

AMENDMENT TO RULES COMMITTEE PRINT 118-
12
OFFERED BY MR. STEUBE OF FLORIDA

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

1 SEC. _____. (a) None of the funds made available by
2 this Act may be used by a Federal employee acting under
3 official authority or influence to—

4 (1) use any form of communication (without re-
5 gard to whether the communication is visible to
6 members of the public) to direct, coerce, compel, or
7 encourage a provider to take, suggest or imply that
8 a provider should take, or request that a provider
9 take any action to censor speech that is protected by
10 the Constitution of the United States, including
11 by—

12 (A) removing that speech from the applica-
13 ble covered platform;

14 (B) suppressing that speech on the appli-
15 cable covered platform;

16 (C) removing or suspending a particular
17 user (or a class of users) from the applicable
18 covered platform or otherwise limiting the ac-

1 cess of a particular user (or a class of users) to
2 the covered platform;

3 (D) labeling that speech as disinformation,
4 misinformation, or false, or by making any
5 similar characterization with respect to the
6 speech; or

7 (E) otherwise blocking, banning, deleting,
8 deprioritizing, demonetizing, deboosting, lim-
9 iting the reach of, or restricting access to the
10 speech;

11 (2) direct or encourage a provider to share with
12 an Executive agency covered information containing
13 data or information regarding a particular topic, or
14 a user or group of users on the applicable covered
15 platform, including any covered information shared
16 or stored by users on the covered platform;

17 (3) work, directly or indirectly, with any private
18 or public entity or person to take an action that is
19 prohibited under paragraph (1) or (2); or

20 (4) on behalf of the Executive agency employing
21 the employee—

22 (A) enter into a partnership with a pro-
23 vider to monitor any content disseminated on
24 the applicable covered platform; or

1 (B) solicit, accept, or enter into a contract
2 or other agreement (including a no-cost agree-
3 ment) for free advertising or another promotion
4 on a covered platform.

5 (b) Notwithstanding subsection (a)(2), the prohibi-
6 tion under that subsection shall not apply with respect to
7 an action by an Executive agency or employee pursuant
8 to a warrant that is issued by—

9 (1) a court of the United States of competent
10 jurisdiction in accordance with the procedures de-
11 scribed in rule 41 of the Federal Rules of Criminal
12 Procedure; or

13 (2) a State court of competent jurisdiction.

14 (c) In this section—

15 (1) the term “covered information” means in-
16 formation relating to—

17 (A) a phone call;

18 (B) any type of digital communication, in-
19 cluding a post on a covered platform, an email,
20 a text, and a direct message;

21 (C) a photo;

22 (D) shopping and commerce history;

23 (E) location data, including a driving route
24 and ride hailing information;

25 (F) an IP address;

1 (G) metadata;

2 (H) search history;

3 (I) the name, age, or demographic infor-
4 mation of a user of a covered platform; and

5 (J) a calendar item;

6 (2) the term “covered platform” means—

7 (A) an interactive computer service, as
8 that term is defined in section 230(f) of the
9 Communications Act of 1934 (47 U.S.C.
10 230(f)); and

11 (B) any platform through which a media
12 organization disseminates information, without
13 regard to whether the organization disseminates
14 that information—

15 (i) through broadcast or print;

16 (ii) online; or

17 (iii) through any other channel; and

18 (3) the term “provider” means a provider of a
19 covered platform.

