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(Original Signature of Member)

117TH CONGRESS
2D SESSION

H. R. _____

To amend section 2339B of title 18, United States Code, to apply to social media platforms, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. CAWTHORN introduced the following bill; which was referred to the Committee on _____

A BILL

To amend section 2339B of title 18, United States Code, to apply to social media platforms, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “No Publicity for Ter-
5 rorists Act of 2022”.

1 **SEC. 2. PROVIDING MATERIAL SUPPORT OR RESOURCES**
2 **TO DESIGNATED FOREIGN TERRORIST ORGA-**
3 **NIZATIONS.**

4 (a) IN GENERAL.—Section 2339B of title 18, United
5 States Code, is amended—

6 (1) in subsection (a), by adding at the end the
7 following new paragraph:

8 “(3) SOCIAL MEDIA PLATFORMS.—

9 “(A) IN GENERAL.—Any social media plat-
10 form that becomes aware that certain users
11 have an account or are actively using the plat-
12 form shall remove such certain users account
13 within 24 hours of becoming aware of such cer-
14 tain users.

15 “(B) CERTIFICATION REQUIREMENT.—Any
16 social media platform required to file a quar-
17 terly report under section 13 or 15(d) of the
18 Securities Exchange Act of 1934 (15 U.S.C.
19 78m; 78o(d)) shall certify in such report that
20 such social media platform is in compliance
21 with subparagraph (A).”.

22 (2) in subsection (b)—

23 (A) in the header, by striking “CIVIL PEN-
24 ALTY” and inserting “PENALTIES”;

25 (B) by striking “Any financial institution”
26 and inserting:

1 “(1) FINANCIAL INSTITUTIONS.—Any financial
2 institution”; and

3 (C) by adding at the end the following new
4 paragraph:

5 “(2) SOCIAL MEDIA PLATFORMS.—

6 “(A) CIVIL PENALTY.—Any social media
7 platform that knowingly fails to comply with
8 subsection (a)(3) shall be subject to a civil pen-
9 alty in an amount of \$50,000 per violation.

10 “(B) CRIMINAL PENALTY.—In the case of
11 any social media platform required to file a
12 quarterly report under section 13 or 15(d) of
13 the Securities Exchange Act of 1934 (15
14 U.S.C. 78m; 78o(d)) that fails to comply with
15 subsection (a)(3), any principal financial officer,
16 chief accounting officer, chief operating officer,
17 chief executive officer of such social media plat-
18 form and the individual who signs such report
19 who knowingly so failed to comply with sub-
20 section (a)(3) shall be fined under this title or
21 imprisoned not more than 20 years, or both.”.

22 (D) in subsection (g)—

23 (i) in paragraph (5), by striking “;
24 and” and inserting a semicolon;

1 (ii) in paragraph (6), by striking the
2 period at the end and inserting “; and”;
3 and

4 (iii) by adding at the end the fol-
5 lowing new paragraph:

6 “(7) the term ‘actively using’ includes using or
7 posting on a social media platform.

8 “(8) the term ‘certain user’ means an individual
9 designated as a specially designated national pursu-
10 ant to the designation process established by Execu-
11 tive Order 13224, titled ‘Blocking Property and Pro-
12 hibiting Transactions with Persons who Commit,
13 Threaten to Commit, or Support Terrorism’ pub-
14 lished on September 23, 2001.

15 “(9) the term ‘social media platform’—

16 “(A) means a website or other internet me-
17 dium, including a mobile application, that—

18 “(i) permits an individual or entity to
19 create an account or profile for the pur-
20 pose of generating, sharing, and viewing
21 user-generated content through such ac-
22 count or profile;

23 “(ii) enables one or more users to
24 generate content that can be viewed by
25 other users of the medium; and

1 “(iii) enables users to view content
2 generated by other users of the medium;
3 and

4 “(B) does not include—

5 “(i) any such website or other internet
6 medium that serves fewer than 100,000
7 users who access their account or profile at
8 least once a month;

9 “(ii) an email program, email dis-
10 tribution list, or multi-person text message
11 group;

12 “(iii) a website or other internet me-
13 dium that is primarily for the purpose of
14 internet commerce;

15 “(iv) a software application (including
16 a mobile application) used solely to com-
17 municate with others through instant mes-
18 sages, audio calls, video calls, or any com-
19 bination thereof; or

20 “(v) a website or other internet me-
21 dium the primary purpose of which is—

22 “(I) to allow users to post prod-
23 uct reviews, business reviews, or travel
24 information and reviews; or

1 “(II) to provide emergency alert
2 services.”.

3 (b) SEC REGULATIONS.—Not later than 60 days
4 after the date of the enactment of this Act, the Securities
5 and Exchange Commission shall issue such rules and up-
6 date such forms as the Commission determines may be
7 necessary to carry out the certifications under paragraph
8 (3)(B) of section 2339B(a) of title 18, United States
9 Code, as added by this subsection.