

Copyright and Artificial Intelligence

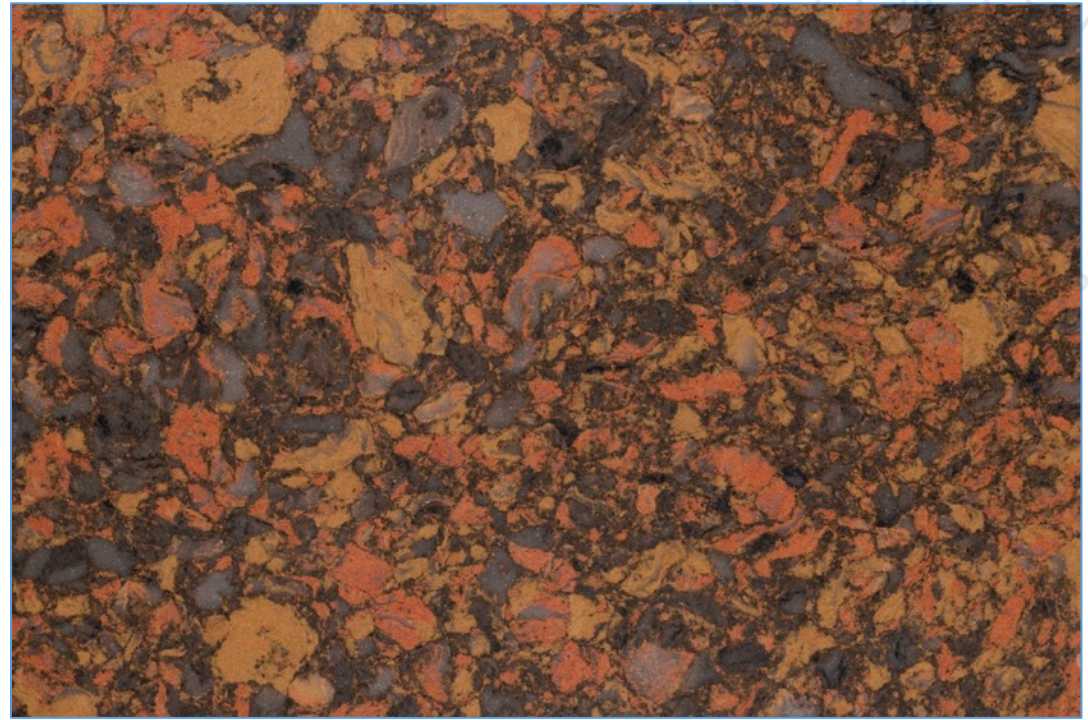
Suzy Wilson

General Counsel and
Associate Register of
Copyrights
US Copyright Office

February 16, 2023



Previous Non-Human Authorship



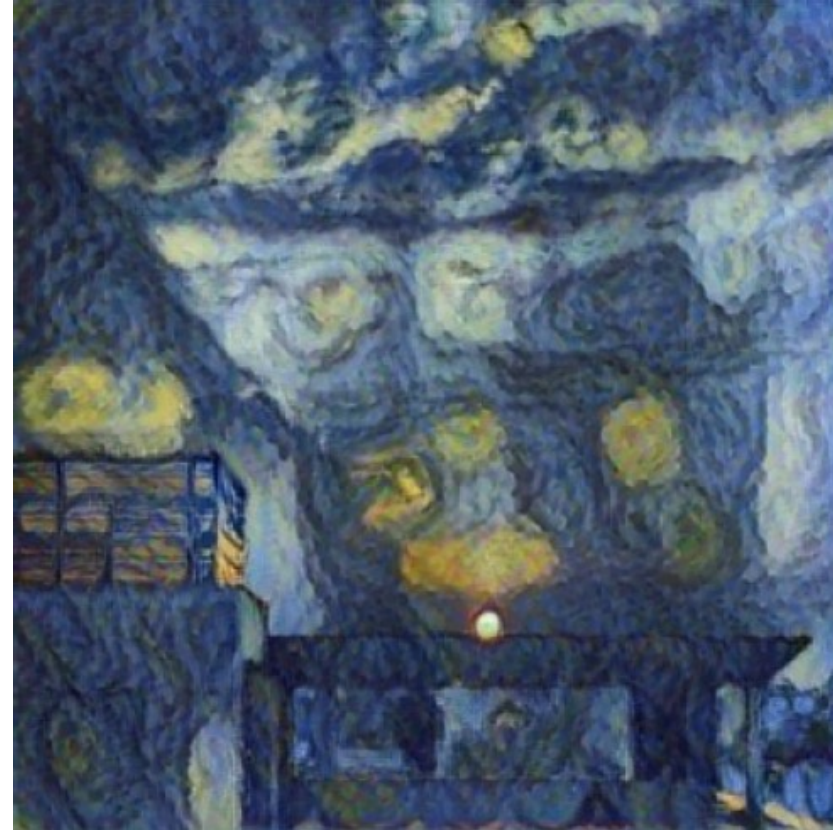
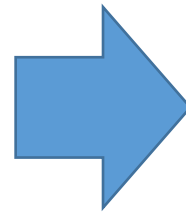
Rising Number of AI Generators



AI-Generated Visual Arts Content

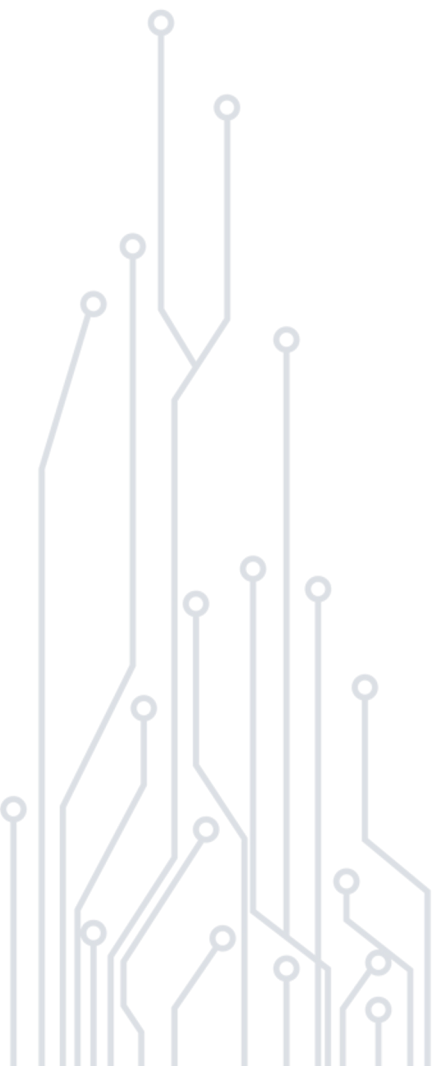


Original Photograph



AI-Generated Output

A RECENT ENTRANCE TO PARADISE



Previous Non-Human Authorship



Author _____

- Author: Creativity Machine
Author Created: 2-D artwork, Created autonomously by machine
Work made for hire: Yes
Domiciled in: United States

Copyright Claimant _____

Copyright Claimant: Steven Thaler

Transfer statement: Ownership of the machine

REJECTIONS

Application: May 19, 2019

First appeal: March 30, 2020

Second appeal: February 14, 2022



Authorship

Under what circumstances, if any, can an AI be the author of a copyrighted work? Where does human contribution become human authorship?

Ingestion

Should you need permission to train an AI on copyrighted data? Under what circumstances?