

HOUSE OF REPRESENTATIVES

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2026 REGULAR SESSION
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Amend printed copy of **HB 227/HCS 1**

On page 1, line 5, delete "8" and insert "Z" in lieu thereof; and

On page 5, line 24, delete "8" and insert "Z" in lieu thereof; and

On page 6, line 6, delete "8" and insert "Z" in lieu thereof; and

On page 6, line 20, delete "8" and insert "Z" in lieu thereof; and

On page 9, line 8, delete "8" and insert "Z" in lieu thereof; and

On page 9, line 12, continuing to page 10, line 12, delete Section 6 in its entirety and insert in lieu thereof the following:

"→SECTION 6. A NEW SECTION OF KRS CHAPTER 367 IS CREATED TO READ AS FOLLOWS:

A covered social media platform shall not be liable for any violation of Sections 1 to 7 of this Act if it has used reasonable means and efforts, taking into consideration available technology and any data in possession of the covered social media platform, to comply with the requirements of Sections 1 to 7 of this Act."; and

On page 10, line 16, delete "8" and insert "Z" in lieu thereof; and

On page 10, line 20, delete "8" and insert "Z" in lieu thereof; and

On page 10, line 22, delete "8" and insert "Z" in lieu thereof; and

On page 10, line 24, delete "8" and insert "Z" in lieu thereof; and

On page 10, line 25, continuing to page 12, line 1, delete Section 8 in its entirety and insert

Amendment No. HFA 6

Rep. Rep. Steven Rudy

Committee Amendment

Signed: _____

Floor Amendment

LRC Drafter: _____

Adopted: _____

Date: _____

Rejected: _____

Doc. ID: XXXX

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in lieu thereof the following:

"➔Section 8. KRS 367.3627 is amended to read as follows:

- (1) The Attorney General shall have exclusive authority to enforce violations of KRS 367.3611 to 367.3629 **and Sections 1 to 7 of this Act.** The Attorney General may enforce KRS 367.3611 to 367.3629 **and Sections 1 to 7 of this Act** by bringing an action in the name of the Commonwealth of Kentucky or on behalf of persons residing in this Commonwealth. The Attorney General shall have all powers and duties granted to the Attorney General under KRS Chapter 15 to investigate and prosecute any violation of KRS 367.3611 to 367.3629 **and Sections 1 to 7 of this Act.** The Attorney General may demand any information, documentary material, or physical evidence from any controller or processor, **or covered social media platform as defined in Section 1 of this Act,** believed to be engaged in, or about to engage in, any violation of KRS 367.3611 to 367.3629 **or Sections 1 to 7 of this Act.**
- (2) Prior to initiating any action for violation of KRS 367.3611 to 367.3629 **or Sections 1 to 7 of this Act,** the Attorney General shall provide a controller or processor **or covered social media platform as defined in Section 1 of this Act** thirty (30) days' written notice identifying the specific provisions of KRS 367.3611 to 367.3629 **or Sections 1 to 7 of this Act** the Attorney General alleges have been or are being violated. If within the thirty (30) days the controller or processor **or covered social media platform as defined in Section 1 of this Act** cures the noticed violation and provides the Attorney General an express written statement that the alleged violations have been cured and that no further violations shall occur, no action for damages under subsection (3) of this section shall be initiated against the controller or processor, **or covered social media platform as defined in Section 1 of this Act.**
- (3) If a controller or processor, **or covered social media platform as defined in Section 1 of**

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this Act, continues to violate KRS 367.3611 to 367.3629 **or Sections 1 to 7 of this Act** following the cure period in subsection (2) of this section or breaches an express written statement provided to the Attorney General under subsection (2) of this section, the Attorney General may initiate an action and seek damages for up to seven thousand five hundred dollars (\$7,500) for each continued violation under KRS 367.3611 to 367.3629 **or Sections 1 to 7 of this Act**.

- (4) Nothing in KRS 367.3611 to 367.3629 **and Sections 1 to 7 of this Act** or any other law, regulation, or the equivalent shall be construed as providing the basis for, or give rise to, a private right of action for violations of KRS 367.3611 to 367.3629 **and Sections 1 to 7 of this Act**.
- (5) The Attorney General may recover reasonable expenses incurred in investigating and preparing the case, court costs, attorney's fees, and any other relief ordered by the court of any action initiated under KRS 367.3611 to 367.3629 **and Sections 1 to 7 of this Act**."