119TH CONGRESS
1ST SESSION

S. _____

To amend the Communications Act of 1934 to require disclosures with respect to robocalls using artificial intelligence and to provide for enhanced penalties for certain violations involving artificial intelligence voice or text message impersonation, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

_____

Mr. CURTIS (for himself and Mr. BLUMENTHAL) introduced the following bill; which was read twice and referred to the Committee on _____

_____

A BILL

To amend the Communications Act of 1934 to require disclosures with respect to robocalls using artificial intelligence and to provide for enhanced penalties for certain violations involving artificial intelligence voice or text message impersonation, 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 "Quashing Unwanted

5 and Interruptive Electronic Telecommunications Act" or

6 the "QUIET Act".

1 **SEC. 2. DISCLOSURE REQUIRED FOR ROBOCALLS USING AI.**

2   Section 227 of the Communications Act of 1934 (47

3 U.S.C. 227) is amended by adding at the end the fol-

4 lowing:

5   "(k) DISCLOSURE REQUIRED FOR ROBOCALLS

6 USING AI.—

7   "(1) IN GENERAL.—If a person making a

8   robocall uses artificial intelligence to emulate a

9   human being, such person shall disclose at the be-

10   ginning of the call or text message the fact that arti-

11   ficial intelligence is being used.

12   "(2) DEFINITIONS.—In this subsection:

13   "(A) ROBOCALL.—

14   "(i) IN GENERAL.—The term

15   'robocall' means a call made or text mes-

16   sage sent—

17   "(I) using equipment, whether

18   hardware, software, or a combination

19   thereof and including an automatic

20   telephone dialing system, that makes

21   a call or sends a text message to—

22   "(aa) stored telephone num-

23   bers; or

24   "(bb) telephone numbers

25   produced using a random or se-

26   quential number generator; or

1   "(II) using an artificial or

2   prerecorded voice or an artificially

3   generated message.

4   "(ii) LIMITATION.—For purposes of

5 clause (i)(I), the term 'robocall' does not

6 include a call made or text message sent

7 using equipment that requires substantial

8 human intervention to make or send the

9 call or text message.

10   "(B) TEXT MESSAGE.—

11   "(i) IN GENERAL.—The term 'text

12 message' means a message consisting of

13 text, images, sounds, or other information

14 that is transmitted to or from a device that

15 is identified as the receiving or transmit-

16 ting device by means of a 10-digit tele-

17 phone number, N11 service code, short

18 code telephone number, or email address,

19 or that is transmitted through application-

20 to-person messaging, and includes—

21   "(I) a short message service

22   (commonly referred to as 'SMS') mes-

23   sage;

4

1   "(II) a multimedia message serv-

2   ice (commonly referred to as 'MMS')

3   message; and

4   "(III) a rich communication serv-

5   ice (commonly referred to as 'RCS')

6   message.

7   "(ii) LIMITATION.—The term 'text

8   message' does not include a real-time, two-

9   way voice or video communication.".

10 SEC. 3. ENHANCED PENALTIES FOR VIOLATIONS INVOLV-

11   ING AI VOICE OR TEXT MESSAGE IMPERSON-

12   ATION.

13   (a) IN GENERAL.—Section 227 of the Communica-

14 tions Act of 1934 (47 U.S.C. 227), as amended by section

15 2 of this Act, is further amended by adding at the end

16 the following:

17   "(l) ENHANCED PENALTIES FOR VIOLATIONS IN-

18 VOLVING AI VOICE OR TEXT MESSAGE IMPERSON-

19 ATION.—In the case of a violation of this section with re-

20 spect to which the party making the call or sending the

21 text message uses artificial intelligence to impersonate an

22 individual or entity with the intent to defraud, cause

23 harm, or wrongfully obtain anything of value—

24   "(1) the maximum amount of the forfeiture

25   penalty that may be imposed under subsection (b)(4)

5

1   or (e)(5)(A) of this section or subsection (b) of sec-

2   tion 503 (as the case may be) shall be twice the

3   maximum amount that may be imposed for such vio-

4   lation under such subsection without regard to this

5   subsection; and

6   "(2) the maximum amount of the criminal fine

7   that may be imposed under subsection (e)(5)(B) of

8   this section or section 501 (as the case may be) shall

9   be twice the maximum amount that may be imposed

10   for such violation under such subsection or section

11   without regard to this subsection.".

12   (b) APPLICABILITY.—The amendment made by sub-

13 section (a) shall apply with respect to violations occurring

14 after the date of the enactment of this Act.