

Congress of the United States
Washington, DC 20515

October 3, 2023

Lisa J. Stevenson
Office of General Counsel
Federal Election Commission
1050 First Street NE
Washington, DC 20463

Dear Ms. Stevenson,

We write today in support of the Federal Election Commission’s unanimous decision to advance Public Citizen’s petition requesting rulemaking to address the use of deceptive campaign advertisements through generative artificial intelligence (AI). As the 2024 Presidential election quickly approaches, we urge the Commission to use its authority to regulate the use of generative AI in campaign advertisements and protect the democratic processes that serve our country.

Quickly evolving AI technology makes it difficult for voters to accurately identify fraudulent video and audio material, which is increasingly troubling in the context of campaign advertisements. Additionally, the threat posed by deceptive campaign advertisements created by generative AI is heightened by the ability for such content to be widely disseminated at an unprecedented speed through social media and other online forums

As you know, current law prohibits candidates for federal office or their employees or agents from fraudulently misrepresenting themselves as speaking or acting for or on behalf of another candidate or political party on a matter damaging to the other candidate or party. Deliberately deceptive content in campaign advertisements created by generative AI directly violates this provision of the law, as it would constitute a candidate “fraudulently misrepresent[ing]” themselves to voters.

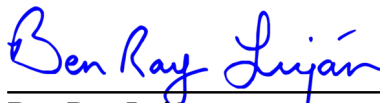
As Members of Congress concerned about the ability of generative AI to significantly disrupt the integrity of our elections, we respectfully request that the FEC explicitly clarify that prohibitions set forth in statute (52 U.S.C. §30124) apply to deliberately deceptive content in campaign advertisements created by generative AI. We further urge the Commission to require disclaimers on campaign advertisements that include content created by generative AI.

Thank you for your attention to this important matter.

Sincerely,




Adam B. Schiff
Member of Congress



Ben Ray Lujan
United States Senator




Amy Klobuchar
United States Senator



Michael F. Bennet
United States Senator



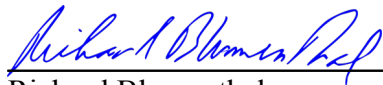
Benjamin L. Cardin
United States Senator



Mark R. Warner
United States Senator



Mazie K. Hirono
United States Senator



Richard Blumenthal
United States Senator



Christopher A. Coons
United States Senator



Chris Van Hollen
United States Senator



Sheldon Whitehouse
United States Senator



Tammy Baldwin
United States Senator



Peter Welch
United States Senator



Bernard Sanders
United States Senator



Angus S. King, Jr.
United States Senator



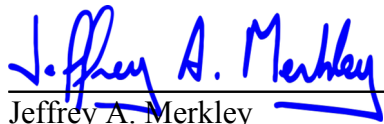
Cory A. Booker
United States Senator



Alex Padilla
United States Senator



Tim Kaine
United States Senator



Jeffrey A. Merkley
United States Senator



Earl Blumenauer
Member of Congress



Jan Schakowsky
Member of Congress



Henry C. "Hank" Johnson, Jr.
Member of Congress



Paul D. Tonko
Member of Congress



Adriano Espaillat
Member of Congress



Katie Porter
Member of Congress



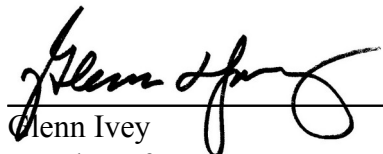
Nikema Williams
Member of Congress



Julia Brownley
Member of Congress



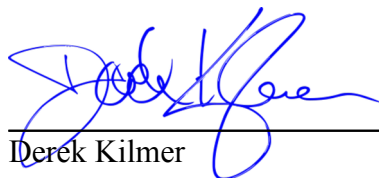
Kevin Mullin
Member of Congress



Glenn Ivey
Member of Congress



Anna G. Eshoo
Member of Congress



Derek Kilmer
Member of Congress



C. A. Dutch Ruppertsberger
Member of Congress



Eleanor Holmes Norton
Member of Congress



Mike Thompson
Member of Congress



James P. McGovern
Member of Congress



Mark Pocan
Member of Congress



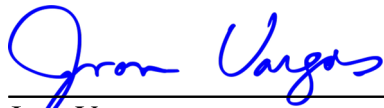
Jamaal Bowman, Ed.D.
Member of Congress



Sean Casten
Member of Congress



Colin Z. Allred
Member of Congress



Juan Vargas
Member of Congress



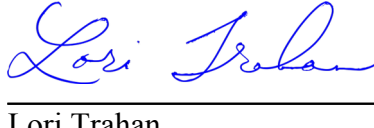
Jason Crow
Member of Congress



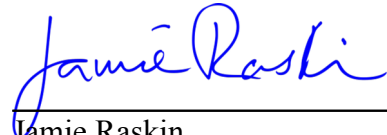
Jake Auchincloss
Member of Congress



Chris Deluzio
Member of Congress



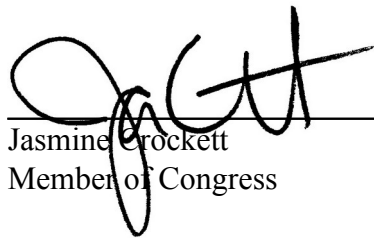
Lori Trahan
Member of Congress



Jamie Raskin
Member of Congress



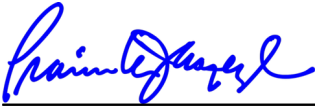
Robert C. "Bobby" Scott
Member of Congress



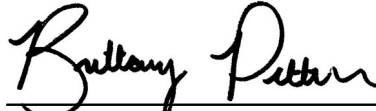
Jasmine Crockett
Member of Congress



Summer L. Lee
Member of Congress



Pramila Jayapal
Member of Congress



Brittany Pettersen
Member of Congress



Angie Craig
Member of Congress



Kim Schrier, M.D.
Member of Congress