

Introduced by Senator PadillaFebruary 15, 2024

An act to add Chapter 22.9 (commencing with Section 22683) to Division 8 of the Business and Professions Code, relating to social media platforms.

LEGISLATIVE COUNSEL'S DIGEST

SB 1228, as introduced, Padilla. User authentication.

Existing law requires a social media company, as defined, to post terms of service for each social media platform, as defined, owned or operated by the company in a manner reasonably designed to inform all users of the social media platform of the existence and contents of the terms of service. Existing law requires, on a semiannual basis, a social media company to submit to the Attorney General a terms of service report that includes, among other things, the current version of the terms of service of the social media platform.

This bill would require, on a semiannual basis, a social media platform that authenticates its users to submit to the Attorney General a statement regarding how it authenticates its users and whether it reports to the public if a user has been authenticated. The bill would also require, on a semiannual basis, a social media platform that does not authenticate its users to submit to the Attorney General a statement to that effect.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Chapter 22.9 (commencing with Section 22683)
2 is added to Division 8 of the Business and Professions Code, to
3 read:

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5 CHAPTER 22.9. SOCIAL MEDIA PLATFORM USER
6 AUTHENTICATION

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8 22683. As used in this chapter, social media platform has the
9 same meaning as defined in Section 22945.

10 22683.1. (a) On a semiannual basis, a social media platform
11 that authenticates its users shall submit to the Attorney General a
12 statement regarding both of the following:

- 13 (1) How it authenticates its users.
- 14 (2) Whether it reports to the public if a user has been
15 authenticated.

16 (b) On a semiannual basis, a social media platform that does
17 not authenticate its users shall submit to the Attorney General a
18 statement to that effect.

19 22683.2. The Attorney General may adopt regulations
20 necessary to accomplish the purposes of this chapter.