HB26-1139
Use of Artificial Intelligence in Health Care

House Sponsors: Representatives Joseph & Lieder

✔ Ensures Safe Use of AI in Insurance Decisions

When AI is used for utilization review, entities must:

- **Consider the patient's individual medical and clinical history**
- **Require licensed clinician review of any denial or delay based on medical necessity**

AI may still be used to assist in reviews and speed approvals.

✔ Prevents Unauthorized AI Therapy and Counseling

- **Prohibits AI systems from representing themselves as licensed mental health professionals**
- **Requires clear disclosure that a chatbot is not human and not authorized to provide therapy**
- **Requires suicide and crisis referral protocols**
- **Protects sensitive mental health data**

✔ Protects Transparency & Billing Integrity

- **Clients must be informed when AI is used in clinical practice**
- **Public and private payers may not reimburse AI-delivered psychotherapy**

Why This Matters

- **Encourages innovation in AI tools**
- **Protects patient safety**
- **Maintains professional standards**
- **Ensures human judgment in high-stakes care decisions**

HB26-1139 strikes a balanced approach: Supports AI development. Protects psychotherapy.