

2026 Regular Session

HOUSE BILL NO. 134

BY REPRESENTATIVE SCHLEGEL

CONTRACTS: Provides relative to material harmful to minors

1

AN ACT

2 To enact R.S. 9:2717.2.1, relative to material harmful to minors, to provide relative to
3 interactive computer services that enter into a contract with a minor; to provide
4 relative to the delivery or display of material harmful to minors; to provide relative
5 to algorithmic systems and the delivery of material harmful to minors; to provide for
6 definitions; to provide for penalties; to provide for an effective date; and to provide
7 for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 9:2717.2.1 is hereby enacted to read as follows:

10 §2717.2.1. Display or delivery of material harmful to minors

11 A. For purposes of this Section, the following terms apply:

12 (1) "Account", "interactive computer service", and "minor" have the same
13 meanings as provided in R.S. 9:2717.2.

14 (2) "Material harmful to minors" has the same meaning as provided in R.S.
15 51:2121.

16 B. An interactive computer service that enters into a contract with a minor,
17 including the creation of an online account, shall not do any of the following:

18 (1) Deliver or display material harmful to minors that was created or
19 developed, in whole or in part, by the interactive computer service.

1 (2) Use an algorithmic system to select, recommend, prioritize, or amplify
2 material harmful to minors for delivery or display to a minor account.

3 C.(1) Any interactive computer service that violates the provisions of this
4 Section shall be subject to a civil fine of up to ten thousand dollars per violation set
5 and enforced by the attorney general by filing a civil enforcement action in a court
6 of competent jurisdiction.

7 (2)(a) Prior to filing a civil enforcement action, the attorney general shall
8 provide the interactive computer service with a written notice that identifies each
9 alleged violation and an explanation of the basis for each allegation.

10 (b) The interactive computer service may cure the alleged violations by
11 providing the attorney general with a written statement, within forty-five days of
12 receipt of the notice provided pursuant to Subparagraph (a) of this Paragraph,
13 indicating that the violation is cured and no further violations will occur.

14 (c) Except as provided in Paragraph (3) of this Subsection, the attorney
15 general shall not file a civil enforcement action if the interactive computer service
16 timely cures the alleged violations as provided by Subparagraph (b) of this
17 Paragraph.

18 (3) The attorney general may file a civil enforcement action against an
19 interactive computer service that does either of the following:

20 (a) Fails to cure a violation after receiving the written notice described in
21 Subparagraph (2)(a) of this Subsection.

22 (b) Commits another violation after receiving the written notice described
23 in Subparagraph (2)(a) of this Subsection.

24 (4) If a court of competent jurisdiction grants judgment or injunctive relief
25 to the attorney general, the court shall award the attorney general reasonable attorney
26 fees, court costs, and investigative costs.

27 D. All monies received from the payment of a fine or civil penalty imposed
28 and collected pursuant to the provisions of this Section shall be used by the attorney

1 general for consumer protection efforts or to promote consumer protection and
2 education.

3 Section 2. The provisions of this Act shall become effective on January 1, 2027.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 134 Original

2026 Regular Session

Schlegel

Abstract: Provides relative to interactive computer services that contract with minors and the display of material harmful to minors.

Proposed law defines "account", "interactive computer service", "minor", and "material harmful to minors".

Proposed law prohibits an interactive computer service that enters into a contract with a minor from doing any of the following:

- (1) Delivering or displaying material harmful to minors that was created or developed, in whole or in part, by the interactive computer service.
- (2) Using an algorithmic system to select, recommend, prioritize, or amplify material harmful to minors for delivery or display to a minor account.

Proposed law subjects any interactive computer service that violates the provisions of proposed law to a civil fine of up to \$10,000 per violation set and enforced by the attorney general by filing a civil enforcement action in a court of competent jurisdiction.

Prior to filing an enforcement action, proposed law requires the attorney general to provide the interactive computer service with a written notice that identifies each alleged violation and an explanation for each.

Proposed law provides a mechanism for an interactive computer service to cure the violation. If the violations are not cured or another violation is committed after receipt of written notice, proposed law authorizes the attorney general to file a civil enforcement action against an interactive computer service.

Proposed law provides for reasonable attorney fees, court costs, and investigative costs.

Effective Jan. 1, 2027.

(Adds R.S. 9:2717.2.1)