

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 621

Introduced by Friesen, 34; Slama, 1.

Read first time January 20, 2021

Committee:

- 1 A BILL FOR AN ACT relating to social media; to adopt the Social Media
- 2 Fairness Act.
- 3 Be it enacted by the people of the State of Nebraska,

1 Section 1. (1) This section shall be known and may be cited as the
2 Social Media Fairness Act.

3 (2) For purposes of the Social Media Fairness Act, dominant social
4 media web site means an Internet web site or application through which a
5 user creates, shares, and interacts with content, including videos, still
6 photographs, blogs, video blogs, podcasts, instant or text messages,
7 emails, online services or accounts, or Internet web site profiles or
8 locations, which has more than seventy-five million subscribers or users,
9 and was not specifically affiliated with any one religion or political
10 party from its inception.

11 (3) If an individual or business user that is a resident of this
12 state has a dominant social media web site account disabled, suspended,
13 or censored by a dominant social media web site, the owner or operator of
14 the dominate social media web site must provide electronic notice to such
15 individual or business user within thirty days after taking such action.
16 The notice must be in writing and must adequately explain why the
17 individual or business user's account was suspended, disabled, or
18 censored. If the owner or operator of the dominant social media web site
19 would have violated the First Amendment had the owner or operator of the
20 dominant social media web site been a government actor, the owner or
21 operator of the dominant social media company shall be fined one hundred
22 thousand dollars per violation. Such action for a fine shall be initiated
23 and collected by the Attorney General.

24 (4) All fines collected by the Attorney General pursuant to this
25 section shall be remitted to the State Treasurer for distribution in
26 accordance with Article VII, section 5, Constitution of Nebraska.