By: Richardson H.B. No. 543

A BILL TO BE ENTITLED

AN ACT

relating to requiring social media platforms to remove child pornography from the platforms.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 120.1001, Business & Commerce Code, is amended by amending Subdivisions (1) and (3) and adding Subdivisions (1-a), (4), and (5) to read as follows:

(1) "Child pornography" means visual material that depicts a child engaging in sexual conduct or sexual performance.

(1-a) "Deep fake material" means visual material, created with the intent to deceive, that appears to depict a real person performing an action that did not occur in reality.

(3) "Intimate parts[~~,~~]" has [~~"sexual conduct," and "visual material" have~~] the meaning [~~meanings~~] assigned by Section 21.16, Penal Code.

(4) "Sexual conduct" in the context of:

(A) deep fake material, has the meaning assigned by Section 21.16, Penal Code; and

(B) child pornography, has the meaning assigned by Section 43.25, Penal Code.

(5) "Visual material" in the context of:

(A) deep fake material, has the meaning assigned by Section 21.16, Penal Code; and

(B) child pornography, has the meaning assigned

by Section 43.26, Penal Code.

SECTION 2. Section 120.102(b), Business & Commerce Code, is amended to read as follows:

(b) A social media platform that receives notice of explicit deep fake material or child pornography on the social media platform shall:

(1) immediately confirm to the user that the social media platform is aware of the material;

(2) not later than the 48 hours after the time the user submitted the report, remove the content reported by the user and any known content that is a copy of or identical to the reported content if the content constitutes [~~as~~] explicit deep fake material or child pornography; and

(3) not later than the seventh day after the date the user submitted the report to the social media platform, provide a written notice to the user updating the user on the status of the reported content.

SECTION 3. This Act takes effect September 1, 2027.