



| STRATEGY & GOVERNANCE   |  |
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| Is there a state agency or taskforce responsible for AI regulation or development?          | Yes.<br>The New Hampshire AI Task Force, an initiative of the New Hampshire Tech Alliance, is dedicated to positioning New Hampshire as a national leader in AI. <sup>308</sup>  |
| Is there an enacted AI law or regulation that applies to health insurance?                  | No.  |
| Is there an official state strategy on AI?  | Yes.<br>The AI Task Force has published an AI Task Force Memo that includes guiding principles for AI, examples of how industries are considering using AI, and near-term opportunities for AI experimentation and participation. <sup>309</sup><br><br>The Department of Information Technology, Office of the Chief Information Officer, State of New Hampshire Use of AI Technologies Policy requires that decisions, policy changes, and high-stakes interactions maintain rigorous human oversight and intervention at the same level as if AI was not used in the process. <sup>310</sup>  |
| CONSUMER PROTECTIONS  |  |
| Is there a state data protection law that applies to AI use of personal data?               | Yes.<br>The New Hampshire Data Privacy Act grants consumers the right to: (1) confirm whether or not certain businesses are processing their personal data; (2) obtain access to their personal data being processed by those businesses; (3) correct inaccuracies in their personal data being processed by those businesses; (4) delete personal data provided by, or obtained about, them by those businesses; (5) obtain a copy of their personal data in a portable format; and (6) opt-out of the future processing of personal data for purposes of: targeted advertising, the sale of personal data, or certain types of automated profiling. <sup>311</sup> However, health information identified under HIPAA and health records are exempt from the law. <sup>312</sup> |
| Is human oversight of AI required?  | No.  |
| Is there a consumer complaint mechanism available?  | No.<br>However, consumers can <a href="#">file a complaint</a> through the Insurance Department if they believe AI has been used improperly within their health insurance. <sup>313</sup>  |
| Has the state insurance commissioner adopted the NAIC Model Bulletin or a similar bulletin? | Yes.<br>The New Hampshire Insurance Department issued Bulletin INS 24-011-AB adopting the NAIC Model Bulletin. <sup>314</sup>  |
| FUTURE READINESS  |  |
| Are there state-based advocacy groups related to AI in health insurance or health care?     | Yes.<br>The New Hampshire Tech Alliance launched the New Hampshire AI Task Force, an initiative that brings together voices from government, industry, academia, and the community to help guide responsible AI development and influence public policy across New Hampshire. <sup>315</sup>   |
| Are there state-funded training opportunities on AI?  | No.  |