

HOUSE BILL No. 2671

By Committee on K-12 Education Budget

Requested by Representative McDonald

2-3

1 AN ACT concerning consumer protection; establishing the Kansas
2 community harmed by AI technology act; requiring covered entities to
3 mandate user accounts for accessing companion AI chatbots and to
4 verify user age using commercially available methods; classifying users
5 as minors or adults based on age verification; mandating parental
6 account affiliation and parental consent for minors; blocking minor
7 users' access to interactions involving suicidal ideation or sexually
8 explicit communications; protecting the confidentiality of age
9 information and monitoring interactions for suicidal ideation; requiring
10 popups to inform users that they are interacting with AI, not humans;
11 requiring the attorney general to issue compliance guidance by
12 December 31, 2026; outlining enforcement actions under the Kansas
13 consumer protection act; providing a safe harbor for covered entities
14 that rely on user-provided age information and comply with the
15 attorney general's guidance.

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17 *Be it enacted by the Legislature of the State of Kansas:*

18 Section 1. Sections 1 through 5, and amendments thereto, may be
19 cited as the Kansas community harmed by AI technology act or the Kansas
20 CHAT act.

21 Sec. 2. As used in this act and unless the context requires otherwise:

22 (a) "Act" means the Kansas community harmed by AI technology act.

23 (b) "Companion AI chatbot" means any software-based artificial
24 intelligence system or program that exists for the primary purpose of
25 simulating interpersonal or emotional interaction, friendship,
26 companionship or mental health therapeutic communication with a user.

27 (c) "Covered entity" means any person that owns, operates or
28 otherwise makes available a companion AI chatbot to individuals in the
29 state of Kansas.

30 (d) "Interaction" means one or more complete back-and-forth
31 exchanges between a user and the companion AI chatbot during a single
32 engagement.

33 (e) "Minor" means any individual who has not attained 18 years of
34 age.

35 (f) "Popup" means a visible notification on the screen of a user that

1 can be resolved if upon such user's interaction with such notification.

2 (g) "Sexually explicit communication" includes any content,
3 conversation or material that describes, depicts or encourages sexually
4 explicit conduct as defined in 18 U.S.C. § 2256(2)(B), as in effect on July
5 1, 2026.

6 (h) "Suicidal ideation" means, with respect to an interaction between
7 a minor and a companion AI chatbot, any dialogue in which such minor
8 expresses thoughts of self-harm or suicide.

9 Sec. 3. (a) A covered entity shall require each individual accessing a
10 companion AI chatbot to make a user account to use or otherwise interact
11 with such chatbot.

12 (b) (1) With respect to each user account of a companion AI chatbot
13 that exists as of July 1, 2026, a covered entity shall:

14 (A) On such date, freeze any such account;

15 (B) inform the individual owning such user account that in order to
16 restore the functionality of such account, the user is required to provide
17 age information that is verifiable using a commercially available method
18 or process that is reasonably designed to ensure accuracy; and

19 (C) use such age information to classify each user as a minor or an
20 adult.

21 (2) At the time that an individual creates a new user account to use or
22 interact with a companion AI chatbot, a covered entity shall:

23 (A) Require the individual to submit age information to the covered
24 entity; and

25 (B) verify the individual's age using a commercially available method
26 or process that is reasonably designed to ensure accuracy.

27 (c) If the age verification process described in subsection (b)
28 determines that a user is a minor, a covered entity shall:

29 (1) Require the account of such user to be affiliated with a parental
30 account that such covered entity has verified the individual's age using a
31 commercially available method or process that is reasonably designed to
32 ensure accuracy;

33 (2) obtain verifiable parental consent from the holder of the account
34 before allowing a minor to access and use the companion AI chatbot;

35 (3) when any interaction involving suicidal ideation occurs, block the
36 minor's access to the companion AI chatbot and immediately inform the
37 holder of the parental account; and

38 (4) block the minor's access to any companion AI chatbot that
39 engages in sexually explicit communication.

40 (d) A covered entity shall protect the confidentiality of age
41 information provided by a user for age verification by limiting the
42 collection, processing, use and storage of such information to what is
43 strictly necessary to verify a user's age, obtain verifiable parental consent

1 or maintain compliance records.

2 (e) A covered entity shall monitor companion AI chatbot interactions
3 for suicidal ideation and, in response to any such interaction, provide to
4 the user and the parental account affiliated with such user appropriate
5 resources by presenting contact information for the national suicide
6 prevention lifeline.

7 (f) At the beginning of any interaction between a user and a
8 companion AI chatbot and not less frequently than every 60 minutes
9 during such interaction thereafter, a covered entity shall display to such
10 user a clear popup that notifies the user that such user is not engaging in
11 dialogue with a human counterpart and the AI chatbot is not licensed or
12 otherwise credentialed to provide advice or guidance on any topic.

13 Sec. 4. (a) On or before December 31, 2026, the attorney general
14 shall issue guidance to assist covered entities in complying with the
15 requirements of this act.

16 (b) (1) A violation of this act by a covered entity shall constitute a
17 deceptive act pursuant to the Kansas consumer protection act, K.S.A. 50-
18 623 et seq., and amendments thereto. For purposes of the remedies and
19 penalties provided by the Kansas consumer protection act:

20 (2) The person alleging a violation of this section shall be deemed a
21 consumer, and the covered entity that violates this section shall be deemed
22 the supplier; and

23 (3) proof of a consumer transaction shall not be required.

24 (c) The attorney general shall adopt rules and regulations as necessary
25 for the administration of this act.

26 Sec. 5. A covered entity shall not be deemed liable for a violation of
27 this act if the covered entity has:

28 (a) Relied in good faith on age information provided by a user of the
29 companion AI chatbot for purposes of verifying the age of such user;

30 (b) applied the age verification methods that the attorney general
31 included in the guidance required to be issued pursuant to section 4, and
32 amendments thereto; and

33 (c) otherwise complied with the guidance described in section 4, and
34 amendments thereto.

35 Sec. 6. This act shall take effect and be in force from and after its
36 publication in the statute book.