COMMON COUNCIL OF THE CITY OF BLOOMINGTON, INDIANA

ORDINANCE NO. 2026-29 –
AN ORDINANCE AMENDING THE BLOOMINGTON MUNICIPAL CODE TO PROHIBIT THE DEVELOPMENT, DEPLOYMENT, OR DELIVERY OF SUPERINTELLIGENCE WITHIN THE CITY OF BLOOMINGTON, INDIANA

Preamble
WHEREAS, the term “Superintelligence” can simply be defined as a system or entity that can significantly outperform all humans on essentially all cognitive tasks; and

WHEREAS, approximately ninety five percent (95%) of Americans do not support the race to Superintelligence; and

WHEREAS, no technology is currently known to safely contain and control the power of a Superintelligence; and

WHEREAS, the technology term "Superintelligence" is a standard Artificial Intelligence (AI) Industry term which is understood by all scientific experts inside the information technology industry, known and understood as a recursively self-improving Artificial General Intelligence (AGI) to levels of intelligence vastly outperforming any human; and

WHEREAS, for the safety of humans, existing law acknowledges that inherently toxic, volatile, or hazardous chemicals are restricted from unregulated commercial use, storage, or distribution within municipal boundaries where humans live and work, and are subject to strict containment protocols to prevent catastrophic public exposure; and therefore, likewise, an uncontained, self-modifying Superintelligence operates as an inherently hazardous digital process that must be prohibited within our City to prevent uncontrollable systemic harm to our citizens and infrastructure; and

WHEREAS, the Common Council exercises its legislative authority under the traditional police powers of the City and Indiana Code § 36-1-3 (The Indiana Home Rule Act) to regulate conditions that constitute a severe public safety hazard nuisance; and

WHEREAS, the unregulated presence of Superintelligence is hereby declared a public safety hazard nuisance that would pose an immediate threat to the health, safety, and welfare of the community; and

WHEREAS, the Common Council of the City of Bloomington finds that the unregulated development or delivery of Superintelligence poses catastrophic risks to the safety, cybersecurity, economy, and well-being of the residents and businesses of Bloomington; and

WHEREAS, the Common Council of the City of Bloomington maintains authority over its local land-use, zoning configurations, and municipal utilities via the Unified Development Ordinance (UDO) and Indiana Code § 36-1-3 (The Indiana Home Rule Act); and

WHEREAS, the physical deployment of advanced Artificial General Intelligence (AGI) and Artificial Superintelligence (ASI)—systems capable of autonomous, recursive self-improvement and cross-domain cognitive performance—requires hyper-dense physical computational infrastructure that places unprecedented demands upon municipal water systems for cooling, severely stresses the localized electrical grid, and presents novel public safety risks; and

WHEREAS, the Common Council finds that autonomous, self-modifying systems defined as "Superintelligence" operate as inherently dangerous processes that currently lack recognized containment protocols, presenting risks of unpredictable behavior and autonomous expansion that constitute a significant threat to public safety, akin to other high-risk industrial, biological, or hazardous materials that the City is statutorily authorized to regulate and contain; and

WHEREAS, the Common Council intends for this ordinance to serve as an interim safety perimeter, protecting the City's residents, businesses, and essential infrastructure during the period of state-level legislative omission regarding Superintelligence;

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, INDIANA, AS FOLLOWS:

SECTION 1. A new chapter is hereby added to Title 14 "Peace and Safety" of the Bloomington Municipal Code to read as follows:

Chapter 14.25 - Prohibition of Superintelligence

14.25.010 - Public policy and purpose.
It is hereby declared to be the public policy of the city to prohibit the distribution and deployment of superintelligent artificial general intelligence within the city subject to the city's police power. The Common Council explicitly recognizes that uniform, state-level regulation of Superintelligence systems is optimal for long-term governance. This Chapter is enacted as an interim public safety measure to protect the City of Bloomington only during the period of state legislative omission.

14.25.020 - Definitions.
As used in this chapter, the following terms shall have the meanings ascribed to them:
(a) "Superintelligence" shall be analogous to an Artificial General Intelligence ("AGI") with capabilities of Agency (A), Generality (G) and Intelligence (I), wherein an AGI does possess super-human capability in all three aspects, of AGI, as an AGI wherein any such autonomous Agentic (A) system capable of self-modifying its core algorithms, executing code in environments outside its initial sandbox, or operating without continuous human oversight while Generally (G) performing any complex goal-oriented task that may affect municipal infrastructure, financial markets, or public safety, in combination with an extreme level of super-human Intelligence (I), and defined by the AI Industry standard terminology "Superintelligence" herein defined as "Any intellect that

greatly exceeds the cognitive performance of humans in virtually all domains of interest.”

(b) "Deployment within the City" means the local activation, execution, or utilization of a Superintelligence through a locally accessed user interface, browser, application programming interface (API), or connected local hardware within the geographic boundaries of the City of Bloomington, resulting in local operational impact.

(c) "Deployer" means any commercial entity, organization, or developer that places a Superintelligence system into operation for public, enterprise, or external use, which allows data to enter Bloomington City Limits.

14.25.030 - Prohibition distribution of Superintelligence.
No person or corporation shall distribute or permit to be distributed nor deployed into the premises of any citizen or business in our City, any Superintelligence for any purpose. Deployment, for the purposes of this ordinance, shall include the remote execution, activation, or utilization of any unauthorized digital agent through a locally accessed interface, browser, API, or connected hardware within the City of Bloomington, regardless of the physical location of the server infrastructure hosting the system.

14.25.040 - Conditions for Dissolution of Prohibition.
The prohibition in Section 14.25.030 shall remain in effect and shall not be lifted unless the Common Council of the City of Bloomington enacts an ordinance making specific findings that both of the following conditions have been met:

(a) There is broad scientific consensus that the development of Superintelligence shall be done safely and controllably using a probabilistic risk assessment examining the catastrophic risk, which shall be similar to the civil engineering standard for nuclear power plants requiring a safety level of 99.9999% percent certainty; and

(b) There is voter approval for the development of Superintelligence by the electorate of the City of Bloomington, with an affirmative vote of more than 95% of registered voters.

14.25.050 - No Limitation on Private Right of Action.
Nothing in this Chapter is intended or shall be interpreted to limit, in any way, any person’s, business’s, or entity’s private right of action, under state or federal law, against a violator of this provision. Any person, business, or entity who suffers physical, economic, or other harm resulting from a violation of this chapter shall have any and all remedies available at law to recover damages and fees without limitation.

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14.25.060 - Enforcement and Penalties.
(a) The City of Bloomington, through its Department of Law and the Bloomington Police Department, is authorized to enforce this ordinance. This enforcement power is discretionary and is intended to protect the public safety. The City may seek civil penalties, injunctive relief, and, where appropriate, referral to the Monroe County Prosecutor for any potential state-level criminal charges. Nothing in this chapter shall

be construed to create a mandatory duty on the part of the City to prevent or abate every violation, nor shall this chapter be construed as a waiver of any immunity, defense, or protection afforded to the City or its employees under the Indiana Tort Claims Act.

(b) Every person or entity who violates this chapter shall be subject to the general penalty provisions set forth in Section 1.01.130 of this Municipal Code.

14.25.070 - State Preemption and Future Alignment.
(a) Automatic Yielding: In the event that the Indiana General Assembly enacts legislation that establishes a comprehensive framework for Provably Safe Superintelligence this Chapter shall be deemed preempted and shall automatically expire ninety- one (91) days after the effective date of such state law.

(b) Harmonization: If future state legislation addresses Superintelligence but does not explicitly prohibit local municipal enforcement or stricter local safety thresholds, the Corporation Counsel shall immediately draft amendments to harmonize this Chapter with the newly established Indiana Code provisions, ensuring a seamless transition.

SECTION 2. Severability. If any section, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

SECTION 3. Effective Date. This ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor, and any publication required by law.

Passed
Passed by the Common Council of the City of Bloomington, Monroe County, Indiana, upon the day of , 2026.

Isak Nti Asare
President, City of Bloomington

Attestation of Bloomington City Clerk:

Nicole Bolden
Clerk, City of Bloomington

Presentation by Bloomington City Clerk:
Presented by me to the Mayor of Bloomington, Monroe County, Indiana, upon this day
of , 2026:

Nicole Bolden
Clerk, City of Bloomington

Approval by Mayor
Signed and approved by me upon this day of , 2026:

Kerry Thomson
Mayor, City of Bloomington

Synopsis

Ordinance 2026-29 prohibits the distribution and deployment of superintelligent artificial general intelligence (AGI or ASI) within the City of Bloomington. The Common Council explicitly recognizes that uniform, state-level regulation of Superintelligence systems is optimal for long-term governance. This Ordinance adds a new chapter to the Bloomington Municipal Code, which is enacted as an interim public safety measure to protect the City of Bloomington only during the period of state and federal legislative inaction and omission.