



## CONFERENCE COMMITTEE REPORT DIGEST FOR EHB 1408

**Citations Affected:** IC 4-3; IC 21-22; IC 24-4.1; IC 24-5-0.5-3; IC 24-16.

**Synopsis:** Education and adolescent matters. Includes the general assembly in the list of state entities to which the management performance hub (MPH) must make available certain government information. Provides that the MPH's annual data product: (1) must include certain sources of information; and (2) must be made available to the general assembly. Amends the definition of "workforce focused agency" to include the state workforce development board. Provides that certain workforce related programs include apprenticeship programs, unless the apprenticeship program receives certain funding. Requires a regional representative appointed to the Ivy Tech Community College (college) state board of trustees (state board of trustees) to serve as a nonvoting member of the college campus board (campus board) for the region the member represents. Requires each college campus to review building utilization data prior to approving capital requests or requests for proposals. Requires the state board of trustees to create and approve evaluation tools for campus boards to provide annual feedback on the performance of the campus chancellors. Requires the college to annually provide: (1) certain program and student metrics information; and (2) an analysis of market labor outcomes; to each campus board. Requires each college campus to: (1) prepare a campus strategic plan that connects to the college's strategic plan; and (2) submit the campus strategic plan to the state board of trustees for approval. Provides that, when a vacancy occurs in the position of a campus chancellor, a member of the campus board, selected by the campus board, shall serve on the search committee appointed by the president of the college. Establishes requirements and restrictions regarding adolescent use of social media. Makes a violation of the requirements and restrictions a deceptive act. **(This conference committee report does the following: (1) Establishes requirements and restrictions regarding adolescent use of social media. (2) Makes a violation of the requirements and restrictions a deceptive act.)**

**Effective:** July 1, 2026; January 1, 2027.



Adopted	Rejected
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# CONFERENCE COMMITTEE REPORT

**MR. SPEAKER:**

*Your Conference Committee appointed to confer with a like committee from the Senate upon Engrossed Senate Amendments to Engrossed House Bill No. 1408 respectfully reports that said two committees have conferred and agreed as follows to wit:*

that the House recede from its dissent from all Senate amendments and that the House now concur in all Senate amendments to the bill and that the bill be further amended as follows:

- 1           Page 8, after line 22, begin a new paragraph and insert:
- 2           "SECTION 13. IC 24-5-0.5-3, AS AMENDED BY P.L.104-2024,
- 3           SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4           JANUARY 1, 2027]: Sec. 3. (a) A supplier may not commit an unfair,
- 5           abusive, or deceptive act, omission, or practice in connection with a
- 6           consumer transaction. Such an act, omission, or practice by a supplier
- 7           is a violation of this chapter whether it occurs before, during, or after
- 8           the transaction. An act, omission, or practice prohibited by this section
- 9           includes both implicit and explicit misrepresentations.
- 10          (b) Without limiting the scope of subsection (a), the following acts,
- 11          and the following representations as to the subject matter of a
- 12          consumer transaction, made orally, in writing, or by electronic
- 13          communication, by a supplier, are deceptive acts:
- 14               (1) That such subject of a consumer transaction has sponsorship,
- 15               approval, performance, characteristics, accessories, uses, or
- 16               benefits it does not have which the supplier knows or should
- 17               reasonably know it does not have.
- 18               (2) That such subject of a consumer transaction is of a particular
- 19               standard, quality, grade, style, or model, if it is not and if the

- 1 supplier knows or should reasonably know that it is not.  
2 (3) That such subject of a consumer transaction is new or unused,  
3 if it is not and if the supplier knows or should reasonably know  
4 that it is not.  
5 (4) That such subject of a consumer transaction will be supplied  
6 to the public in greater quantity than the supplier intends or  
7 reasonably expects.  
8 (5) That replacement or repair constituting the subject of a  
9 consumer transaction is needed, if it is not and if the supplier  
10 knows or should reasonably know that it is not.  
11 (6) That a specific price advantage exists as to such subject of a  
12 consumer transaction, if it does not and if the supplier knows or  
13 should reasonably know that it does not.  
14 (7) That the supplier has a sponsorship, approval, or affiliation in  
15 such consumer transaction the supplier does not have, and which  
16 the supplier knows or should reasonably know that the supplier  
17 does not have.  
18 (8) That such consumer transaction involves or does not involve  
19 a warranty, a disclaimer of warranties, or other rights, remedies,  
20 or obligations, if the representation is false and if the supplier  
21 knows or should reasonably know that the representation is false.  
22 (9) That the consumer will receive a rebate, discount, or other  
23 benefit as an inducement for entering into a sale or lease in return  
24 for giving the supplier the names of prospective consumers or  
25 otherwise helping the supplier to enter into other consumer  
26 transactions, if earning the benefit, rebate, or discount is  
27 contingent upon the occurrence of an event subsequent to the time  
28 the consumer agrees to the purchase or lease.  
29 (10) That the supplier is able to deliver or complete the subject of  
30 the consumer transaction within a stated period of time, when the  
31 supplier knows or should reasonably know the supplier could not.  
32 If no time period has been stated by the supplier, there is a  
33 presumption that the supplier has represented that the supplier  
34 will deliver or complete the subject of the consumer transaction  
35 within a reasonable time, according to the course of dealing or the  
36 usage of the trade.  
37 (11) That the consumer will be able to purchase the subject of the  
38 consumer transaction as advertised by the supplier, if the supplier  
39 does not intend to sell it.  
40 (12) That the replacement or repair constituting the subject of a  
41 consumer transaction can be made by the supplier for the estimate  
42 the supplier gives a customer for the replacement or repair, if the  
43 specified work is completed and:  
44 (A) the cost exceeds the estimate by an amount equal to or  
45 greater than ten percent (10%) of the estimate;  
46 (B) the supplier did not obtain written permission from the  
47 customer to authorize the supplier to complete the work even  
48 if the cost would exceed the amounts specified in clause (A);  
49 (C) the total cost for services and parts for a single transaction  
50 is more than seven hundred fifty dollars (\$750); and

- 1 (D) the supplier knew or reasonably should have known that  
2 the cost would exceed the estimate in the amounts specified in  
3 clause (A).
- 4 (13) That the replacement or repair constituting the subject of a  
5 consumer transaction is needed, and that the supplier disposes of  
6 the part repaired or replaced earlier than seventy-two (72) hours  
7 after both:  
8 (A) the customer has been notified that the work has been  
9 completed; and  
10 (B) the part repaired or replaced has been made available for  
11 examination upon the request of the customer.
- 12 (14) Engaging in the replacement or repair of the subject of a  
13 consumer transaction if the consumer has not authorized the  
14 replacement or repair, and if the supplier knows or should  
15 reasonably know that it is not authorized.
- 16 (15) The act of misrepresenting the geographic location of the  
17 supplier by listing an alternate business name or an assumed  
18 business name (as described in IC 23-0.5-3-4) in a local telephone  
19 directory if:  
20 (A) the name misrepresents the supplier's geographic location;  
21 (B) the listing fails to identify the locality and state of the  
22 supplier's business;  
23 (C) calls to the local telephone number are routinely forwarded  
24 or otherwise transferred to a supplier's business location that  
25 is outside the calling area covered by the local telephone  
26 directory; and  
27 (D) the supplier's business location is located in a county that  
28 is not contiguous to a county in the calling area covered by the  
29 local telephone directory.
- 30 (16) The act of listing an alternate business name or assumed  
31 business name (as described in IC 23-0.5-3-4) in a directory  
32 assistance data base if:  
33 (A) the name misrepresents the supplier's geographic location;  
34 (B) calls to the local telephone number are routinely forwarded  
35 or otherwise transferred to a supplier's business location that  
36 is outside the local calling area; and  
37 (C) the supplier's business location is located in a county that  
38 is not contiguous to a county in the local calling area.
- 39 (17) The violation by a supplier of IC 24-3-4 concerning  
40 cigarettes for import or export.
- 41 (18) The act of a supplier in knowingly selling or reselling a  
42 product to a consumer if the product has been recalled, whether  
43 by the order of a court or a regulatory body, or voluntarily by the  
44 manufacturer, distributor, or retailer, unless the product has been  
45 repaired or modified to correct the defect that was the subject of  
46 the recall.
- 47 (19) The violation by a supplier of 47 U.S.C. 227, including any  
48 rules or regulations issued under 47 U.S.C. 227.
- 49 (20) The violation by a supplier of the federal Fair Debt  
50 Collection Practices Act (15 U.S.C. 1692 et seq.), including any

- 1 rules or regulations issued under the federal Fair Debt Collection  
2 Practices Act (15 U.S.C. 1692 et seq.).  
3 (21) A violation of IC 24-5-7 (concerning health spa services), as  
4 set forth in IC 24-5-7-17.  
5 (22) A violation of IC 24-5-8 (concerning business opportunity  
6 transactions), as set forth in IC 24-5-8-20.  
7 (23) A violation of IC 24-5-10 (concerning home consumer  
8 transactions), as set forth in IC 24-5-10-18.  
9 (24) A violation of IC 24-5-11 (concerning real property  
10 improvement contracts), as set forth in IC 24-5-11-14.  
11 (25) A violation of IC 24-5-12 (concerning telephone  
12 solicitations), as set forth in IC 24-5-12-23.  
13 (26) A violation of IC 24-5-13.5 (concerning buyback motor  
14 vehicles), as set forth in IC 24-5-13.5-14.  
15 (27) A violation of IC 24-5-14 (concerning automatic  
16 dialing-announcing devices), as set forth in IC 24-5-14-13.  
17 (28) A violation of IC 24-5-15 (concerning credit services  
18 organizations), as set forth in IC 24-5-15-11.  
19 (29) A violation of IC 24-5-16 (concerning unlawful motor  
20 vehicle subleasing), as set forth in IC 24-5-16-18.  
21 (30) A violation of IC 24-5-17 (concerning environmental  
22 marketing claims), as set forth in IC 24-5-17-14.  
23 (31) A violation of IC 24-5-19 (concerning deceptive commercial  
24 solicitation), as set forth in IC 24-5-19-11.  
25 (32) A violation of IC 24-5-21 (concerning prescription drug  
26 discount cards), as set forth in IC 24-5-21-7.  
27 (33) A violation of IC 24-5-23.5-7 (concerning real estate  
28 appraisals), as set forth in IC 24-5-23.5-9.  
29 (34) A violation of IC 24-5-26 (concerning identity theft), as set  
30 forth in IC 24-5-26-3.  
31 (35) A violation of IC 24-5.5 (concerning mortgage rescue fraud),  
32 as set forth in IC 24-5.5-6-1.  
33 (36) A violation of IC 24-8 (concerning promotional gifts and  
34 contests), as set forth in IC 24-8-6-3.  
35 (37) A violation of IC 21-18.5-6 (concerning representations  
36 made by a postsecondary credit bearing proprietary educational  
37 institution), as set forth in IC 21-18.5-6-22.5.  
38 (38) A violation of IC 24-5-15.5 (concerning collection actions of  
39 a plaintiff debt buyer), as set forth in IC 24-5-15.5-6.  
40 (39) A violation of IC 24-14 (concerning towing services), as set  
41 forth in IC 24-14-10-1.  
42 (40) A violation of IC 24-5-14.5 (concerning misleading or  
43 inaccurate caller identification information), as set forth in  
44 IC 24-5-14.5-12.  
45 (41) A violation of IC 24-5-27 (concerning intrastate inmate  
46 calling services), as set forth in IC 24-5-27-27.  
47 (42) A violation of IC 15-21 (concerning sales of dogs by retail  
48 pet stores), as set forth in IC 15-21-7-4.  
49 (43) A violation of IC 24-4-23 (concerning the security of  
50 information collected and transmitted by an adult oriented website

operator), as set forth in IC 24-4-23-14.

**(44) A violation of IC 24-16 (concerning social media providers), as set forth in IC 24-16-6-1.**

(c) Any representations on or within a product or its packaging or in advertising or promotional materials which would constitute a deceptive act shall be the deceptive act both of the supplier who places such representation thereon or therein, or who authored such materials, and such other suppliers who shall state orally or in writing that such representation is true if such other supplier shall know or have reason to know that such representation was false.

(d) If a supplier shows by a preponderance of the evidence that an act resulted from a bona fide error notwithstanding the maintenance of procedures reasonably adopted to avoid the error, such act shall not be deceptive within the meaning of this chapter.

(e) It shall be a defense to any action brought under this chapter that the representation constituting an alleged deceptive act was one made in good faith by the supplier without knowledge of its falsity and in reliance upon the oral or written representations of the manufacturer, the person from whom the supplier acquired the product, any testing organization, or any other person provided that the source thereof is disclosed to the consumer.

(f) For purposes of subsection (b)(12), a supplier that provides estimates before performing repair or replacement work for a customer shall give the customer a written estimate itemizing as closely as possible the price for labor and parts necessary for the specific job before commencing the work.

(g) For purposes of subsection (b)(15) and (b)(16), a telephone company or other provider of a telephone directory or directory assistance service or its officer or agent is immune from liability for publishing the listing of an alternate business name or assumed business name of a supplier in its directory or directory assistance data base unless the telephone company or other provider of a telephone directory or directory assistance service is the same person as the supplier who has committed the deceptive act.

(h) For purposes of subsection (b)(18), it is an affirmative defense to any action brought under this chapter that the product has been altered by a person other than the defendant to render the product completely incapable of serving its original purpose.

SECTION 14. IC 24-16 IS ADDED TO THE INDIANA CODE AS A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2027]:

**ARTICLE 16. SOCIAL MEDIA PROVIDERS**

**Chapter 1. Applicability**

**Sec. 1. This article does not apply to an adolescent who is legally emancipated.**

**Chapter 2. Definitions**

**Sec. 1. The definitions in this chapter apply throughout this article.**

**Sec. 2. "Adolescent" means an individual who is less than sixteen (16) years of age.**

**Sec. 3. "Daily active users" means the unique users in the**

1 **United States who:**

2 (1) used a particular online forum, website, or application at  
3 least eighty percent (80%) of the days during the previous  
4 twelve (12) months; or

5 (2) if the online forum, website, or application did not exist  
6 during all of the previous twelve (12) months, used the  
7 particular online forum, website, or application at least eighty  
8 percent (80%) of the days during the previous month.

9 **Sec. 4. "Linked account", with respect to a user's account with  
10 a social media provider, means another account with the social  
11 media provider that the user has designated, through a means  
12 provided by the social media provider, as an account:**

13 (1) from which the user wishes to receive content;

14 (2) from which the user wishes the social media provider to  
15 include in recommendations for content provided to the user  
16 by the social media provider; or

17 (3) with which the user wishes to associate the user's account.

18 **Sec. 5. (a) "Social media provider" means an online forum,  
19 website, or application that satisfies the following criteria:**

20 (1) Functions primarily to enable registered users to upload  
21 content, or access content uploaded or shared by other  
22 registered users, through the online forum, website, or  
23 application.

24 (2) Has a user base in which ten percent (10%) or more of the  
25 daily active users who are less than sixteen (16) years of age  
26 spent an average of two (2) hours per day or longer on the  
27 online forum, website, or application when using the online  
28 forum, website, or application during:

29 (A) the previous twelve (12) months; or

30 (B) if the online forum, website, or application did not exist  
31 during all of the previous twelve (12) months, the previous  
32 month.

33 (3) Employs algorithms that analyze user data or information  
34 on users to select content for users.

35 (4) Has any of the following addictive features:

36 (A) Continuously loading content, or content that loads as  
37 the user scrolls down the page without the need to open a  
38 separate page.

39 (B) Seamless content, or the use of pages with no visible or  
40 apparent end or page breaks.

41 (C) Display of personal interactive metrics that indicate  
42 the number of times other users have clicked a button to  
43 indicate their reaction to content or have shared or  
44 reposted the content.

45 (D) Autoplay video or video that begins to play without the  
46 user first clicking on the video or on a play button for the  
47 video.

48 (E) Live streaming or a function that allows a user or  
49 advertiser to broadcast live video content in real time.

50 (5) Is owned or operated by a person that collectively with any  
51 parent, subsidiary, or affiliate of the person, generated at least

1           one billion dollars (\$1,000,000,000) in gross revenues,  
2           worldwide, in one (1) or more of the immediately preceding  
3           three (3) years.

4           **(b) The term does not include the following:**

5           **(1) An online service, website, or application where the**  
6           **exclusive function provides registered users of the service only**  
7           **with the ability to send and receive electronic mail or direct**  
8           **messaging consisting of text, photographs, pictures, images, or**  
9           **videos shared only between the sender and the recipients,**  
10          **without displaying or posting the material publicly or to**  
11          **others not identified as the recipient by the sender.**

12          **(2) A device manufacturer or application store.**

13          **(3) A communications service provider (as defined in**  
14          **IC 8-1-2.6-13(b)).**

15          **Sec. 6. "Transactional data" means a sequence of information**  
16          **that documents an exchange, agreement, or transfer between an**  
17          **individual, commercial entity, or third party used for the purpose**  
18          **of satisfying a request or event. The term includes records that**  
19          **relate to a mortgage, education, or employment.**

20          **Sec. 7. "Verifiable parental consent" means verifiable parental**  
21          **consent as defined by 15 U.S.C. 6501(9) that is obtained in**  
22          **conformance with 16 CFR 312.5.**

23          **Chapter 3. Adolescent Use of Social Media**

24          **Sec. 1. A social media provider that receives a request from an**  
25          **Indiana resident for creation of an account with the social media**  
26          **provider shall comply with the following:**

27          **(1) The social media provider shall use commercially**  
28          **reasonable means, such as a neutral age screen mechanism, to**  
29          **determine the age and state of residence of the individual**  
30          **requesting creation of the account.**

31          **(2) If the social media provider determines under subdivision**  
32          **(1) that the individual requesting creation of the account is an**  
33          **adolescent, the social media provider may create the account**  
34          **only if the social media provider receives verifiable parental**  
35          **consent to creation of the account from a parent or legal**  
36          **guardian of the adolescent.**

37          **Sec. 2. (a) A social media provider shall configure the account**  
38          **as described in subsection (c) of a registered user that the social**  
39          **media provider knows or has reason to know is an:**

40          **(1) adolescent; and**

41          **(2) Indiana resident.**

42          **(b) A social media provider may not allow an adolescent to**  
43          **change or bypass an account configuration described in subsection**  
44          **(c).**

45          **(c) A social media provider shall configure the account of a**  
46          **registered user described in subsection (a) such that the account**  
47          **does not use or provide, and such that the account holder may not**  
48          **activate or access, the following features or functionality of the**  
49          **social media platform:**

50          **(1) Functionality to receive direct communications other than**  
51          **direct communications from an account that the user has**

- 1 designated as a linked account.
- 2 (2) Functionality to appear in the results of a search
- 3 conducted by a person through the social media provider's
- 4 search utility unless the person holds an account that the user
- 5 has designated as a linked account.
- 6 (3) Dissemination of:
- 7 (A) content;
- 8 (B) recommendations for content; or
- 9 (C) advertising;
- 10 based on patterns of the adolescent's use of the social media
- 11 provider.
- 12 (4) Addictive features described under IC 24-16-2-5(a)(4).
- 13 (d) The social media provider shall provide the adolescent's
- 14 parent or legal guardian who provides verifiable parental consent
- 15 to the creation of the account with the option to receive a separate
- 16 password for the account that allows the parent or legal guardian
- 17 to:
- 18 (1) monitor the amount of time the adolescent spends using
- 19 the social media platform;
- 20 (2) set daily and weekly time limits on the adolescent's use of
- 21 the social media platform;
- 22 (3) set limits on the times of day during which the adolescent
- 23 can access the social media platform; and
- 24 (4) access the adolescent's account at any time.
- 25 Chapter 4. Continuing Age Estimation
- 26 Sec. 1. (a) Beginning January 1, 2027, not later than fourteen
- 27 (14) days after the first date on which an Indiana account holder
- 28 has spent at least twenty-five (25) hours in a single six (6) month
- 29 period using a social media provider's social media platform, the
- 30 social media provider shall:
- 31 (1) make reasonable efforts; and
- 32 (2) use reasonable means, taking into consideration the
- 33 technology and data available to the social media provider;
- 34 to determine the age of the Indiana account holder.
- 35 (b) Subject to subsection (d):
- 36 (1) if a social media provider knows or has reason to know
- 37 that an Indiana account holder is sixteen (16) years of age or
- 38 older, the social media provider may consider the Indiana
- 39 account holder to not be an adolescent for purposes of this
- 40 article; and
- 41 (2) if the social media provider knows or has reason to know
- 42 that the Indiana account holder is not sixteen (16) years of age
- 43 or older, the social media provider shall consider the Indiana
- 44 account holder to be an adolescent for purposes of this article.
- 45 (c) Not later than fourteen (14) days after the first date on which
- 46 an Indiana account holder has spent at least fifty (50) hours in a
- 47 single six (6) month period using a social media provider's social
- 48 media platform, the social media provider shall determine the age
- 49 of the Indiana account holder as described under subsection (a) for
- 50 the purpose of verifying the social media provider's determination
- 51 of the Indiana account holder's age under subsection (a).

1 (d) Subject to subsection (f):

2 (1) if a social media provider knows or has reason to know  
3 that an Indiana account holder is sixteen (16) years of age or  
4 older, the social media provider may continue to consider the  
5 Indiana account holder to not be an adolescent for purposes  
6 of this article; and

7 (2) if the social media provider knows or has reason to know  
8 that the Indiana account holder is not sixteen (16) years of age  
9 or older, the social media provider shall consider the Indiana  
10 account holder to be an adolescent for purposes of this article.

11 (e) Subject to subsection (g), a social media provider shall  
12 determine the age of an Indiana account holder with the social  
13 media provider's social media platform as described under  
14 subsection (a) for the purpose of verifying the social media  
15 provider's most recent determination of the Indiana account  
16 holder's age:

17 (1) when the Indiana account holder has spent an additional  
18 one hundred (100) hours using the social media platform  
19 following the date on which the social media provider  
20 determines the Indiana account holder's age under subsection  
21 (c) and each time the Indiana account holder spends an  
22 additional one hundred (100) hours using the social media  
23 platform thereafter; and

24 (2) each time the social media provider collects demographic  
25 information of any kind regarding the Indiana account  
26 holder.

27 (f) Subject to subsection (g):

28 (1) if a social media provider knows or has reason to know  
29 that an Indiana account holder is sixteen (16) years of age or  
30 older, the social media provider may continue to consider the  
31 Indiana account holder to not be an adolescent for purposes  
32 of this article; and

33 (2) if the social media provider knows or has reason to know  
34 that the Indiana account holder is not sixteen (16) years of age  
35 or older, the social media provider shall consider the Indiana  
36 account holder to be an adolescent for purposes of this article.

37 (g) Once an Indiana account holder has held an account with a  
38 social media provider's social media platform continuously for ten  
39 (10) consecutive years, the social media provider may, for purposes  
40 of the requirements to be met by a social media provider under this  
41 article, consider the Indiana account holder to not be an adolescent  
42 without determining the age of the Indiana account holder under  
43 this section.

44 Sec. 2. (a) This section applies if:

45 (1) a social media provider:

46 (A) determines under section 1 of this chapter; or

47 (B) receives information based on which the social media  
48 provider knows or has reason to know;

49 that an Indiana account holder is an adolescent; and

50 (2) the social media provider did not receive verifiable  
51 parental consent under IC 24-16-3-1 for creation of the

1           **account.**

2           **(b) Not later than seven (7) days after the first date on which**  
 3 **this section applies to the account of an Indiana account holder**  
 4 **under subsection (a), the social media provider shall transmit to**  
 5 **the Indiana account holder notice that the account is subject to**  
 6 **termination due to the account's noncompliance with this article.**

7 **The notice must include:**

- 8           **(1) the requirement under this article with which the account**  
 9 **is noncompliant;**  
 10           **(2) notice that the Indiana account holder has thirty (30) days**  
 11 **within which to dispute the social media provider's**  
 12 **determination that the account is noncompliant; and**  
 13           **(3) instructions regarding the means under subsection (c) by**  
 14 **which the Indiana account holder may dispute the social**  
 15 **media provider's determination that the account is**  
 16 **noncompliant.**

17           **(c) A social media provider that provides notice to an Indiana**  
 18 **account holder under subsection (b) shall allow the Indiana**  
 19 **account holder thirty (30) days after the transmission date of the**  
 20 **notice to dispute the social media provider's determination**  
 21 **through:**

- 22           **(1) provision of verifiable parental consent from a parent or**  
 23 **legal guardian of the Indiana account holder to the**  
 24 **continuation of the account; or**  
 25           **(2) any commercially reasonable method that relies on public**  
 26 **or private transactional data to verify the age of the account**  
 27 **holder.**

28           **(d) If, not later than thirty (30) days after the transmission date**  
 29 **of a notice transmitted to an Indiana account holder under**  
 30 **subsection (b):**

- 31           **(1) a parent or legal guardian of the Indiana account holder**  
 32 **provides the social media provider with verifiable parental**  
 33 **consent to the continuation of the account under subsection**  
 34 **(c)(1); or**  
 35           **(2) the Indiana account holder completes an age estimation**  
 36 **process under subsection (c)(2) that results in a determination**  
 37 **by the social media provider that the Indiana account holder**  
 38 **is not an adolescent;**

39 **the social media provider shall not terminate the account based on**  
 40 **the social media provider's determination under subsection**  
 41 **(a)(1)(A) or the information under subsection (a)(1)(B).**

42           **(e) If, not later than thirty (30) days after the transmission date**  
 43 **of a notice transmitted to an Indiana account holder under**  
 44 **subsection (b):**

- 45           **(1) a parent or legal guardian of the Indiana account holder**  
 46 **does not provide the social media provider with verifiable**  
 47 **parental consent to the continuation of the account under**  
 48 **subsection (c)(1); or**  
 49           **(2) the Indiana account holder does not complete an age**  
 50 **estimation process under subsection (c)(2);**

51 **the social media provider shall terminate the account at the**

1 conclusion of the thirty (30) day period.

2 (f) If:

3 (1) an Indiana account holder who receives a notice under  
4 subsection (b) completes an age estimation process under  
5 subsection (c)(2) not later than thirty (30) days after the  
6 transmission date of the notice; and

7 (2) the age estimation results in a determination by the social  
8 media provider that the Indiana account holder is an  
9 adolescent;

10 the social media provider shall terminate the account not later than  
11 seven (7) days after receiving the results of the age estimation.

12 (g) A social media provider shall make a determination  
13 regarding the results of an Indiana account holder's age estimation  
14 under subsection (c)(2) not later than thirty (30) days after the date  
15 on which the Indiana account holder completes the age estimation  
16 process.

17 (h) A social media provider that receives verifiable parental  
18 consent for the continuation of an account under this section shall  
19 provide the parent or legal guardian with the option to receive a  
20 separate password for the account as described under  
21 IC 24-16-3-2(d).

22 **Chapter 5. Use and Retention of Information**

23 **Sec. 1. A social media provider that receives information from  
24 an individual for the purpose of the individual's provision of  
25 verifiable parental consent to the social media provider:**

26 (1) may not use the information for any purpose other than  
27 registering the individual's provision of verifiable parental  
28 consent; and

29 (2) shall, except as necessary to comply with any other  
30 applicable state or federal law or regulation, delete the  
31 information immediately after registering the individual's  
32 provision of verifiable parental consent.

33 **Chapter 6. Enforcement**

34 **Sec. 1. An owner or operator of a social media provider that  
35 violates this article commits a deceptive act that is actionable by  
36 the attorney general under IC 24-5-0.5 and that is subject to the  
37 penalties and remedies available to the attorney general under  
38 IC 24-5-0.5."**

(Reference is to EHB 1408 as printed February 13, 2026.)

**Conference Committee Report**  
**on**  
**Engrossed House Bill 1408**

**S**igned by:

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Representative Behning  
Chairperson

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Senator Raatz

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Representative DeLaney

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Senator Ford J.D.

**House Conferees**

**Senate Conferees**