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S.B. 202
135th General Assembly

Bill Analysis

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Version: As Introduced

Primary Sponsor: Sen. Antani

Carla Napolitano, Attorney

SUMMARY

- Repeals the requirement that operators of online websites, services, and products that target children under age 16 obtain parental consent.

DETAILED ANALYSIS

Repeal of parental notification by social media operators

The bill repeals the provisions adopted in H.B. 33 of the 135th General Assembly that establish parental consent requirements for operators of online websites, services, or products that target children, or are reasonably anticipated to be accessed by children. The law defines a child as a consumer of an online website, service, or product who is under 16 and not emancipated. Under the law, the operator must obtain parental consent before allowing the child to register or create an account on their platform. The Attorney General is required to investigate alleged noncompliance with the requirements. If it appears that a violation has occurred, the Attorney General may bring a civil action against the operator, and a court may impose a temporary restraining order, preliminary or permanent injunction, civil penalty, or other appropriate remedy.¹ For a more detailed discussion of the requirements repealed by the bill, see pages 73 to 75 of the [LSC Final Analysis for H.B. 33 \(PDF\)](#).

The parental consent requirements and the associated enforcement mechanisms were set to apply beginning January 15, 2024.² But on January 9, 2024, a federal judge temporarily

¹ R.C. 1349.09.

² Section 803.380 of H.B. 33 of the 135th General Assembly.

blocked enforcement of the law by the Attorney General. That preliminary injunction was extended by the same judge on February 12, 2024.³

HISTORY

Action	Date
Introduced	12-16-23

ANSB0202IN-135/sb

³ *NetChoice, LLC v. Yost*, S.D. Ohio, No. 2:24-cv-00047.