

1 **SEC. _____. SUPPORT FOR ARTIFICIAL INTELLIGENCE**
2 **UNDER THE BROADBAND EQUITY, ACCESS,**
3 **AND DEPLOYMENT PROGRAM.**

4 (a) IN GENERAL.—Section 60102 of division F of
5 Public Law 117–58 (47 U.S.C. 1702) is amended—

6 (1) in subsection (a)(2)—

7 (A) by redesignating subparagraphs (B)
8 through (N) as subparagraphs (F) through (R),
9 respectively;

10 (B) by redesignating subparagraph (A) as
11 subparagraph (D);

12 (C) by inserting before subparagraph (D),
13 as so redesignated, the following:

14 “(A) ARTIFICIAL INTELLIGENCE.—The
15 term ‘artificial intelligence’ has the meaning
16 given the term in section 5002 of the National
17 Artificial Intelligence Initiative Act of 2020 (15
18 U.S.C. 9401).

19 “(B) ARTIFICIAL INTELLIGENCE MODEL.—
20 The term ‘artificial intelligence model’ means a
21 software component of an information system
22 that implements artificial intelligence tech-
23 nology and uses computational, statistical, or

1 machine-learning techniques to produce outputs
2 from a defined set of inputs.

3 “(C) ARTIFICIAL INTELLIGENCE SYS-
4 TEM.—The term ‘artificial intelligence system’
5 means any data system, software, hardware, ap-
6 plication, tool, or utility that operates, in whole
7 or in part, using artificial intelligence.”;

8 (D) by inserting after subparagraph (D),
9 as so redesignated, the following:

10 “(E) AUTOMATED DECISION SYSTEM.—
11 The term ‘automated decision system’ means
12 any computational process derived from ma-
13 chine learning, statistical modeling, data ana-
14 lytics, or artificial intelligence that issues a sim-
15 plified output, including a score, classification,
16 or recommendation, to materially influence or
17 replace human decision making.”; and

18 (E) by striking subparagraph (O), as so
19 redesignated, and inserting the following:

20 “(O) PROJECT.—The term ‘project’ means
21 an undertaking by a subgrantee under this sec-
22 tion to construct and deploy infrastructure for
23 the provision of—

24 “(i) broadband service; or

1 “(ii) artificial intelligence models, arti-
2 ficial intelligence systems, or automated
3 decision systems.”;

4 (2) in subsection (b), by adding at the end the
5 following:

6 “(5) APPROPRIATION FOR FISCAL YEAR 2025.—

7 “(A) IN GENERAL.—In addition to any
8 amounts otherwise appropriated to the Pro-
9 gram, there is appropriated to the Assistant
10 Secretary for fiscal year 2025, out of any funds
11 in the Treasury not otherwise appropriated,
12 \$500,000,000, to remain available until Sep-
13 tember 30, 2030, to carry out the Program.

14 “(B) SET-ASIDE FOR ARTIFICIAL INTEL-
15 LIGENCE INFRASTRUCTURE MASTER SERVICES
16 AGREEMENTS.—Of the amount appropriated
17 under subparagraph (A), \$25,000,000 shall be
18 used by the Assistant Secretary for the purpose
19 of negotiating master services agreements on
20 behalf of subgrantees of an eligible entity or po-
21 litical subdivision to enable access to quantity
22 purchasing and licensing discounts for the con-
23 struction, acquisition, and deployment of infra-
24 structure for the provision of artificial intel-
25 ligence models, artificial intelligence systems, or

1 automated decision systems funded under this
2 section.”;

3 (3) in subsection (f)—

4 (A) in paragraph (5), by striking “and” at
5 the end;

6 (B) by redesignating paragraph (6) as
7 paragraph (7); and

8 (C) by inserting after paragraph (5) the
9 following:

10 “(6) the construction and deployment of infra-
11 structure for the provision of artificial intelligence
12 models, artificial intelligence systems, or automated
13 decision systems; and”;

14 (4) in subsection (g)(3), by striking subpara-
15 graph (B) and inserting the following:

16 “(B) may, in addition to other authority
17 under applicable law, deobligate grant funds
18 awarded to an eligible entity that—

19 “(i) violates paragraph (2);

20 “(ii) demonstrates an insufficient level
21 of performance, or wasteful or fraudulent
22 spending, as defined in advance by the As-
23 sistant Secretary; or

24 “(iii) if obligated any funds made
25 available under subsection (b)(5)(A), is not

1 in compliance with subsection (q) or (r);
2 and”;

3 (5) in subsection (j)(1)—

4 (A) in subparagraph (A)—

5 (i) in clause (iii), by striking “and” at
6 the end;

7 (ii) by redesignating clause (iv) as
8 clause (v); and

9 (iii) by inserting after clause (iii) the
10 following:

11 “(iv) certifies that the eligible entity,
12 if obligated any funds made available
13 under subsection (b)(5)(A), is in compli-
14 ance with subsections (q) and (r); and”;

15 (B) in subparagraph (B)—

16 (i) in clause (iii), by striking “and” at
17 the end;

18 (ii) by redesignating clause (iv) as
19 clause (v); and

20 (iii) by inserting after clause (iii) the
21 following:

22 “(iv) certifies that the eligible entity,
23 if obligated any funds made available
24 under subsection (b)(5)(A), is in compli-

1 ance with subsections (q) and (r); and”;

2 and

3 (C) in subparagraph (C)—

4 (i) by redesignating clauses (iv) and

5 (v) as clauses (v) and (vi), respectively;

6 and

7 (ii) by inserting after clause (iii) the

8 following:

9 “(iv) certifies that the eligible entity,

10 if obligated any funds made available

11 under subsection (b)(5)(A), is in compli-

12 ance with subsections (q) and (r);”; and

13 (6) by adding at the end the following:

14 “(p) RECEIPT OF FUNDS CONDITIONED ON TEM-

15 PORARY PAUSE AND EFFICIENCIES.—On and after the

16 date of enactment of this subsection, no funds made avail-

17 able under subsection (b)(5)(A) may be obligated to an

18 eligible entity or a political subdivision thereof that is not

19 in compliance with subsections (q) and (r).

20 “(q) TEMPORARY PAUSE.—

21 “(1) IN GENERAL.—Except as provided in para-

22 graph (2), no eligible entity or political subdivision

23 thereof to which funds made available under sub-

24 section (b)(5)(A) are obligated on or after the date

25 of enactment of this subsection may enforce, during

1 the 5-year period beginning on the date of enact-
2 ment of this subsection, any law or regulation of
3 that eligible entity or a political subdivision thereof
4 limiting, restricting, or otherwise regulating artificial
5 intelligence models, artificial intelligence systems, or
6 automated decision systems entered into interstate
7 commerce.

8 “(2) RULE OF CONSTRUCTION.—Paragraph (1)
9 may not be construed to prohibit the enforcement of
10 any law or regulation—

11 “(A)(i) the primary purpose and effect of
12 which is to—

13 “(I) remove legal impediments to, or
14 facilitate the deployment or operation of,
15 an artificial intelligence model, artificial in-
16 telligence system, or automated decision
17 system; or

18 “(II) streamline licensing, permitting,
19 routing, zoning, procurement, or reporting
20 procedures related to the adoption or de-
21 ployment of artificial intelligence models,
22 artificial intelligence systems, or automated
23 decision systems; or

24 “(ii) that does not impose any substantive
25 design, performance, data-handling, documenta-

tion, civil liability, taxation, fee, or other requirement on artificial intelligence models, artificial intelligence systems, or automated decision systems unless that requirement is imposed under—

“(I) Federal law; or

“(II) a generally applicable law or regulation, such as a law or regulation pertaining to unfair or deceptive acts or practices, child online safety, child sexual abuse material, rights of publicity, protection of a person’s name, image, voice, or likeness and any necessary documentation for enforcement, or a body of common law, that may address, without undue or disproportionate burden, artificial intelligence models, artificial intelligence systems, or automated decision systems to reasonably effectuate the broader underlying purposes of the law or regulation; and

“(B) that does not impose a fee or bond unless—

“(i) the fee or bond is reasonable and cost-based; and

1 “(ii) under the fee or bond, artificial
2 intelligence models, artificial intelligence
3 systems, and automated decision systems
4 are treated in the same manner as other
5 models and systems that perform com-
6 parable functions.

7 “(r) MASTER SERVICES AGREEMENTS.—An eligible
8 entity, or political subdivision thereof, to which funds
9 made available under subsection (b)(5)(A) are obligated
10 on or after the date of enactment of this subsection shall
11 certify to the Assistant Secretary either that—

12 “(1) each subgrantee of the eligible entity or
13 political subdivision is utilizing applicable master
14 services agreements negotiated using amounts made
15 available under subsection (b)(5)(B); or

16 “(2) each contract, license, purchase order, or
17 services agreement entered into, procured, or made
18 by a subgrantee of the eligible entity or political sub-
19 division for purposes described in subsection
20 (b)(5)(B) is at least as cost-effective as the terms of
21 executable master services agreements, as applicable,
22 negotiated by the Assistant Secretary using amounts
23 made available under subsection (b)(5)(B).”.

1 (b) TECHNICAL AND CONFORMING AMENDMENTS.—
2 Section 60102(a)(1) of division F of Public Law 117–58
3 (47 U.S.C. 1702(a)(1)) is amended—
4 (1) in subparagraph (B), by striking “a
5 project” and inserting “a project described in sub-
6 section (a)(2)(O)(i)”; and
7 (2) in subparagraph (D), by striking “a
8 project” and inserting “a project described in sub-
9 section (a)(2)(O)(i)”.