

119TH CONGRESS
1ST SESSION

S. _____

To require the Secretary of Homeland Security to conduct annual assessments on threats to the United States posed by the use of generative artificial intelligence for terrorism, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. SCOTT of Florida introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To require the Secretary of Homeland Security to conduct annual assessments on threats to the United States posed by the use of generative artificial intelligence for terrorism, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Generative AI Ter-
5 rorism Risk Assessment Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

1 (1) APPROPRIATE CONGRESSIONAL COMMIT-
2 TEES.—The term “appropriate congressional com-
3 mittees” means—

4 (A) the Committee on Homeland Security
5 and Governmental Affairs, the Select Com-
6 mittee on Intelligence, and the Committee on
7 Commerce, Science, and Transportation of the
8 Senate; and

9 (B) the Committee on Homeland Security,
10 the Permanent Select Committee on Intel-
11 ligence, and the Committee on Energy and
12 Commerce of the House of Representatives.

13 (2) ARTIFICIAL INTELLIGENCE.—The term “ar-
14 tificial intelligence” has the meaning given the term
15 in section 5002 of the National Artificial Intelligence
16 Initiative Act of 2020 (15 U.S.C. 9401).

17 (3) GENERATIVE ARTIFICIAL INTELLIGENCE.—
18 The term “generative artificial intelligence” means
19 the class of artificial intelligence models that emu-
20 late the structure and characteristics of input data
21 in order to generate derived synthetic content, in-
22 cluding images, videos, audio, text, and other digital
23 content.

24 (4) FOREIGN TERRORIST ORGANIZATION.—The
25 term “terrorist organization” means any entity des-

1 ignated as a foreign terrorist organization pursuant
2 to section 219 of the Immigration and Nationality
3 Act (8 U.S.C. 1189).

4 (5) FUSION CENTER.—The term “fusion cen-
5 ter” has the meaning given the term in section
6 210A(k) of the Homeland Security Act of 2002 (6
7 U.S.C. 124h).

8 (6) INTELLIGENCE COMMUNITY.—The term
9 “intelligence community” has the meaning given the
10 term in section 3(4) of the National Security Act of
11 1947 (50 U.S.C. 3003(4)).

12 (7) NATIONAL NETWORK OF FUSION CEN-
13 TERS.—The term “National Network of Fusion Cen-
14 ters” means a decentralized arrangement of fusion
15 centers intended to enhance the ability of individual
16 State and local fusion centers to leverage the capa-
17 bilities and expertise of all such fusion centers for
18 the purpose of enhancing analysis and homeland se-
19 curity information sharing nationally.

20 (8) SECRETARY.—The term “Secretary” means
21 the Secretary of Homeland Security.

22 (9) TERRORISM.—The term “terrorism” has
23 the meaning given the term in section 2 of the
24 Homeland Security Act of 2002 (6 U.S.C. 101).

1 **SEC. 3. SENSE OF CONGRESS REGARDING THE USE OF GEN-**
2 **ERATIVE ARTIFICIAL INTELLIGENCE APPLI-**
3 **CATIONS FOR TERRORIST ACTIVITY.**

4 It is the sense of Congress that—

5 (1) the heightened terrorism threat landscape
6 and the increasing utilization of generative artificial
7 intelligence by foreign terrorist organizations rep-
8 resent a national security threat, and the challenges
9 posed by that threat are not well understood; and

10 (2) the Department of Homeland Security, in
11 consultation with the Office of the Director of Na-
12 tional Intelligence, must take steps to recognize, as-
13 sess, and address the national security threat de-
14 scribed in paragraph (1), thereby reducing risks to
15 the people of the United States.

16 **SEC. 4. ANNUAL ASSESSMENTS ON TERRORISM THREATS**
17 **TO THE UNITED STATES POSED BY THE USE**
18 **OF GENERATIVE ARTIFICIAL INTELLIGENCE**
19 **FOR TERRORISM.**

20 (a) ASSESSMENTS.—

21 (1) IN GENERAL.—Not later than 1 year after
22 the date of enactment of this Act, and annually
23 thereafter for 5 years, the Secretary, in consultation
24 with the Director of National Intelligence, shall sub-
25 mit to the appropriate congressional committees an
26 assessment of terrorism threats to the United States

1 posed by the use of generative artificial intelligence
2 for terrorism.

3 (2) CONTENTS.—Each terrorism threat assess-
4 ment under paragraph (1) shall include the fol-
5 lowing:

6 (A) An analysis of incidents during the im-
7 mediately preceding calendar year in which a
8 foreign terrorist organization or individual has
9 used or attempted to use generative artificial
10 intelligence to carry out the following:

11 (i) Spread violent extremist messaging
12 and facilitate the ability to radicalize and
13 recruit individuals to violence.

14 (ii) Enhance the ability of the foreign
15 terrorist organization or individual to de-
16 velop or deploy chemical, biological, radio-
17 logical, or nuclear weapons.

18 (B) Recommendations on appropriate
19 measures to counter terrorism threats to the
20 United States posed by the foreign terrorist or-
21 ganization or individual.

22 (3) COORDINATION.—Each terrorism threat as-
23 sessment under paragraph (1)—

24 (A) shall be coordinated by the Secretary
25 to ensure compliance with applicable law and

1 protections relating to the privacy, civil rights,
2 and civil liberties of individuals; and

3 (B) may be informed by existing products
4 of the Department of Homeland Security, as
5 appropriate.

6 (4) FORM.—

7 (A) IN GENERAL.—Each terrorism threat
8 assessment under paragraph (1) shall be sub-
9 mitted in unclassified form, but may include a
10 classified annex.

11 (B) PUBLICATION.—

12 (i) IN GENERAL.—The Secretary shall
13 post on a publicly available website of the
14 Department of Homeland Security the un-
15 classified portion of each terrorism threat
16 assessment under paragraph (1).

17 (ii) LIMITATION.—Each unclassified
18 portion described in clause (i) shall not
19 contain information that—

20 (I) is designated as For Official
21 Use Only; or

22 (II) otherwise would not be pub-
23 licly available pursuant to section 552
24 of title 5, United States Code (com-
25 monly known as the “Freedom of In-

1 formation Act”), or other applicable
2 law.

3 (5) BRIEFING.—Not later than 30 days after
4 the submission of each terrorism threat assessment
5 under paragraph (1)—

6 (A) the Secretary shall brief the appro-
7 priate congressional committees regarding the
8 assessment; and

9 (B) the head of any other relevant Federal
10 department or agency shall join the Secretary
11 for a briefing described in subparagraph (A) if
12 the appropriate congressional committee, in
13 consultation with the Secretary, determines it is
14 appropriate.

15 (b) INFORMATION SHARING.—

16 (1) IN GENERAL.—The Secretary shall—

17 (A) review information relating to ter-
18 rorism threats to the United States posed by
19 the use of generative artificial intelligence for
20 terrorism that is gathered by State and major
21 urban area fusion centers and the National
22 Network of Fusion Centers;

23 (B) incorporate the information described
24 in subparagraph (A), as appropriate, into the
25 information of the Department of Homeland

1 Security relating to the use of generative artificial
2 intelligence for terrorism; and

3 (C) ensure the dissemination to State and
4 major urban area fusion centers and the Na-
5 tional Network of Fusion Centers of the infor-
6 mation described in subparagraph (A).

7 (2) COORDINATION.—In carrying out para-
8 graph (1), the entities described in paragraph (3)
9 shall share with the Secretary information regarding
10 terrorism threats to the United States posed by the
11 use of generative artificial intelligence for terrorism.

12 (3) ENTITIES DESCRIBED.—The entities de-
13 scribed in this paragraph are the following:

14 (A) The Office of the Director of National
15 Intelligence.

16 (B) The Federal Bureau of Investigation.

17 (C) Members of the intelligence commu-
18 nity.

19 (D) Any other relevant Federal depart-
20 ment or agency the Secretary determines nec-
21 essary.