of artificial in-
8 telligence models, artificial intelligence
9 systems, or automated decision sys-
10 tems;

11 (ii) does not impose any substantive
12 design, performance, data-handling, docu-
13 mentation, civil liability, taxation, fee, or
14 other requirement on artificial intelligence
15 models, artificial intelligence systems, or
16 automated decision systems unless such re-
17 quirement—

18 (I) is imposed under Federal law;

19 or

20 (II) in the case of a requirement
21 imposed under a generally applicable
22 law, is imposed in the same manner
23 on models and systems, other than ar-
24 tificial intelligence models, artificial
25 intelligence systems, and automated

1 decision systems, that provide com-
2 parable functions to artificial intel-
3 ligence models, artificial intelligence
4 systems, or automated decision sys-
5 tems; and

6 (iii) does not impose a fee or bond un-
7 less—

8 (I) such fee or bond is reasonable
9 and cost-based; and

10 (II) under such fee or bond, arti-
11 ficial intelligence models, artificial in-
12 telligence systems, and automated de-
13 cision systems are treated in the same
14 manner as other models and systems
15 that perform comparable functions; or

16 (B) any provision of a law or regulation to
17 the extent that the violation of such provision
18 carries a criminal penalty.

19 (d) DEFINITIONS.—In this section:

20 (1) ARTIFICIAL INTELLIGENCE.—The term “ar-
21 tificial intelligence” has the meaning given such
22 term in section 5002 of the National Artificial Intel-
23 ligence Initiative Act of 2020 (15 U.S.C. 9401).

24 (2) ARTIFICIAL INTELLIGENCE MODEL.—The
25 term “artificial intelligence model” means a software

1 component of an information system that imple-
2 ments artificial intelligence technology and uses
3 computational, statistical, or machine-learning tech-
4 niques to produce outputs from a defined set of in-
5 puts.

6 (3) ARTIFICIAL INTELLIGENCE SYSTEM.—The
7 term “artificial intelligence system” means any data
8 system, hardware, tool, or utility that operates, in
9 whole or in part, using artificial intelligence.

10 (4) AUTOMATED DECISION SYSTEM.—The term
11 “automated decision system” means any computa-
12 tional process derived from machine learning, statisti-
13 cal modeling, data analytics, or artificial intel-
14 ligence that issues a simplified output, including a
15 score, classification, or recommendation, to materi-
16 ally influence or replace human decision making.

17 **Subtitle D—Health**

18 **PART 1—MEDICAID**

19 **Subpart A—Reducing Fraud and Improving** 20 **Enrollment Processes**

21 **SEC. 44101. MORATORIUM ON IMPLEMENTATION OF RULE** 22 **RELATING TO ELIGIBILITY AND ENROLL-** 23 **MENT IN MEDICARE SAVINGS PROGRAMS.**

24 The Secretary of Health and Human Services shall
25 not, during the period beginning on the date of the enact-