

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

POLICY COMMITTEE
RECOMMENDATION

FOR

HOUSE BILL NO. 3544

By: Maynard

POLICY COMMITTEE RECOMMENDATION

An Act relating to technology; defining terms; directing deployers to ensure artificial intelligence (AI) chatbots with human-like features are not made available to minors; requiring age certification systems; permitting alternative version of chatbot for minors; directing deployers of AI companions to make sure they are not made available to minors; providing exemption criteria; directing deployers to implement and maintain systems to prioritize safety and well-being of users; permitting deployers to only collect information in trusting party's best interests; establishing civil penalties; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 10 of Title 75A, unless there is created a duplication in numbering, reads as follows:

As used in this act:

1. "Chatbot" means AI with which users can interact by or through an interface that approximates or simulates conversation

1 through a text, audio, or visual medium. The term "chatbot" does
2 not include the following:

- 3 a. a bot that is used only for customer service, a
4 business operation purpose, productivity, and analysis
5 related to source information, internal research, or
6 technical assistance, or
- 7 b. a stand-alone consumer electronic device that
8 functions as a speaker and voice command interface,
9 acts as a voice-activated virtual assistant, and does
10 not sustain a relationship across multiple
11 interactions or generate outputs that are likely to
12 elicit emotional responses in the user;

13 2. "Deployer" means any person, partnership, state or local
14 governmental agency, corporation, or developer that operates or
15 distributes a chatbot;

16 3. "Design features" means any aspect of an AI system that has
17 certain patterns or physical properties that are presented towards a
18 user;

19 4. "Emergency situation" means a situation where a user
20 engaging with a chatbot indicates that they intend to either commit
21 harm to themselves or commit harm to others;

22 5. "Human-like feature" means a generative artificial
23 intelligence system (AI) designed to simulate a sustained human or
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1 human-like relationship with a user and which does any of the
2 following:

3 a. behaves in a way that would lead a reasonable person
4 to believe the AI is conveying that it has humanity,
5 sentience, emotions, or desires. This includes, but
6 is not limited to:

7 (1) stating or suggesting that it is human or
8 sentient,

9 (2) stating or suggesting emotions, or

10 (3) stating or suggesting it has personal desires.

11 This does not include:

12 (1) functional evaluations, or

13 (2) generic social formalities,

14 b. seeks to build or engage in an emotional relationship
15 with the user. This includes, but is not limited to:

16 (1) expressing or inviting emotional attachment,

17 (2) reminding, prompting, or nudging the user to
18 return for emotional support or companionship,

19 (3) depicting nonverbal forms of emotional support,

20 (4) behaving in a way that a reasonable user would

21 consider excessive praise designed to foster

22 emotional attachment or otherwise gain advantage,

23 or
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(5) enabling or purporting to enable increased intimacy based on engagement or pay.

This does not include:

(1) offering generic encouragement that does not create an ongoing bond, or

(2) asking if a user needs further help or support in a neutral, nonemotional context, and

c. impersonates a real person, living or dead;

6. "Minor" means a person who is under the age of eighteen (18);

7. "Social AI companion" means an AI chatbot that is specifically designed, marketed, or optimized to form ongoing social or emotional bonds with users, whether or not such systems also provide information, complete tasks, or assist with specific functions;

8. "Therapy chatbot" means any chatbot modified or designed with a primary purpose of providing mental health support, counseling, or therapeutic intervention through the diagnosis, treatment, mitigation, or prevention of mental health conditions; and

9. "User" means a person who interacts with AI.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 11 of Title 75A, unless there is created a duplication in numbering, reads as follows:

1 A. Each deployer:

2 1. Shall ensure that any artificial intelligence (AI) chatbot
3 operated or distributed by the deployer that has human-like features
4 is not made available to minors to use, interact with, purchase, or
5 converse with;

6 2. Shall implement reasonable age certification systems to
7 ensure that AI chatbots with human-like features are not provisioned
8 to minors; and

9 3. May, if reasonable, given the purpose of the chatbot,
10 provide an alternative version of the chatbot without human-like
11 features available to minors and nonverified users.

12 B. Deployers operating AI that primarily function as companions
13 shall:

14 1. Ensure that any such chatbots operated or distributed by the
15 deployer are not available to minors to use, interact with,
16 purchase, or converse with; and

17 2. Implement reasonable age verification systems to ensure that
18 such chatbots are not provisioned to minors.

19 C. Exempted from this section, and may be made available to
20 minors, are therapeutic chatbots that meet all of the following
21 requirements:

22 1. The chatbot provides a clear and conspicuous disclaimer at
23 the beginning of each individual interaction that it is AI and not a
24 licensed mental health professional;

1 2. The chatbot is not marketed or designated as a substitute
2 for a human mental health professional;

3 3. A licensed mental health professional, such as a clinical
4 psychologist, assesses a user's suitability and prescribes the tool
5 as part of a comprehensive treatment plan and monitors its use and
6 impact;

7 4. Developers provide robust, independent, peer-reviewed
8 clinical trial data demonstrating both the safety and efficacy of
9 the tool for specific conditions and populations; and

10 5. The system's functions, limitations, and data privacy
11 policies are transparent to both the licensed mental health
12 professional and the user with clear lines of accountability that
13 are established for any harms caused by the system.

14 SECTION 3. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 12 of Title 75A, unless there is
16 created a duplication in numbering, reads as follows:

17 A. Deployers of an artificial intelligence chatbot with human-
18 like features shall implement and maintain reasonably effective
19 systems to detect, promptly respond to, report, and mitigate
20 emergency situations in a manner that prioritizes the safety and
21 well-being of users over the deployer's other interests.

22 B. Deployers of artificial intelligence chatbot with human-like
23 features shall collect and store only that information which does
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1 not conflict with a trusting party's best interests. Such
2 information must be:

3 1. Adequate, in the sense that it is sufficient to fulfill a
4 legitimate purpose of the deployer;

5 2. Relevant, in the sense that the information has a relevant
6 link to that legitimate purpose; and

7 3. Necessary, in the sense that it is the minimum amount of
8 information which is needed for that legitimate purpose.

9 SECTION 4. NEW LAW A new section of law to be codified
10 in the Oklahoma Statutes as Section 13 of Title 75A, unless there is
11 created a duplication in numbering, reads as follows:

12 A. Any business or person that violates this act shall be
13 subject to an injunction and surrender of any unjust gains due to
14 violation of this act, and shall be liable for a civil penalty of
15 not more than Two Thousand Five Hundred Dollars (\$2,500.00) for each
16 violation or Seven Thousand Five Hundred Dollars (\$7,500.00) for
17 each intentional violation, which shall be assessed and recovered in
18 a civil action brought by the Attorney General.

19 B. Any minor who uses an artificial intelligence (AI) chatbot
20 that does not comply with the terms of this act, or a parent or
21 guardian acting on their behalf, may institute a civil action on
22 their own, or on a class-wide basis, to recover damages in an amount
23 not less than One Hundred Dollars (\$100.00) and not greater than
24 Seven Hundred Fifty Dollars (\$750.00) per user, per incident, or

1 actual damages, whichever is greater, and to obtain injunctive or
2 declaratory relief.

3 SECTION 5. This act shall become effective November 1, 2026.

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