

1.1 Senator moves to amend S.F. No. 3496 as follows:

1.2 Page 1, after line 6, insert:

1.3 "Section 1. Minnesota Statutes 2022, section 181A.03, subdivision 1, is amended to read:

1.4 Subdivision 1. **General.** As used in sections 181A.01 to ~~181A.12~~ 181A.13, the terms
1.5 defined in this section shall have the following meanings."

1.6 Page 2, delete section 4

1.7 Page 2, line 8, before "A" insert "(a) Except as otherwise provided in this section,"

1.8 Page 2, line 12, delete the second "the" and insert "any"

1.9 Page 2, line 13, delete the third "the" and insert "a" and after "minor" insert "or, if more
1.10 than one minor regularly appears in the creator's content, any of the minors,"

1.11 Page 2, after line 18, insert:

1.12 "(b) A minor under the age of 14 is prohibited from engaging in the work of content
1.13 creation as provided in paragraph (a). If a minor under the age of 14 is featured by a content
1.14 creator, the minor shall receive 100 percent of the proceeds of the creator's compensation
1.15 for the content they have appeared in, less any amount owed to another minor.

1.16 (c) A minor who is under the age of 18 and over the age of 13, may produce, create, and
1.17 publish their own content and are entitled to all compensation for their own content creation.
1.18 A minor engaged in the work of content creation as the producer, creator, and publisher of
1.19 content must also follow the requirements in paragraph (b).

1.20 (d) A minor who appears incidentally in a video that depicts a public event that a
1.21 reasonable person would know to be a broadcast, including a concert, competition, or
1.22 sporting event, and is published by a content creator is not considered a violation of this
1.23 section."

1.24 Page 3, delete lines 28 to 32

1.25 Page 4, delete lines 1 to 6

1.26 Page 4, line 7, delete "Civil cause of action; violations" and insert "Civil action;
1.27 enforcement" and delete "If a content creator whose content features" and insert "(a) If a
1.28 content creator knowingly or recklessly violates this section, a minor satisfying the criteria
1.29 described in subdivision 1 may commence a civil action to enforce the provisions of this
1.30 section regarding the trust account. In any action brought in accordance with this paragraph,
1.31 the court may award the following damages:"

- 2.1 Page 4, after line 7, insert:
- 2.2 "(1) actual damages, including any compensation owed under this section;
- 2.3 (2) punitive damages; and
- 2.4 (3) the costs of the action, including attorney fees and litigation costs."
- 2.5 Page 4, delete line 8
- 2.6 Page 4, line 9, delete everything before "the" and insert "(b) Along with the civil action
- 2.7 provided in paragraph (a),"
- 2.8 Page 4, line 10, delete "and" and insert ", injunctive relief, and any other relief the court
- 2.9 finds just and equitable"
- 2.10 Page 4, after line 10, insert:
- 2.11 "(c) The attorney general may enforce subdivision 1 of this section, pursuant to section
- 2.12 8.31, and may recover costs and fees.
- 2.13 (d) This section does not affect a right or remedy available under any other law of the
- 2.14 state.
- 2.15 (e) Nothing in this section shall be interpreted to have any effect on a party that is neither
- 2.16 the content creator nor the minor who engaged in the work of content creation."
- 2.17 Page 4, line 21, after "minor" insert "14 years of age or over"
- 2.18 Renumber the sections in sequence and correct the internal references
- 2.19 Amend the title accordingly