
HOUSE BILL 2503

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By Representatives Shavers, Duerr, Parshley, Kloba, Hill, Pollet, and Ramel

Read first time 01/15/26. Referred to Committee on Technology, Economic Development, & Veterans.

1 AN ACT Relating to artificial intelligence training data; and
2 adding a new chapter to Title 19 RCW.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** The definitions in this section apply
5 throughout this chapter unless the context clearly requires
6 otherwise.

7 (1) "Aggregate consumer information" means information that
8 relates to a group or category of consumers, from which individual
9 consumer identities have been removed, that is not linked or
10 reasonably linkable to any consumer or household, including via a
11 device. "Aggregate consumer information" does not mean one or more
12 individual consumer records that have been deidentified.

13 (2) "Artificial intelligence" means the use of machine learning
14 and related technologies that use data to train statistical models
15 for the purpose of enabling computer systems to perform tasks
16 normally associated with human intelligence or perception, such as
17 computer vision, speech, or natural language processing, and content
18 generation.

19 (3) "Developer" means a person, partnership, or corporation
20 primarily engaged in developing or substantially modifying a
21 generative artificial intelligence system intended for commercial

1 distribution or public use. For the purposes of this subsection,
2 "public use" does not include use by an affiliate as defined in RCW
3 19.146.010. This definition excludes individuals or entities that
4 develop artificial intelligence systems solely for internal use or
5 research purposes or those that utilize third-party artificial
6 intelligence systems via application programming interface without
7 substantial modification. This definition also excludes public
8 entities and tribal nations.

9 (4) "Generative artificial intelligence" means an artificial
10 intelligence system that generates novel data or content based on a
11 foundation model.

12 (5) "Security and integrity" means the ability of:

13 (a) Networks or information systems to detect security incidents
14 that compromise the availability, authenticity, integrity, and
15 confidentiality of stored or transmitted personal information;

16 (b) Developers, users, or businesses to detect security
17 incidents, resist malicious, deceptive, fraudulent, or illegal
18 actions and to help prosecute those responsible for those actions;
19 and

20 (c) Developers, users, or businesses to ensure the physical
21 safety of natural persons.

22 (6) "Substantial modification" means a new version, new release,
23 or substantial update from the developer, or an intentional and
24 deliberate change to a generative artificial intelligence system by a
25 deployer, that materially changes its functionality or performance in
26 a manner that was not reasonably foreseeable to the developer at the
27 time the artificial intelligence system was made publicly available
28 by the developer.

29 (7) "Synthetic data generation" means a process in which original
30 data are used to create artificial data that have some of the
31 statistical characteristics of the original data.

32 (8) "Train a generative artificial intelligence system" includes
33 testing, validating, or fine tuning by the developer of the
34 generative artificial intelligence system.

35 NEW SECTION. **Sec. 2.** (1) On or before January 1, 2027, and
36 before each time thereafter that a generative artificial intelligence
37 system, or a substantial modification to a generative artificial
38 intelligence system, released on or after January 1, 2022, is made
39 publicly available to Washingtonians for use, regardless of whether

1 the terms of that use include compensation, the developer of the
2 system shall post on the developer's internet website documentation
3 regarding the data used by the developer to train the generative
4 artificial intelligence system including, but not limited to, a high-
5 level summary of the datasets used in the development of the
6 generative artificial intelligence system including, but not limited
7 to:

8 (a) The sources of the datasets;

9 (b) A general description of how the datasets further the
10 intended purpose of the generative artificial intelligence system;

11 (c) The number of data points included in the datasets, which may
12 be in general ranges, and with estimated figures for dynamic
13 datasets;

14 (d) A high-level description of the types of data points within
15 the datasets;

16 (e) Whether the datasets include any data protected by copyright,
17 trademark, or patent, or whether the datasets are entirely in the
18 public domain;

19 (f) Whether the datasets were purchased or licensed by the
20 developer;

21 (g) Whether the datasets include personal information, as defined
22 in RCW 19.373.010;

23 (h) Whether the datasets include aggregate consumer information;

24 (i) Whether there was any cleaning, processing, or other
25 modification to the datasets by the developer, including the intended
26 purpose of those efforts in relation to the generative artificial
27 intelligence system;

28 (j) The dates the datasets were first trained or the date of the
29 last significant update to the datasets during the development of the
30 generative artificial intelligence system; and

31 (k) Whether the generative artificial intelligence system used or
32 continuously uses synthetic data generation in its development. A
33 developer may include a description of the functional need or desired
34 purpose of the synthetic data in relation to the intended purpose of
35 the system.

36 (2) A developer is not required to post documentation regarding
37 the data used to train a generative artificial intelligence system
38 for any of the following:

39 (a) A generative artificial intelligence system whose sole
40 purpose is to help ensure security and integrity;

1 (b) A generative artificial intelligence system whose sole
2 purpose is the operation of aircraft in the national airspace; and

3 (c) A generative artificial intelligence system developed for
4 national security, military, or defense purposes that is made
5 available only to a federal entity.

6 (3) The requirements in this chapter do not apply to generative
7 artificial intelligence systems that are subject to applicable
8 requirements under the federal food, drug, and cosmetic act, 21
9 U.S.C. Sec. 301 et seq., as amended.

10 NEW SECTION. **Sec. 3.** Section 2 of this act shall be construed
11 to require developers to comply based on the generally acknowledged
12 state of the art, which may include, but is not limited to, guidance
13 issued by the national institute of standards and technology, without
14 compromising their own intellectual property rights or trade secrets.

15 NEW SECTION. **Sec. 4.** The legislature finds that the practices
16 covered by this chapter are matters vitally affecting the public
17 interest for the purpose of applying the consumer protection act,
18 chapter 19.86 RCW. A violation of this chapter is not reasonable in
19 relation to the development and preservation of business and is an
20 unfair or deceptive act in trade or commerce and an unfair method of
21 competition for purposes of applying the consumer protection act,
22 chapter 19.86 RCW.

23 NEW SECTION. **Sec. 5.** Sections 1 through 4 of this act
24 constitute a new chapter in Title 19 RCW.

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