

**First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 25-0452.01 Richard Sweetman x4333

SENATE BILL 25-086

SENATE SPONSORSHIP

Frizell and Daugherty,

HOUSE SPONSORSHIP

Boesenecker and Hartsook,

Senate Committees
Judiciary

House Committees

A BILL FOR AN ACT

101 **CONCERNING PROTECTIONS FOR USERS OF SOCIAL MEDIA, AND, IN**
102 **CONNECTION THEREWITH, ESTABLISHING CERTAIN**
103 **REQUIREMENTS FOR SOCIAL MEDIA COMPANIES.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill establishes certain requirements for social media companies and social media platforms in order to protect users. Specifically, the bill:

- Relocates, with amendments, certain language requiring a social media platform to include a function that provides

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
*Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.*

minor users information about their engagement in social media, which language was enacted in 2024 by House Bill 24-1136;

- Requires a social media company to publish and update policies for each social media platform owned or operated by the social media company (published policies) and establishes mandatory contents for the published policies;
- Requires a social media company to submit to the department of law an annual report that includes, for each social media platform owned or operated by the social media company, information concerning the published policies and violations of the published policies;
- Requires a social media company to annually make publicly available a report that includes, for each social media platform owned or operated by the social media company, certain data concerning how minor users used the social media platform, including a description of all product experiments that were conducted on 1,000 or more minor users;
- Requires a social media company, upon the notification of a user's alleged violation of the published policies or of state or federal law, to determine within 72 hours whether the violation occurred and, if so, to remove the user from the applicable social media platform within 24 hours after the determination is made;
- Requires a social media platform with at least one million users to provide a streamlined process to allow Colorado law enforcement agencies to contact the social media company that operates the social media platform and to comply with a search warrant within 72 hours after receiving the search warrant;
- Makes a violation of the new requirements an unfair or deceptive trade practice under the "Colorado Consumer Protection Act", to be punished accordingly; and
- Authorizes the attorney general to adopt rules to carry out the new requirements.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 finds that:

4 (a) Criminal activity endangering Colorado youth occurs widely

1 on social media platforms;

2 (b) Through social media, minors can readily obtain illicit
3 substances and firearms in violation of state and federal law; and

4 (c) Minors using social media platforms are regularly victimized
5 by sexually exploitative crimes, such as sex trafficking and sextortion.

6 (2) The general assembly also finds that self-regulation by social
7 media companies has not worked, and it is time for Colorado to step in
8 and put common-sense laws in place to protect its youth.

9 (3) Therefore, the general assembly declares that it is in the best
10 interests of the people of Colorado to create a safer social media
11 environment for minors by directing social media companies to:

12 (a) Provide annual data about minors' use of social media
13 platforms, including metrics concerning criminal activity;

14 (b) State their policies concerning criminal activity and remove
15 users who engage in criminal violations; and

16 (c) Responsibly assist Colorado law enforcement agencies with
17 lawful criminal investigations.

18 **SECTION 2.** In Colorado Revised Statutes, **amend with**
19 **relocated provisions** part 16 of article 1 of title 6 as follows:

20 **6-1-1601. Definitions.** AS USED IN THIS PART 16, UNLESS THE
21 CONTEXT OTHERWISE REQUIRES:

22 (1) "ACTIONED" MEANS A SOCIAL MEDIA COMPANY, DUE TO A
23 SUSPECTED OR CONFIRMED VIOLATION OF ITS PUBLISHED POLICIES, HAS
24 TAKEN SOME FORM OF ACTION, INCLUDING REMOVAL, DEMONETIZATION,
25 DEPRIORITIZATION, BANNING, SUSPENDING, OR TAKING A SIMILAR
26 MEASURE AGAINST A USER OR AN ITEM OF CONTENT.

27 (2) "AGE CATEGORY" MEANS ONE OF THE FOLLOWING AGE

1 GROUPINGS:

2 (a) UNDER THIRTEEN YEARS OF AGE;

3 (b) AT LEAST THIRTEEN YEARS OF AGE BUT UNDER SIXTEEN YEARS
4 OF AGE;

5 (c) AT LEAST SIXTEEN YEARS OF AGE BUT UNDER EIGHTEEN YEARS
6 OF AGE;

7 (d) AT LEAST EIGHTEEN YEARS OF AGE BUT UNDER TWENTY-TWO
8 YEARS OF AGE;

9 (e) AT LEAST TWENTY-TWO YEARS OF AGE BUT UNDER THIRTY-ONE
10 YEARS OF AGE;

11 (f) AT LEAST THIRTY-ONE YEARS OF AGE BUT UNDER FORTY-FIVE
12 YEARS OF AGE;

13 (g) AT LEAST FORTY-FIVE YEARS OF AGE; AND

14 (h) NOT RELEVANT, WHICH AGE GROUPING INCLUDES USER
15 ACCOUNTS FOR WHICH AGE IS NOT RELEVANT, SUCH AS ORGANIZATIONAL
16 OR ENTITY ACCOUNTS.

17 (3) "COLORADO LAW ENFORCEMENT AGENCY" MEANS A LAW
18 ENFORCEMENT AGENCY IN THIS STATE.

19 (4) (a) "CONTENT" MEANS ANY STATEMENTS, COMMENTS, MEDIA,
20 OR INFORMATION THAT IS CREATED, POSTED, SHARED, OR OTHERWISE
21 INTERACTED WITH BY USERS ON A SOCIAL MEDIA PLATFORM.

22 (b) "CONTENT" DOES NOT INCLUDE MEDIA PLACED ON AN
23 INTERNET-BASED SERVICE OR APPLICATION EXCLUSIVELY FOR THE
24 PURPOSE OF CLOUD STORAGE, TRANSMITTING FILES, OR FILE
25 COLLABORATION.

26 (5) "EDUCATIONAL ENTITY" MEANS A PUBLIC SCHOOL, A CHARTER
27 SCHOOL, AN INSTITUTE CHARTER SCHOOL, A BOARD OF COOPERATIVE

1 SERVICES, THE COLORADO SCHOOL FOR THE DEAF AND THE BLIND, A
2 PRIVATE SCHOOL, A DENOMINATIONAL SCHOOL, A PAROCHIAL SCHOOL, A
3 COMMUNITY COLLEGE, A STATE COLLEGE, A STATE UNIVERSITY, A
4 NONPROFIT PRIVATE POSTSECONDARY EDUCATIONAL INSTITUTION, OR AN
5 EDUCATION AND TRAINING PROGRAM APPROVED BY THE DIRECTOR OF THE
6 DIVISION OF PROFESSIONS AND OCCUPATIONS IN THE DEPARTMENT OF
7 REGULATORY AGENCIES.

8 (6) "FIREARM" MEANS:

9 (a) A FIREARM, AS DEFINED IN SECTION 18-1-901 (3)(h);

10 (b) AN UNFINISHED OR THREE-DIMENSIONALLY PRINTED FRAME OR
11 RECEIVER OF A FIREARM, AS DEFINED IN SECTION 18-12-101 (1)(c.5); AND

12 (c) A MACHINE GUN CONVERSION DEVICE, AS DEFINED IN SECTION
13 18-12-101 (1)(g.2).

14 (7) (a) "ILLCIT SUBSTANCE" MEANS:

15 (I) A CONTROLLED SUBSTANCE, AS DEFINED IN SECTION 18-18-102
16 (5);

17 (II) ANY HEMP PRODUCT, AS DEFINED IN SECTION 25-5-427 (2)(d),
18 THAT IS NOT A TINCTURE OR COSMETIC AND HAS MORE THAN ONE AND
19 ONE-FOURTH MILLIGRAMS OF THC, AS DEFINED IN SECTION 44-10-209
20 (2)(d), PER SERVING OR HAS A RATIO OF CANNABIDIOL TO THC OF LESS
21 THAN TWENTY TO ONE; AND

22 (III) ANY PRODUCT THAT CONTAINS HEMP THAT IS INTENDED FOR
23 HUMAN CONSUMPTION AND IS NOT A COSMETIC, A DIETARY SUPPLEMENT,
24 A FOOD, A FOOD ADDITIVE, OR AN HERB.

25 (b) NOTWITHSTANDING SUBSECTION (7)(a) OF THIS SECTION,
26 "ILLCIT SUBSTANCE" DOES NOT INCLUDE:

27 (I) A PRODUCT THAT MAY BE PRODUCED AND SOLD IN COLORADO

1 PURSUANT TO AND IN COMPLIANCE WITH SECTION 25-5-427, ARTICLE 10
2 OF TITLE 44, AND RULES ADOPTED PURSUANT TO SUCH PROVISIONS; OR

3 (II) A PRODUCT THAT MAY BE PRODUCED FOR PERSONAL USE OR
4 PRODUCED AND ADMINISTERED FOR NATURAL MEDICINE SERVICES
5 PURSUANT TO AND IN COMPLIANCE WITH ARTICLE 170 OF TITLE 12,
6 SECTION 18-18-434, ARTICLE 50 OF TITLE 44, AND RULES ADOPTED
7 PURSUANT TO SUCH PROVISIONS.

8 (8) "MINOR" MEANS AN INDIVIDUAL UNDER EIGHTEEN YEARS OF
9 AGE.

10 (9) "MINOR SAFETY TOOL" MEANS A FEATURE, SETTING, TOOL, OR
11 SIMILAR OPTION THAT ALLOWS A MINOR USER OR THEIR PARENT TO
12 PROTECT THE PRIVACY, SECURITY, OR HEALTH OF THE MINOR USER ON A
13 SOCIAL MEDIA PLATFORM, INCLUDING A FEATURE, SETTING, TOOL, OR
14 SIMILAR OPTION THAT ALLOWS AN INDIVIDUAL TO:

- 15 (a) MAKE AN ACCOUNT PRIVATE;
- 16 (b) CONTROL THE SENDING OR RECEIPT OF DIRECT MESSAGES OR
17 COMMENTS;
- 18 (c) BLOCK OR REPORT SUSPICIOUS ACCOUNTS;
- 19 (d) CONTROL TIME SPENT OR CONTENT VIEWED; OR
- 20 (e) DISABLE OR ALTER ALGORITHMIC SUGGESTIONS OF CONTENT.

21 (10) "PARENT" MEANS A PARENT OR A LEGAL GUARDIAN OF A
22 MINOR.

23 (11) (a) "PUBLISHED POLICIES" MEANS POLICIES ADOPTED AND
24 PUBLISHED BY A SOCIAL MEDIA COMPANY PURSUANT TO SECTION 6-1-1603
25 THAT SPECIFY, AT LEAST, THE USER BEHAVIORS AND ACTIVITIES THAT ARE
26 PERMITTED ON A SOCIAL MEDIA PLATFORM OWNED OR OPERATED BY THE
27 SOCIAL MEDIA COMPANY AND THE USER BEHAVIORS AND ACTIVITIES THAT

1 MAY SUBJECT A USER OR AN ITEM OF CONTENT TO BEING ACTIONED.

2 (b) "PUBLISHED POLICIES" INCLUDES TERMS OF SERVICE AND
3 COMMUNITY GUIDELINES.

4 (12) "SEARCH WARRANT" MEANS A SEARCH WARRANT DULY
5 EXECUTED PURSUANT TO PART 3 OF ARTICLE 3 OF TITLE 16.

6 (13) "SEX TRAFFICKING OF A MINOR" MEANS SELLING, RECRUITING,
7 HARBORING, TRANSPORTING, TRANSFERRING, ISOLATING, ENTICING,
8 PROVIDING, RECEIVING, OBTAINING BY ANY MEANS, MAINTAINING, OR
9 MAKING AVAILABLE A MINOR FOR THE PURPOSE OF COMMERCIAL SEXUAL
10 ACTIVITY, AS DEFINED IN SECTION 18-3-502 (3).

11 (14) "SEXUALLY EXPLOITATIVE MATERIAL" HAS THE MEANING SET
12 FORTH IN SECTION 18-6-403 (2)(j).

13 (15) "SOCIAL MEDIA COMPANY" MEANS A PERSON THAT OWNS OR
14 OPERATES ONE OR MORE SOCIAL MEDIA PLATFORMS.

15 (16) (a) "SOCIAL MEDIA PLATFORM" MEANS AN INTERNET-BASED
16 SERVICE OR APPLICATION THAT HAS USERS IN COLORADO AND MEETS
17 BOTH OF THE FOLLOWING CRITERIA:

18 (I) A SUBSTANTIAL FUNCTION OF THE SERVICE OR APPLICATION IS
19 TO ALLOW USERS TO INTERACT SOCIALLY WITH EACH OTHER WITHIN THE
20 SERVICE OR APPLICATION; AND

21 (II) THE SERVICE OR APPLICATION ALLOWS A USER TO:

22 (A) BECOME A REGISTERED USER, ESTABLISH AN ACCOUNT,
23 CONSTRUCT A PUBLIC OR SEMIPUBLIC PROFILE FOR PURPOSES OF SIGNING
24 INTO AND USING THE SERVICE OR APPLICATION, OR POPULATE A LIST OF
25 OTHER USERS OR ACCOUNTS WITH WHOM AN INDIVIDUAL SHARES A SOCIAL
26 CONNECTION WITHIN THE SERVICE OR APPLICATION; AND

27 (B) CREATE OR POST CONTENT THAT IS VIEWABLE BY OTHER

1 USERS.

2 (b) "SOCIAL MEDIA PLATFORM" DOES NOT INCLUDE AN
3 INTERNET-BASED SERVICE OR APPLICATION IF THE PREDOMINANT OR
4 EXCLUSIVE FUNCTION OF THE SERVICE OR APPLICATION IS:

5 (I) PROVIDING ELECTRONIC MAIL;

6 (II) PROVIDING DIRECT MESSAGING WHEREBY MESSAGES ARE SENT
7 BETWEEN DEVICES BY ELECTRONIC MEANS, ARE SHARED BETWEEN A
8 SENDER AND A RECIPIENT, ARE VISIBLE ONLY TO THE SENDER AND THE
9 RECIPIENT, ARE NOT POSTED PUBLICLY, AND ARE NOT EMBEDDED INTO A
10 SOCIAL MEDIA PLATFORM;

11 (III) FACILITATING COMMUNICATION WITHIN A BUSINESS OR AN
12 ENTERPRISE AMONG EMPLOYEES OR AFFILIATES OF THE BUSINESS OR
13 ENTERPRISE, SO LONG AS ACCESS TO THE SERVICE OR APPLICATION IS
14 RESTRICTED TO EMPLOYEES OR AFFILIATES OF THE BUSINESS OR
15 ENTERPRISE;

16 (IV) SELLING ENTERPRISE SOFTWARE TO BUSINESSES,
17 GOVERNMENTS, OR NONPROFIT ORGANIZATIONS;

18 (V) PROVIDING CLOUD-BASED ELECTRONIC STORAGE, INCLUDING
19 CLOUD-BASED STORAGE THAT ALLOWS COLLABORATIVE EDITING BY
20 INVITED USERS;

21 (VI) FACILITATING TELECONFERENCING AND VIDEO
22 CONFERENCING FEATURES THAT ARE LIMITED TO CERTAIN PARTICIPANTS
23 IN THE TELECONFERENCE OR VIDEO CONFERENCE AND ARE NOT POSTED
24 PUBLICLY OR FOR BROAD DISTRIBUTION TO OTHER USERS;

25 (VII) FACILITATING CROWDSOURCED CONTENT FOR REFERENCE
26 GUIDES, SUCH AS ENCYCLOPEDIAS, EDUCATIONAL MATERIALS, AND
27 DICTIONARIES;

1 (VIII) FACILITATING ONLINE SHOPPING OR E-COMMERCE IF THE
2 RELATED INTERACTIONS BETWEEN USERS OR ACCOUNT HOLDERS ARE
3 LIMITED TO:

4 (A) THE ABILITY TO POST AND VIEW COMMENTS AS PART OF
5 RATINGS AND REVIEWS OF PRODUCTS;

6 (B) THE ABILITY TO DISPLAY LISTS OR COLLECTIONS OF GOODS FOR
7 SALE OR WISH LISTS; AND

8 (C) OTHER FUNCTIONS THAT ARE FOCUSED ON ONLINE SHOPPING
9 OR E-COMMERCE RATHER THAN OTHER INTERACTIONS BETWEEN USERS OR
10 ACCOUNT HOLDERS;

11 (IX) PROVIDING A STREAMING SERVICE THAT:

12 (A) STREAMS ONLY LICENSED AND NOT USER-GENERATED MEDIA
13 IN A CONTINUOUS FLOW FROM THE SERVICE, WEBSITE, OR APPLICATION TO
14 THE END USER; AND

15 (B) DOES NOT REQUIRE A USER OR ACCOUNT HOLDER TO OBTAIN
16 A LICENSE TO THE MEDIA BY AGREEMENT TO THE SERVICE'S OR
17 APPLICATION'S TERMS OF SERVICE;

18 (X) PROVIDING NEWS, SPORTS, ENTERTAINMENT, OR OTHER
19 CONTENT THAT IS PRESELECTED BY THE PROVIDER AND NOT
20 USER-GENERATED;

21 (XI) PROVIDING AN ONLINE SERVICE, WEBSITE, OR APPLICATION
22 THAT IS USED BY OR UNDER THE DIRECTION OF AN EDUCATIONAL ENTITY,
23 INCLUDING A LEARNING MANAGEMENT SYSTEM, A STUDENT ENGAGEMENT
24 PROGRAM, OR A SUBJECT- OR SKILL-SPECIFIC PROGRAM, WHERE THE
25 CONTENT IS PREDOMINANTLY CREATED OR POSTED BY THE PROVIDER OF
26 THE ONLINE SERVICE, WEBSITE, OR APPLICATION AND THE ABILITY TO
27 CHAT, COMMENT, OR INTERACT WITH OTHER USERS IS DIRECTLY RELATED

1 TO THE PROVIDER'S CONTENT;

2 (XII) PROVIDING OR OBTAINING TECHNICAL SUPPORT FOR A
3 SOFTWARE PLATFORM, PRODUCT, OR SERVICE;

4 (XIII) PROVIDING CAREER DEVELOPMENT OPPORTUNITIES,
5 INCLUDING PROFESSIONAL NETWORKING, JOB SKILLS, LEARNING
6 CERTIFICATIONS, AND JOB POSTING AND APPLICATION SERVICES;

7 (XIV) FACILITATING ACADEMIC OR SCHOLARLY RESEARCH;

8 (XV) PROVIDING INTERACTIVE GAMING, VIRTUAL GAMING, OR AN
9 ONLINE SERVICE THAT ALLOWS THE CREATION AND UPLOADING OF
10 CONTENT FOR THE PURPOSE OF INTERACTIVE GAMING, EDUCATIONAL
11 ENTERTAINMENT, OR OTHER ENTERTAINMENT, AND THE COMMUNICATION
12 RELATED TO THAT CONTENT; OR

13 (XVI) REPORTING OR DISSEMINATING NEWS INFORMATION FOR A
14 MASS MEDIUM, AS DEFINED IN SECTION 13-90-119 (1)(a).

15 (c) "SOCIAL MEDIA PLATFORM" DOES NOT INCLUDE AN
16 INTERNET-BASED SERVICE OR APPLICATION IF:

17 (I) THE CONTENT THAT IS POSTED OR CREATED IS PREDOMINANTLY
18 POSTED OR CREATED BY THE PROVIDER OF THE INTERNET-BASED SERVICE
19 OR APPLICATION AND NOT USER-GENERATED; AND

20 (II) THE ABILITY TO CHAT, COMMENT, OR INTERACT WITH OTHER
21 USERS IS DIRECTLY RELATED TO THE PROVIDER'S CONTENT.

22 (17) "SUBJECT USE" MEANS THE USE OF A SOCIAL MEDIA PLATFORM
23 FOR:

24 (a) THE SALE OR ADVERTISEMENT OF AN ILLICIT SUBSTANCE;

25 (b) THE SALE OF A FIREARM IN VIOLATION OF STATE OR FEDERAL
26 LAW;

27 (c) SEX TRAFFICKING OF A MINOR; OR

1 (d) THE POSSESSION, DISPLAY, EXCHANGE, DISTRIBUTION, SALE, OR
2 CREATION OF, OR THE INDUCEMENT TO CREATE, SEXUALLY EXPLOITATIVE
3 MATERIAL.

4 **6-1-1602. [Formerly 6-1-1601] Social media platform - minor**
5 **users - standards.** (1) On or after January 1, 2026, a social media
6 platform must ~~establish~~ INCLUDE a function that either:

7 (a) Meets the criteria in subsection (2) of this section and ~~be~~ IS
8 informed by the standards established in subsection ~~(5)~~ (4) of this section;
9 or

10 (b) Displays a pop-up or full screen notification to a user who
11 attests to being under ~~the age of~~ eighteen YEARS OF AGE when the user:

12 (I) Has spent one cumulative hour on the social media platform
13 during a twenty-four-hour period; or

14 (II) Is on a social media platform between the hours of 10 p.m.
15 and 6 a.m.

16 (2) The function established pursuant to subsection (1) of this
17 section must provide users who are under ~~the age of~~ eighteen YEARS OF
18 AGE with information about their engagement in social media that helps
19 the user understand the impact of social media on the developing brain
20 and the mental and physical health of ~~youth~~ MINOR users. The information
21 must be supported by data from peer-reviewed scholarly articles or the
22 sources included in the mental health and technology resource bank
23 established in section 22-2-127.8 (1).

24 (3) If the social media platform establishes the function described
25 in subsection (1)(b) of this section, the function must repeat at least every
26 thirty minutes after the initial notification.

27 ~~(4) (a) As used in this section, "social media platform" means an~~

1 internet-based service, website, or application that:

2 (I) Has more than one hundred thousand active users in Colorado;

3 (II) ~~Permits a person to become a registered user, establish an~~
4 ~~account, or create a public or semipublic profile for the purpose of~~
5 ~~allowing users to create, share, and view user-generated content through~~
6 ~~the account or profile;~~

7 (III) ~~Enables one or more users to create or post content that can~~
8 ~~be viewed by other users of the medium; and~~

9 (IV) ~~Includes a substantial function to allow users to interact~~
10 ~~socially with each other within the service or application. A service or~~
11 ~~application that provides electronic mail or direct messaging services~~
12 ~~does not meet the criterion described in this subsection (4) on the basis of~~
13 ~~that function alone.~~

14 (b) ~~"Social media platform" does not include an internet-based~~
15 ~~service or application in which the predominant or exclusive function is:~~

16 (I) ~~Providing electronic mail;~~

17 (II) ~~Facilitating commercial transactions, if the interaction with~~
18 ~~other users or account holders is generally limited to:~~

19 (A) ~~The ability to upload a post and comment on reviews or the~~
20 ~~ability to display lists or collections of goods for sale or wish lists; and~~

21 (B) ~~The primary function of the platform is focused on online~~
22 ~~shopping or e-commerce rather than interactions between users or~~
23 ~~account holders;~~

24 (III) ~~Facilitating teleconferencing and video conferencing features~~
25 ~~that are limited to certain participants in the teleconference or video~~
26 ~~conference and are not posted publicly or for broad distribution to other~~
27 ~~users;~~

1 (IV) Facilitating crowd-sourced content for reference guides such
2 as encyclopedias and dictionaries;

3 ~~(V) Providing cloud-based electronic services, including~~
4 ~~cloud-based services that allow collaborative editing by invited users;~~

5 (VI) Consisting primarily of news, sports, entertainment, or other
6 content that is preselected by the provider and not user generated and any
7 chat, comment, or interactive functionality that is provided incidental to,
8 directly related to, or dependent upon provision of the content;

9 (VII) Interactive gaming, virtual gaming, or an online service that
10 allows the creation and uploading of content for the purpose of interactive
11 or virtual gaming;

12 (VIII) Providing information concerning businesses, products, or
13 travel information, including user reviews or rankings of businesses or
14 products;

15 (IX) Facilitating communication within a business or an enterprise
16 among employees or affiliates of the business or enterprise, so long as
17 access to the service or application is restricted to employees or affiliates
18 of the business or enterprise;

19 (X) Selling enterprise software to businesses, governments, or
20 nonprofit organizations;

21 (XI) Providing a streaming service that streams only licensed
22 media in a continuous flow from the service, website, or application to the
23 end user and does not require a user or account holder to obtain a license
24 for the media by agreement with a social media platform's terms of
25 service;

26 (XII) Providing an online service, website, or application that is
27 used by or under the direction of an educational entity, including a

1 ~~learning management system, a student engagement program, or a~~
2 ~~subject- or skill-specific program, for which the majority of the content~~
3 ~~is created or posted by the provider of the online service, website, or~~
4 ~~application and the ability to chat, comment, or interact with other users~~
5 ~~is directly related to the provider's content;~~

6 ~~(XIII) Providing or obtaining technical support for a platform,~~
7 ~~product, or service;~~

8 ~~(XIV) Providing career development opportunities, including~~
9 ~~professional networking, job skills, learning certifications, and job~~
10 ~~posting and application services;~~

11 ~~(XV) Focused on facilitating academic or scholarly research; or~~

12 ~~(XVI) Reporting or disseminating news information for a mass~~
13 ~~medium, as defined in section 13-90-119.~~

14 ~~(5) (4) The chief information officer in the office of information~~
15 ~~technology, in consultation with the director of the center for health and~~
16 ~~environmental data division of the Colorado department of public health~~
17 ~~and environment and the temporary stakeholder group established in~~
18 ~~section 22-2-127.8, shall establish standards for a user tool or function~~
19 ~~that meets the requirements of subsection (1) of this section for a social~~
20 ~~media platform. The standards must:~~

21 ~~(a) Recommend intervals for notification frequency that are~~
22 ~~similar to those in subsection (3) of this section;~~

23 ~~(b) Provide sample messaging for the content of the notification;~~

24 ~~(c) Be informed by data and research on the efficacy of~~
25 ~~notifications; and~~

26 ~~(d) Recommend the age range of users who would most benefit~~
27 ~~from notifications.~~

1 **6-1-1603. Social media companies - published policies -**
2 **required disclosures.** (1) ON OR BEFORE JULY 1, 2026, A SOCIAL MEDIA
3 COMPANY SHALL POST PUBLISHED POLICIES FOR EACH SOCIAL MEDIA
4 PLATFORM OWNED OR OPERATED BY THE SOCIAL MEDIA COMPANY. THE
5 PUBLISHED POLICIES MUST BE POSTED IN A CLEAR AND CONSPICUOUS
6 MANNER REASONABLY DESIGNED TO INFORM ALL USERS OF THE SOCIAL
7 MEDIA PLATFORM OF THE EXISTENCE AND CONTENTS OF THE PUBLISHED
8 POLICIES. AFTER THE INITIAL POSTING OF THE PUBLISHED POLICIES, A
9 SOCIAL MEDIA COMPANY SHALL POST ANY MATERIAL UPDATES TO THE
10 PUBLISHED POLICIES WITHIN FOURTEEN DAYS AFTER THE IMPLEMENTATION
11 OF THE UPDATED PUBLISHED POLICIES.

12 (2) THE PUBLISHED POLICIES POSTED PURSUANT TO SUBSECTION
13 (1) OF THIS SECTION MUST INCLUDE:

14 (a) CONTACT INFORMATION OR A DESCRIPTION OF THE PROCESS
15 THAT ALLOWS A USER TO ASK THE SOCIAL MEDIA COMPANY QUESTIONS
16 ABOUT, OR REPORT VIOLATIONS OF, THE PUBLISHED POLICIES;

17 (b) A DESCRIPTION OF THE PROCESS THAT A USER MUST FOLLOW TO
18 FLAG CONTENT, ACTIVITY, GROUPS, OR OTHER USERS THAT THE USER
19 BELIEVES VIOLATE THE PUBLISHED POLICIES;

20 (c) A DESCRIPTION OF THE SOCIAL MEDIA COMPANY'S PROCESS TO
21 RESPOND TO AND RESOLVE USER QUESTIONS, REPORTS, AND FLAGS AS
22 DESCRIBED IN SUBSECTIONS (2)(e) AND (2)(f) OF THIS SECTION, INCLUDING
23 AVERAGE RESPONSE TIMES TO USER QUESTIONS, REPORTS, AND FLAGS. IF
24 APPLICABLE, THIS DESCRIPTION MUST INCLUDE INFORMATION ABOUT THE
25 PROCESS BY WHICH THE SOCIAL MEDIA COMPANY INFORMS A REPORTING
26 USER OF THE ACTION TAKEN IN RESPONSE TO THE USER'S QUESTION,
27 REPORT, OR FLAG.

1 (d) A DESCRIPTION OF THE SOCIAL MEDIA PLATFORM'S
2 RESTRICTIONS ON THE USE OF THE SOCIAL MEDIA PLATFORM AS TO
3 SUBJECT USES;

4 (e) A DESCRIPTION OF THE SOCIAL MEDIA COMPANY'S PROCESS FOR
5 ENFORCING ITS PUBLISHED POLICIES AS TO SUBJECT USES AND THE
6 POTENTIAL CONSEQUENCES OF VIOLATING THE PUBLISHED POLICIES AS TO
7 SUBJECT USES, WHICH DESCRIPTION INCLUDES:

8 (I) ACTIONS THE SOCIAL MEDIA COMPANY MAY TAKE AGAINST AN
9 ITEM OF CONTENT, A GROUP, OR A USER, INCLUDING ACTIONS DESCRIBED
10 IN SECTION 6-1-1607; AND

11 (II) DETAILS CONCERNING:

12 (A) WHAT ACTIONS THE SOCIAL MEDIA COMPANY MAY TAKE IN
13 RESPONSE TO ACTIVITY THAT VIOLATES A PUBLISHED POLICY ON SUBJECT
14 USES, INCLUDING WHETHER AND HOW THOSE ACTIONS MAY VARY WHEN
15 MULTIPLE VIOLATIONS OF A PUBLISHED POLICY OR POLICIES OCCUR; AND

16 (B) HOW MANY VIOLATIONS OF A PUBLISHED POLICY CONCERNING
17 A SUBJECT USE ARE REQUIRED TO RESULT IN A SPECIFIC ACTION;

18 (f) A DESCRIPTION OF WHEN VIOLATIONS OF PUBLISHED POLICIES
19 ARE REPORTED TO LAW ENFORCEMENT FOR INVESTIGATION AND
20 POTENTIAL PROSECUTION, INCLUDING A DESCRIPTION OF WHEN AND HOW
21 SUBJECT USES WILL BE REPORTED TO LAW ENFORCEMENT AND IN WHAT
22 FORMAT THIS INFORMATION WILL BE PROVIDED; AND

23 (g) A LIST OF THE LANGUAGES IN WHICH THE PUBLISHED POLICIES
24 ARE AVAILABLE.

25 **6-1-1604. Social media companies - published policies and**
26 **violations report required.** (1) ON AN ANNUAL BASIS IN ACCORDANCE
27 WITH SECTION 6-1-1606, A SOCIAL MEDIA COMPANY SHALL SUBMIT TO THE

1 DEPARTMENT OF LAW, IN A MACHINE-READABLE AND OPEN FORMAT, A
2 REPORT THAT INCLUDES, FOR EACH SOCIAL MEDIA PLATFORM OWNED OR
3 OPERATED BY THE SOCIAL MEDIA COMPANY:

4 (a) THE CURRENT VERSION OF THE PUBLISHED POLICIES OF THE
5 SOCIAL MEDIA PLATFORM;

6 (b) IF A SOCIAL MEDIA COMPANY HAS FILED ITS FIRST REPORT, A
7 COMPLETE AND DETAILED DESCRIPTION OF ANY CHANGES TO THE
8 PUBLISHED POLICIES SINCE THE PREVIOUS REPORT;

9 (c) A STATEMENT OF WHETHER THE CURRENT VERSION OF THE
10 PUBLISHED POLICIES CONTAINS DEFINITIONS AND PROVISIONS RELATING TO
11 SUBJECT USES; AND

12 (d) FOR THE PRECEDING CALENDAR YEAR, DATA PERTAINING TO
13 EACH CATEGORY OF SUBJECT USES FROM USERS BASED IN THE UNITED
14 STATES AS TO:

15 (I) THE TOTAL NUMBER OF INSTANCES IN WHICH THE SOCIAL MEDIA
16 COMPANY WAS ALERTED TO ILLEGAL CONTENT, ILLEGAL ACTIVITY, OR
17 POTENTIALLY PUBLISHED-POLICY-VIOLATING CONTENT OR ACTIVITY,
18 DISAGGREGATED BY:

19 (A) THE FORM OF THE ALERT, INCLUDING BY USER COMPLAINT, A
20 NOTIFICATION OR REPORT FROM AN EMPLOYEE OR A PERSON CONTRACTING
21 WITH THE SOCIAL MEDIA COMPANY, AN INTERNAL AUTOMATED DETECTION
22 TOOL, OR OTHER FUNCTION;

23 (B) THE PERCENTAGE OF FLAGGED ITEMS OF CONTENT THAT WERE
24 ULTIMATELY ACTIONED; AND

25 (C) THE AVERAGE TIME BETWEEN WHEN THE SOCIAL MEDIA
26 COMPANY WAS ALERTED AND THE ACTION TAKEN;

27 (II) THE NUMBER OF ACCOUNTS ACTIONED FOR VIOLATING A

1 PUBLISHED POLICY AS TO SUBJECT USES, DISAGGREGATED BY:

2 (A) THE NUMBER OF DAYS BETWEEN DETECTION OF THE
3 VIOLATION AND THE SUSPENSION OR REMOVAL OF EACH ACCOUNT; AND

4 (B) THE AGE CATEGORY OF THE OPERATOR OF THE SUSPENDED OR
5 REMOVED ACCOUNT;

6 (III) WHETHER THE ACCOUNT AND VIOLATIVE CONTENT OR
7 ACTIVITY WAS REFERRED TO LAW ENFORCEMENT;

8 (IV) THE TOTAL NUMBER OF ACTIONED ITEMS OF CONTENT,
9 DISAGGREGATED BY TYPE OF ACTION;

10 (V) THE AVERAGE NUMBER OF TIMES ACTIONED ITEMS OF
11 CONTENT WERE VIEWED BY USERS BEFORE THE ITEMS WERE ACTIONED;

12 (VI) THE DISTRIBUTION OF VIEWS OF ACTIONED ITEMS OF CONTENT
13 BY AGE CATEGORY AND BY SUBJECT USE;

14 (VII) THE FIVE HUNDRED POSTS THAT RECEIVED THE HIGHEST
15 NUMBER OF VIEWS BEFORE THE POSTS WERE ACTIONED, INCLUDING COPIES
16 OF THE POSTS;

17 (VIII) THE NUMBER OF INSTANCES IN WHICH A USER APPEALED A
18 DECISION TO REMOVE THE USER'S ACTIONED CONTENT OR REMOVE OR
19 SUSPEND THE USER'S ACCOUNT AND THE PERCENTAGE OF APPEALS THAT
20 RESULTED IN THE RESTORATION OF CONTENT OR AN ACCOUNT;

21 (IX) THE NUMBER OF USERS REFERRED TO LAW ENFORCEMENT,
22 DISAGGREGATED BY AGE CATEGORY; AND

23 (X) THE NUMBER OF REQUESTS FROM COLORADO LAW
24 ENFORCEMENT AGENCIES FOR USER DATA, DISAGGREGATED BY THE
25 RESPONSE TIME FOR EACH REQUEST.

26 (2) ON AN ANNUAL BASIS IN ACCORDANCE WITH SECTION
27 6-1-1606, A SOCIAL MEDIA COMPANY SHALL SUBMIT TO THE DEPARTMENT

1 OF LAW, IN A MACHINE-READABLE AND OPEN FORMAT, A REPORT THAT
2 INCLUDES, FOR EACH SOCIAL MEDIA PLATFORM OWNED OR OPERATED BY
3 THE SOCIAL MEDIA COMPANY:

4 (a) THE TOTAL NUMBER OF COLORADO-BASED USERS OR ACCOUNT
5 HOLDERS ON THE SOCIAL MEDIA PLATFORM; AND

6 (b) WHETHER A COLORADO-BASED USER'S ACCOUNT OR VIOLATIVE
7 CONTENT WAS SHARED WITH LAW ENFORCEMENT AND, IF SO, WHICH
8 SUBJECT USE OR SUBJECT USES WERE INVOLVED.

9 (3) IN SATISFYING THE REPORTING REQUIREMENTS DESCRIBED IN
10 SUBSECTIONS (1) AND (2) OF THIS SECTION, A SOCIAL MEDIA COMPANY
11 SHALL CERTIFY THAT ALL REASONABLE EFFORTS HAVE BEEN MADE TO
12 PROVIDE COMPLETE, TRUE, AND ACCURATE INFORMATION IN FULFILLMENT
13 OF THE REQUIREMENTS OF THIS SECTION.

14 **6-1-1605. Social media companies - minor usage report**
15 **required.** (1) ON AN ANNUAL BASIS IN ACCORDANCE WITH SECTION
16 6-1-1606, A SOCIAL MEDIA COMPANY SHALL MAKE PUBLICLY AVAILABLE,
17 IN A MACHINE-READABLE AND OPEN FORMAT AND IN A LOCATION THAT IS
18 EASILY ACCESSIBLE, A REPORT THAT INCLUDES, FOR EACH SOCIAL MEDIA
19 PLATFORM OWNED OR OPERATED BY THE SOCIAL MEDIA COMPANY:

20 (a) FOR THE PRECEDING CALENDAR YEAR, THE FOLLOWING DATA
21 CONCERNING HOW MINORS IN THE UNITED STATES USED THE SOCIAL
22 MEDIA PLATFORM, DISAGGREGATED BY AGE CATEGORY AND GENDER FOR
23 ALL USERS IN THE UNITED STATES AND FOR ALL USERS IN COLORADO:

24 (I) THE TOTAL NUMBER OF MINOR USERS WHO USED THE SOCIAL
25 MEDIA PLATFORM;

26 (II) THE AVERAGE AMOUNT OF TIME SPENT EACH DAY ON THE
27 SOCIAL MEDIA PLATFORM BY MINOR USERS, WITH RESPECT TO THE TENTH,

1 TWENTY-FIFTH, FIFTIETH, SEVENTY-FIFTH, NINETIETH, NINETY-NINTH, AND
2 NINETY-NINE AND NINE-TENTHS PERCENTILES OF DAILY USE BY ALL MINOR
3 USERS;

4 (III) THE DISTRIBUTION OF MINOR USERS WHO SPEND AT LEAST
5 ONE HOUR PER DAY ON THE SOCIAL MEDIA PLATFORM, REPORTED IN
6 ONE-HOUR INCREMENTS, FROM ONE HOUR THROUGH TWENTY-FOUR
7 HOURS;

8 (IV) THE DISTRIBUTION OF MINOR USERS WHO SPEND MORE THAN
9 THIRTY MINUTES ON THE SOCIAL MEDIA PLATFORM BETWEEN THE HOURS
10 OF 10 P.M. AND 6 A.M., REPORTED IN THIRTY-MINUTE INCREMENTS;

11 (V) THE AVERAGE PERCENTAGE OF THE SOCIAL MEDIA PLATFORM'S
12 TOTAL MINOR USERS WHO USE THE SOCIAL MEDIA PLATFORM FOR EACH
13 HOUR OF EACH DAY;

14 (VI) ON AVERAGE, HOW MANY NOTIFICATIONS WERE SENT EACH
15 DAY WITH RESPECT TO THE TENTH, TWENTY-FIFTH, FIFTIETH,
16 SEVENTY-FIFTH, NINETIETH, NINETY-NINTH, AND NINETY-NINE AND
17 NINE-TENTHS PERCENTILES OF MINOR USERS RECEIVING NOTIFICATIONS;

18 (VII) ON AVERAGE, HOW MANY NOTIFICATIONS WERE SENT WITH
19 RESPECT TO THE TENTH, TWENTY-FIFTH, FIFTIETH, SEVENTY-FIFTH,
20 NINETIETH, NINETY-NINTH, AND NINETY-NINE AND NINE-TENTHS
21 PERCENTILES OF MINOR USERS DURING EACH HOUR BETWEEN THE HOURS
22 OF 8 A.M. AND 3 P.M.;

23 (VIII) ON AVERAGE, HOW MANY NOTIFICATIONS WERE SENT WITH
24 RESPECT TO THE TENTH, TWENTY-FIFTH, FIFTIETH, SEVENTY-FIFTH,
25 NINETIETH, NINETY-NINTH, AND NINETY-NINE AND NINE-TENTHS
26 PERCENTILES OF MINOR USERS DURING EACH HOUR BETWEEN THE HOURS
27 OF 10 P.M. AND 6 A.M.;

1 (IX) THE ONE HUNDRED PIECES OF PUBLIC CONTENT MOST
2 FREQUENTLY VIEWED BY MINOR USERS EACH MONTH, INCLUDING
3 HYPERLINKS TO EACH PIECE OF CONTENT;

4 (X) THE TOTAL NUMBER OF MINOR USERS WHO HAVE VIEWED,
5 COMMENTED ON, SHARED, OR OTHERWISE INTERACTED WITH ACTIONED
6 CONTENT THAT WAS FOUND TO VIOLATE THE SOCIAL MEDIA PLATFORM'S
7 PUBLISHED POLICIES, DISAGGREGATED BY PUBLISHED POLICY VIOLATION
8 TYPE AND BY SUBJECT USE;

9 (XI) A LIST OF MINOR SAFETY TOOLS MADE AVAILABLE BY THE
10 SOCIAL MEDIA PLATFORM, NOTING WHICH TOOLS ARE ENABLED BY
11 DEFAULT AND THE TOTAL NUMBER AND PERCENTAGE OF MINOR USERS
12 WHO HAVE EACH TOOL ENABLED; AND

13 (XII) IF THE SOCIAL MEDIA PLATFORM MAKES AVAILABLE THE
14 ABILITY TO LINK A PARENT OR FAMILY ACCOUNT, THE PERCENTAGE OF
15 MINOR USERS WHO HAVE LINKED THEIR ACCOUNT TO SUCH A PARENT OR
16 FAMILY ACCOUNT;

17 (b) A GENERAL DESCRIPTION OF THE SOCIAL MEDIA PLATFORM'S
18 PUBLISHED POLICIES REGARDING THE AGE OF USERS AND HOW THE SOCIAL
19 MEDIA PLATFORM VERIFIES USERS' AGES, HOW THE SOCIAL MEDIA
20 COMPANY THAT OPERATES THE SOCIAL MEDIA PLATFORM RESPONDS TO
21 USER REPORTS OF POTENTIAL VIOLATIONS, AND WHAT ACTION IS TAKEN
22 WHEN A USER IS FOUND TO HAVE VIOLATED THE SOCIAL MEDIA
23 PLATFORM'S PUBLISHED POLICIES REGARDING AGE, INCLUDING:

24 (I) THE TOTAL NUMBER OF USERS THE SOCIAL MEDIA PLATFORM
25 IDENTIFIED, EITHER THROUGH USERS, EMPLOYEES, OR AUTOMATED MEANS,
26 WHO DID NOT PROVIDE THEIR TRUE AGES TO THE SOCIAL MEDIA PLATFORM
27 OR WHO OTHERWISE VIOLATED THE SOCIAL MEDIA PLATFORM'S PUBLISHED

1 POLICIES REGARDING AGE, DISAGGREGATED BY AGE CATEGORY; AND

2 (II) THE SOCIAL MEDIA COMPANY'S RESPONSE TO USERS IDENTIFIED
3 AS NOT PROVIDING THEIR TRUE AGES OR OTHERWISE VIOLATING THE
4 SOCIAL MEDIA PLATFORM'S PUBLISHED POLICIES REGARDING AGE,
5 INCLUDING THE TOTAL NUMBER OF USER ACCOUNTS THAT WERE ACTIONED
6 BY THE SOCIAL MEDIA COMPANY AND A BREAKDOWN BY PERCENTAGES OF
7 THE ACTIONS TAKEN, DISAGGREGATED BY AGE CATEGORY; AND

8 (c) A DESCRIPTION OF ALL PRODUCT EXPERIMENTS THAT HAVE
9 BEEN CONDUCTED ON ONE THOUSAND OR MORE MINOR USERS, INCLUDING
10 A DESCRIPTION OF THE EXPERIMENTAL CONDITIONS AND THE RESULTS OF
11 EACH PRODUCT EXPERIMENT.

12 (2) IN SATISFYING THE REPORTING REQUIREMENT DESCRIBED IN
13 SUBSECTION (1) OF THIS SECTION, A SOCIAL MEDIA COMPANY SHALL
14 CERTIFY THAT ALL REASONABLE EFFORTS HAVE BEEN MADE TO PROVIDE
15 COMPLETE, TRUE, AND ACCURATE INFORMATION IN FULFILLMENT OF THE
16 REQUIREMENTS OF THIS SECTION.

17 **6-1-1606. Timing of reports - public disclosures.** (1) THE FIRST
18 SUBMISSION OF REPORTS BY A SOCIAL MEDIA COMPANY MADE PURSUANT
19 TO SECTION 6-1-1604 (1) AND (2) AND THE FIRST PUBLIC DISCLOSURE OF
20 REPORTS BY A SOCIAL MEDIA COMPANY MADE PURSUANT TO SECTION
21 6-1-1605 (1) SHALL OCCUR NO LATER THAN ONE HUNDRED EIGHTY DAYS
22 AFTER THE EFFECTIVE DATE OF THIS PART 16, AS AMENDED. THEREAFTER,
23 REPORTS SHALL BE SUBMITTED NO LATER THAN FEBRUARY 1 OF EACH
24 YEAR.

25 (2) EACH REPORT SUBMITTED PURSUANT TO SECTION 6-1-1604 (1)
26 AND (2) MAY BE MADE AVAILABLE TO THE PUBLIC AT THE ATTORNEY
27 GENERAL'S DISCRETION.

1 **6-1-1607. Social media companies and social media platforms**

2 **- removal of users for prohibited activity.** (1) EXCEPT AS DESCRIBED
3 IN SUBSECTION (3) OF THIS SECTION, UPON THE DETECTION BY A SOCIAL
4 MEDIA PLATFORM OR SOCIAL MEDIA COMPANY, OR UPON THE
5 NOTIFICATION TO A SOCIAL MEDIA PLATFORM OR SOCIAL MEDIA COMPANY
6 BY A USER, A PARENT OF A MINOR USER, A VISITOR, OR A COLORADO LAW
7 ENFORCEMENT AGENT, THAT A USER OF A SOCIAL MEDIA PLATFORM
8 ENGAGES IN ONE OR MORE SUBJECT USES, THE SOCIAL MEDIA COMPANY
9 THAT OPERATES THE SOCIAL MEDIA PLATFORM SHALL:

10 (a) DETERMINE WITHIN SEVENTY-TWO HOURS AFTER DETECTION
11 OR NOTIFICATION WHETHER THE USER VIOLATED THE SOCIAL MEDIA
12 PLATFORM'S PUBLISHED POLICIES; AND

13 (b) IF THE SOCIAL MEDIA COMPANY DETERMINES THAT THE USER
14 VIOLATED THE SOCIAL MEDIA PLATFORM'S PUBLISHED POLICIES,
15 TERMINATE THE USER'S ACCOUNT ON THE SOCIAL MEDIA PLATFORM
16 WITHIN TWENTY-FOUR HOURS AFTER THE DETERMINATION IS MADE AND
17 USE AVAILABLE METHODS AND TECHNOLOGY TO PREVENT THE USER FROM
18 OPERATING, REGISTERING, ESTABLISHING, OR OPENING AN ACCOUNT OR
19 PROFILE ON THE PLATFORM.

20 (2) A SOCIAL MEDIA COMPANY SHALL:

21 (a) IMPLEMENT A REVIEW PROCESS ALLOWING A USER TO APPEAL
22 A DETERMINATION DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION; AND

23 (b) REVIEW AN APPEAL AND MAKE A DETERMINATION CONCERNING
24 THE APPEAL WITHIN FOURTEEN CALENDAR DAYS AFTER THE USER
25 REQUESTS AN APPEAL.

26 (3) A SOCIAL MEDIA PLATFORM MAY ALLOW A USER TO SELL OR
27 ADVERTISE MEDICAL MARIJUANA OR RETAIL MARIJUANA TO USERS WHO

1 ARE AT LEAST TWENTY-ONE YEARS OF AGE SO LONG AS THE SALE OR
2 ADVERTISING COMPLIES WITH ANY RULES ADOPTED PURSUANT TO SECTION
3 44-10-203 (3)(a).

4 **6-1-1608. Social media contact process - search warrants -**
5 **deadline for compliance - extension of deadline - applicability.** (1) A
6 SOCIAL MEDIA COMPANY SHALL ENSURE THAT EACH OF ITS SOCIAL MEDIA
7 PLATFORMS PROVIDES A STREAMLINED PROCESS TO ALLOW COLORADO
8 LAW ENFORCEMENT AGENCIES TO CONTACT THE SOCIAL MEDIA COMPANY,
9 WHICH PROCESS DOES AT LEAST THE FOLLOWING:

10 (a) MAKES AVAILABLE A STAFFED HOTLINE FOR COLORADO LAW
11 ENFORCEMENT AGENCY PERSONNEL FOR PURPOSES OF:

12 (I) RECEIVING AND RESPONDING TO QUESTIONS ABOUT SEARCH
13 WARRANTS;

14 (II) ACKNOWLEDGING RECEIPT OF A SEARCH WARRANT; AND

15 (III) PROVIDING STATUS UPDATES ON SEARCH WARRANT
16 COMPLIANCE TO A REQUESTING COLORADO LAW ENFORCEMENT AGENCY;

17 (b) INCLUDES A METHOD TO PROVIDE REGULAR STATUS UPDATES
18 TO A REQUESTING COLORADO LAW ENFORCEMENT AGENCY IN RESPONSE
19 TO A QUESTION PERTAINING TO A SEARCH WARRANT, AN
20 ACKNOWLEDGMENT OF RECEIPT OF A SEARCH WARRANT, OR THE STATUS
21 OF FULFILLING THE REQUEST OF A SEARCH WARRANT; AND

22 (c) PROVIDES CONTINUOUS AVAILABILITY OF THE PROCESS TO
23 COLORADO LAW ENFORCEMENT AGENCIES.

24 (2) EXCEPT AS PROVIDED IN SUBSECTION (3) OF THIS SECTION OR
25 ANY OTHER LAW, INCLUDING SECTION 32 OF ARTICLE II OF THE STATE
26 CONSTITUTION; THE "COLORADO PRIVACY ACT", PART 13 OF THIS ARTICLE
27 1; SECTION 16-3-301 (4); AND THE "REPRODUCTIVE HEALTH EQUITY

1 ACT", PART 4 OF ARTICLE 6 OF TITLE 25, A SOCIAL MEDIA COMPANY SHALL
2 COMPLY WITH A SEARCH WARRANT WITHIN SEVENTY-TWO HOURS AFTER
3 RECEIVING THE SEARCH WARRANT IF ALL OF THE FOLLOWING APPLY:

4 (a) THE SEARCH WARRANT IS PROVIDED TO THE SOCIAL MEDIA
5 COMPANY BY A COLORADO LAW ENFORCEMENT AGENCY;

6 (b) THE SUBJECT OF THE SEARCH WARRANT IS INFORMATION
7 ASSOCIATED WITH AN ACCOUNT ON A SOCIAL MEDIA PLATFORM OPERATED
8 BY THE SOCIAL MEDIA COMPANY; AND

9 (c) THE INFORMATION IS CONTROLLED BY A USER OF THE SOCIAL
10 MEDIA PLATFORM.

11 (3) A COURT MAY REASONABLY EXTEND THE TIME REQUIRED TO
12 COMPLY WITH A SEARCH WARRANT PURSUANT TO SUBSECTION (2) OF THIS
13 SECTION IF THE COURT MAKES A WRITTEN FINDING THAT THE SOCIAL
14 MEDIA COMPANY HAS SHOWN GOOD CAUSE FOR THE EXTENSION AND THAT
15 AN EXTENSION WOULD NOT CAUSE AN ADVERSE RESULT, AS DEFINED IN 18
16 U.S.C. SEC. 2705 (a)(2).

17 (4) THIS SECTION DOES NOT APPLY TO A SOCIAL MEDIA PLATFORM
18 WITH FEWER THAN ONE MILLION DISCRETE MONTHLY USERS.

19 **6-1-1609. Violations - unfair or deceptive trade practice.** A
20 PERSON THAT KNOWINGLY OR RECKLESSLY VIOLATES THIS PART 16 OR
21 AIDS OR ABETS A VIOLATION OF THIS PART 16 COMMITS A DECEPTIVE
22 TRADE PRACTICE, AS DESCRIBED IN SECTION 6-1-105 (1)(iii).

23 **6-1-1610. Duties and obligations not exclusive - remedies not**
24 **exclusive.** (1) THE DUTIES AND OBLIGATIONS IMPOSED BY THIS PART 16
25 ARE IN ADDITION TO ANY OTHER DUTIES OR OBLIGATIONS IMPOSED UNDER
26 LOCAL, STATE, OR FEDERAL LAW, AND THIS PART 16 DOES NOT RELIEVE
27 ANY PARTY FROM ANY DUTIES OR OBLIGATIONS IMPOSED UNDER LAW.

1 (2) THE REMEDIES OR PENALTIES PROVIDED BY THIS PART 16 ARE
2 IN ADDITION TO ANY OTHER REMEDIES OR PENALTIES AVAILABLE UNDER
3 LOCAL, STATE, OR FEDERAL LAW.

4 **6-1-1611. Severability.** IF ANY PROVISION OF THIS PART 16 OR THE
5 APPLICATION OF THIS PART 16 TO ANY PERSON OR CIRCUMSTANCE IS HELD
6 INVALID, SUCH INVALIDITY DOES NOT AFFECT OTHER PROVISIONS OR
7 APPLICATIONS OF THIS PART 16 THAT CAN BE GIVEN EFFECT WITHOUT THE
8 INVALID PROVISION OR APPLICATION, AND TO THIS END THE PROVISIONS OF
9 THIS PART 16 ARE DECLARED TO BE SEVERABLE.

10 **6-1-1612. Rules.** THE ATTORNEY GENERAL MAY ADOPT RULES FOR
11 THE PURPOSE OF CARRYING OUT THIS PART 16.

12 **SECTION 3.** In Colorado Revised Statutes, 6-1-105, **add** (1)(iiii)
13 as follows:

14 **6-1-105. Unfair or deceptive trade practices - definitions.**

15 (1) A person engages in a deceptive trade practice when, in the course of
16 the person's business, vocation, or occupation, the person:

17 (iiii) KNOWINGLY OR RECKLESSLY VIOLATES OR AIDS OR ABETS
18 THE COMMISSION OF A VIOLATION OF PART 16 OF THIS ARTICLE 1.

19 **SECTION 4. Act subject to petition - effective date.** This act
20 takes effect at 12:01 a.m. on the day following the expiration of the
21 ninety-day period after final adjournment of the general assembly; except
22 that, if a referendum petition is filed pursuant to section 1 (3) of article V
23 of the state constitution against this act or an item, section, or part of this
24 act within such period, then the act, item, section, or part will not take
25 effect unless approved by the people at the general election to be held in
26 November 2026 and, in such case, will take effect on the date of the
27 official declaration of the vote thereon by the governor.