WEST VIRGINIA LEGISLATURE

2023 REGULAR SESSION

Introduced

House Bill 2542

By Delegates Coop-Gonzalez, C. Pritt, Martin, Kirby, Phillips, Sheedy, Brooks, Willis, Dillon and Ridenour

[Introduced January 13, 2023; Referred to the Committee on Government Organization]

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §5A-6D-1, §5A-6D-2, and §5A-6D-3, all relating to the creation of the "No TikTok on Government Devices Act"; providing for a definition; and providing for enactment of the article.

Be it enacted by the Legislature of West Virginia:

Article 6D. No TikTok on Government Devices Act.

§5A-6D-1. Short title.

This article may be cited as the No TikTok on Government Devices Act.

§5A-6D-2. Definition.

The term "covered application" means the social networking service TikTok or any successor application or service developed or provided by ByteDance Limited or an entity owned by ByteDance Limited.

§5A-6D-3. Enactment.

The West Virginia Office of Technology shall prohibit the covered application TikTok, as defined in subsection (2) of this section, from all information technology. There shall be exceptions for law enforcement activities, national security interests and activities, and security researchers; and for any authorized use of a covered application under an exception, requirements for agencies to develop and document risk mitigation actions for such use.

NOTE: The purpose of this bill is to create the No TikTok on Government Devices Act.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.