

[DISCUSSION DRAFT]

117TH CONGRESS
1ST SESSION

H. R. _____

To amend section 230 of the Communications Act of 1934 to provide that such section has no effect on claims relating to cyberbullying of users under the age of 18, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

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

A BILL

To amend section 230 of the Communications Act of 1934 to provide that such section has no effect on claims relating to cyberbullying of users under the age of 18, 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 [“ _____ Act
5 of 2021”].

1 **SEC. 2. NO EFFECT ON CLAIMS RELATING TO**
2 **CYBERBULLYING OF USERS UNDER THE AGE**
3 **OF 18.**

4 Section 230 of the Communications Act of 1934 (47
5 U.S.C. 230) is amended—

6 (1) in subsection (e), by adding at the end the
7 following:

8 “(6) NO EFFECT ON CLAIMS RELATING TO
9 CYBERBULLYING OF USERS UNDER THE AGE OF
10 18.—In addition to the exception provided by para-
11 graph (1) for Federal criminal statutes, nothing in
12 this section (other than subsection (c)(2)(A)) shall
13 be construed to impair or limit any action for civil
14 penalties, damages, or equitable relief based on a
15 claim relating to reasonably foreseeable
16 cyberbullying of users under the age of 18.”; and

17 (2) in subsection (f), by adding at the end the
18 following:

19 **【“(5) CYBERBULLYING.—The term**
20 **‘cyberbullying’ means to intentionally engage in a**
21 **course of conduct that was reasonably foreseeable**
22 **and—】**

23 **【“(A) places an individual in reasonable**
24 **fear of death or serious bodily injury; and】**

1 【“(B) causes, attempts to cause, or would
2 be reasonably expected to cause an individual to
3 commit suicide.”.】