

December 6, 2023

The Honorable Shira L. Perlmutter
Register of Copyrights and Director of the US Copyright Office United States Library of Congress
101 Independence Avenue, SE
Washington, DC 20540

Re: Notice of Inquiry and Request for Comment re Artificial Intelligence and Copyright [Docket No. 2023-06]

Dear Register Perlmutter:

Thank you for taking the time to consider the views of stakeholders invested in how development of artificial intelligence impacts American copyright. I am writing in a personal capacity from the perspective of an individual American citizen trained as both an artist and an attorney. My comments relate primarily to visual art.

As an individual artist, I would be more incentivized to continue creating copyrightable works if I had the choice to opt-in my works to an AI training dataset in exchange for royalties and transparent record-keeping. I would be less inclined to continue creating copyrightable works if large companies, like Google and Microsoft, can continue unfettered use of copyrighted works to train generative artificial intelligence products that will then be marketed back to me.

As an individual American consumer, I would be more incentivized to use and pay for AI products and services knowing they were trained on ethically-sourced data that gained affirmative consent from, and provided remuneration to, the original creators.

As an individual artist, I would like to be able to copyright works that I make using AI tools. The current guidance to disclose a human author's contributions and disclaim AI-generated content is a logical starting point, but this guidance requires additional nuance.

Under current law, I think it is the right outcome to exclude non-human authors from registration, and the Office should maintain this stance.

Looking forward,

/Lillianna Marie Baczeski/
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