

House Bill 890

By: Representative Thomas of the 65<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 3 of Title 1 of the Official Code of Georgia Annotated, relating to laws  
2 and statutes, so as to provide for protections against discrimination by artificial intelligence  
3 and automated decision tools; to prohibit certain defenses; to provide for definitions; to  
4 provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 SECTION 1.

7 Chapter 3 of Title 1 of the Official Code of Georgia Annotated, relating to laws and statutes,  
8 is amended by adding a new Code section to read as follows:

9 "1-3-12.

10 (a) As used in this Code section:

11 (1) 'Artificial intelligence' means a machine-based system that can, for a given set of  
12 human-defined objectives, make predictions, recommendations, or decisions influencing  
13 a real or virtual environment.

14 (2) 'Automated decision tool' means a system or service that uses artificial intelligence  
15 and has been specifically developed and marketed, or specifically modified, to make, or  
16 to be a controlling factor in making, consequential decisions.

17 (3) 'Judiciary' means any court, official, board, tribunal, commission, municipal or  
18 county authority, council, or similar body exercising judicial or quasi-judicial powers  
19 authorized by law, as well as any arbitrator, administrative law judge, mediator, or similar  
20 adjudicator authorized by law to act on behalf or at the request of any public official or  
21 body.

22 (b) Anywhere in the Official Code of Georgia Annotated or in any other law of this state  
23 where there is created, however constructed, a prohibition on discrimination based on age,  
24 race, color, sex, sexual orientation, gender, gender expression, national or ethnic origin,  
25 religion, creed, familial status, marital status, disability or handicap, or genetic information,  
26 such prohibition shall include discrimination resulting from the use of or reliance upon  
27 artificial intelligence or automated decision tools.

28 (c) In any action or proceeding before any judiciary stemming from a prohibition on  
29 discrimination based on age, race, color, sex, sexual orientation, gender, gender expression,  
30 national or ethnic origin, religion, creed, familial status, marital status, disability or  
31 handicap, or genetic information, reliance upon artificial intelligence or automated decision  
32 tools shall not be a defense to an allegation of discrimination."

33 **SECTION 2.**

34 All laws and parts of laws in conflict with this Act are repealed.