

COMMITTEE ON COMMERCE
HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1106
(Reference to Senate engrossed bill)

1 Page 1, line 15, strike "A SOCIAL MEDIA PLATFORM" insert "AN EMPLOYEE OF THIS
2 STATE IN THE EMPLOYEE'S OFFICIAL CAPACITY"

3 Page 2, strike lines 5 through 12

4 Renumber to conform

5 Line 14, after "MEANS" strike remainder of line

6 Line 15, strike "OR ACCESS SOFTWARE PROVIDER" insert "PUBLIC OR SEMIPUBLIC
7 INTERNET-BASED SERVICE OR APPLICATION"

8 Strike lines 16 and 17

9 Renumber to conform

10 Line 21, after "\$100,000,000" insert "DIRECTLY FROM THE OPERATION OF THE
11 SOCIAL MEDIA PLATFORM AND NOT FROM THE SELLING OF GOODS AND SERVICES"

12 Line 23, strike "OR" insert "AND"

13 Between lines 24 and 25, insert:

14 "(iv) PRIMARILY FUNCTIONS TO CONNECT USERS IN ORDER TO ALLOW USERS
15 TO INTERACT SOCIALLY WITH EACH OTHER WITHIN THE PLATFORM. EMAIL OR DIRECT
16 MESSAGING SERVICES DOES NOT MEET THIS CRITERION ON THE BASIS OF THAT
17 FUNCTION ALONE.

18 (v) ALLOWS USERS TO CREATE A PUBLIC OR SEMIPUBLIC PROFILE FOR THE
19 PURPOSES OF LOGGING IN TO AND USING THE PLATFORM, POPULATE A PUBLIC LIST OF
20 OTHER USERS WITH WHOM AN INDIVIDUAL SHARES A SOCIAL CONNECTION WITHIN THE
21 PLATFORM, AND POST CONTENT THAT IS VIEWABLE BY OTHER USERS."

- 1 Page 2, line 25, after "INCLUDE" insert "A BROADBAND INTERNET ACCESS SERVICE
2 PROVIDER OR"; after "APPLICATION" insert ", CLOUD SERVICES PROVIDER"
3 Line 26, after "ENTERTAINMENT" insert ", E-COMMERCE"; strike "OTHER"
4 Between lines 31 and 32, insert:
5 "(c) DOES NOT INCLUDE CLOUD STORAGE, SHARED DOCUMENT COLLABORATION
6 AND OTHER CLOUD COMPUTING SERVICES."
7 Line 37, strike "; free advertising"
8 Line 38, strike "NOT WILFULLY"
9 Line 41, after the second "CANDIDATE" insert "AS ALLOWED UNDER THE
10 COMMUNICATIONS DEGENCY ACT OF 1996 (P.L. 104-104; 110 STAT. 133; 47 UNITED
11 STATES CODE 230)"; strike "A SOCIAL"
12 Strike lines 42 through 44
13 Page 3, strike lines 1 and 2
14 Strike lines 9 through 14
15 Line 15, strike "; notification requirements:"
16 Strike line 16 and 17
17 Line 18, strike "A."
18 Line 19, strike "OR HAS USED"
19 Line 20, strike "CENSOR,"; strike "AND SHADOW BAN"
20 Strike lines 22 through 44
21 Strike pages 4 and 5, insert:
22 "18-704. Penalties; exceptions
23 A. AN EMPLOYEE WHO VIOLATES THIS CHAPTER SHALL BE SUBJECT TO REMOVAL
24 FROM STATE SERVICE, REDUCTION IN GRADE, DEBARMENT FROM STATE EMPLOYMENT FOR
25 A PERIOD NOT TO EXCEED FIVE YEARS, SUSPENSION, REPRIMAND OR A CIVIL PENALTY
26 NOT TO EXCEED \$1,000.
27 B. THIS CHAPTER DOES NOT PROHIBIT AN EMPLOYEE FROM ENGAGING IN
28 LAWFUL ACTIONS WITHIN THE OFFICIAL AUTHORITY OF THE EMPLOYEE FOR THE
29 PURPOSE OF EITHER:

- 1 1. EXERCISING LEGITIMATE LAW ENFORCEMENT FUNCTIONS DIRECTLY RELATED
- 2 TO ACTIVITIES TO COMBAT CHILD PORNOGRAPHY, HUMAN TRAFFICKING OR THE ILLEGAL
- 3 TRANSPORTING OF OR TRANSACTING IN CONTROLLED SUBSTANCES.
- 4 2. SAFEGUARDING OR PREVENTING THE UNLAWFUL DISSEMINATION OF PROPERLY
- 5 CLASSIFIED STATE SECURITY INFORMATION."

6 Amend title to conform

And, as so amended, it do pass

JUSTIN WILMETH
CHAIRMAN

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