

AMENDMENT TO DIVISION C OF RULES
COMMITTEE PRINT 117-55
(ENERGY AND WATER DEVELOPMENT AND
RELATED AGENCIES APPROPRIATIONS DIVISION)
OFFERED BY MR. CLYDE OF GEORGIA

At the end of division C (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 char-
10 acterization; or

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—

15 (A) the name, age, or demographic of the
16 users; and

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

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

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

11 (2) issued by a State court of competent juris-
12 diction.

13 (c) For purposes of this section:

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

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

18 (A) means a website or internet medium
19 that—

20 (i) permits a person to become a reg-
21 istered user, establish an account, or create
22 a profile for the purpose of allowing users
23 to create, share, and view user-generated
24 content through such an account or profile;

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

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

7 (B) does not include—

8 (i) any such platform that serves
9 fewer than 100,000 users;

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

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

18 (iv) an internet-based platform whose
19 primary purpose is—

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

23 (II) to provide news or entertain-
24 ment content, but that may also in-
25 clude a comment section for users to

1 discuss such news or entertainment
2 content.

