



OFFICE OF THE GOVERNOR

April 23, 2025

California Privacy Protection Agency Board
2101 Arena Blvd
Sacramento, CA 95834

Re: Proposed Regulations Regarding Automated Decisionmaking Technology, Risk Assessments, and Cybersecurity Audits

Dear Board Members:

As I often say, the future happens in California first. In 2020, Proposition 24 established your Agency as the nation's first privacy enforcement entity and charged it with the important task of enforcing our state's robust consumer privacy protections. That charge is critically important, but it is not unbounded and must be exercised responsibly.

California is home to over half of the world's top artificial intelligence companies, granting us a unique responsibility to lead in the safe advancement of an industry that has the potential to improve our lives, maintain the state's economic dominance, and benefit the public good for decades to come. In partnership with the Legislature, we have taken important steps to responsibly regulate this emerging industry, with additional important efforts underway:

- In September 2023, I signed Executive Order N-12-23 to ensure that state government is prepared for GenAI's evolution.
- This past September, I signed nearly 20 bills addressing GenAI, the most comprehensive legislative package in the nation on this emerging industry.
- I also convened a group of world-leading AI academics and experts to provide the state with an empirical, science-based examination of the capabilities and attendant risks of generative artificial intelligence and their draft report released last month lays out a set of policy principles for the responsible regulation of GenAI.



I agree with my colleagues in the Legislature, whose February 19, 2025, letter persuasively laid out why the Agency's proposed regulations on automated decisionmaking technology (ADMT) overstepped the Agency's delegated authority to enact regulations related to consumer privacy. As my office has relayed to Agency staff over the last year, enacting these regulations could create significant unintended consequences and impose substantial costs that threaten California's enduring dominance in technological innovation.

I was therefore pleased to learn about the Board's decision, at its April 4, 2025 meeting, to direct Agency staff to narrow the scope of the ADMT regulations. I also welcome the Board's decision to remove the training of ADMT and artificial intelligence from the proposed regulations. My team will continue to engage with Agency staff around this important issue, including feedback on the updated proposal when it is available.

The Agency can fulfill its obligations to issue the regulations called for by Proposition 24 without venturing into areas beyond its mandate. Thank you for working in partnership with my Administration and the Legislature to balance privacy protection with clear and implementable guidelines that allow regulated entities to innovate responsibly, creating a fairer and more trustworthy digital environment for California consumers.

Sincerely,



Gavin Newsom
Governor of California