

By Senator Bradley

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1                   A bill to be entitled  
2       An act relating to social media platforms; amending s.  
3       501.2041, F.S.; revising the definition of the term  
4       "social media platform"; reenacting ss. 106.072(1)(c)  
5       and 287.137(1)(f), F.S., relating to social media  
6       deplatforming of political candidates and antitrust  
7       violations, denial or revocation of the right to  
8       transact business with public entities, and denial of  
9       economic benefits, respectively, to incorporate the  
10      amendment made to s. 501.2041, F.S., in references  
11      thereto; providing an effective date.

12  
13 Be It Enacted by the Legislature of the State of Florida:

14  
15       Section 1. Paragraph (g) of subsection (1) of section  
16      501.2041, Florida Statutes, is amended to read:

17       501.2041 Unlawful acts and practices by social media  
18      platforms.—

19       (1) As used in this section, the term:

20       (g) "Social media platform" means any information service,  
21      system, Internet search engine, or access software provider  
22      that:

23       1. Provides or enables computer access by multiple users to  
24      a computer server, including an Internet platform or a social  
25      media site;

26       2. Operates as a sole proprietorship, partnership, limited  
27      liability company, corporation, association, or other legal  
28      entity;

29       3. Does business in the state; and

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30 4. Satisfies at least one of the following thresholds:

31 a. Has annual gross revenues in excess of \$100 million, as  
32 adjusted in January of each odd-numbered year to reflect any  
33 increase in the Consumer Price Index.

34 b. Has at least 100 million monthly individual platform  
35 participants globally.

36  
37 ~~The term does not include any information service, system,  
38 Internet search engine, or access software provider operated by  
39 a company that owns and operates a theme park or entertainment  
40 complex as defined in s. 509.013.~~

41 Section 2. For the purpose of incorporating the amendment  
42 made by this act to section 501.2041, Florida Statutes, in a  
43 reference thereto, paragraph (c) of subsection (1) of section  
44 106.072, Florida Statutes, is reenacted to read:

45 106.072 Social media deplatforming of political  
46 candidates.—

47 (1) As used in this section, the term:

48 (c) "Social media platform" has the same meaning as in s.  
49 501.2041.

50 Section 3. For the purpose of incorporating the amendment  
51 made by this act to section 501.2041, Florida Statutes, in a  
52 reference thereto, paragraph (f) of subsection (1) of section  
53 287.137, Florida Statutes, is reenacted to read:

54 287.137 Antitrust violations; denial or revocation of the  
55 right to transact business with public entities; denial of  
56 economic benefits.—

57 (1) As used in this section, the term:

58 (f) "Person" means a natural person or an entity organized

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59 under the laws of any state or of the United States which  
60 operates as a social media platform, as defined in s. 501.2041,  
61 with the legal power to enter into a binding contract and which  
62 bids or applies to bid on contracts let by a public entity, or  
63 which otherwise transacts or applies to transact business with a  
64 public entity. The term includes those officers, directors,  
65 executives, partners, shareholders, employees, members, and  
66 agents who are active in the management of an entity.

67 Section 4. This act shall take effect upon becoming a law.