



Adopted	Rejected
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COMMITTEE REPORT

YES: 7
NO: 4

MR. SPEAKER:

*Your Committee on Education, to which was referred Senate Bill 199, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 7, between lines 6 and 7, begin a new paragraph and insert:
- 2 "SECTION 5. IC 20-32-5.1-17, AS AMENDED BY P.L.150-2024,
- 3 SECTION 55, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2026]: Sec. 17. (a) The state board shall approve two (2) or
- 5 more benchmark, formative, interim, or similar assessments to identify
- 6 students that require remediation and provide individualized instruction
- 7 in which a school corporation, charter school, state accredited
- 8 nonpublic school, or eligible school (as defined in IC 20-51-1-4.7) may
- 9 receive a grant under subsection (g).
- 10 (b) For a benchmark, formative, interim, or similar assessment
- 11 described in subsection (a) that is administered to students in
- 12 kindergarten through grade 2, the assessment must meet one (1) or
- 13 more of the following:
- 14 (1) The assessment:

- 1 (A) focuses on English/language arts; and
 2 (B) shows alignment, verified by a third party, to Indiana's
 3 academic standards for English/language arts domains,
 4 specifically foundational reading skills.
- 5 (2) The assessment is a universal screener that:
 6 (A) meets the screening requirements listed in IC 20-35.5-2-2;
 7 (B) measures foundational reading skills;
 8 (C) received a convincing or partially convincing rating for
 9 accuracy, reliability, and validity by the National Center on
 10 Intensive Intervention or a nationally recognized dyslexia
 11 assessment expert;
 12 (D) screens for early literacy skill deficits;
 13 (E) provides parents and schools with data analysis guides for
 14 interpreting results and comprehensive support for schools to
 15 guide classroom instruction and the implementation of reading
 16 interventions; and
 17 (F) provides the department with an annual analysis of
 18 statewide data trends to support identification of early literacy
 19 skill deficits and guides targeted intervention efforts.
- 20 (3) The assessment focuses on numeracy and shows alignment,
 21 verified by a third party, to Indiana's academic standards for
 22 mathematical domains, specifically:
 23 (A) number sense;
 24 (B) computation and algebraic thinking; and
 25 (C) measurement.
- 26 (c) For a benchmark, formative, interim, or similar assessment
 27 described in subsection (a) that is administered to students in grades 3
 28 through 7, the assessment must show alignment, verified by a third
 29 party, to Indiana's academic standards.
- 30 (d) For a benchmark, formative, interim, or similar assessment
 31 described in subsection (a) that is administered to students in grades 8
 32 through 10, the assessment must show alignment, verified by a third
 33 party, to:
 34 (1) Indiana's academic standards; or
 35 (2) the nationally recognized college entrance exam required to be
 36 administered under section 7 of this chapter.
- 37 (e) This subsection does not apply to an assessment that is a
 38 universal screener described in subsection (b)(2). The majority of the

1 benchmark, formative, interim, or similar assessment reporting must
2 indicate the degree to which students are on track for grade level
3 proficiency and college and career readiness. Approved assessments
4 must also provide predictive study results for student performance on
5 the statewide summative assessment under section 7 of this chapter, not
6 later than two (2) years after the statewide summative assessment has
7 been first administered.

8 (f) This subsection does not apply to an assessment that is a
9 universal screener described in subsection (b)(2). A school corporation,
10 charter school, state accredited nonpublic school, or eligible school (as
11 defined in IC 20-51-1-4.7) may elect to administer a benchmark,
12 formative, interim, or similar assessment described in subsection (a).
13 If a school corporation, charter school, state accredited nonpublic
14 school, or eligible school (as defined in IC 20-51-1-4.7) administers an
15 assessment described in subsection (a), the school corporation, charter
16 school, state accredited nonpublic school, or eligible school (as defined
17 in IC 20-51-1-4.7) may prescribe the time and the manner in which the
18 assessment is administered.

19 (g) If a school corporation, charter school, state accredited
20 nonpublic school, or eligible school (as defined in IC 20-51-1-4.7)
21 elects to administer a benchmark, formative, interim, or similar
22 assessment described in subsection (a), the school corporation, charter
23 school, state accredited nonpublic school, or eligible school (as defined
24 in IC 20-51-1-4.7) is entitled to receive a grant or reimbursement from
25 the department in an amount not to exceed the cost of the assessment.
26 The department shall provide grants and reimbursements to a school
27 corporation, charter school, state accredited nonpublic school, or
28 eligible school (as defined in IC 20-51-1-4.7) under this section from
29 money appropriated to the department for the purpose of carrying out
30 this section.

31 (h) Except as provided in subsection (j), the state board and the
32 department may not contract with, approve, or endorse the use of a
33 single vendor to provide benchmark, formative, interim, or similar
34 assessments for any grade level or levels of kindergarten through grade
35 7.

36 (i) Before the state board may approve a benchmark, formative,
37 interim, or similar assessment described in subsection (a), the
38 assessment vendor must enter into a data share agreement with the

1 department in the manner prescribed by the department. A vendor
 2 providing an assessment described in subsection (b)(2) shall provide
 3 a summary of a student's assessment results to the student and the
 4 student's parents. The summary of the results must be in an
 5 understandable format for parents that is easy to read.

6 (j) The department shall procure a preferred assessment that meets
 7 the requirements specified in subsection (b)(2) for use by schools in
 8 which, **over the course of three (3) consecutive years**, fewer than
 9 **seventy percent (70%) an average of seventy-five percent (75%)** of
 10 students in the school achieved a valid passing score on the
 11 determinant evaluation of reading skills approved by the state board.

12 (k) This subsection applies to:

- 13 (1) a public school, including a charter school;
- 14 (2) a state accredited nonpublic school; and
- 15 (3) an eligible school (as defined in IC 20-51-1-4.7).

16 An elementary school shall administer an assessment described in
 17 subsection (b)(2) to students in kindergarten through grade 2. The
 18 department shall provide guidance as to the number of times the
 19 assessment is required and when the administrations of the assessment
 20 should occur."

21 Page 10, between lines 33 and 34, begin a new paragraph and insert:

22 "SECTION 7. IC 20-32-8.5-5, AS ADDED BY P.L.199-2025,
 23 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2026]: Sec. 5. (a) As used in this section, "Indiana literacy
 25 cadre" refers to the department's collaborative professional
 26 development initiative for educators that is aligned with the science of
 27 reading.

28 (b) Subject to available funding, a school in which, **over the course**
 29 **of three (3) consecutive years**, fewer than **seventy percent (70%) an**
 30 **average of seventy-five percent (75%)** of students of the school
 31 achieved a valid passing score on the determinant evaluation of reading
 32 approved by the state board must participate in the Indiana literacy
 33 cadre."

34 Page 12, between lines 2 and 3, begin a new paragraph and insert:

35 "SECTION 10. IC 24-5-0.5-3, AS AMENDED BY P.L.104-2024,
 36 SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 37 JANUARY 1, 2027]: Sec. 3. (a) A supplier may not commit an unfair,
 38 abusive, or deceptive act, omission, or practice in connection with a

1 consumer transaction. Such an act, omission, or practice by a supplier
2 is a violation of this chapter whether it occurs before, during, or after
3 the transaction. An act, omission, or practice prohibited by this section
4 includes both implicit and explicit misrepresentations.

5 (b) Without limiting the scope of subsection (a), the following acts,
6 and the following representations as to the subject matter of a
7 consumer transaction, made orally, in writing, or by electronic
8 communication, by a supplier, are deceptive acts:

9 (1) That such subject of a consumer transaction has sponsorship,
10 approval, performance, characteristics, accessories, uses, or
11 benefits it does not have which the supplier knows or should
12 reasonably know it does not have.

13 (2) That such subject of a consumer transaction is of a particular
14 standard, quality, grade, style, or model, if it is not and if the
15 supplier knows or should reasonably know that it is not.

16 (3) That such subject of a consumer transaction is new or unused,
17 if it is not and if the supplier knows or should reasonably know
18 that it is not.

19 (4) That such subject of a consumer transaction will be supplied
20 to the public in greater quantity than the supplier intends or
21 reasonably expects.

22 (5) That replacement or repair constituting the subject of a
23 consumer transaction is needed, if it is not and if the supplier
24 knows or should reasonably know that it is not.

25 (6) That a specific price advantage exists as to such subject of a
26 consumer transaction, if it does not and if the supplier knows or
27 should reasonably know that it does not.

28 (7) That the supplier has a sponsorship, approval, or affiliation in
29 such consumer transaction the supplier does not have, and which
30 the supplier knows or should reasonably know that the supplier
31 does not have.

32 (8) That such consumer transaction involves or does not involve
33 a warranty, a disclaimer of warranties, or other rights, remedies,
34 or obligations, if the representation is false and if the supplier
35 knows or should reasonably know that the representation is false.

36 (9) That the consumer will receive a rebate, discount, or other
37 benefit as an inducement for entering into a sale or lease in return
38 for giving the supplier the names of prospective consumers or

- 1 otherwise helping the supplier to enter into other consumer
2 transactions, if earning the benefit, rebate, or discount is
3 contingent upon the occurrence of an event subsequent to the time
4 the consumer agrees to the purchase or lease.
- 5 (10) That the supplier is able to deliver or complete the subject of
6 the consumer transaction within a stated period of time, when the
7 supplier knows or should reasonably know the supplier could not.
8 If no time period has been stated by the supplier, there is a
9 presumption that the supplier has represented that the supplier
10 will deliver or complete the subject of the consumer transaction
11 within a reasonable time, according to the course of dealing or the
12 usage of the trade.
- 13 (11) That the consumer will be able to purchase the subject of the
14 consumer transaction as advertised by the supplier, if the supplier
15 does not intend to sell it.
- 16 (12) That the replacement or repair constituting the subject of a
17 consumer transaction can be made by the supplier for the estimate
18 the supplier gives a customer for the replacement or repair, if the
19 specified work is completed and:
- 20 (A) the cost exceeds the estimate by an amount equal to or
21 greater than ten percent (10%) of the estimate;
- 22 (B) the supplier did not obtain written permission from the
23 customer to authorize the supplier to complete the work even
24 if the cost would exceed the amounts specified in clause (A);
- 25 (C) the total cost for services and parts for a single transaction
26 is more than seven hundred fifty dollars (\$750); and
- 27 (D) the supplier knew or reasonably should have known that
28 the cost would exceed the estimate in the amounts specified in
29 clause (A).
- 30 (13) That the replacement or repair constituting the subject of a
31 consumer transaction is needed, and that the supplier disposes of
32 the part repaired or replaced earlier than seventy-two (72) hours
33 after both:
- 34 (A) the customer has been notified that the work has been
35 completed; and
- 36 (B) the part repaired or replaced has been made available for
37 examination upon the request of the customer.
- 38 (14) Engaging in the replacement or repair of the subject of a

- 1 consumer transaction if the consumer has not authorized the
2 replacement or repair, and if the supplier knows or should
3 reasonably know that it is not authorized.
- 4 (15) The act of misrepresenting the geographic location of the
5 supplier by listing an alternate business name or an assumed
6 business name (as described in IC 23-0.5-3-4) in a local telephone
7 directory if:
- 8 (A) the name misrepresents the supplier's geographic location;
 - 9 (B) the listing fails to identify the locality and state of the
10 supplier's business;
 - 11 (C) calls to the local telephone number are routinely forwarded
12 or otherwise transferred to a supplier's business location that
13 is outside the calling area covered by the local telephone
14 directory; and
 - 15 (D) the supplier's business location is located in a county that
16 is not contiguous to a county in the calling area covered by the
17 local telephone directory.
- 18 (16) The act of listing an alternate business name or assumed
19 business name (as described in IC 23-0.5-3-4) in a directory
20 assistance data base if:
- 21 (A) the name misrepresents the supplier's geographic location;
 - 22 (B) calls to the local telephone number are routinely forwarded
23 or otherwise transferred to a supplier's business location that
24 is outside the local calling area; and
 - 25 (C) the supplier's business location is located in a county that
26 is not contiguous to a county in the local calling area.
- 27 (17) The violation by a supplier of IC 24-3-4 concerning
28 cigarettes for import or export.
- 29 (18) The act of a supplier in knowingly selling or reselling a
30 product to a consumer if the product has been recalled, whether
31 by the order of a court or a regulatory body, or voluntarily by the
32 manufacturer, distributor, or retailer, unless the product has been
33 repaired or modified to correct the defect that was the subject of
34 the recall.
- 35 (19) The violation by a supplier of 47 U.S.C. 227, including any
36 rules or regulations issued under 47 U.S.C. 227.
- 37 (20) The violation by a supplier of the federal Fair Debt
38 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

- 1 a plaintiff debt buyer), as set forth in IC 24-5-15.5-6.
- 2 (39) A violation of IC 24-14 (concerning towing services), as set
3 forth in IC 24-14-10-1.
- 4 (40) A violation of IC 24-5-14.5 (concerning misleading or
5 inaccurate caller identification information), as set forth in
6 IC 24-5-14.5-12.
- 7 (41) A violation of IC 24-5-27 (concerning intrastate inmate
8 calling services), as set forth in IC 24-5-27-27.
- 9 (42) A violation of IC 15-21 (concerning sales of dogs by retail
10 pet stores), as set forth in IC 15-21-7-4.
- 11 (43) A violation of IC 24-4-23 (concerning the security of
12 information collected and transmitted by an adult oriented website
13 operator), as set forth in IC 24-4-23-14.
- 14 **(44) A violation of IC 24-16 (concerning social media**
15 **providers), as set forth in IC 24-16-6-1.**
- 16 (c) Any representations on or within a product or its packaging or
17 in advertising or promotional materials which would constitute a
18 deceptive act shall be the deceptive act both of the supplier who places
19 such representation thereon or therein, or who authored such materials,
20 and such other suppliers who shall state orally or in writing that such
21 representation is true if such other supplier shall know or have reason
22 to know that such representation was false.
- 23 (d) If a supplier shows by a preponderance of the evidence that an
24 act resulted from a bona fide error notwithstanding the maintenance of
25 procedures reasonably adopted to avoid the error, such act shall not be
26 deceptive within the meaning of this chapter.
- 27 (e) It shall be a defense to any action brought under this chapter that
28 the representation constituting an alleged deceptive act was one made
29 in good faith by the supplier without knowledge of its falsity and in
30 reliance upon the oral or written representations of the manufacturer,
31 the person from whom the supplier acquired the product, any testing
32 organization, or any other person provided that the source thereof is
33 disclosed to the consumer.
- 34 (f) For purposes of subsection (b)(12), a supplier that provides
35 estimates before performing repair or replacement work for a customer
36 shall give the customer a written estimate itemizing as closely as
37 possible the price for labor and parts necessary for the specific job
38 before commencing the work.

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

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

13 SECTION 11. IC 24-16 IS ADDED TO THE INDIANA CODE AS
14 A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE
15 JANUARY 1, 2027]:

16 **ARTICLE 16. SOCIAL MEDIA PROVIDERS**

17 **Chapter 1. Applicability**

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

20 **Chapter 2. Definitions**

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

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

25 **Sec. 3. "Daily active users" means the unique users in the**
26 **United States who:**

27 **(1) used a particular online forum, website, or application at**
28 **least eighty percent (80%) of the days during the previous**
29 **twelve (12) months; or**

30 **(2) if the online forum, website, or application did not exist**
31 **during all of the previous twelve (12) months, used the**
32 **particular online forum, website, or application at least eighty**
33 **percent (80%) of the days during the previous month.**

34 **Sec. 4. "Linked account", with respect to a user's account with**
35 **a social media provider, means another account with the social**
36 **media provider that the user has designated, through a means**
37 **provided by the social media provider, as an account:**

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

1 **(2) from which the user wishes the social media provider to**
2 **include in recommendations for content provided to the user**
3 **by the social media provider; or**

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

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

7 **(1) Allows users to upload content or view the content or**
8 **activity of other users.**

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

14 **(A) the previous twelve (12) months; or**

15 **(B) if the online forum, website, or application did not exist**
16 **during all of the previous twelve (12) months, the previous**
17 **month.**

18 **(3) Employs algorithms that analyze user data or information**
19 **on users to select content for users.**

20 **(4) Has any of the following addictive features:**

21 **(A) Continuously loading content, or content that loads as**
22 **the user scrolls down the page without the need to open a**
23 **separate page.**

24 **(B) Seamless content, or the use of pages with no visible or**
25 **apparent end or page breaks.**

26 **(C) Display of personal interactive metrics that indicate**
27 **the number of times other users have clicked a button to**
28 **indicate their reaction to content or have shared or**
29 **reposted the content.**

30 **(D) Autoplay video or video that begins to play without the**
31 **user first clicking on the video or on a play button for the**
32 **video.**

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

35 **(5) Is owned or operated by a person that collectively with any**
36 **parent, subsidiary, or affiliate of the person, generated at least**
37 **one billion dollars (\$1,000,000,000) in gross revenues,**
38 **worldwide, in one (1) or more of the immediately preceding**

- 1 **three (3) years.**
- 2 **(b) The term does not include the following:**
- 3 **(1) An online service, website, or application where the**
- 4 **exclusive function provides registered users of the service only**
- 5 **with the ability to send and receive electronic mail or direct**
- 6 **messaging consisting of text, photographs, pictures, images, or**
- 7 **videos shared only between the sender and the recipients,**
- 8 **without displaying or posting the material publicly or to**
- 9 **others not identified as the recipient by the sender.**
- 10 **(2) A device manufacturer or application store.**
- 11 **(3) An online service, website, or application in which the**
- 12 **primary service is on demand audio streaming.**
- 13 **(4) A communications service provider (as defined in**
- 14 **IC 8-1-2.6-13).**

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**

- 1 **media provider knows or has reason to know is an:**
- 2 **(1) adolescent; and**
- 3 **(2) Indiana resident.**
- 4 **(b) A social media provider may not allow an adolescent to**
- 5 **change or bypass an account configuration described in subsection**
- 6 **(c).**
- 7 **(c) A social media provider shall configure the account of a**
- 8 **registered user described in subsection (a) such that the account**
- 9 **does not use or provide, and such that the account holder may not**
- 10 **activate or access, the following features or functionality of the**
- 11 **social media platform:**
- 12 **(1) Functionality to receive direct communications other than**
- 13 **direct communications from an account that the user has**
- 14 **designated as a linked account.**
- 15 **(2) Functionality to appear in the results of a search**
- 16 **conducted by a person through the social media provider's**
- 17 **search utility unless the person holds an account that the user**
- 18 **has designated as a linked account.**
- 19 **(3) Dissemination of:**
- 20 **(A) content;**
- 21 **(B) recommendations for content; or**
- 22 **(C) advertising;**
- 23 **based on patterns of the adolescent's use of the social media**
- 24 **provider.**
- 25 **(4) Addictive features described under IC 24-16-2-5(a)(4).**
- 26 **(d) The social media provider shall provide the adolescent's**
- 27 **parent or legal guardian who provides verifiable parental consent**
- 28 **to the creation of the account with the option to receive a separate**
- 29 **password for the account that allows the parent or legal guardian**
- 30 **to:**
- 31 **(1) monitor the amount of time the adolescent spends using**
- 32 **the social media platform;**
- 33 **(2) set daily and weekly time limits on the adolescent's use of**
- 34 **the social media platform;**
- 35 **(3) set limits on the times of day during which the adolescent**
- 36 **can access the social media platform; and**
- 37 **(4) access the adolescent's account at any time.**
- 38 **Chapter 4. Continuing Age Estimation**

1 **Sec. 1. (a) Beginning January 1, 2027, not later than fourteen**
2 **(14) days after the first date on which an Indiana account holder**
3 **has spent at least twenty-five (25) hours in a single six (6) month**
4 **period using a social media provider's social media platform, the**
5 **social media provider shall:**

6 **(1) make reasonable efforts; and**

7 **(2) use reasonable means, taking into consideration the**
8 **technology and data available to the social media provider;**
9 **to determine the age of the Indiana account holder.**

10 **(b) Subject to subsection (d):**

11 **(1) if a social media provider knows or has reason to know**
12 **that an Indiana account holder is sixteen (16) years of age or**
13 **older, the social media provider may consider the Indiana**
14 **account holder to not be an adolescent for purposes of this**
15 **article; and**

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

20 **(c) Not later than fourteen (14) days after the first date on which**
21 **an Indiana account holder has spent at least fifty (50) hours in a**
22 **single six (6) month period using a social media provider's social**
23 **media platform, the social media provider shall determine the age**
24 **of the Indiana account holder as described under subsection (a) for**
25 **the purpose of verifying the social media provider's determination**
26 **of the Indiana account holder's age under subsection (a).**

27 **(d) Subject to subsection (f):**

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 **(e) Subject to subsection (g), a social media provider shall**
38 **determine the age of an Indiana account holder with the social**

1 media provider's social media platform as described under
2 subsection (a) for the purpose of verifying the social media
3 provider's most recent determination of the Indiana account
4 holder's age:

5 (1) when the Indiana account holder has spent an additional
6 one hundred (100) hours using the social media platform
7 following the date on which the social media provider
8 determines the Indiana account holder's age under subsection
9 (c) and each time the Indiana account holder spends an
10 additional one hundred (100) hours using the social media
11 platform thereafter; and

12 (2) each time the social media provider collects demographic
13 information of any kind regarding the Indiana account
14 holder.

15 (f) Subject to subsection (g):

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

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

25 (g) Once an Indiana account holder has held an account with a
26 social media provider's social media platform continuously for ten
27 (10) consecutive years, the social media provider may, for purposes
28 of the requirements to be met by a social media provider under this
29 article, consider the Indiana account holder to not be an adolescent
30 without determining the age of the Indiana account holder under
31 this section.

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

33 (1) a social media provider:

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

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

37 that an Indiana account holder is an adolescent; and

38 (2) the social media provider did not receive verifiable

1 parental consent under IC 24-16-3-1 for creation of the
2 account.

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

8 **The notice must include:**

9 **(1) the requirement under this article with which the account**
10 **is noncompliant;**

11 **(2) notice that the Indiana account holder has thirty (30) days**
12 **within which to dispute the social media provider's**
13 **determination that the account is noncompliant; and**

14 **(3) instructions regarding the means under subsection (c) by**
15 **which the Indiana account holder may dispute the social**
16 **media provider's determination that the account is**
17 **noncompliant.**

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

23 **(1) provision of verifiable parental consent from a parent or**
24 **legal guardian of the Indiana account holder to the**
25 **continuation of the account; or**

26 **(2) any commercially reasonable method that relies on public**
27 **or private transactional data to verify the age of the account**
28 **holder.**

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

32 **(1) a parent or legal guardian of the Indiana account holder**
33 **provides the social media provider with verifiable parental**
34 **consent to the continuation of the account under subsection**
35 **(c)(1); or**

36 **(2) the Indiana account holder completes an age estimation**
37 **process under subsection (c)(2) that results in a determination**
38 **by the social media provider that the Indiana account holder**

1 is not an adolescent;
2 the social media provider shall not terminate the account based on
3 the social media provider's determination under subsection
4 (a)(1)(A) or the information under subsection (a)(1)(B).

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

8 (1) a parent or legal guardian of the Indiana account holder
9 does not provide the social media provider with verifiable
10 parental consent to the continuation of the account under
11 subsection (c)(1); or

12 (2) the Indiana account holder does not complete an age
13 estimation process under subsection (c)(2);

14 the social media provider shall terminate the account at the
15 conclusion of the thirty (30) day period.

16 (f) If:

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

21 (2) the age estimation results in a determination by the social
22 media provider that the Indiana account holder is an
23 adolescent;

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

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

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

36 Chapter 5. Use and Retention of Information

37 Sec. 1. A social media provider that receives information from
38 an individual for the purpose of the individual's provision of

1 **verifiable parental consent to the social media provider:**
2 **(1) may not use the information for any purpose other than**
3 **registering the individual's provision of verifiable parental**
4 **consent; and**
5 **(2) shall, except as necessary to comply with any other**
6 **applicable state or federal law or regulation, delete the**
7 **information immediately after registering the individual's**
8 **provision of verifiable parental consent.**
9 **Chapter 6. Enforcement**
10 **Sec. 1. An owner or operator of a social media provider that**
11 **violates this article commits a deceptive act that is actionable by**
12 **the attorney general under IC 24-5-0.5 and that is subject to the**
13 **penalties and remedies available to the attorney general under**
14 **IC 24-5-0.5."**
15 Renumber all SECTIONS consecutively.
 (Reference is to SB 199 as reprinted January 29, 2026.)

and when so amended that said bill do pass.

Representative Behning