

Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 26-0230.01 Josh Schultz x5486

HOUSE BILL 26-1058

HOUSE SPONSORSHIP

Slaugh and Lukens,

SENATE SPONSORSHIP

Ball,

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING PROTECTIONS FOR MINORS WHO ARE FEATURED IN**
102 **DIGITAL CONTENT.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill creates new requirements and civil remedies beginning June 1, 2027, related to minors who are featured in compensated content on online hosting platforms (online content).

A minor is considered to be engaged in content creation work if, over a 12-month period, the following 3 criteria are met:

- At least 30% of a content creator's online content produced

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

- within a 30-day period includes the minor's likeness, name, or photograph;
- The number of views of the online content meets the online hosting platform's compensation threshold or the content creator receives \$0.10 or more per view; and
- The content creator receives at least \$15,000 in actual compensation from the online content.

Content creators whose online content features a minor engaged in content creation work must maintain specific records, including:

- Proof of the minor's age;
- The total compensation generated; and
- The total number of minutes the minor was featured in posts featuring online content.

A content creator shall compensate a minor engaged in content creation work by setting aside a portion of the gross earnings into a trust account for the minor until the minor reaches the age of majority or is declared emancipated.

An adult who was featured as a uniquely identifiable minor in a content creator's post featuring online content on or after the bill's effective date may request that the creator delete the post or remove the uniquely identifiable information. The content creator must comply with the request within 72 hours. If the content creator fails to comply after 30 days, the individual may sue for various types of relief, and the online hosting platform must review and take reasonable steps to remove the content unless certain exceptions apply.

The bill prohibits a person from financially benefiting from knowingly producing or distributing online content of a minor with the intent to sexually gratify or elicit a sexual response in the viewer. Exceptions apply for law enforcement, reporting unlawful activity, legal proceedings, and certain actions engaged in by online hosting platforms. Online hosting platforms are required to develop and implement a risk-based strategy to help mitigate risks related to the monetization of the intentional sexualization of known minors.

A civil action may be filed on behalf of a minor for damages, including actual damages, punitive damages, and attorney fees, if a content creator fails to comply with specified provisions of the bill.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, **add** article 12.5 to
3 title 8 as follows:

ARTICLE 12.5

Protection for Minors Featured in Digital Content

8-12.5-101. Definitions.

AS USED IN THIS ARTICLE 12.5, UNLESS THE CONTEXT OTHERWISE

4 REQUIRES:

5 (1) "BANK" HAS THE MEANING SET FORTH IN SECTION 11-101-401
6 (5).

7 (2) (a) "CONTENT CREATOR" MEANS A PARENT OR LEGAL
8 GUARDIAN WHO CREATES ONLINE CONTENT IN EXCHANGE FOR
9 COMPENSATION, INCLUDING A PARENT OR LEGAL GUARDIAN WHO IS A
0 VLOGGER, PODCASTER, ONLINE INFLUENCER, OR STREAMER.

11 (b) "CONTENT CREATOR" DOES NOT INCLUDE A MINOR WHO
12 PRODUCES THEIR OWN ONLINE CONTENT.

13 (3) "MINOR" MEANS AN INDIVIDUAL UNDER EIGHTEEN YEARS OLD.

14 (4) "NEWS ORGANIZATION" MEANS AN ENTITY WHOSE PRIMARY
15 PURPOSE IS THE PUBLICATION OR DISSEMINATION OF NEWS, SPORTS, OR
16 OTHER EDITORIAL CONTENT SELECTED BY THE PUBLISHER, RATHER THAN
17 USER-GENERATED CONTENT.

18 (5) "ONLINE CONTENT" MEANS CONTENT IN AN AUDIO, IMAGE, OR
19 VIDEO FORMAT SHARED ON AN ONLINE HOSTING PLATFORM IN EXCHANGE
20 FOR COMPENSATION.

21 (6) (a) "ONLINE HOSTING PLATFORM" MEANS A PUBLIC OR
22 SEMIPUBLIC INTERNET-BASED SERVICE OR APPLICATION THAT HAS
23 ACCOUNT HOLDERS IN COLORADO AND THAT MEETS THE FOLLOWING
24 CRITERIA WITH RESPECT TO ACCOUNT HOLDERS:

25 (I) THE SERVICE OR APPLICATION CONNECTS ACCOUNT HOLDERS
26 TO ALLOW THEM TO INTERACT WITH EACH OTHER WITHIN THE SERVICE OR
27 APPLICATION;

4 (III) THE SERVICE OR APPLICATION PERMITS INTERACTION WITH
5 OTHER ACCOUNT HOLDERS' CONTENT OUTSIDE A LIMITED SOCIAL GRAPH,
6 INCLUDING CONTENT RECOMMENDED FROM PERSONS THAT THE ACCOUNT
7 HOLDER DOES NOT FOLLOW.

8 (b) "ONLINE HOSTING PLATFORM" DOES NOT INCLUDE AN
9 INTERNET-BASED SERVICE OR APPLICATION OPERATED BY A NEWS
10 ORGANIZATION IN FURTHERANCE OF THE NEWS ORGANIZATION'S PRIMARY
11 PURPOSE.

17 (8) "TRUST COMPANY" HAS THE MEANING SET FORTH IN SECTION
18 11-109-101 (11).

19 (9) "UNIQUELY IDENTIFIABLE" MEANS THAT AN INDIVIDUAL,
20 OTHER THAN THE INDIVIDUAL SUBMITTING A PRIVACY REMOVAL REQUEST,
21 COULD IDENTIFY THE INDIVIDUAL SUBMITTING THE REQUEST AS DISTINCT
22 FROM OTHER INDIVIDUALS BASED ON PERSONAL IDENTIFYING
23 INFORMATION, INCLUDING IMAGE, VOICE, NAME, OR CONTACT
24 INFORMATION.

25 **8-12.5-102. Compensation for content creation - minors**
26 **engaged in content creation - minor's own content creation - required**
27 **records - trust account.**

1 (1)(a) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, A MINOR
2 IS CONSIDERED ENGAGED IN THE WORK OF CONTENT CREATION WHEN THE
3 FOLLOWING CRITERIA ARE MET AT ANY TIME DURING THE PREVIOUS
4 TWELVE-MONTH PERIOD:

5 (I) AT LEAST THIRTY PERCENT OF THE CONTENT CREATOR'S ONLINE
6 CONTENT PRODUCED WITHIN A THIRTY-DAY PERIOD INCLUDES THE
7 LIKENESS, NAME, OR PHOTOGRAPH OF THE MINOR. ONLINE CONTENT
8 PERCENTAGE IS MEASURED BY THE PERCENTAGE OF TIME THE LIKENESS,
9 NAME, OR PHOTOGRAPH OF THE MINOR VISUALLY APPEARS OR IS THE
10 SUBJECT OF AN ORAL NARRATIVE IN ONLINE CONTENT, AS COMPARED TO
11 THE TOTAL LENGTH OF TIME OF THE ONLINE CONTENT.

12 (II) THE NUMBER OF VIEWS RECEIVED PER SEGMENT OF ONLINE
13 CONTENT ON AN ONLINE HOSTING PLATFORM MEETS THE ONLINE HOSTING
14 PLATFORM'S THRESHOLD FOR THE GENERATION OF COMPENSATION OR THE
15 CONTENT CREATOR RECEIVES ACTUAL COMPENSATION FOR ONLINE
16 CONTENT EQUAL TO OR GREATER THAN TEN CENTS PER VIEW; AND

17 (III) THE CONTENT CREATOR RECEIVES ACTUAL COMPENSATION
18 FOR ONLINE CONTENT IN AN AMOUNT OF AT LEAST FIFTEEN THOUSAND
19 DOLLARS

20 (b) A MINOR WHO IS FOURTEEN YEARS OLD OR OLDER MAY
21 PRODUCE, CREATE, AND PUBLISH THEIR OWN ONLINE CONTENT AND IS
22 ENTITLED TO ALL COMPENSATION FOR THEIR OWN CONTENT CREATION

23 (2) (a) ALL CONTENT CREATORS WHOSE ONLINE CONTENT
24 FEATURES A MINOR ENGAGED IN THE WORK OF CONTENT CREATION AS
25 DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION SHALL MAINTAIN THE
26 FOLLOWING RECORDS UNTIL THE MINOR TURNS EIGHTEEN YEARS OLD:

27 (I) THE NAME AND DOCUMENTARY PROOF OF THE AGE AT WHICH

1 THE MINOR WHO IS ENGAGED IN THE WORK OF CONTENT CREATION
2 STARTED ONLINE CONTENT CREATING;

3 (II) THE NUMBER OF POSTS FEATURING ONLINE CONTENT THAT
4 GENERATED COMPENSATION DURING THE REPORTING PERIOD;

5 (III) THE TOTAL NUMBER OF MINUTES OF THE POSTS FEATURING
6 ONLINE CONTENT THAT THE CONTENT CREATOR RECEIVED COMPENSATION
7 FOR DURING THE REPORTING PERIOD;

8 (IV) THE TOTAL NUMBER OF MINUTES THE MINOR WAS FEATURED
9 IN POSTS FEATURING ONLINE CONTENT DURING THE REPORTING PERIOD;

10 (V) THE TOTAL COMPENSATION GENERATED FROM POSTS
11 FEATURING ONLINE CONTENT THAT FEATURE THE MINOR DURING THE
12 REPORTING PERIOD; AND

13 (VI) THE AMOUNT DEPOSITED INTO THE TRUST ACCOUNT FOR THE
14 BENEFIT OF THE MINOR ENGAGED IN THE WORK OF CONTENT CREATION, AS
15 REQUIRED BY SUBSECTION (3) OF THIS SECTION.

16 (b) THE RECORDS REQUIRED BY THIS SUBSECTION (2) MUST BE
17 READILY ACCESSIBLE TO THE MINOR FOR REVIEW. THE CONTENT CREATOR
18 SHALL PROVIDE NOTICE TO THE MINOR OF THE EXISTENCE OF THE
19 RECORDS.

20 (c) IF A CONTENT CREATOR WHOSE POSTS FEATURING ONLINE
21 CONTENT FEATURE A MINOR ENGAGED IN THE WORK OF CONTENT
22 CREATION FAILS TO MAINTAIN THE RECORDS AS PROVIDED IN THIS
23 SUBSECTION (2), A CIVIL ACTION IN DISTRICT COURT MAY BE FILED ON
24 BEHALF OF THE MINOR TO ENFORCE THIS SECTION. THE COURT MAY
25 AWARD A MINOR WHO PREVAILS IN AN ACTION BROUGHT IN ACCORDANCE
26 WITH THIS SECTION THE FOLLOWING:

27 (I) INJUNCTIVE RELIEF;

- 1 (II) ACTUAL DAMAGES;
- 2 (III) PUNITIVE DAMAGES; AND
- 3 (IV) THE COSTS OF THE ACTION, INCLUDING ATTORNEY FEES AND
- 4 COURT COSTS.

5 (3) (a) A CONTENT CREATOR SHALL COMPENSATE A MINOR WHO IS
6 ENGAGED IN THE WORK OF CONTENT CREATION AS DESCRIBED IN
7 SUBSECTION (1)(a) OF THIS SECTION BY SETTING ASIDE GROSS EARNINGS
8 ON ONLINE CONTENT THAT INCLUDES THE LIKENESS, NAME, OR
9 PHOTOGRAPH OF THE MINOR INTO A TRUST ACCOUNT TO BE PRESERVED
10 FOR THE BENEFIT OF THE MINOR UPON REACHING THE AGE OF MAJORITY OR
11 UPON A DECLARATION THAT THE MINOR IS EMANCIPATED. THE GROSS
12 EARNINGS SHALL BE SET ASIDE ACCORDING TO THE FOLLOWING
13 DISTRIBUTION:

3 (I) THE MONEY IN THE ACCOUNT IS MADE AVAILABLE ONLY TO THE
4 MINOR ENGAGED IN THE WORK OF CONTENT CREATION;

5 (II) THE TRUST ACCOUNT IS HELD BY A BANK OR TRUST COMPANY;

6 (III) THE MONEY IN THE TRUST ACCOUNT WILL BECOME AVAILABLE
7 TO THE MINOR ENGAGED IN THE WORK OF CONTENT CREATION UPON THE
8 MINOR TURNING EIGHTEEN YEARS OLD OR UPON A DECLARATION THAT THE
9 MINOR IS EMANCIPATED; AND

10 (IV) THE ACCOUNT MEETS THE REQUIREMENTS OF THE
11 "COLORADO UNIFORM TRANSFERS TO MINORS ACT", ARTICLE 50 OF TITLE
12 11.

13 (c) IF A CONTENT CREATOR KNOWINGLY OR RECKLESSLY VIOLATES
14 THIS SECTION, A CIVIL ACTION IN DISTRICT COURT MAY BE FILED ON
15 BEHALF OF THE MINOR TO ENFORCE THIS SECTION. THE COURT MAY
16 AWARD A MINOR WHO PREVAILS IN AN ACTION BROUGHT IN ACCORDANCE
17 WITH THIS SECTION THE FOLLOWING:

18 (I) INJUNCTIVE RELIEF;

19 (II) ACTUAL DAMAGES;

20 (III) PUNITIVE DAMAGES; AND

21 (IV) THE COSTS OF THE ACTION, INCLUDING ATTORNEY FEES AND
22 COURT COSTS.

23 (d) THIS SECTION DOES NOT AFFECT A RIGHT OR REMEDY
24 AVAILABLE UNDER ANY OTHER LAW OF THE STATE.

25 (e) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO AFFECT A
26 PARTY THAT IS NEITHER THE CONTENT CREATOR NOR THE MINOR ENGAGED
27 IN THE WORK OF CONTENT CREATION.

1 **8-12.5-103. Privacy removals - private right of action.**

2 (1) AN ADULT WHO WAS FEATURED IN A CONTENT CREATOR'S POST
3 FEATURING ONLINE CONTENT AS A MINOR ON OR AFTER THE EFFECTIVE
4 DATE OF THIS SECTION MAY REQUEST THAT THE CONTENT CREATOR
5 DELETE THE POST FROM THE ONLINE HOSTING PLATFORM OR EDIT THE POST
6 TO REMOVE THE INDIVIDUAL'S PRIVATE INFORMATION IF THE INDIVIDUAL
7 IS UNIQUELY IDENTIFIABLE.

8 (2) (a) AN ONLINE HOSTING PLATFORM SHALL PROVIDE AN EASILY
9 ACCESSIBLE MECHANISM THROUGH WHICH AN INDIVIDUAL CAN SUBMIT A
10 REQUEST PURSUANT TO SUBSECTION (1) OF THIS SECTION FOR THE
11 CONTENT CREATOR TO DELETE A POST FEATURING ONLINE CONTENT FROM
12 THE ONLINE HOSTING PLATFORM OR EDIT THE POST FEATURING ONLINE
13 CONTENT TO REMOVE THE INDIVIDUAL'S PRIVATE INFORMATION IF THE
14 INDIVIDUAL IS UNIQUELY IDENTIFIABLE.

15 (b) AN INDIVIDUAL SUBMITTING A REMOVAL REQUEST PURSUANT
16 TO THIS SECTION TO AN ONLINE HOSTING PLATFORM MUST INCLUDE ALL
17 INFORMATION REASONABLY REQUESTED BY THE ONLINE HOSTING
18 PLATFORM TO IDENTIFY THE MINOR AND THE POST FEATURING ONLINE
19 CONTENT, INCLUDING INFORMATION TO VERIFY THAT THE INDIVIDUAL
20 MAKING THE REMOVAL REQUEST IS THE INDIVIDUAL FEATURED IN THE
21 ONLINE CONTENT.

22 (c) AN ONLINE HOSTING PLATFORM SHALL NOTIFY THE
23 RESPONSIBLE CONTENT CREATOR WITHIN A REASONABLE TIME PERIOD
24 AFTER THE SUBMITTAL OF A REMOVAL REQUEST, AS SET BY THE ONLINE
25 HOSTING PLATFORM, WHICH TIME PERIOD MUST NOT EXCEED THIRTY DAYS.

26 (d) A CONTENT CREATOR SHALL DELETE A POST FEATURING
27 ONLINE CONTENT FROM AN ONLINE HOSTING PLATFORM OR EDIT THE POST

1 TO REMOVE THE INDIVIDUAL'S UNIQUELY IDENTIFIABLE INFORMATION
2 WITHIN SEVENTY-TWO HOURS AFTER RECEIVING NOTIFICATION OF THE
3 REMOVAL REQUEST FROM THE ONLINE HOSTING PLATFORM.

4 (3) (a) IF A CONTENT CREATOR FAILS TO COMPLY WITH
5 SUBSECTION (2)(d) OF THIS SECTION WITHIN THIRTY DAYS AFTER
6 RECEIVING THE REMOVAL REQUEST, THE INDIVIDUAL WHO SUBMITTED THE
7 REMOVAL REQUEST MAY INITIATE A CIVIL ACTION IN DISTRICT COURT TO
8 ENFORCE THIS SECTION. THE COURT MAY AWARD AN INDIVIDUAL WHO
9 PREVAILS IN AN ACTION BROUGHT IN ACCORDANCE WITH THIS SECTION THE
10 FOLLOWING:

11 (I) INJUNCTIVE RELIEF;
12 (II) ACTUAL DAMAGES;
13 (III) PUNITIVE DAMAGES; AND
14 (IV) THE COSTS OF THE ACTION, INCLUDING ATTORNEY FEES AND
15 COURT COSTS.

16 (b) IF A CONTENT CREATOR FAILS TO COMPLY WITH SUBSECTION
17 (2)(d) OF THIS SECTION WITHIN THIRTY DAYS AFTER RECEIVING THE
18 REMOVAL REQUEST, THE ONLINE HOSTING PLATFORM SHALL REVIEW AND
19 TAKE ALL REASONABLE STEPS TO REMOVE THE ONLINE CONTENT FROM THE
20 ONLINE HOSTING PLATFORM UNLESS:

21 (I) THE INDIVIDUAL WHO WAS FEATURED IN THE CONTENT
22 CREATOR'S POST AS A MINOR DOES NOT SUBMIT SUFFICIENT, ACCURATE
23 INFORMATION IN THE REQUEST TO REMOVE THE CONTENT; OR

24 (II) THE ONLINE HOSTING PLATFORM FINDS THAT THE POST
25 FEATURING ONLINE CONTENT IS SUFFICIENTLY NEWSWORTHY OR OF OTHER
26 PUBLIC INTEREST TO OUTWEIGH THE PRIVACY INTERESTS OF THE
27 INDIVIDUAL WHO WAS FEATURED IN THE ONLINE CONTENT AS A MINOR.

1 (4) THIS SECTION DOES NOT AFFECT A RIGHT OR REMEDY
2 AVAILABLE UNDER ANY OTHER LAW OF THE STATE.

3 **8-12.5-104. Intentional sexualization of minors featured in**
4 **content creation - exceptions - private right of action - risk-based**
5 **strategy.**

11 (2) (a) THIS SECTION DOES NOT APPLY TO:

12 (I) LAWFULLY AUTHORIZED INVESTIGATIVE, PROTECTIVE, OR
13 INTELLIGENCE ACTIVITY OF A LAW ENFORCEMENT AGENCY OF THE UNITED
14 STATES, A STATE, OR A POLITICAL SUBDIVISION OF A STATE OR OF AN
15 INTELLIGENCE AGENCY OF THE UNITED STATES;

16 (II) AN INDIVIDUAL WHO, ACTING IN GOOD FAITH:

17 (A) REPORTS UNLAWFUL ACTIVITY; OR

18 (B) ACTS IN PURSUANCE OF A LEGAL OR PROFESSIONAL OR OTHER
19 LAWFUL OBLIGATION:

20 (III) A DOCUMENT PRODUCTION OR FILING ASSOCIATED WITH A
21 LEGAL PROCEEDING; OR

22 (IV) AN ONLINE HOSTING PLATFORM WITH REGARD TO ONLINE
23 CONTENT PROVIDED BY CONTENT CREATORS UNLESS THE ONLINE HOSTING
24 PLATFORM INTENTIONALLY SOLICITS, OR KNOWINGLY AND
25 PREDOMINANTLY DISTRIBUTES SUCH CONTENT

26 (b) THIS SECTION SHALL NOT BE CONSTRUED TO IMPOSE LIABILITY
27 IN A MANNER THAT IS INCONSISTENT WITH THE FEDERAL

1 "COMMUNICATIONS DECENCY ACT OF 1996", 47 U.S.C. SEC. 230.

2 (3) (a) IF A PERSON VIOLATES OR ATTEMPTS OR CONSPIRES TO
3 VIOLATE SUBSECTION (1) OF THIS SECTION, A CIVIL ACTION IN DISTRICT
4 COURT MAY BE FILED ON BEHALF OF THE MINOR AGGRIEVED BY THE
5 VIOLATION TO ENFORCE THIS SECTION. THE COURT MAY AWARD A MINOR
6 WHO PREVAILS IN AN ACTION BROUGHT IN ACCORDANCE WITH THIS
7 SECTION THE FOLLOWING:

8 (I) ACTUAL DAMAGES;
9 (II) PUNITIVE DAMAGES; AND
10 (III) THE COSTS OF THE ACTION, INCLUDING ATTORNEY FEES AND
11 COURT COSTS.

12 (b) THIS SECTION DOES NOT AFFECT A RIGHT OR REMEDY
13 AVAILABLE UNDER ANY OTHER LAW OF THE STATE.

14 (4) (a) AN ONLINE HOSTING PLATFORM SHALL DEVELOP AND
15 IMPLEMENT A RISK-BASED STRATEGY TO HELP MITIGATE RISKS RELATED
16 TO MONETIZATION OF THE INTENTIONAL SEXUALIZATION OF KNOWN
17 MINORS ENGAGED IN CONTENT CREATION.

18 (b) AN ONLINE HOSTING PLATFORM SHALL DOCUMENT AND
19 REASSESS THE RISK-BASED STRATEGY DEVELOPED PURSUANT TO
20 SUBSECTION (4)(a) OF THIS SECTION ON A REASONABLE RECURRING BASIS
21 AND MAY INCLUDE AT THE SOLE DISCRETION OF THE ONLINE HOSTING
22 PLATFORM COMMERCIALLY REASONABLE:

23 (I) POLICIES THAT GOVERN CONTENT AND RELATED
24 MONETIZATION;
25 (II) RESTRICTIONS OF FEATURES ON ONLINE CONTENT FEATURING
26 MINORS;
27 (III) AUTOMATED SYSTEMS TO IDENTIFY AND ENFORCE AGAINST

1 POTENTIALLY PROBLEMATIC ONLINE CONTENT AND ACCOUNTS;

2 (IV) GUARDRAILS TO MITIGATE AGAINST A RECOMMENDATION
3 SYSTEM UTILIZED BY AN ONLINE HOSTING PLATFORM RECOMMENDING
4 ONLINE CONTENT CONTAINING SEXUALIZATION OF KNOWN MINORS; AND

5 (V) QUALITY ASSURANCE PROCESSES RECURRING AT REASONABLE
6 INTERVALS TO ENSURE THAT THE RISK-BASED STRATEGY DEVELOPED
7 PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION IS WORKING AS
8 INTENDED.

9 (c) AN ONLINE HOSTING PLATFORM SHALL ENSURE THAT
10 INFORMATION ABOUT ITS ONLINE CONTENT POLICIES, SETTINGS, AND BEST
11 PRACTICES FOR ONLINE CONTENT FEATURING MINORS IS PUBLICLY
12 AVAILABLE, UNDERSTANDABLE TO BOTH ADULTS AND MINORS, AND
13 INFORMED BY RESEARCH AND OUTSIDE EXPERTISE. THE INFORMATION
14 MUST INFORM CONTENT CREATORS THAT THEY MAY BE SUBJECT TO
15 VARIOUS LEGAL REQUIREMENTS AND EXPLAIN RISKS AND STEPS TO
16 PROTECT MINORS APPEARING IN POSTS FEATURING ONLINE CONTENT FROM
17 EXPLOITATION.

18 **SECTION 2. Act subject to petition - effective date -**
19 **applicability.** (1) This act takes effect June 1, 2027; except that, if a
20 referendum petition is filed pursuant to section 1 (3) of article V of the
21 state constitution against this act or an item, section, or part of this act
22 within the ninety-day period after final adjournment of the general
23 assembly, then the act, item, section, or part will not take effect unless
24 approved by the people at the general election to be held in November
25 2026 and, in such case, will take effect June 1, 2027.

26 (2) This act applies to conduct occurring on or after the applicable
27 effective date of this act.