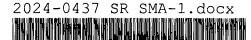
THE SENATE THIRTY-SECOND LEGISLATURE, 2024 STATE OF HAWAII S.R. NO. 81

MAR 0 8 2024

SENATE RESOLUTION

ENCOURAGING THE UNITED STATES CONGRESS TO PASS THE NURTURE ORIGINALS, FOSTER ART, AND KEEP ENTERTAINMENT SAFE ACT OF 2023 (NO FAKES ACT) AND THE NO ARTIFICIAL INTELLIGENCE FAKE REPLICAS AND UNAUTHORIZED DUPLICATIONS ACT OF 2024 (NO AI FRAUD ACT).

WHEREAS, the technology to produce, disseminate, and 1 exploit media content utilizing generative and traditional 2 artificial intelligence has exploded and evolved significantly 3 in recent years; and 4 5 WHEREAS, while the technology and tools have evolved, from 6 the earliest parietal paintings to the Sistine Chapel, to the 7 Gutenberg printing press, to Technicolor movies, and to TikTok, 8 artistic expression, creative storytelling, and engaging 9 performances have a common element: human connection; and 10 11 WHEREAS, there must be a balance between creative 12 expression and artistic freedom, and protections against 13 exploitation through the use of generative and traditional 14 artificial intelligence; and 15 16 WHEREAS, these recent advancements in technology have not 17 only affected artists and creatives, but also other individuals, 18 ranging from high school girls to celebrities, who have been 19 unable to protect their voice and likeness from 20 misappropriation; and 21 22 WHEREAS, the State protects a person's or personality's 23 name, image likeness, voice, and signature, collectively, and 24 the rights of publicity, under chapter 482P, Hawaii Revised 25 26 Statutes, regardless of whether those rights were ever commercially exploited; and 27 28 WHEREAS, a bipartisan group of members of the United States 29 Senate have promulgated a discussion draft of legislation that 30 provides protections for human creator, the Nurture Originals, 31 Foster Art, and Keep Entertainment Safe Act of 2023 (NO FAKES 32 33 Act); and



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1 2 WHEREAS, an additional bipartisan group of members of the United States House of Representatives introduced a bill, the No 3 Artificial Intelligence Fake Replicas And Unauthorized 4 Duplications Act of 2024 (No AI FRAUD Act); and 5 6 7 WHEREAS, the State works to protect artists, content creators, and the creative workforce by encouraging jobs for 8 9 humans; and 10 11 WHEREAS, the State also works to protect individuals against artificial intelligence abuse and establish a framework 12 to assert that every individual has a property right to their 13 own likeness and voices; now, therefore, 14 15 BE IT RESOLVED by the Senate of the Thirty-second 16 Legislature of the State of Hawaii, Regular Session of 2024, 17 that the United States Congress is encouraged to pass the 18 Nurture Originals, Foster Art, and Keep Entertainment Safe Act 19 of 2023 (NO FAKES Act) and the No Artificial Intelligence Fake 20 21 Replicas And Unauthorized Duplications Act of 2024 (No AI FRAUD Act) or similar legislation as a safeguard against the 22 exploitation of artists, creative professionals, and individuals 23 by unfettered artificial intelligence technology; and 24 25 26 BE IT FURTHER RESOLVED that certified copies of this Resolution be transmitted to the Speaker of the United States 27 House of Representatives, Minority Leader of the United States 28 29 House of Representatives, President Pro Tempore of the United States Senate, and Hawaii's congressional delegation. 30 31 32 OFFERED BY: Lyn Dalite 33

