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LEGISLATIVE ACTION

Senate

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House

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04/24/2025 03:33 PM

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Senator Ingoglia moved the following:

Senate Amendment (with title amendment)

Delete lines 39 - 107

and insert:

5. If law enforcement obtains a warrant or subpoena, provide a mechanism to decrypt end-to-end encryption or other data encryption features that restrict the accessibility of messages on any account of a minor so that law enforcement may view messages relevant to a criminal investigation involving a minor.

6. Allow a parent or legal guardian of a minor account



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holder to view all messages.

7. Prohibit a minor account holder from using or accessing messages that are designed to disappear after a certain period of time or upon viewing, self-destructing messages, or messages that are ephemeral in nature.

(3)

(b) A social media platform shall:

1. Terminate any account held by an account holder who is 14 or 15 years of age, including accounts that the social media platform treats or categorizes as belonging to an account holder who is likely 14 or 15 years of age for purposes of targeting content or advertising, if the account holder's parent or guardian has not provided consent for the minor to create or maintain the account. The social media platform shall provide 90 days for an account holder to dispute such termination. Termination must be effective upon the expiration of the 90 days if the account holder fails to effectively dispute the termination.

2. Allow an account holder who is 14 or 15 years of age to request to terminate the account. Termination must be effective within 5 business days after such request.

3. Allow the confirmed parent or guardian of an account holder who is 14 or 15 years of age to request that the minor's account be terminated. Termination must be effective within 10 business days after such request.

4. Permanently delete all personal information held by the social media platform relating to the terminated account, unless there are legal requirements to maintain such information.

5. If law enforcement obtains a warrant or subpoena,



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provide a mechanism to decrypt end-to-end encryption or other data encryption features that restrict the accessibility of messages on any account of a minor so that law enforcement may view messages relevant to a criminal investigation involving a minor.

6. Allow a parent or legal guardian of a minor account holder to view all messages.

7. Prohibit a minor account holder from using or accessing messages that are designed to disappear after a certain period of time or upon viewing, self-destructing messages, or messages that are ephemeral in nature.

(4) If a court enjoins the enforcement of subsection (3) or would otherwise enjoin enforcement of any other provision of this section due to subsection (3), then subsection (3) shall be severed, and the following shall come into effect:

(b) A social media platform shall:

1. Terminate any account held by an account holder who is 14 or 15 years of age, including accounts that the social media platform treats or categorizes as belonging to an account holder who is likely 14 or 15 years of age for purposes of targeting content or advertising, and provide 90 days for an account holder to dispute such termination. Termination must be effective upon the expiration of 90 days if the account holder fails to effectively dispute the termination.

2. Allow an account holder who is 14 or 15 years of age to request to terminate the account. Termination must be effective within 5 business days after such request.

3. Allow the confirmed parent or guardian of an account holder who is 14 or 15 years of age to request that the minor's



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account be terminated. Termination must be effective within 10 business days after such request.

4. Permanently delete all personal information held by the social media platform relating to the terminated account, unless there are legal requirements to maintain such information.

5. If law enforcement obtains a warrant or subpoena, provide a

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete line 5

and insert:

encryption when law enforcement obtains a warrant or subpoena;