

**[DISCUSSION DRAFT]**

117<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**H. R.** \_\_\_\_\_

To require internet platform companies to submit to the Federal Trade Commission biannual filings regarding the impact such companies' products or services have on users and to require the Director of the National Institutes of Health to conduct a study related to the mental health impact of social media on children, and for other purposes.

---

IN THE HOUSE OF REPRESENTATIVES

M\_\_\_\_ introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

---

**A BILL**

To require internet platform companies to submit to the Federal Trade Commission biannual filings regarding the impact such companies' products or services have on users and to require the Director of the National Institutes of Health to conduct a study related to the mental health impact of social media on children, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the [“\_\_\_\_\_

3 Act”].

4 **SEC. 2. MENTAL HEALTH IMPACT DISCLOSURES.**

5 (a) BIENNIAL FILINGS.—Each covered company

6 shall submit to the Commission, on a biennial basis, a

7 detailed description of the impact such company’s prod-

8 ucts or services have on users. Such disclosure shall in-

9 clude—

10 (1) the role and impact such company’s prod-

11 ucts or services have on the mental health of users,

12 for users who are under the age of 13, users who

13 are age 13 or older but under the age of 18, and

14 users who are age 18 or older;

15 (2) the role and impact that the passive con-

16 sumption of content on such company’s products or

17 services has on the mental health of users, for users

18 who are under the age of 13, users who are age 13

19 or older but under the age of 18, and users who are

20 age 18 or older; and

21 (3) the results of any studies or research such

22 company has conducted or contracted with third

23 parties to conduct on the role and impact such com-

24 pany’s products or services have on the mental

25 health of users, for users who are under the age of

1 13, users who are age 13 or older but under the age  
2 of 18, and users who are age 18 or older.

3 (b) PUBLIC AVAILABILITY.—The Commission shall  
4 make publicly available on the website of the Commission  
5 the disclosures required under subsection (a). The covered  
6 company filing such disclosures may claim any informa-  
7 tion included in such filing to be privileged and confiden-  
8 tial and, upon coordination with the Commission, such in-  
9 formation shall be treated as such for purposes of section  
10 552(b)(4) of title 5, United States Code. If the Commis-  
11 sion withholds any information included in the filing, the  
12 Commission shall make publicly available on the website  
13 the category of information withheld and the purposes for  
14 doing so.

15 (c) ENFORCEMENT BY FEDERAL TRADE COMMIS-  
16 SION.—

17 (1) IN GENERAL.—This section shall be en-  
18 forced by the Commission under the Federal Trade  
19 Commission Act (15 U.S.C. 41 et seq.).

20 (2) UNFAIR OR DECEPTIVE ACTS OR PRAC-  
21 TICES.—A violation of this section shall be treated  
22 as a violation of a rule defining an unfair or decep-  
23 tive act or practice prescribed under section  
24 18(a)(1)(B) of the Federal Trade Commission Act  
25 (15 U.S.C. 57a(a)(1)(B)).

1 (3) ACTIONS BY THE COMMISSION.—

2 (A) IN GENERAL.—The Commission shall  
3 prevent any person from violating this section  
4 in the same manner, by the same means, and  
5 with the same jurisdiction, powers, and duties  
6 as though all applicable terms and provisions of  
7 the Federal Trade Commission Act (15 U.S.C.  
8 41 et seq.) were incorporated into and made a  
9 part of this section.

10 (B) PENALTIES AND PRIVILEGES.—Any  
11 person who violates this section shall be subject  
12 to the penalties and entitled to the privileges  
13 and immunities provided in the Federal Trade  
14 Commission Act (15 U.S.C. 41 et seq.).

15 **SEC. 3. STUDY ON DISCLOSURE OF MENTAL HEALTH IM-**  
16 **PACT.**

17 (a) STUDY.—Not later than 1 year after the date of  
18 the enactment of this Act, the Director of the National  
19 Institutes of Health (in this section referred to as the “Di-  
20 rector”), in coordination with the head of any other appro-  
21 priate Federal agency, shall conduct a study related to the  
22 mental health impact of social media on children. In con-  
23 ducting the study, the Director shall—

24 (1) consult technology companies (including so-  
25 cial media companies and mobile application devel-

1       opers), academic researchers, and consumer advoca-  
2       cacy groups; and

3           (2) assess a variety of means for disclosing the  
4       mental health risks associated with the use of social  
5       media, including—

6           (A) health warning label requirements on  
7       certain products or services;

8           (B) health warning disclosures on adver-  
9       tisements for certain products or services; and

10          (C) other means for communicating risks  
11       related to the use of social media.

12       (b) REPORT.—Not later than 6 months after comple-  
13       tion of the study required by subsection (a), the Director  
14       shall submit to the Committee on Energy and Commerce  
15       of the House of Representatives and the Committee on  
16       Commerce, Science, and Transportation of the Senate a  
17       report that contains—

18           (1) the results of such study; and

19           (2) any recommendations for legislation to ad-  
20       dress mental health risks related to the use of social  
21       media.

#### 22 **SEC. 4. DEFINITIONS.**

23       In this Act:

24           (1) COMMISSION.—The term “Commission”  
25       means the Federal Trade Commission.

1           **[(2) COVERED COMPANY.—**The term “covered  
2           company” means a company that provides any inter-  
3           net platform that—**]**

4                   **[(A) generates \$3,000,000,000 or more in**  
5           annual revenue; and**]**

6                   **[(B) has 300,000,000 or more monthly ac-**  
7           tive users.**]**