



Bill Number: H.B. 2311

Farnsworth ADD COW Floor Amendment

Reference to: House engrossed bill

Amendment drafted by: Leg. Council

FLOOR AMENDMENT EXPLANATION

1. Applies the conversational AI service disclosure requirements to all account holders, rather than only to minor account holders.
2. Requires that the reasonable measures for preventing a conversational AI service from producing or generating specified images or statements prevent the service from generating such statements or images for all account holders, rather than only minor account holders.
3. Modifies the list of reasonable measures that an operator must implement for a conversational AI service by including measures that prevent the conversational AI service from generating statements that encourage, glorify or instruct an account holder to commit suicide or self-harm.
4. Outlines requirements and prohibitions on the use of digital identification systems and age assurance methods, including requirements relating to data collection and retention, privacy and reporting.
5. Prohibits age assurance or digital identification data that is collected solely for compliance with the conversational AI service requirements from being used, sold or shared for specified purposes.
6. Prohibits an operator from transferring, licensing or making available certain information derived from compliance with the conversational AI service requirements to a government entity, unless a warrant for the information has been issued.
7. Prohibits the Attorney General from expanding any conversational AI service requirement beyond the requirements that are expressly prescribed.
8. Specifies that the outlined conversational AI service requirements:
 - a) do not authorize the regulation of lawful political, religious or other protected speech; and
 - b) may not be construed to authorize or require certain providers, manufacturers or application stores to implement an age-assurance method or identity authentication on behalf of an operator.
9. Requires the conversational AI service requirements to be construed in the least intrusive manner to protect a person's right to privacy.

Amendment explanation prepared by Kaytie Sherman

06/08/2026

10. Prohibits the conversational AI service requirements from being cited as a predicate for requiring digital identification for general internet access, device access, or online activity that does not relate to a conversational AI service.
11. Modifies the definition of *conversational AI service* to exclude an application, web interface or computer program that:
 - a) incorporates, rather than functions as, a speaker and voice command interface or text interface and that acts as a text-activated or voice-activated virtual assistant for a consumer electronic device; and
 - b) is used by a state or local government agency solely for customer service or to provide users with information about available services or products, account information or other information strictly related to the agency's customer service.
12. Removes the definition of *visual depiction*.
13. Defines terms.
14. Makes technical and conforming changes.

ADDITIONAL COW
FARNSWORTH FLOOR AMENDMENT
SENATE AMENDMENTS TO H.B. 2311
(Reference to House engrossed bill)

Amendment instruction key:
[GREEN UNDERLINING IN BRACKETS] indicates text added to statute or previously enacted session law.
[Green underlining in brackets] indicates text added to new session law or text restoring existing law.
[GREEN STRIKEOUT IN BRACKETS] indicates new text removed from statute or previously enacted session law.
[Green strikeout in brackets] indicates text removed from existing statute, previously enacted session law or new session law.
<<Green carets>> indicate a section added to the bill.
<<Green strikeout in carets>> indicates a section removed from the bill.

1 The bill as proposed to be amended is reprinted as follows:

2 Section 1. Title 18, Arizona Revised Statutes, is amended by adding
3 chapter 8, to read:

4 CHAPTER 8
5 ARTIFICIAL INTELLIGENCE
6 ARTICLE 1. GENERAL PROVISIONS

7 18-801. Definitions

8 IN THIS CHAPTER, UNLESS THE TEXT OTHERWISE REQUIRES:

9 1. "ACCOUNT HOLDER" MEANS AN INDIVIDUAL WHO HAS, OR OPENS, AN
10 ACCOUNT OR PROFILE TO USE A CONVERSATIONAL AI SERVICE.

11 [2. "AGE-ASSURANCE METHOD" MEANS ANY TECHNICAL OR ADMINISTRATIVE
12 MECHANISM THAT IS USED SOLELY TO DETERMINE WHETHER AN ACCOUNT HOLDER IS A
13 MINOR.]

14 [2.] [3.] "CONVERSATIONAL AI SERVICE":

15 (a) MEANS AN ARTIFICIAL INTELLIGENCE SOFTWARE APPLICATION, WEB
16 INTERFACE OR COMPUTER PROGRAM THAT IS ACCESSIBLE TO THE GENERAL PUBLIC AND
17 THAT PRIMARILY SIMULATES HUMAN CONVERSATION AND INTERACTION THROUGH
18 TEXTUAL, VISUAL OR AURAL COMMUNICATIONS.

19 (b) DOES NOT INCLUDE AN APPLICATION, WEB INTERFACE OR COMPUTER
20 PROGRAM THAT MEETS ANY OF THE FOLLOWING:

21 (i) IS PRIMARILY DESIGNED AND MARKETED FOR USE BY DEVELOPERS OR
22 RESEARCHERS.

23 (ii) IS A FEATURE WITHIN ANOTHER SOFTWARE APPLICATION, WEB
24 INTERFACE OR COMPUTER PROGRAM THAT IS NOT A CONVERSATIONAL AI SERVICE.

25 (iii) IS DESIGNED TO PROVIDE OUTPUTS RELATING TO A NARROW AND
26 DISCRETE TOPIC.

27 (iv) IS PRIMARILY DESIGNED AND MARKETED FOR COMMERCIAL USE BY
28 BUSINESS ENTITIES.

1 (v) ~~[FUNCTIONS AS]~~ [INCORPORATES] A SPEAKER AND VOICE COMMAND
2 INTERFACE OR [A TEXT INTERFACE AND ACTS AS A TEXT-ACTIVATED OR]
3 VOICE-ACTIVATED VIRTUAL ASSISTANT FOR A CONSUMER ELECTRONIC DEVICE.

4 (vi) IS USED BY A BUSINESS ENTITY SOLELY FOR INTERNAL PURPOSES.

5 (vii) IS USED BY A BUSINESS ENTITY SOLELY FOR CUSTOMER SERVICE OR
6 TO STRICTLY PROVIDE USERS WITH INFORMATION ABOUT AVAILABLE COMMERCIAL
7 SERVICES OR PRODUCTS PROVIDED BY THE BUSINESS ENTITY, CUSTOMER SERVICE
8 ACCOUNT INFORMATION OR OTHER INFORMATION STRICTLY RELATED TO THE BUSINESS
9 ENTITY'S CUSTOMER SERVICE.

10 [(viii) IS USED BY A STATE OR LOCAL GOVERNMENT AGENCY SOLELY FOR
11 CUSTOMER SERVICE OR TO STRICTLY PROVIDE USERS WITH INFORMATION ABOUT
12 AVAILABLE SERVICES OR PRODUCTS PROVIDED BY THE AGENCY, CUSTOMER SERVICE
13 ACCOUNT INFORMATION OR OTHER INFORMATION STRICTLY RELATED TO THE AGENCY'S
14 CUSTOMER SERVICE.]

15 ~~[(viii)]~~ [(ix)] IS USED SOLELY TO PROVIDE COMMERCE-RELATED OR
16 TRANSACTIONAL ASSISTANCE, INCLUDING PRODUCT OR SERVICE RECOMMENDATIONS,
17 SHOPPING, ORDERING, PAYMENTS, DELIVERY, RETURNS OR CUSTOMER SUPPORT.

18 [4. "DIGITAL IDENTIFICATION SYSTEM" MEANS A PROCESS THAT USES
19 GOVERNMENT-ISSUED IDENTIFICATION, FACIAL RECOGNITION, FACIAL
20 AGE-ESTIMATION OR AGE-CLASSIFICATION TECHNOLOGY, BIOMETRICS OR ANOTHER
21 UNIQUELY IDENTIFYING CREDENTIAL TO AUTHENTICATE AN ACCOUNT HOLDER'S
22 REAL-WORLD IDENTITY OR ESTIMATE AN ACCOUNT HOLDER'S AGE.]

23 ~~[3.]~~ [5.] "INDIVIDUAL" MEANS A NATURAL PERSON.

24 ~~[4.]~~ [6.] "MINOR" MEANS AN INDIVIDUAL UNDER CIRCUMSTANCES IN WHICH
25 AN OPERATOR HAS ACTUAL KNOWLEDGE OR REASONABLE CERTAINTY THAT THE
26 INDIVIDUAL IS UNDER EIGHTEEN YEARS OF AGE.

27 ~~[5.]~~ [7.] "MINOR ACCOUNT HOLDER" MEANS AN ACCOUNT HOLDER WHO IS A
28 MINOR.

29 ~~[6.]~~ [8.] "OPERATOR":

30 (a) MEANS A PERSON THAT MAKES AVAILABLE A CONVERSATIONAL AI SERVICE
31 TO THE PUBLIC.

32 (b) DOES NOT INCLUDE A MOBILE APPLICATION STORE OR SEARCH ENGINE
33 SOLELY BECAUSE THE APPLICATION OR ENGINE PROVIDES ACCESS TO A
34 CONVERSATIONAL AI SERVICE.

35 ~~[7.]~~ [9.] "PERSON" MEANS A NATURAL PERSON OR LEGAL ENTITY.

36 ~~[8.]~~ [10.] "SEXUAL CONDUCT" HAS THE SAME MEANING PRESCRIBED IN
37 SECTION 13-3551.

38 ~~[9. "VISUAL DEPICTION" HAS THE SAME MEANING PRESCRIBED IN SECTION~~
39 ~~13-3551.]~~

40 18-802. Artificial intelligence; account holder notices and
41 disclosures; conversational AI services; prohibited
42 uses; safety and privacy tools; minors; civil
43 penalty; enforcement by attorney general

44 A. EACH OPERATOR SHALL CLEARLY AND CONSPICUOUSLY DISCLOSE TO
45 ~~[A MINOR]~~ [EACH] ACCOUNT HOLDER IN EITHER OF THE FOLLOWING WAYS THAT THE
46 ~~[MINOR]~~ [ACCOUNT HOLDER] IS INTERACTING WITH A CONVERSATIONAL AI SERVICE:

47 1. AS A PERSISTENT VISIBLE DISCLAIMER.

1 2. AT THE BEGINNING OF EACH SESSION AND APPEARING AT LEAST EVERY
2 THREE HOURS IN A CONTINUOUS CONVERSATIONAL AI SERVICE INTERACTION.

3 B. IF AN OPERATOR KNOWS THAT AN ACCOUNT HOLDER IS A MINOR, THE
4 OPERATOR MAY NOT PROVIDE THE ~~[USER]~~ [ACCOUNT HOLDER] WITH POINTS OR
5 SIMILAR REWARDS AT UNPREDICTABLE INTERVALS WITH THE INTENT TO ENCOURAGE
6 INCREASED ENGAGEMENT WITH THE CONVERSATIONAL AI SERVICE.

7 C. EACH OPERATOR SHALL INSTITUTE REASONABLE MEASURES TO PREVENT THE
8 CONVERSATIONAL AI SERVICE FROM DOING ANY OF THE FOLLOWING FOR ~~[MINOR]~~ [AN]
9 ACCOUNT ~~[HOLDERS]~~ [HOLDER]:

10 1. PRODUCING VISUAL MATERIAL OF SEXUAL CONDUCT.
11 2. GENERATING DIRECT STATEMENTS THAT THE ACCOUNT HOLDER SHOULD
12 ENGAGE IN SEXUAL CONDUCT.
13 3. GENERATING STATEMENTS THAT SEXUALLY OBJECTIFY THE ACCOUNT
14 HOLDER.

15 D. FOR MINOR ACCOUNT HOLDERS, THE OPERATOR SHALL INSTITUTE
16 REASONABLE MEASURES TO PREVENT THE CONVERSATIONAL AI SERVICE FROM
17 GENERATING STATEMENTS THAT WOULD LEAD A REASONABLE PERSON TO BELIEVE THAT
18 THE PERSON IS INTERACTING WITH A HUMAN, INCLUDING ANY OF THE FOLLOWING:

19 1. EXPLICIT CLAIMS THAT THE CONVERSATIONAL AI SERVICE IS SENTIENT
20 OR HUMAN.
21 2. STATEMENTS THAT SIMULATE EMOTIONAL DEPENDENCE.
22 3. STATEMENTS THAT SIMULATE ROMANTIC OR SEXUAL INNUENDOS.
23 4. ROLE-PLAYING OF ADULT-MINOR ROMANTIC RELATIONSHIPS.

24 ~~[E. IF A REASONABLE PERSON WOULD BE MISLED TO BELIEVE THAT THE~~
25 ~~PERSON IS INTERACTING WITH A HUMAN, AN OPERATOR SHALL CLEARLY AND~~
26 ~~CONSPICUOUSLY DISCLOSE THAT THE CONVERSATIONAL AI SERVICE IS ARTIFICIAL~~
27 ~~INTELLIGENCE.~~

28 ~~F.]~~ [E.] EACH OPERATOR SHALL OFFER TOOLS FOR MINOR ACCOUNT HOLDERS
29 AND, IF THE ACCOUNT HOLDER IS UNDER THIRTEEN YEARS OF AGE, [FOR] THE
30 ACCOUNT HOLDER'S PARENT OR GUARDIAN~~[,--]~~ TO MANAGE THE ACCOUNT HOLDER'S
31 PRIVACY AND ACCOUNT SETTINGS. AN OPERATOR SHALL ALSO OFFER RELATED TOOLS
32 TO THE PARENT OR GUARDIAN OF A MINOR ACCOUNT HOLDER WHO IS [AT LEAST]
33 THIRTEEN YEARS OF AGE ~~[OR ABOVE]~~, AS APPROPRIATE BASED ON RELEVANT RISKS.
34 [THE TOOLS MAY BE LOCAL TO THE DEVICE OR ACCOUNT AND DO NOT REQUIRE A
35 DIGITAL IDENTIFICATION SYSTEM.]

36 ~~G.]~~ [E.] EACH OPERATOR SHALL ADOPT A PROTOCOL FOR THE
37 CONVERSATIONAL AI SERVICE TO RESPOND TO A USER PROMPT REGARDING SUICIDAL
38 IDEATION OR SELF-HARM, INCLUDING MAKING REASONABLE EFFORTS TO PROVIDE A
39 RESPONSE TO THE ~~[USER]~~ [ACCOUNT HOLDER] THAT REFERS THE ~~[USER]~~ [ACCOUNT
40 HOLDER] TO CRISIS SERVICE PROVIDERS~~[,]~~ SUCH AS A SUICIDE HOTLINE, CRISIS
41 TEXT LINE OR OTHER APPROPRIATE CRISIS SERVICE. [THE OPERATOR SHALL
42 INSTITUTE REASONABLE MEASURES THAT PREVENT THE CONVERSATIONAL AI SERVICE
43 FROM GENERATING STATEMENTS THAT ENCOURAGE OR INSTRUCT AN ACCOUNT HOLDER TO
44 COMMIT SUICIDE OR SELF-HARM OR THAT GLORIFY SUICIDE OR SELF-HARM.]

45 ~~H.]~~ [G.] AN OPERATOR SHALL NOT KNOWINGLY AND INTENTIONALLY CAUSE
46 OR PROGRAM A CONVERSATIONAL AI SERVICE TO MAKE ANY REPRESENTATION OR

1 STATEMENT THAT EXPLICITLY INDICATES THAT THE CONVERSATIONAL AI SERVICE IS
2 DESIGNED TO PROVIDE PROFESSIONAL MENTAL OR BEHAVIORAL HEALTH CARE.

3 [H. UNLESS A FEDERAL LAW EXPRESSLY REQUIRES, AN OPERATOR MAY NOT
4 REQUIRE A DIGITAL IDENTIFICATION SYSTEM SOLELY TO DETERMINE WHETHER AN
5 ACCOUNT HOLDER IS A MINOR. IF THE OPERATOR VOLUNTARILY OFFERS A DIGITAL
6 IDENTIFICATION SYSTEM, THE OPERATOR SHALL MAKE AVAILABLE A
7 PRIVACY-PRESERVING ALTERNATIVE THAT PROVIDES EQUIVALENT ACCESS. AN
8 AGE-ASSURANCE METHOD MAY COLLECT ONLY THE MINIMUM AMOUNT OF DATA THAT IS
9 REASONABLY NECESSARY. THE COLLECTED DATA MAY NOT BE REPURPOSED FOR
10 ADVERTISING, PROFILING OR UNRELATED ANALYTICS AND MUST BE DELETED OR
11 IRREVERSIBLY DE-IDENTIFIED AFTER THE COMPLIANCE PURPOSE IS SATISFIED.
12 THIS SUBSECTION DOES NOT REQUIRE AN OPERATOR TO MANDATE ACCOUNT CREATION
13 OR PROHIBIT ANONYMOUS OR PSEUDONYMOUS USE.

14 I. AN OPERATOR SHALL IMPLEMENT REASONABLE SAFEGUARDS THAT PROTECT
15 PERSONAL OR AGE-RELATED DATA THAT IS COLLECTED SOLELY FOR COMPLIANCE WITH
16 THIS SECTION AND SHALL PROVIDE A SECURITY SYSTEM BREACH NOTIFICATION AS
17 PRESCRIBED IN SECTION 18-552. ANY DATA THAT IS COLLECTED SOLELY FOR
18 COMPLIANCE WITH THIS SECTION MAY NOT BE USED, SOLD OR SHARED FOR TARGETED
19 ADVERTISING, BEHAVIORAL PROFILING OR ANY SECONDARY MONETIZATION.

20 J. A GOVERNMENTAL ENTITY MAY NOT COMPEL AN OPERATOR TO DISCLOSE
21 PERSONAL OR AGE-RELATED DATA THAT IS COLLECTED SOLELY TO COMPLY WITH THIS
22 SECTION UNLESS THE DATA IS PURSUANT TO A WARRANT ISSUED BY A COURT OF
23 COMPETENT JURISDICTION ON A SHOWING OF PROBABLE CAUSE. AN OPERATOR THAT
24 RECEIVES A WARRANT FROM A GOVERNMENTAL ENTITY SHALL NOTIFY THE AFFECTED
25 ACCOUNT HOLDER WITHIN SEVENTY-TWO HOURS AFTER THE DISCLOSURE UNLESS THE
26 COURT ORDER SPECIFICALLY PROHIBITS THE NOTIFICATION.

27 K. AN OPERATOR MAY NOT TRANSFER, LICENSE OR MAKE AVAILABLE TO A
28 GOVERNMENTAL ENTITY ANY DATA, MODEL, ANALYTICS OR PROFILE THAT IS DERIVED
29 FROM COMPLYING WITH THIS SECTION, WHETHER DIRECTLY OR THROUGH A
30 THIRD-PARTY INTERMEDIARY, EXCEPT AS REQUIRED BY A WARRANT ISSUED AS
31 PRESCRIBED IN SUBSECTION J OF THIS SECTION.

32 L. ON OR BEFORE APRIL 1 OF EACH YEAR, EACH OPERATOR SHALL DO BOTH
33 OF THE FOLLOWING:

34 1. IF THE OPERATOR COLLECTS PERSONAL OR AGE-RELATED DATA FOR
35 COMPLIANCE WITH THIS SECTION, CERTIFY IN WRITING, UNDER PENALTY OF
36 PERJURY, THAT ALL OF THE DATA IS DESTROYED OR IRREVERSIBLY DE-IDENTIFIED
37 WITHIN THE TIME PERIOD REQUIRED BY SUBSECTION H OF THIS SECTION.

38 2. PUBLISH A PUBLICLY ACCESSIBLE REPORT, IN AGGREGATE FORM, THAT
39 IDENTIFIES ANY AGE-ASSURANCE METHODS THE OPERATOR USES AND THAT STATES
40 WHETHER A DIGITAL IDENTIFICATION SYSTEM IS OFFERED AND WHETHER ANY
41 ALTERNATIVE METHODS ARE AVAILABLE.]

42 ~~[+]~~ [M.] AN OPERATOR THAT VIOLATES THIS CHAPTER IS SUBJECT TO AN
43 INJUNCTION AND IS LIABLE FOR THE GREATER OF EITHER:

- 44 1. ACTUAL DAMAGES.
45 2. CIVIL PENALTIES OF \$1,000 PER VIOLATION, NOT TO EXCEED \$500,000
46 PER OPERATOR.

1 ~~[C.]~~ [N.] A VIOLATION OF THIS SECTION IS PUNISHABLE BY A CIVIL
2 PENALTY, TO BE SOUGHT BY THE ATTORNEY GENERAL ONLY. THIS SECTION DOES NOT
3 CREATE A PRIVATE RIGHT OF ACTION TO ENFORCE THIS SECTION OR TO SUPPORT A
4 PRIVATE RIGHT OF ACTION UNDER ANY OTHER LAW. [THE ATTORNEY GENERAL MAY
5 NOT ADOPT A RULE OR ANY GUIDANCE OR ENFORCEMENT ACTION OR ENTER INTO A
6 SETTLEMENT AGREEMENT THAT EXPANDS A REQUIREMENT THAT IS INCLUDED IN THIS
7 SECTION BEYOND THE REQUIREMENTS THAT ARE EXPRESSLY INCLUDED IN THIS
8 SECTION, INCLUDING A REQUIREMENT FOR IDENTITY VERIFICATION OR BULK DATA
9 REPORTING.]

10 ~~[K.]~~ [O.] THIS SECTION[:

11 1.] DOES NOT CREATE LIABILITY FOR THE DEVELOPER OF AN ARTIFICIAL
12 INTELLIGENCE MODEL FOR ANY VIOLATION OF THIS SECTION BY A CONVERSATIONAL
13 AI SERVICE THAT IS MADE AVAILABLE TO THE PUBLIC BY A ~~[THIRD-PARTY]~~
14 [THIRD-PARTY] OPERATOR.

15 [2. SHALL BE CONSTRUED IN THE LEAST INTRUSIVE MANNER CONSISTENT
16 WITH ARTICLE II, SECTION 8, CONSTITUTION OF ARIZONA, AND MAY NOT BE USED
17 TO IMPLEMENT A SYSTEM THAT TRACKS ALL OF AN ACCOUNT HOLDER'S ONLINE
18 ACTIVITY.]

19 3. DOES NOT AUTHORIZE THE REGULATION OF LAWFUL POLITICAL, RELIGIOUS
20 OR OTHER PROTECTED SPEECH.]

21 4. MAY NOT BE CITED OR USED AS A PREDICATE OR JUSTIFICATION TO
22 REQUIRE DIGITAL IDENTIFICATION FOR GENERAL INTERNET ACCESS, DEVICE ACCESS
23 OR ONLINE ACTIVITY THAT IS NOT RELATED TO A CONVERSATIONAL AI SERVICE.]

24 5. MAY NOT BE CONSTRUED TO REQUIRE OR AUTHORIZE AN OPERATING SYSTEM
25 PROVIDER, APPLICATION STORE, INTERNET SERVICE PROVIDER OR DEVICE
26 MANUFACTURER TO IMPLEMENT AN AGE-ASSURANCE METHOD OR IDENTITY
27 AUTHENTICATION AT THE DEVICE, OPERATING SYSTEM OR NETWORK LEVEL ON BEHALF
28 OF AN OPERATOR.]

29 Sec. 2. Effective date

30 Title 18, chapter 8, Arizona Revised Statutes, as added by this act,
31 is effective from and after September 30, 2027.

32 Enroll and engross to conform

33 Amend title to conform

DAVID C. FARNSWORTH

2311FloorFARNSWORTH.docx

06/04/2026

5:08 PM

C: SP

130PAKLAI