



Sen. Willie Preston

Filed: 5/27/2026

10400HB5511sam001

LRB104 20720 SPS 38377 a

1 AMENDMENT TO HOUSE BILL 5511

2 AMENDMENT NO. _____. Amend House Bill 5511 by replacing
3 everything after the enacting clause with the following:

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

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

7 "Account holder" means an individual who is at least 18
8 years of age or a parent or legal guardian of a user who is
9 under 18 years of age in this State. "Account holder" does not
10 include a parent or legal guardian of an emancipated minor or a
11 parent or legal guardian who is not associated with a user's
12 device.

13 "Addictive feed" means a website, online service, online
14 application, or mobile application, or a portion thereof in
15 which multiple pieces of media generated or shared by users of
16 a website, online service, online application, or mobile

1 application, either concurrently or sequentially, are
2 recommended, selected, or prioritized for display to a user
3 based, in whole or in part, on information associated with the
4 user or the user's device, unless any of the following
5 conditions are met:

6 (1) the recommendation, prioritization, or selection
7 is based on information that is not persistently
8 associated with the user's device and does not concern the
9 user's previous interactions with media generated or
10 shared by other users;

11 (2) the recommendation, prioritization, or selection
12 is based on data controlled by user-selected privacy or
13 accessibility settings or technical information concerning
14 the user's device;

15 (3) the user expressly and unambiguously requested the
16 specific media, media by the author, creator, or poster of
17 media the user has subscribed to, or media shared by users
18 to a page or group the user has subscribed to, provided
19 that the media is not recommended, selected, or
20 prioritized for display based, in whole or in part, on
21 other information that is not permissible under this
22 definition;

23 (4) the user expressly and unambiguously requested the
24 specific media by a specific author, creator, or poster of
25 media the user has subscribed to, or media shared by users
26 to a page or group the user has subscribed to as described

1 by paragraph (3), be blocked, prioritized, or
2 deprioritized for display, provided that the media is not
3 recommended, selected, or prioritized based, in whole or
4 in part, on other information associated with the user or
5 the user's device that is not permissible under this
6 definition;

7 (5) the media is direct and private communication
8 between users;

9 (6) the media is recommended, selected, or prioritized
10 only in response to a specific search inquiry by the user;

11 (7) the media that is recommended, selected, or
12 prioritized for display is exclusively next in a
13 preexisting sequence from the same author, creator,
14 poster, or source; or

15 (8) the recommendation, prioritization, or selection
16 is necessary to comply with the provisions of this Act.

17 "Addictive social media platform" means a covered platform
18 that offers users or provides users with an addictive feed as
19 part of the service provided by that website, online service,
20 online application, or mobile application.

21 "Age assurance" encompasses a range of methods used to
22 determine, estimate, or communicate the age or age bracket of
23 a user.

24 "Application" means a software application that may be run
25 or directed by a user on an Internet-enabled device.

26 "Content" means user-to-user text or an image or video

1 upload.

2 "Covered minor" means a user of an Internet-enabled device
3 who an account holder has indicated to be under the age of 18.

4 "Covered operator" means any person, business, or other
5 legal entity that owns, maintains, or controls:

6 (1) a covered platform; or

7 (2) an addictive social media platform.

8 "Covered platform" means a public or semi-public website,
9 online service, online application, or mobile application
10 that:

11 (1) is used by a covered minor in this State;

12 (2) allows users to construct a public or semi-public
13 profile for the purposes of using such website, service,
14 or application; and

15 (3) has the primary purpose of allowing users to
16 create or post content that is viewable by other users,
17 including, but not limited to, on message boards, in chat
18 rooms, or through a landing page or main feed that
19 presents the user with content generated by other users.

20 "Covered user" means a user of a covered platform who is a
21 resident of this State.

22 "Distribute" means to issue, sell, give, provide, deliver,
23 transfer, transmute, circulate, or disseminate by any means.

24 "Gifted currency" means a currency transfer between users
25 involving fiat currency or digital currency purchased with
26 fiat currency and used within a covered platform whether or

1 not it can be converted to money.

2 "Internet-enabled device" means a smartphone, tablet, or
3 personal laptop or desktop computer that provides cellular or
4 wireless connectivity, is capable of connecting to the
5 Internet, runs an operating system, and is capable of
6 downloading and running applications.

7 "Known adult" means any user that a covered platform has
8 actual knowledge, or should have known, based on knowledge
9 fairly implied under objective circumstances, is at least 18
10 years of age.

11 "Operating system" means the system software that manages
12 the hardware of an Internet-enabled device and allows programs
13 and applications to run on the device.

14 "Operating system provider" means a commercial or
15 non-profit entity that controls the Internet-enabled device's
16 operating system, including the design, programming, or supply
17 of operating systems for the Internet-enabled devices.

18 "Parent" means a parent or legal guardian.

19 "Precise geolocation information" means information
20 derived from technology, including, but not limited to, global
21 positioning system level latitude and longitude coordinates or
22 other mechanisms, that directly identifies the specific within
23 a radius of 1,750 feet. "Precise geolocation information" does
24 not include the content of communications.

25 "Processor" means a person that processes personal data on
26 behalf of a covered operator or another processor.

1 "Publish" means to communicate or make information
2 available to another person or entity on a publicly available
3 website, online service, online application, or mobile
4 application.

5 Section 10. Age assurance requirements.

6 (a) An Internet-enabled device provider that offers an
7 account setup feature for an Internet-enabled device shall:

8 (1) provide an accessible interface at account setup
9 that requires an account holder to indicate the birth
10 date, age, or both, of the primary user of that device for
11 purposes of providing a signal regarding the primary
12 user's age bracket to covered operators;

13 (2) provide a covered operator who has requested a
14 signal with respect to a particular user with the
15 technical ability to call a digital signal by a reasonably
16 consistent application programming interface, where the
17 user or account holder has agreed to share the user's age
18 bracket data, that contains the user's age bracket data;
19 and

20 (3) send only the minimum amount of information
21 necessary to comply with this Act and not share the
22 digital signal information, or any information that
23 conveys the user's age bracket data, with a third party
24 for a purpose not required by this Act, except where
25 legally required.

1 (b) For all users that the covered operator under this
2 Section has actual knowledge to be a covered minor or has
3 received a signal indicating that the user is a covered minor,
4 the covered operator shall use the following settings by
5 default:

6 (1) The covered operator shall not display the
7 existence of the covered minor's account on a covered
8 platform to any known adult user unless the covered minor
9 has expressly and unambiguously allowed a specific known
10 adult user to view the covered minor's account or has
11 expressly and unambiguously chosen to make the covered
12 minor's account's existence public.

13 (2) The covered operator shall not display media
14 created or posted by the covered minor on a covered
15 platform to any known adult user unless the covered minor
16 has expressly and unambiguously allowed a specific known
17 adult user to view the covered minor's media or has
18 expressly and unambiguously chosen to make the covered
19 minor's media publicly available.

20 (3) The covered operator shall not permit any known
21 adult user to like, comment on, or otherwise provide
22 feedback on the covered minor's media on a covered
23 platform unless the covered minor has expressly and
24 unambiguously allowed a specific known adult user to do
25 so.

26 (4) The covered operator shall not permit direct

1 messaging on a covered platform between the covered minor
2 and any known adult user unless the covered minor has
3 expressly and unambiguously decided to allow direct
4 messaging with a specific known adult user.

5 (5) The precise geolocation information of the minor
6 shall not be shared with any user unless the minor has
7 expressly and unambiguously chosen to share the covered
8 minor's location with the specific user.

9 (6) No user may receive or send gifted currency to the
10 minor unless the user is already connected to the covered
11 minor.

12 (7) The covered operator shall disable search engine
13 indexing of the covered minor's account profile.

14 (c) A parent of a covered minor or a covered minor
15 determined by a covered operator to be over the age of 16 may
16 override the default privacy settings described in subsection
17 (b). A parent of a covered minor may override the default
18 privacy settings described in subsection (b) for a covered
19 minor under the age of 16. A covered operator shall not provide
20 a covered minor with a single setting that makes all the
21 default privacy settings less protective at once. A covered
22 operator shall not request or prompt a covered minor to make
23 the covered minor's privacy settings less protective, unless
24 the change is strictly necessary for the covered minor to
25 access a service or feature that they expressly and
26 unambiguously requested.

1 (d) For all users determined by a covered operator to be a
2 covered minor, the covered operator shall provide a mechanism
3 that enables a parent to set a monthly limit on all gifted
4 currency related to the covered minor's account. The covered
5 operator shall establish a mechanism by which a parent of a
6 covered minor may easily view a history of all gifted currency
7 related to the covered minor's account at any time.

8 (e) It shall be unlawful for a covered operator under this
9 Section to, between the hours of 10 p.m. and 7 a.m., send
10 notifications to a covered user unless:

11 (1) the covered operator has actual knowledge that the
12 covered user is not a covered minor;

13 (2) the covered operator has obtained verifiable
14 parental consent to send notifications during the time
15 restricted under this subsection; or

16 (3) the notification contemporaneously notifies the
17 covered user of a direct message received from another
18 user of the covered platform.

19 (f) It shall be unlawful for a covered operator of an
20 addictive social media platform to provide an addictive feed
21 to a covered user unless:

22 (1) the covered operator of the addictive social media
23 platform has actual knowledge that the covered user is not
24 a covered minor; or

25 (2) the covered operator of the addictive social media
26 platform has obtained verifiable parental consent to

1 provide an addictive feed to a covered minor.

2 (g) It shall be unlawful for a covered operator of an
3 addictive social media platform to enable the automatic
4 playing of media to a covered minor by default.

5 (h) A covered operator of an addictive social media
6 platform may choose not to provide services to minors. A
7 covered operator of an addictive social media platform shall
8 not withhold, degrade, lower the quality, or increase the
9 price of any product, service, or feature, other than as
10 necessary for compliance with the provisions of this Act, to a
11 covered user solely because the covered operator of the
12 addictive social media platform is not permitted to provide an
13 addictive feed to the covered user under this Act.

14 (i) All information collected from a minor for the purpose
15 of obtaining the verifiable parental consent required under
16 this Section shall not be used for any purpose other than
17 obtaining verifiable parental consent and shall be deleted
18 within a reasonable period after an attempt to obtain
19 verifiable parental consent, except where it is necessary for
20 compliance with any applicable provisions of State or federal
21 law.

22 (j) Nothing in this Section shall be construed as
23 requiring a covered operator to give a parent who grants
24 verifiable parental consent any additional or special access
25 to or control over the data or accounts of the parent's child.

26 (k) Nothing in this Section shall be construed to prohibit

1 a covered operator from instituting a privacy setting for
2 covered minors or other users that is more protective than
3 that required by this Section.

4 (l) Nothing in this Section shall be construed as
5 requiring a covered operator to remove any user-generated
6 content or preventing access to information regarding sex,
7 sexuality, gender, and reproductive health that is not already
8 prohibited by existing law.

9 (m) Nothing in this Section shall be construed as
10 preventing any actions taken in good faith to restrict access
11 to or availability of any media.

12 Section 15. Privacy protections for age assurance data.

13 (a) During the process of conducting age assurance,
14 covered operators shall:

15 (1) only collect personal data of a covered user that
16 is strictly necessary for determining a covered user's
17 age;

18 (2) immediately upon determining whether a covered
19 user is a covered minor, delete any personal data
20 collected of that covered user for age assurance, except
21 the determination of the covered user's age;

22 (3) not use any personal data of a covered user
23 collected for age assurance for any other purpose;

24 (4) not combine personal data of a covered user
25 collected for age assurance, except the determination of a

1 covered user's age, with any other personal data of the
2 user;

3 (5) not disclose personal data of a covered user
4 collected for age assurance to a third party that is not a
5 processor; and

6 (6) implement a review process to allow covered users
7 to appeal the age determination.

8 (b) No information collected or transmitted for purposes
9 of age assurance under this Act may be used for any purpose
10 other than compliance with this Act.

11 Section 20. Application.

12 (a) A covered operator that complies with the provisions
13 of this Act shall not be held liable for any inaccuracies in a
14 covered user's age.

15 (b) A covered operator that receives a digital age signal
16 pursuant to this Act may rely upon that signal for purposes of
17 compliance with this Act and shall not be required to
18 independently verify the age of the user.

19 (c) A covered operator that reasonably relies on a digital
20 age signal provided by an Internet-enabled device provider
21 shall not be liable for an inaccurate age determination
22 resulting from an erroneous signal.

23 (d) Nothing in this Act shall be construed to prohibit a
24 covered operator the ability to prevent, detect, protect
25 against or respond to security incidents, identify theft,

1 fraud, harassment, malicious or deceptive activities or any
2 illegal activity targeted at or involving the developer or its
3 services, preserve the integrity or security of systems or
4 investigate, report or prosecute those responsible for any
5 such action.

6 (e) This Act does not apply to any bona fide news or public
7 interest broadcast, website, video, report, or event and shall
8 not be construed to affect the rights of any news-gathering
9 organization.

10 (f) This Act does not apply to a broadband Internet access
11 service provider, including any affiliate or subsidiary of the
12 provider. This Act does not create a private right of action or
13 cause of action to enforce any violation or alleged violation
14 of its provisions against a broadband Internet access service
15 provider, including any affiliate or subsidiary of the
16 provider, when the violation is alleged to be committed by
17 another entity using the provider's service. As used in this
18 subsection, "broadband Internet access service provider" has
19 the meaning set forth in 47 CFR 8.1.

20 Section 25. Enforcement.

21 (a) The Attorney General or the State's Attorney of any
22 county in this State may bring an action in the name of the
23 People of this State against any person to restrain and
24 prevent any pattern or practice in violation of this Act.

25 (b) A violation of this Act constitutes an unlawful

1 practice under the Consumer Fraud and Deceptive Business
2 Practices Act. All remedies, penalties, and authority granted
3 to the Attorney General or the State's Attorney by the
4 Consumer Fraud and Deceptive Business Practices Act shall be
5 available to the Attorney General or the State's Attorney for
6 the enforcement of this Act.

7 (c) Any civil penalties collected from the enforcement of
8 this Act shall be deposited as follows: (1) if the Attorney
9 General commenced the action, any penalty shall be deposited
10 into the Attorney General Court Ordered and Voluntary
11 Compliance Payment Projects Fund; and (2) if a State's
12 Attorney commenced the action, any penalty shall be
13 distributed to the county and deposited into a special fund in
14 the county treasury and appropriated to the State's Attorney
15 for use in accordance with law.

16 (d) Nothing in this Act shall be construed to establish a
17 private right of action associated with violations of this
18 Act.

19 Section 30. The Consumer Fraud and Deceptive Business
20 Practices Act is amended by adding Section 2MMMM as follows:

21 (815 ILCS 505/2MMMM new)

22 Sec. 2MMMM. Violations of the Children's Online Safety
23 Act. Any person that violates the Children's Online Safety Act
24 commits an unlawful practice within the meaning of this Act.

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

3 Section 99. Effective date. This Act takes effect January
4 1, 2027.".