

AMENDMENTS TO LB838

(Amendments to Standing Committee amendments, AM2326)

Introduced by Bosn, 25.

1 1. Insert the following new sections:

2 **Sec. 25.** Section 87-302, Revised Statutes Supplement, 2025, is
3 amended to read:

4 87-302 (a) A person engages in a deceptive trade practice when, in
5 the course of his or her business, vocation, or occupation, he or she:

6 (1) Passes off goods or services as those of another;

7 (2) Causes likelihood of confusion or of misunderstanding as to the
8 source, sponsorship, approval, or certification of goods or services;

9 (3) Causes likelihood of confusion or of misunderstanding as to
10 affiliation, connection, or association with, or certification by,
11 another;

12 (4) Uses deceptive representations or designations of geographic
13 origin in connection with goods or services;

14 (5) Represents that goods or services have sponsorship, approval,
15 characteristics, ingredients, uses, benefits, or quantities that they do
16 not have or that a person has a sponsorship, approval, status,
17 affiliation, or connection that he or she does not have;

18 (6) Represents that goods or services do not have sponsorship,
19 approval, characteristics, ingredients, uses, benefits, or quantities
20 that they have or that a person does not have a sponsorship, approval,
21 status, affiliation, or connection that he or she has;

22 (7) Represents that goods are original or new if they are
23 deteriorated, altered, reconditioned, reclaimed, used, or secondhand,
24 except that sellers may repair damage to and make adjustments on or
25 replace parts of otherwise new goods in an effort to place such goods in
26 compliance with factory specifications;

1 (8) Represents that goods or services are of a particular standard,
2 quality, or grade, or that goods are of a particular style or model, if
3 they are of another;

4 (9) Disparages the goods, services, or business of another by false
5 or misleading representation of fact;

6 (10) Advertises goods or services with intent not to sell them as
7 advertised or advertises the price in any manner calculated or tending to
8 mislead or in any way deceive a person;

9 (11) Advertises goods or services with intent not to supply
10 reasonably expectable public demand, unless the advertisement discloses a
11 limitation of quantity;

12 (12) Makes false or misleading statements of fact concerning the
13 reasons for, existence of, or amounts of price reductions;

14 (13) Uses or promotes the use of or establishes, operates, or
15 participates in a pyramid promotional scheme in connection with the
16 solicitation of such scheme to members of the public. This subdivision
17 shall not be construed to prohibit a plan or operation, or to define a
18 plan or operation as a pyramid promotional scheme, based on the fact that
19 participants in the plan or operation give consideration in return for
20 the right to receive compensation based upon purchases of goods,
21 services, or intangible property by participants for personal use,
22 consumption, or resale so long as the plan or operation does not promote
23 or induce inventory loading and the plan or operation implements an
24 appropriate inventory repurchase program;

25 (14) With respect to a sale or lease to a natural person of goods or
26 services purchased or leased primarily for personal, family, household,
27 or agricultural purposes, uses or employs any referral or chain referral
28 sales technique, plan, arrangement, or agreement;

29 (15) Knowingly makes a false or misleading statement in a privacy
30 policy, published on the Internet or otherwise distributed or published,
31 regarding the use of personal information submitted by members of the

1 public;

2 (16) Uses any scheme or device to defraud by means of:

3 (i) Obtaining money or property by knowingly false or fraudulent
4 pretenses, representations, or promises; or

5 (ii) Selling, distributing, supplying, furnishing, or procuring any
6 property for the purpose of furthering such scheme;

7 (17) Offers an unsolicited check, through the mail or by other
8 means, to promote goods or services if the cashing or depositing of the
9 check obligates the endorser or payee identified on the check to pay for
10 goods or services. This subdivision does not apply to an extension of
11 credit or an offer to lend money;

12 (18) Mails or causes to be sent an unsolicited billing statement,
13 invoice, or other document that appears to obligate the consumer to make
14 a payment for services or merchandise he or she did not order;

15 (19)(i) Installs, offers to install, or makes available for
16 installation or download a covered file-sharing program on a computer not
17 owned by such person without providing clear and conspicuous notice to
18 the owner or authorized user of the computer that files on that computer
19 will be made available to the public and without requiring intentional
20 and affirmative activation of the file-sharing function of such covered
21 file-sharing program by the owner or authorized user of the computer; or

22 (ii) Prevents reasonable efforts to block the installation,
23 execution, or disabling of a covered file-sharing program;

24 (20) Violates any provision of the Nebraska Foreclosure Protection
25 Act;

26 (21) In connection with the solicitation of funds or other assets
27 for any charitable purpose, or in connection with any solicitation which
28 represents that funds or assets will be used for any charitable purpose,
29 uses or employs any deception, fraud, false pretense, false promise,
30 misrepresentation, unfair practice, or concealment, suppression, or
31 omission of any material fact;

1 (22)(i) In the manufacture, production, importation, distribution,
2 promotion, display for sale, offer for sale, attempt to sell, or sale of
3 a substance:

4 (A) Makes a deceptive or misleading representation or designation,
5 or omits material information, about a substance or fails to identify the
6 contents of the package or the nature of the substance contained inside
7 the package; or

8 (B) Causes confusion or misunderstanding as to the effects a
9 substance causes when ingested, injected, inhaled, or otherwise
10 introduced into the human body.

11 (ii) A person shall be deemed to have committed a violation of the
12 Uniform Deceptive Trade Practices Act for each individually packaged
13 product that is either manufactured, produced, imported, distributed,
14 promoted, displayed for sale, offered for sale, attempted to sell, or
15 sold in violation of this section. A violation under this subdivision (a)
16 (22) shall be treated as a separate and distinct violation from any other
17 offense arising out of acts alleged to have been committed while the
18 person was in violation of this section;

19 (23)(i) Manufactures, produces, publishes, distributes, monetizes,
20 promotes, or otherwise makes publicly available any visual depiction of
21 sexually explicit conduct, any obscene material, or any material that is
22 harmful to minors in which any person depicted as a participant or
23 observer:

24 (A) Is under eighteen years of age;

25 (B) Is a trafficking victim;

26 (C) Has not expressly and voluntarily consented to such person's
27 depiction; or

28 (D) Participated in any act depicted without consent.

29 (ii) This subdivision (a)(23) does not apply to any
30 telecommunications or broadband Internet access service.

31 (iii) For purposes of this subdivision (a)(23):

1 (A) Harmful to minors has the same meaning as in 47 U.S.C. 254, as
2 such section existed on January 1, 2024;

3 (B) Obscene material has the same meaning as in section 28-807;

4 (C) Promote means to use any mechanism or publication, or take any
5 action, that suggests, highlights, advertises, markets, curates,
6 backlinks, hashtags, or otherwise directs, attempts to direct, or
7 encourages traffic toward specific materials, including acts carried out
8 affirmatively, through automation, algorithmically, and via other
9 technical means both known and unknown at this time;

10 (D) Publish means to communicate or make information available to
11 another person via an Internet website, regardless of whether the person
12 consuming, viewing, or receiving the material gives any consideration for
13 the published material;

14 (E) Trafficking victim has the same meaning as in section 28-830;

15 (F) Visual depiction of sexually explicit conduct has the same
16 meaning as in section 28-1802; and

17 (G) Without consent has the same meaning as in section 28-318;

18 (24) Offers or enters into a right-to-list home sale agreement as
19 defined in section 81-885.01; ~~or~~

20 (25) Violates section 81-2,282; or ~~or~~

21 (26)(i) With respect to a social media platform that accepts
22 payment, or any other form of compensation or thing of value, for
23 advertising on its platform;

24 (A) Fails to establish and implement:

25 (I) Identity verification for advertisers;

26 (II) Unlawful impersonation detection and mitigation program;

27 (III) Automated and manual fraud detection systems;

28 (IV) Measures to prevent repeated offenses by the same advertiser;

29 (V) A clear and conspicuous tool for users to report suspected
30 fraud; and

31 (VI) A process for law enforcement to report suspected fraudulent

1 advertisements;

2 (B) After a fraudulent advertisement is reported either by a user or
3 law enforcement, within seven days:

4 (I) Fails to investigate and determine if such advertisement
5 constitutes a fraudulent advertisement;

6 (II) If determined to be a fraudulent advertisement, fails to
7 immediately remove the reported fraudulent advertisement from its
8 platform; or

9 (III) If reported by law enforcement, regardless of action taken,
10 fails to notify the submitter of the status of their report; or

11 (C) Knowingly permit fraudulent advertisement on its platform or
12 ignores credible reports that content on its platform constitutes
13 fraudulent advertisement.

14 (ii) For purposes of this subdivision (a)(26):

15 (A) Advertiser means any person who pays, or provides compensation
16 or a thing of value, to advertise, promote, or otherwise increase
17 impressions of ads or content on a social media platform;

18 (B) Fraudulent advertisement means an ad or content that
19 misrepresents material facts or unlawfully impersonates another in order
20 to induce a transaction or extract a benefit, and a social media platform
21 accepts payment, or any other form of compensation or thing of value, to
22 advertise, promote, or otherwise increase impressions of the ad or
23 content on its platform; and

24 (C) Social media platform means an electronic medium, including a
25 browser-based or application-based interactive computer service, Internet
26 website, telephone network, or data network, that allows an account
27 holder to create, share, and view user-generated content for a
28 substantial purpose of social interaction, sharing user-generated
29 content, or personal networking. Social media platform does not include:

30 (I) An Internet search provider;

31 (II) An Internet service provider;

1 (III) An email service;

2 (IV) A streaming service, online video game, e-commerce, or other
3 Internet website where the content is not user generated but where
4 interactive functions enable chat, comments, reviews, or other
5 interactive functionality that is incidental to, directly related to, or
6 dependent upon providing the content;

7 (V) A communication service, including text, audio, or video
8 communication technology, provided by a business to the business's
9 employees and clients for use in the course of business activities and
10 not for public distribution, except that social media platform includes a
11 communication service provided by a social media platform;

12 (VI) An advertising network with the sole function of delivering
13 commercial content;

14 (VII) A telecommunications carrier as defined in 47 U.S.C. 153;

15 (VIII) A broadband Internet access service as defined in 47 C.F.R.
16 8.1(b);

17 (IX) Single-purpose community groups for education or public safety;

18 (X) Teleconferencing or video-conferencing services that allow
19 reception and transmission of audio and video signals for real-time
20 communication, except that social media platform includes
21 teleconferencing or video-conferencing services provided by a social
22 media platform;

23 (XI) Cloud computing services, which may include cloud storage and
24 shared document collaboration;

25 (XII) Providing or obtaining technical support for a platform,
26 product, or service;

27 (XIII) A platform designed primarily and specifically for creative
28 professional users, as distinct from the general public, to share their
29 portfolio and creative content, engage in professional networking,
30 acquire clients, and market the creative professional user's creative
31 content and creative services through facilitated transactions; or

1 (XIV) A cable operator or an affiliate of a cable operator as such
2 terms are defined in 47 U.S.C. 522.

3 (b) In order to prevail in an action under the Uniform Deceptive
4 Trade Practices Act, a complainant need not prove competition between the
5 parties.

6 (c) This section does not affect unfair trade practices otherwise
7 actionable at common law or under other statutes of this state.

8 **Sec. 29.** Section 87-1301, Revised Statutes Supplement, 2025, is
9 amended to read:

10 87-1301 Sections 87-1301 to 87-1309 and sections 31 and 32 of this
11 act shall be known and may be cited as the Age-Appropriate Online Design
12 Code Act.

13 **Sec. 30.** Section 87-1302, Revised Statutes Supplement, 2025, is
14 amended to read:

15 87-1302 For purposes of the Age-Appropriate Online Design Code Act:

16 (1) Actual knowledge includes all information and inferences known
17 to the covered online service relating to the age of the individual,
18 including, but not limited to, self-identified age, and any age the
19 covered online service has attributed or associated with the individual
20 for any purpose, including marketing, advertising, or product
21 development. If a covered online service's classification of an
22 individual for purposes of marketing or advertising is inconsistent with
23 the individual's self-identified age, a covered online service shall
24 disregard self-identified age for purposes of the act;

25 (2) Child means an individual younger than thirteen years of age;

26 (3) Covered design feature means any feature or component of a
27 covered online service that will encourage or increase the frequency,
28 time spent, or activity of a user on the covered online service and
29 includes:

30 (a) Infinite scroll or a design feature where content automatically
31 and continuously loads at the bottom of a screen, other than what the

1 user explicitly prompted, requested, or searched for;

2 (b) Auto-playing video or audio, or a design feature in which a
3 video or audio automatically begins playing when a user navigates to or
4 scrolls through a set of videos without any explicit action on the part
5 of a user indicating the user's desire to watch that specific video or
6 listen to that audio;

7 (c) Quantification of engagement, including, but not limited to,
8 providing a visible count of how many likes, comments, clicks, views, or
9 reactions a user-generated item has received;

10 (d) Gamification, or a design feature that emulates gameplay,
11 including, but not limited to, a streak, badge, or reward that motivates
12 or causes more frequent or more extensive use of an online service
13 through incentives or frequency of use;

14 (e) The use of clustering, timing, or volume of notifications or
15 push alerts, irrespective of content;

16 (f) A design feature in which virtual currencies are used or where
17 digital items are purchased;

18 (g) Image-altering filters or a design feature that facilitates a
19 false perception of an image;

20 (h) Requiring or repeatedly prompting for account creation in order
21 to access publicly available user-generated content;

22 (i) Using ephemerality to prompt the urgent use of an online
23 service;

24 (j) Creating barriers to deleting an account or to removing
25 connections to other users of the service; or

26 (k) A feature that increases usage through the illusion of talking
27 with a human being that seeks to elicit feelings of intimacy from the
28 user;

29 ~~(a) Infinite scroll;~~

30 ~~(b) Rewards or incentives for frequency of visits or time spent on~~
31 ~~the covered online service;~~

1 ~~(c) Notifications or push alerts;~~

2 ~~(d) In-game purchases; or~~

3 ~~(e) Appearance-altering filters;~~

4 (4) Covered minor means a user that a covered online service knows
5 to be a minor;

6 (5)(a) Covered online service means a sole proprietorship, a limited
7 liability company, a corporation, an association, or any other legal
8 entity ~~that owns, operates, controls, or provides an online service that:~~

9 (i) Conducts business in this state;

10 (ii) Generates a majority of its annual revenue from online
11 services;

12 (iii) ~~(ii)~~ Alone, or jointly with its affiliates, subsidiaries, or
13 parent companies, determines the purposes and means of the processing of
14 consumers' personal data; and

15 (iv) Satisfies at least one of the following:

16 (A) ~~(iii)~~ Has annual gross revenue in excess of twenty-five million
17 dollars, adjusted every odd-numbered year to reflect changes in the
18 Consumer Price Index for All Urban Consumers published by the Federal
19 Bureau of Labor Statistics for the two-year period preceding the
20 adjustment date. The amount shall be rounded to the next highest one-
21 thousand-dollar amount; or

22 (B) ~~(iv)~~ Annually processes ~~buys, receives, sells, or shares~~ the
23 personal data of fifty thousand or more consumers, households, or
24 devices, alone or in combination with its affiliates, subsidiaries, or
25 parent companies. ~~;~~ and

26 ~~(v) Derives at least fifty percent of its annual revenue from the~~
27 ~~sale or sharing of consumers' personal data.~~

28 (b) A covered online service includes:

29 (i) An entity that controls or is controlled by a business that
30 meets the definition of covered online service if the entity and business
31 share a name, service mark, or trademark that would cause a reasonable

1 consumer to understand that the entity and business are commonly owned;
2 and

3 (ii) For a covered online service that is a joint venture or
4 partnership, any person with an ownership interest of forty percent or
5 more in such venture or partnership.

6 (c) A covered online service does not include (i) an online service
7 with actual knowledge that fewer than two percent of its users are
8 minors, provided that, in making such assessment, an online service shall
9 not be required to collect personal data of users, and if an online
10 service collects personal data of users for such purpose, it shall not
11 use such personal data for other purposes or (ii) a financial institution
12 subject to Title V of the Gramm-Leach-Bliley Act or any regulations
13 adopted in accordance with such act and shall delete such personal data
14 after using it to make the assessment;

15 (6) Dark pattern means a user interface designed or manipulated with
16 the effect of substantially subverting or impairing user autonomy,
17 decisionmaking, or choice. Dark pattern includes any practice determined
18 to be a dark pattern by the Federal Trade Commission ~~as of January 1,~~
19 ~~2024;~~

20 (7) Knows to be a child or knows to be a minor means actual
21 knowledge that the user is a child or minor, as applicable;

22 (8) Minor means an individual younger than eighteen years of age;

23 (9) Online service means any service, product, or feature that is
24 accessible to the public via the Internet, including a website or
25 application. An online service does not include any of the following:

26 (a) A telecommunications service as defined in 47 U.S.C. 153;

27 (b) A broadband Internet access service as defined in 47 C.F.R.
28 8.1(b); or

29 (c) The sale, delivery, or use of a physical device;

30 (10) Parent has the same meaning as in the federal Children's Online
31 Privacy Protection Act of 1998, 15 U.S.C. 6501 et seq., and the Federal

1 Trade Commission rules implementing such act;

2 (11) Personal data means any information, including derived data and
3 unique identifiers, that is linked or reasonably linkable, alone or in
4 combination with other information, to an identified or identifiable
5 individual or to a device that identifies, is linked to, or is reasonably
6 linkable to one or more identified or identifiable individuals in a
7 household. Personal data does not include publicly available data;

8 (12) Personalized recommendation system means a fully or partially
9 automated system used to suggest, promote, or rank content, including
10 other users, hashtags, or posts, based on the personal data of users;

11 (13) Precise geolocation information means any data that identifies
12 within a radius of one thousand seven hundred fifty feet a covered
13 minor's present or past location or the present or past location of a
14 device that links or is linkable to a covered minor or any data that is
15 derived from a device that is used or intended to be used to locate a
16 covered minor within a radius of one thousand seven hundred fifty feet by
17 means of technology that includes a global positioning system that
18 provides latitude and longitude coordinates. Precise geolocation
19 information does not include the content of communications or any data
20 generated or connected to advanced utility metering infrastructure
21 systems or equipment for use by a utility;

22 (14) Process means to perform an operation or set of operations by
23 manual or automated means on personal data. Process includes collecting,
24 using, storing, disclosing, sharing, analyzing, deleting, or modifying
25 personal data;

26 (15) Profile means any form of automated processing of personal data
27 to evaluate, analyze, or predict certain aspects relating to a covered
28 minor, including a covered minor's economic situation, health, personal
29 preferences, interests, reliability, behavior, location, or movements;

30 (16) Publicly available data means data (a) that is lawfully made
31 available from federal, state, or local government records, (b) that a

1 business has a reasonable basis to believe is lawfully made available to
2 the general public by the individual or from widely distributed media, or
3 (c) that is made available by a person to whom the individual has
4 disclosed the data if the individual has not restricted the data to a
5 specific audience. Publicly available data does not mean biometric data
6 collected by a covered online service about a covered minor without the
7 covered minor's knowledge;

8 (17) Targeted advertising means displaying advertisements to an
9 individual when the advertisement is selected based on personal data
10 obtained or inferred from that individual's activities over time and
11 across nonaffiliated websites or online applications to predict the
12 individual's preferences or interest. Targeted advertising does not
13 include:

14 (a) Advertisements based on activities within a covered online
15 service's own Internet websites or online applications;

16 (b) Advertisements based on the context of an individual's current
17 search query, visit to an Internet website, or use of an online
18 application;

19 (c) Advertisements directed to an individual in response to the
20 individual's request for information or feedback; or

21 (d) Processing personal data solely to measure or report advertising
22 frequency, performance, or reach; and

23 (18) User means, with respect to a covered online service, an
24 individual who registers an account or creates a profile on the covered
25 online service.

26 **Sec. 31.** A covered online service shall not:

27 (1) Provide a covered minor with a single setting that makes all of
28 the default privacy settings less protective at once; or

29 (2) Request or prompt a covered minor to make the covered minor's
30 privacy settings less protective, unless the change is strictly necessary
31 for the covered minor to access a service or feature that such covered

1 minor has expressly and unambiguously requested.

2 **Sec. 32.** A covered online service shall:

3 (1) Provide a prominent, accessible, and responsive tool to allow a
4 covered minor to request that the covered minor's account be unpublished
5 or deleted; and

6 (2) Honor a request under subdivision (1) of this section no later
7 than fifteen days after the covered online service receives the request.

8 **Sec. 33.** Section 87-1304, Revised Statutes Supplement, 2025, is
9 amended to read:

10 87-1304 (1) A covered online service shall provide each covered
11 minor with accessible and easy-to-use tools that ~~accomplish the following~~
12 ~~with respect to covered design features:~~

13 (a) Limit the ability of other users or visitors to communicate with
14 the covered minor;

15 (b) Prevent other individuals from viewing the personal data of the
16 covered minor;

17 (c) Control the operation of all design features, including, but not
18 limited to, all covered design features, that are unnecessary in order to
19 provide the covered online service by allowing a covered minor to opt out
20 of the use of all unnecessary covered design features or categories of
21 unnecessary covered design features;

22 (d) Control personalized recommendation systems by allowing a
23 covered minor to opt in to a chronological feed or by preventing
24 categories of content from being recommended;

25 (e) Control the use of in-game purchases or other transactions by
26 allowing a covered minor to opt out of all such purchases and
27 transactions or to place limits on such purchases and transactions; and

28 (f) Restrict the sharing of the precise geolocation information of
29 the covered minor and provide notice regarding tracking of the covered
30 minor's precise geolocation information.

31 (2) A covered online service shall provide a covered minor with

1 accessible and easy-to-use options to limit the amount of time the
2 covered minor spends on the covered online service.

3 (3) A covered online service shall establish default settings for
4 the safeguards required by subsection (1) of this section at the option
5 or level that provides the highest protection available for the safety of
6 the covered minor.

7 **Sec. 34.** Section 87-1305, Revised Statutes Supplement, 2025, is
8 amended to read:

9 87-1305 (1) A covered online service shall only collect and use the
10 minimum amount of a covered minor's personal data necessary to provide
11 the specific elements of an online service with which the covered minor
12 has knowingly engaged. Such personal data shall not be used for reasons
13 other than those for which it was collected.

14 (2) A covered online service shall not be required to collect the
15 personal data of a user to comply with the Age-Appropriate Online Design
16 Code Act. A covered online service that collects personal data of a user
17 for age verification cannot use such personal data for other purposes ~~and~~
18 ~~shall delete such personal data after use for age verification.~~

19 (3) A covered online service shall only retain the personal data of
20 a covered minor as long as necessary to provide the specific elements of
21 an online service with which the covered minor has knowingly engaged.

22 (4) A covered online service shall not facilitate targeted
23 advertising to a covered minor.

24 (5) A covered online service shall provide an obvious sign to a
25 covered minor when precise geolocation information is being collected or
26 used.

27 (6) The use of notifications and push alerts to a covered minor is
28 prohibited between the hours of 10 p.m. and 6 a.m. and between the hours
29 of 8 a.m. and 4 p.m. on week days during the school year in the covered
30 minor's local time zone.

31 (7) A covered online service shall not profile a covered minor

1 unless profiling is necessary to provide a covered online service
2 requested by such covered minor, and only with respect to the aspects of
3 the covered online service with which the covered minor is actively and
4 knowingly engaged.

5 (8) A covered online service shall ensure that the default settings
6 for the protections required pursuant to this section are set at the
7 highest protection available for the safety of the covered minor.

8 (9) If a covered online service allows parental monitoring, the
9 covered online service shall provide an obvious signal to a covered minor
10 when such minor is being monitored.

11 **Sec. 35.** Section 87-1306, Revised Statutes Supplement, 2025, is
12 amended to read:

13 87-1306 (1) A covered online service shall provide parents with
14 tools to help parents protect and support minors using covered design
15 features of the covered online service. Such parental tools shall be
16 enabled by default for an individual the covered online service knows to
17 be a child.

18 (2) ~~A With respect to covered design features,~~ a covered online
19 service shall provide parents the ability to do the following for an
20 individual the covered online service knows to be a child or minor, as
21 applicable:

22 (a) Manage the child's privacy and account settings in a manner that
23 allows parents to:

24 (i) View the child's account settings; and

25 (ii) Change and control privacy and account settings of the child;

26 (b) Restrict purchases and financial transactions of the minor; and

27 (c) Enable parents to view the total time the child has spent on a
28 covered online service and place reasonable limits on such child's use of
29 the covered online service. Among such protections, a covered online
30 service shall offer parents the ability to restrict a child's use of the
31 covered online service during times of day specified by the parents,

1 including during school hours and at night.

2 (3) A covered online service shall notify a covered minor of a
3 ~~covered design feature~~ when any of the tools described in this section
4 are in effect and describe what settings have been applied.

5 **Sec. 36.** Section 87-1308, Revised Statutes Supplement, 2025, is
6 amended to read:

7 87-1308 (1) A covered online service is prohibited from facilitating
8 advertisements for prohibited products, such as narcotic drugs, tobacco
9 products, gambling, and alcohol, to covered minors.

10 (2) A covered online service is prohibited from using dark patterns
11 ~~to subvert or impair covered minor autonomy, decisionmaking, or choice.~~

12 2. Renumber the remaining sections and correct internal references
13 accordingly.

14 3. Correct the operative date and repealer sections so that the
15 sections added by this amendment become operative three calendar months
16 after the adjournment of this legislative session.