

SESSION OF 2025

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2313

As Amended by House Committee of the Whole

Brief*

HB 2313, as amended, would prohibit state agencies from allowing employees to access artificial intelligence (AI) platforms of concern on state-owned or state-issued electronic devices. Additionally, state agencies would be required to block user access to such platforms on state networks.

State agencies that currently utilize or operate an account with platforms of concern would be required to stop using such platform and deactivate and delete such accounts.

The bill would provide for an exception for state agencies accessing such platforms for law enforcement activities or cybersecurity investigations.

The bill would define the following terms:

- “Artificial intelligence platform of concern” would mean the AI model DeepSeek and any AI models owned or controlled by Hangzhou DeepSeek Artificial Intelligence Basic Technology Research Company or its subsidiaries or successors;
- “Country of concern” would mean the People’s Republic of China (including Hong Kong), Republic of Cuba, Islamic Republic of Iran, Democratic People’s Republic of Korea, Russian Federation, and Bolivian Republic of Venezuela;

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <https://klrd.gov/>

- This definition would not include the Republic of China (Taiwan); and
- “State agency” would mean any state office or officers, department, board, commission, institution, bureau, agency, division, or unit.

Background

The bill was introduced by the House Committee on Financial Institutions and Pensions at the request of Representative Hoheisel.

House Committee on Legislative Modernization

In the House Committee hearing, representatives of State Armor provided **proponent** testimony, stating the DeepSeek AI model poses a risk to Kansans and to state data because of user data storage on servers located within countries of concern and the accessibility of such data.

Written-only opponent testimony was provided by a representative of NetChoice, who indicated the language prohibiting use of such AI application was broad and could unintentionally precluded the use of technology solutions.

No other testimony was provided.

House Committee of the Whole

The House Committee of the Whole amended the bill by removing language that would have prohibited the installation of applications that could allow access to an AI platform of concern.

[*Note:* During discussion on the amendment, it was noted that such language could have potentially prohibited

the installation of web browsers due to their ability to access such platforms.]

Fiscal Information

According to the fiscal note prepared by the Division of the Budget on the bill, as introduced, the Office of Information Technology Services indicates enactment of the bill would have no fiscal effect, and it is not currently aware of any state agencies using the AI model described in the bill.

Artificial intelligence; AI; Generative AI; Country of Concern; DeepSeek