

AMENDMENTS TO LB383

(Amendments to E&R amendments, ER53)

Introduced by McKinney, 11.

1 1. Strike sections 26 to 30 and insert the following new sections:

2 Sec. 26. Sections 26 to 30 of this act shall be known and may be
3 cited as the Parental Rights in Social Media Act.

4 Sec. 27. For purposes of the Parental Rights in Social Media Act:

5 (1) Content harmful to minors means content that is obscene as to
6 minors as described in section 28-808 or harmful to minors as defined in
7 section 28-807;

8 (2) Minor means an individual under eighteen years of age who is not
9 an emancipated minor; and

10 (3) Social media platform means an online service or application
11 that enables account holders to post and share content with other users.
12 Social media platform does not include services focused on professional
13 networking, cloud storage, customer product reviews, and peer-to-peer
14 payment platforms.

15 Sec. 28. (1) A social media platform operating in this state shall:

16 (a) Provide optional parental supervision tools that can be
17 activated with verified parental consent;

18 (b) Provide clear privacy settings allowing parents and minors to
19 manage account visibility, time-limit tools, and content filtering;

20 (c) Provide a clear and revocable authorization process for a minor
21 to allow parental account access; and

22 (d) Offer educational materials and digital literacy resources aimed
23 at minors and parents about online safety, data privacy, and digital
24 wellness.

25 (2) A social media platform operating in this state shall not:

26 (a) Retain identifying information collected during any age

1 verification process beyond the time required to confirm access to
2 parental tools; and

3 (b) Mandate account access for parents of a minor account holder of
4 the social media platform unless explicitly authorized by the minor
5 through a clear and revocable authorization process created by the social
6 media platform.

7 **Sec. 29.** A social media platform operating in this state shall
8 implement optional content filtering systems that can be enabled by
9 account holders using the social media platform or parents of minor
10 account holders to filter content reasonably deemed to be content harmful
11 to minors. Such filtering system shall:

12 (1) Be clearly disclosed;

13 (2) Allow account holders of the social media platform to opt out of
14 the filtering system once the account holder reaches sixteen years of age
15 or becomes an emancipated minor; and

16 (3) Not prevent access to constitutionally protected speech unless
17 such access restriction is narrowly tailored to achieve the compelling
18 government interest of protecting minors.

19 **Sec. 30.** (1) The Attorney General may investigate violations of
20 sections 28 and 29 of this act relating to:

21 (a) Failure of a social media platform to provide required tools or
22 disclosures; or

23 (b) Retention by the social media platform of identifying
24 information after age verification.

25 (2) A person or social media platform that violates the Parental
26 Rights in Social Media Act is liable for a civil penalty in an amount not
27 to exceed five hundred dollars for each violation, unless such violation
28 is the result of willful and repeated conduct.

29 (3) The Attorney General may bring an action in the name of the
30 State of Nebraska to:

31 (a) Recover a civil penalty under this section; and

1 (b) Seek injunctive relief.

2 (4) All civil penalties collected under this section shall be
3 remitted to the State Treasurer for distribution in accordance with
4 Article VII, section 5, of the Constitution of Nebraska.

5 (5) No private right of action shall exist for individual account
6 holders under the Parental Rights in Social Media Act.

7 2. Correct the operative date section so that the sections added by
8 this amendment become operative on July 1, 2026.