

AMENDMENT TO DIVISION A OF RULES
COMMITTEE PRINT 117-55
(TRANSPORTATION, HOUSING AND URBAN DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS DIVISION)
OFFERED BY MR. CLYDE OF GEORGIA

At the end of division A (before the short title), insert the following:

1 SEC. _____. (a) Except as provided in subsection (b),
2 none of the funds made available by this Act may be used
3 by the head of any Federal agency to direct or encourage
4 a social media company to—

5 (1) remove or suspend a user from the social
6 media platform of the social media company;

7 (2) label content on the social media platform
8 of the social media company as information,
9 disinformation, true, false, or any other similar characterization; or
10

11 (3) share with the Federal Government data or
12 information about a particular topic or group of
13 users on the social media platform of the social
14 media company, including—

1 (A) the name, age, or demographic of the
2 users; and

3 (B) the content such users share on the so-
4 cial media platform of the social media com-
5 pany.

6 (b) The prohibitions described in paragraphs (1) and
7 (3) of subsection (a) do not apply to an action taken by
8 the Federal Government pursuant to a warrant—

9 (1) issued by a Federal court of competent ju-
10 risdiction in accordance with the procedures de-
11 scribed in rule 41 of the Federal Rules of Criminal
12 Procedure; or

13 (2) issued by a State court of competent juris-
14 diction.

15 (c) For purposes of this section:

16 (1) The term “social media company” means a
17 company that provides, in or affecting interstate or
18 foreign commerce, a social media platform.

19 (2) The term “social media platform”—

20 (A) means a website or internet medium
21 that—

22 (i) permits a person to become a reg-
23 istered user, establish an account, or create
24 a profile for the purpose of allowing users

1 to create, share, and view user-generated
2 content through such an account or profile;

3 (ii) primarily serves as a medium for
4 users to interact with content generated by
5 other users of the medium; and

6 (iii) enables one or more users to gen-
7 erate content that can be viewed by other
8 users of the medium; and

9 (B) does not include—

10 (i) any such platform that serves
11 fewer than 100,000 users;

12 (ii) an email program, email distribu-
13 tion lists, multi-person text message
14 groups, or a website that is primarily for
15 the purpose of internet commerce;

16 (iii) a private platform or messaging
17 service used by an entity solely to commu-
18 nicate with others employed by or affiliated
19 with such entity; or

20 (iv) an internet-based platform whose
21 primary purpose is—

22 (I) to allow users to post product
23 reviews, business reviews, travel infor-
24 mation and reviews; or

1 (II) to provide news or entertain-
2 ment content, but that may also in-
3 clude a comment section for users to
4 discuss such news or entertainment
5 content.

