



Sen. Rachel Ventura

Filed: 3/5/2026

10400SB3264sam001

LRB104 19686 SPS 35256 a

1 AMENDMENT TO SENATE BILL 3264

2 AMENDMENT NO. _____. Amend Senate Bill 3264 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Online Safety Act.

6 Section 5. Definitions. As used in this Act:

7 "Consumer" means an individual who is a resident of this
8 State and a user of an online platform.

9 "Cyberbullying" means any act, carried out on a social
10 media platform, that:

11 (1) is reasonably likely to cause physical or
12 emotional harm to a consumer or place a consumer in fear of
13 physical or emotional harm; or

14 (2) infringes on any right afforded to a consumer
15 under State or federal law.

16 "Owner" means a person who owns a social media platform.

1 "Person" means an individual, association, corporation,
2 limited liability company, partnership, trust, or other legal
3 entity.

4 "Social media platform" means a public or semi-public
5 Internet-based service or application that:

6 (1) is used by a consumer in this State;

7 (2) is primarily intended to connect and allow users
8 to socially interact within the service or application;

9 and

10 (3) enables a user to:

11 (A) construct a public or semi-public profile for
12 the purposes of signing in to and using the service or
13 application;

14 (B) populate a public list of other users with
15 whom the user shares a social connection within the
16 service or application; and

17 (C) create or post content that is viewable by
18 other users, including, but not limited to, on message
19 boards, in chat rooms, or through a landing page or
20 main feed that presents the user with content
21 generated by other users.

22 "Social media platform" does not include a public or
23 semi-public Internet-based service or application that:

24 (1) exclusively provides electronic mail or direct
25 messaging services;

26 (2) primarily consists of news, sports, entertainment,

1 interactive video games, electronic commerce, or content
2 that is preselected by the owner or for which any chat,
3 comments, or interactive functionality is incidental to,
4 directly related to, or dependent on the provision of the
5 content; or

6 (3) is used by and under the direction of an
7 educational entity, including, but not limited to, a
8 learning management system or a student engagement
9 program.

10 Section 10. Social media platform requirements.

11 (a) No later than January 1, 2027, an owner shall
12 incorporate an online safety center into its social media
13 platform. The online safety center shall, at a minimum,
14 provide consumers with:

15 (1) resources for the purpose of preventing
16 cyberbullying on the social media platform and enabling
17 any consumer to identify available means to obtain mental
18 health services, including, but not limited to, a website
19 address or telephone number where the consumer may obtain
20 mental health services for the treatment of an anxiety
21 disorder or the prevention of suicide;

22 (2) an explanation of the social media platform's
23 mechanism for reporting harmful or unwanted behavior,
24 including, but not limited to, cyberbullying, on the
25 social media platform; and

1 (3) educational information concerning the impact that
2 social media platforms may have on the mental health of
3 users.

4 (b) No later than January 1, 2027, an owner shall
5 establish a cyberbullying policy for the social media
6 platform. The policy shall, at a minimum, set forth the manner
7 in which the owner handles reports of cyberbullying on the
8 social media platform.

9 Section 15. Protections for minors.

10 (a) An owner who offers any online service, product, or
11 feature to consumers, and who has actual knowledge or
12 willfully disregards that any of those consumers are minors,
13 shall not:

14 (1) provide any consent mechanism that is designed to
15 substantially subvert or impair user autonomy,
16 decision-making, or choice or that is manipulated with the
17 effect of substantially subverting or impairing user
18 autonomy, decision-making, or choice;

19 (2) except as provided in subsection (b), offer any
20 direct messaging apparatus for use by minors unless:

21 (A) the owner provides readily accessible and
22 easy-to-use safeguards to enable any minor, or any
23 minor's parent or legal guardian, to prevent any adult
24 from sending any unsolicited communication to the
25 minor, unless the minor and adult are already

1 connected on the online service, product, or feature;
2 and

3 (B) the safeguards required under subparagraph (A)
4 are a default setting; and

5 (3) except as provided in subsection (c), use any
6 system design feature to significantly increase, sustain,
7 or extend any minor's use of the online service, product,
8 or feature.

9 (b) The restrictions provided for in paragraph (2) of
10 subsection (a) do not apply to services where the predominant
11 or exclusive function is:

12 (1) electronic mail; or

13 (2) direct messaging consisting of text, photos, or
14 videos that are sent between devices by electronic means,
15 if the messages are:

16 (A) shared only between the sender and the
17 recipient;

18 (B) visible only to the sender and the recipient;
19 and

20 (C) not posted publicly.

21 (c) The restrictions provided for in paragraph (3) of
22 subsection (a) do not apply to any service or application that
23 is used by and under the direction of an educational entity,
24 including, but not limited to, a learning management system or
25 a student engagement program.

1 Section 20. Enforcement. A violation of this Act
2 constitutes an unlawful practice under the Consumer Fraud and
3 Deceptive Business Practices Act. All remedies, penalties, and
4 authority granted to the Attorney General by the Consumer
5 Fraud and Deceptive Business Practices Act shall be available
6 to the Attorney General for the enforcement of this Act.

7 Section 90. The Consumer Fraud and Deceptive Business
8 Practices Act is amended by adding Section 2MMMM as follows:

9 (815 ILCS 505/2MMMM new)

10 Sec. 2MMMM. Violations of the Online Safety Act. Any
11 person who violates the Online Safety Act commits an unlawful
12 practice within the meaning of this Act.

13 Section 97. Severability. The provisions of this Act are
14 severable under Section 1.31 of the Statute on Statutes.

15 Section 99. Effective date. This Act takes effect January
16 1, 2027."