

MEMORANDUM OF SUPPORT

Updates to 'Child Sexual Abuse Material Prevention Act'

[A3997](#) (Bores) / [S3174](#) (Hinchey)

OpenAI strongly supports Assembly Bill 3997 (Bores) / Senate Bill 3174 (Hinchey), which proposes critical updates to New York Penal Code section 245.15, also known as the 'Child Sexual Abuse Material Prevention Act.' The legislation addresses emerging threats from malicious actors who exploit advancements in artificial intelligence (AI) to produce and disseminate child sexual abuse material (CSAM) by promoting stronger partnerships between the technology sector, law enforcement and advocacy organizations to protect children and promote a safe and secure online environment.

As a leader in artificial intelligence, OpenAI is deeply committed to the safe and responsible use of AI technologies. We actively engage in industry-wide initiatives, including through the Safety by Design initiative, led by Thorn, a nonprofit dedicated to defending children from sexual abuse, and All Tech Is Human, an organization dedicated to tackling tech and society's complex problems. The Safety by Design initiative emphasizes proactive identification and mitigation of child safety risks at every phase of AI development, deployment, and maintenance. OpenAI has made significant efforts to minimize the potential for our models to generate harmful content, establish age restrictions for products like ChatGPT, and actively engage with National Center for Missing and Exploited Children (NCMEC), the Tech Coalition, and government and industry stakeholders on child protection.

Our Safety by Design commitments include:

- Proactively developing generative AI models that address and mitigate child safety risks.
- Responsibly sourcing datasets, detecting and removing CSAM and CSEM, and reporting confirmed instances to authorities.
- Integrating iterative stress-testing and continuous feedback loops into model development processes.
- Deploying and maintaining models evaluated for potential child safety threats, while promoting responsible developer practices.
- Actively assessing ongoing risks and swiftly removing harmful AI-generated content from our platforms.
- Investing in research and advanced technology solutions to continually combat CSAM and related harms.
- Establishing age restrictions for products such as ChatGPT and partnering with leading child safety organizations and government agencies.

A3997 / S3174 will facilitate these essential collaborative efforts by ensuring clear statutory protections for responsible reporting, cooperation, and proactive actions designed to detect, classify, monitor, and mitigate harmful AI-generated content. This



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legislation is an essential step in supporting continued innovation while prioritizing child safety.

We commend Assemblymember Bores and Senator Hinchey for their leadership on this issue and urge the Legislature's swift passage of this bill. Doing so will not only strengthen the collective response against exploitation but also affirm New York's commitment to staying at the forefront of child safety in a rapidly evolving technological landscape.