

REFERENCE TITLE: video content; minors; employment; compensation

State of Arizona
House of Representatives
Fifty-seventh Legislature
Second Regular Session
2026

HB 2192

Introduced by
Representative Willoughby

AN ACT

AMENDING TITLE 23, CHAPTER 2, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 6.2; RELATING TO EMPLOYMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 23, chapter 2, Arizona Revised Statutes, is
3 amended by adding article 6.2, to read:

4 ARTICLE 6.2. CONTENT CREATION

5 23-345. Definitions

6 IN THIS ARTICLE, UNLESS THE CONTEXT OTHERWISE REQUIRES:

7 1. "CONTENT CREATOR":

8 (a) MEANS A PARENT OR LEGAL GUARDIAN WHO RESIDES IN THIS STATE AND
9 WHO CREATES AN IMAGE OR VIDEO CONTENT THAT IS PERFORMED IN THIS STATE IN
10 EXCHANGE FOR COMPENSATION.

11 (b) INCLUDES:

12 (i) VLOGGERS.

13 (ii) PODCASTERS.

14 (iii) ONLINE INFLUENCERS.

15 (iv) STREAMERS.

16 (c) DOES NOT INCLUDE ANY MINOR WHO PRODUCES THE MINOR'S OWN VIDEO
17 CONTENT.

18 2. FRIENDING FUNCTION DOES NOT INCLUDE SUBSCRIBING TO CONTENT FROM
19 ANOTHER ACCOUNT HOLDER.

20 3. "MINOR" MEANS A NATURAL PERSON WHO IS UNDER EIGHTEEN YEARS OF
21 AGE AND WHO RESIDES IN THIS STATE.

22 4. "ONLINE HOSTING PLATFORM" MEANS A PUBLIC OR SEMIPUBLIC
23 INTERNET-BASED SERVICE OR APPLICATION THAT HAS ACCOUNT HOLDERS IN THIS
24 STATE AND THAT MEETS ANY OF THE FOLLOWING CRITERIA:

25 (a) CONNECTS ACCOUNT HOLDERS WITH OTHER ACCOUNT HOLDERS, WHICH
26 ALLOWS THE ACCOUNT HOLDERS TO INTERACT SOCIALLY WITHIN THE SERVICE OR
27 APPLICATION.

28 (b) ALLOWS PUBLIC POSTING OR ACCOUNT HOLDER-GENERATED CONTENT
29 WITHOUT VISIBILITY BEING LIMITED TO A PARTICULAR SOCIAL GRAPH.

30 (c) ALLOWS INTERACTION WITH OTHER ACCOUNT HOLDERS' CONTENT OUTSIDE
31 A LIMITED SOCIAL GRAPH THAT INCLUDES CONTENT RECOMMENDATIONS FROM
32 INDIVIDUALS THAT THE ACCOUNT HOLDER DOES NOT FOLLOW.

33 5. "SOCIAL GRAPH" MEANS THE LIST OF INDIVIDUALS ON AN ONLINE
34 HOSTING PLATFORM THAT AN ACCOUNT HOLDER IS CONNECTED TO BY USING A
35 FRIENDING FUNCTION OR OTHER SIMILAR FUNCTIONALITY.

36 6. "UNIQUELY IDENTIFIABLE":

37 (a) MEANS AN INDIVIDUAL WHO IS ABLE TO IDENTIFY ANOTHER INDIVIDUAL
38 BASED ON PERSONAL IDENTIFYING INFORMATION THAT INCLUDES:

39 (i) THE NAME.

40 (ii) THE CONTACT INFORMATION.

41 (iii) AN IMAGE.

42 (iv) A VOICE.

43 (b) DOES NOT INCLUDE THE INDIVIDUAL WHO SUBMITS A PRIVACY REMOVAL
44 REQUEST.

1 7. "VIDEO CONTENT":

2 (a) MEANS CONTENT SHARED ON AN ONLINE HOSTING PLATFORM IN EXCHANGE
3 FOR COMPENSATION.

4 (b) INCLUDES CONTENT THAT IS CREATED BY A CONTENT CREATOR.

5 23-346. Content creators; compensation to minors; reporting
6 period; civil action

7 A. IF A MINOR IS INCLUDED IN VIDEO CONTENT AT ANY TIME WITHIN A
8 PREVIOUS TWELVE-MONTH PERIOD, THE MINOR SHALL BE COMPENSATED IF ALL OF THE
9 FOLLOWING CRITERIA ARE MET:

10 1. AT LEAST THIRTY PERCENT OF THE CONTENT CREATOR'S COMPENSATED
11 VIDEO CONTENT PRODUCED WITHIN A THIRTY-DAY PERIOD INCLUDES THE LIKENESS,
12 NAME OR PHOTOGRAPH OF THE MINOR. CONTENT PERCENTAGE IS MEASURED BY THE
13 PERCENTAGE OF TIME THE LIKENESS, NAME OR PHOTOGRAPH OF THE MINOR VISUALLY
14 APPEARS OR IS THE SUBJECT OF AN ORAL NARRATIVE IN THE VIDEO SEGMENT AS
15 COMPARED TO THE TOTAL LENGTH OF THE SEGMENT.

16 2. THE NUMBER OF VIEWS RECEIVED PER VIDEO SEGMENT ON THE ONLINE
17 HOSTING PLATFORM SATISFIES THE ONLINE HOSTING PLATFORM'S THRESHOLD TO
18 GENERATE COMPENSATION OR THE CONTENT CREATOR RECEIVES ACTUAL COMPENSATION
19 FOR THE VIDEO CONTENT EQUAL TO OR MORE THAN \$.10 PER VIEW.

20 3. THE CONTENT CREATOR RECEIVES ACTUAL COMPENSATION FOR THE VIDEO
21 CONTENT OF AT LEAST \$15,000 IN THE PRIOR TWELVE-MONTH PERIOD.

22 B. A MINOR WHO IS AT LEAST THIRTEEN YEARS OF AGE MAY PRODUCE,
23 CREATE AND PUBLISH THEIR OWN VIDEO CONTENT AND IS ENTITLED TO ALL
24 COMPENSATION FOR THEIR OWN CONTENT CREATION.

25 C. A CONTENT CREATOR WHO FEATURES A MINOR IN THEIR VIDEO CONTENT AS
26 PRESCRIBED IN SUBSECTION A OF THIS SECTION SHALL MAINTAIN ALL OF THE
27 FOLLOWING RECORDS UNTIL THE MINOR REACHES TWENTY-ONE YEARS OF AGE:

28 1. THE NAME AND DOCUMENTARY PROOF OF THE AGE OF THE MINOR WHO WAS
29 FEATURED IN THE VIDEO CONTENT.

30 2. THE NUMBER OF POSTS THAT GENERATED COMPENSATION DURING ALL
31 REPORTING PERIODS.

32 3. THE TOTAL NUMBER OF MINUTES OF THE POSTS THAT THE CONTENT
33 CREATOR RECEIVED COMPENSATION FOR DURING THE REPORTING PERIOD.

34 4. THE TOTAL NUMBER OF MINUTES EACH MINOR WAS FEATURED IN POSTS
35 DURING THE REPORTING PERIOD.

36 5. THE TOTAL COMPENSATION GENERATED FROM POSTS FEATURING A MINOR
37 DURING THE REPORTING PERIOD.

38 6. THE AMOUNT DEPOSITED IN THE TRUST ACCOUNT FOR THE BENEFIT OF THE
39 MINOR ENGAGED IN THE VIDEO CONTENT.

40 D. AT REGULAR INTERVALS, A CONTENT CREATOR SHALL PROVIDE NOTICE TO
41 THE MINOR OF THE EXISTENCE OF THE RECORDS PURSUANT TO SUBSECTION C OF THIS
42 SECTION. THE RECORDS REQUIRED IN SUBSECTION C OF THIS SECTION MUST BE
43 READILY ACCESSIBLE TO THE MINOR FOR REVIEW.

44 E. IF THE CONTENT CREATOR DOES NOT MAINTAIN RECORDS AS REQUIRED IN
45 SUBSECTION C OF THIS SECTION, THE MINOR MAY COMMENCE AN ACTION TO ENFORCE

THIS SECTION. THE COURT MAY AWARD TO A MINOR WHO PREVAILS IN ANY ACTION BROUGHT IN ACCORDANCE WITH THIS SECTION THE FOLLOWING DAMAGES:

1. INJUNCTIVE RELIEF.
2. ACTUAL DAMAGES.
3. PUNITIVE DAMAGES.
4. THE COSTS OF THE ACTION, INCLUDING ATTORNEYS FEES AND LITIGATION COSTS.

23-347. Trust account for minors; requirements; civil action

A. A CONTENT CREATOR SHALL COMPENSATE A MINOR WHO WAS FEATURED IN THE CONTENT CREATOR'S VIDEO CONTENT. THE CONTENT CREATOR SHALL DEPOSIT GROSS EARNINGS ON THE VIDEO CONTENT THAT INCLUDES THE LIKENESS, NAME OR PHOTOGRAPH OF THE MINOR IN A TRUST ACCOUNT THAT IS TO BE PRESERVED FOR THE BENEFIT OF THE MINOR UNTIL THE MINOR IS AT LEAST EIGHTEEN YEARS OF AGE ACCORDING TO EITHER OF THE FOLLOWING DISTRIBUTIONS:

1. IN WHICH ONLY ONE MINOR MEETS THE CONTENT THRESHOLD PRESCRIBED IN SECTION 23-346, SUBSECTION A, THE PERCENTAGE OF TOTAL GROSS EARNINGS ON ANY VIDEO SEGMENT, INCLUDING THE LIKENESS, NAME OR PHOTOGRAPH OF THE MINOR, THAT IS EQUAL TO OR MORE THAN HALF OF THE CONTENT PERCENTAGE THAT INCLUDES THE MINOR.

2. IN WHICH MORE THAN ONE MINOR MEETS THE CONTENT THRESHOLD PRESCRIBED IN SECTION 23-346, SUBSECTION A AND A VIDEO SEGMENT INCLUDES THE LIKENESS, NAME OR PHOTOGRAPH OF MORE THAN ONE MINOR, THE PERCENTAGE PRESCRIBED IN PARAGRAPH 1 OF THIS SUBSECTION MUST BE EQUALLY DIVIDED BETWEEN ALL MINORS, REGARDLESS OF ANY DIFFERENCE IN CONTENT PERCENTAGE PROVIDED THE MINORS AND DEPOSITED IN A SEPARATE TRUST FOR EACH MINOR.

B. AT A MINIMUM, A TRUST ACCOUNT REQUIRED IN THIS SECTION MUST:

1. BE HELD BY A BANK, CORPORATE FIDUCIARY OR TRUST COMPANY.
2. HOLD THE MONIES FOR THE MINOR ONLY.
3. DISBURSE THE MONIES IN THE ACCOUNT TO THE MINOR:
 - (a) WHEN THE MINOR IS AT LEAST EIGHTEEN YEARS OF AGE.
 - (b) ON THE MINOR'S EMANCIPATION.
 - (c) ON THE ACCOUNT MEETING THE REQUIREMENTS OF TITLE 14, CHAPTER 7,

ARTICLE 7.

C. IF A CONTENT CREATOR KNOWINGLY OR RECKLESSLY VIOLATES SUBSECTION A OR B OF THIS SECTION, THE MINOR MAY COMMENCE AN ACTION TO ENFORCE THIS SECTION. THE COURT MAY AWARD TO A MINOR WHO PREVAILS IN ANY ACTION THE FOLLOWING DAMAGES:

1. INJUNCTIVE RELIEF.
2. ACTUAL DAMAGES.
3. PUNITIVE DAMAGES.
4. THE COSTS OF THE ACTION, INCLUDING ATTORNEYS FEES AND LITIGATION COSTS.

D. THIS SECTION DOES NOT AFFECT A RIGHT OR REMEDY AVAILABLE UNDER ANY OTHER LAW OF THIS STATE.

1 E. THIS SECTION DOES NOT APPLY TO A PARTY THAT IS NOT A CONTENT
2 CREATOR OR A MINOR WHO IS ENGAGED IN THE WORK OF VIDEO CONTENT.

3 23-348. Content removal requests; online hosting platforms;
4 private right of action

5 A. ON THE EFFECTIVE DATE OF THIS SECTION, AN INDIVIDUAL WHO IS AT
6 LEAST EIGHTEEN YEARS OF AGE AND WHO WAS FEATURED IN A CONTENT CREATOR'S
7 VIDEO CONTENT AS A MINOR MAY REQUEST THAT THE CONTENT CREATOR DELETE OR
8 EDIT THE VIDEO CONTENT FROM THE ONLINE HOSTING PLATFORM TO REMOVE THE
9 MINOR'S UNIQUELY IDENTIFIABLE INFORMATION.

10 B. ONLINE HOSTING PLATFORMS SHALL PROVIDE AN EASILY ACCESSIBLE
11 MECHANISM THROUGH WHICH A REMOVAL REQUEST CAN BE SUBMITTED TO DELETE OR
12 EDIT THE VIDEO CONTENT FROM THE ONLINE HOSTING PLATFORM TO REMOVE THE
13 MINOR'S UNIQUELY IDENTIFIABLE INFORMATION.

14 C. REMOVAL REQUESTS SUBMITTED TO AN ONLINE HOSTING PLATFORM MUST
15 INCLUDE ALL INFORMATION REASONABLY REQUESTED BY THE ONLINE HOSTING
16 PLATFORM TO IDENTIFY THE MINOR IN THE VIDEO CONTENT.

17 D. ONLINE HOSTING PLATFORMS SHALL NOTIFY THE CONTENT CREATOR WITHIN
18 A REASONABLE TIME PERIOD BUT NOT LONGER THAN THIRTY DAYS ON RECEIPT OF A
19 REQUEST TO REMOVE VIDEO CONTENT.

20 E. THE CONTENT CREATOR SHALL DELETE THE VIDEO CONTENT FROM THE
21 ONLINE HOSTING PLATFORM OR EDIT THE VIDEO CONTENT FROM THE ONLINE HOSTING
22 PLATFORM TO REMOVE THE MINOR'S UNIQUELY IDENTIFIABLE INFORMATION WITHIN
23 SEVENTY-TWO HOURS OF RECEIPT OF THE REMOVAL REQUEST FROM THE ONLINE
24 HOSTING PLATFORM.

25 F. IF THE CONTENT CREATOR FAILS TO REMOVE THE CONTENT WITHIN A
26 REASONABLE PERIOD OF TIME BUT NOT MORE THAN THIRTY DAYS ON RECEIPT FROM
27 THE ONLINE HOSTING PLATFORM, THE INDIVIDUAL WHO REQUESTED REMOVAL MAY
28 COMMENCE AN ACTION TO ENFORCE THIS SECTION. IF THE INDIVIDUAL WHO
29 REQUESTED REMOVAL PREVAILS IN AN ACTION, THE COURT MAY GRANT ANY OF THE
30 FOLLOWING:

31 1. INJUNCTIVE RELIEF.
32 2. ACTUAL DAMAGES.
33 3. PUNITIVE DAMAGES.
34 4. THE COSTS OF THE ACTION, INCLUDING ATTORNEYS FEES AND LITIGATION
35 COSTS.

36 G. IF A CONTENT CREATOR FAILS TO TAKE ACTION AFTER A REASONABLE
37 PERIOD OF TIME BUT NOT MORE THAN THIRTY DAYS, THE ONLINE HOSTING PLATFORM
38 SHALL REVIEW AND TAKE ALL REASONABLE STEPS TO REMOVE THE CONTENT FROM THE
39 ONLINE HOSTING PLATFORM UNLESS:

40 1. THE INDIVIDUAL WHO WAS FEATURED IN THE CONTENT CREATOR'S VIDEO
41 CONTENT AS A MINOR DOES NOT SUBMIT SUFFICIENT, ACCURATE INFORMATION.

42 2. THE ONLINE HOSTING PLATFORM FINDS THAT THE VIDEO CONTENT IS
43 SUFFICIENTLY NEWSWORTHY OR OF OTHER PUBLIC INTEREST THAT OUTWEIGHS THE
44 PRIVACY INTERESTS OF THE MINOR INVOLVED.

1 H. THIS SECTION DOES NOT AFFECT A RIGHT OR REMEDY AVAILABLE UNDER
2 ANY OTHER LAW OF THIS STATE.

3 ~~23-349. Unlawful financial benefit; sexual depiction of~~
4 ~~minors; prohibition; exceptions~~

5 A. IT IS UNLAWFUL TO FINANCIALLY BENEFIT FROM KNOWINGLY OR
6 INTENTIONALLY PRODUCING OR DISTRIBUTING PUBLICLY, INCLUDING BY COMPUTER,
7 ANY VISUAL DEPICTION OF A MINOR WITH THE INTENT TO SEXUALLY GRATIFY OR
8 ELICIT A SEXUAL RESPONSE IN THE VIEWER OR ANY OTHER PERSON.

9 B. IF A MINOR IS INCLUDED IN THE VIDEO CONTENT, AN ONLINE HOSTING
10 PLATFORM SHALL DEVELOP AND IMPLEMENT A RISK-BASED STRATEGY TO HELP
11 MITIGATE RISKS RELATED TO THE MONETIZATION OF THE KNOWING AND INTENTIONAL
12 SEXUALIZATION OF A MINOR. THIS RISK-BASED STRATEGY MUST BE DOCUMENTED AND
13 REASSESSED ON A REASONABLE RECURRING BASIS. AT THE DISCRETION OF THE
14 ONLINE HOSTING PLATFORM, THE RISK-BASED STRATEGY MAY INCLUDE ANY OF THE
15 FOLLOWING:

- 16 1. POLICIES THAT GOVERN CONTENT AND RELATED MONETIZATION.
- 17 2. RESTRICTIONS OF FEATURES ON CONTENT FEATURING MINORS.
- 18 3. THE USE OF AUTOMATED SYSTEMS TO IDENTIFY AND ENFORCE AGAINST
19 POTENTIALLY PROBLEMATIC CONTENT AND ACCOUNTS.
- 20 4. THE INCLUSION OF GUARDRAILS TO MITIGATE AGAINST SYSTEMS THAT ARE
21 OF INTEREST TO OFFENDERS.
- 22 5. QUALITY ASSURANCE PROCESSES RECURRING AT REASONABLE INTERVALS TO
23 ENSURE THAT MITIGATIONS ARE WORKING AS INTENDED.

24 C. ONLINE HOSTING PLATFORMS SHALL MAKE PUBLICLY AVAILABLE
25 INFORMATION THAT INCLUDES:

- 26 1. THE LEGAL REQUIREMENTS AND INFORMATION THAT EXPLAIN THE RISKS
27 AND STEPS THAT ARE NECESSARY TO PROTECT MINORS WHO APPEAR IN VIDEO
28 CONTENT.
- 29 2. ANY INFORMATION ABOUT THE ONLINE HOSTING PLATFORM'S POLICIES,
30 SETTINGS AND BEST PRACTICES FOR FEATURING MINORS THAT ARE:

- 31 (a) PUBLICLY AVAILABLE.
- 32 (b) EASILY UNDERSTANDABLE TO BOTH ADULTS AND MINORS.
- 33 (c) INFORMED BY RESEARCH AND OUTSIDE EXPERTISE.

34 D. A MINOR MAY COMMENCE AN ACTION TO ENFORCE THIS SECTION. THE
35 COURT MAY AWARD TO A MINOR WHO PREVAILS IN ANY ACTION BROUGHT IN
36 ACCORDANCE WITH THIS SECTION THE FOLLOWING DAMAGES:

- 37 1. ACTUAL DAMAGES.
- 38 2. PUNITIVE DAMAGES.
- 39 3. THE COSTS OF THE ACTION, INCLUDING ATTORNEYS FEES AND LITIGATION
40 COSTS.

41 E. THIS SECTION DOES NOT:

- 42 1. AFFECT A RIGHT OR REMEDY AVAILABLE UNDER ANY OTHER LAW OF THIS
43 STATE.

1 2. AFFECT ANY LAWFULLY AUTHORIZED INVESTIGATIVE OR PROTECTIVE OR
2 INTELLIGENCE ACTIVITY OF A LAW ENFORCEMENT OR INTELLIGENCE AGENCY OF THE
3 UNITED STATES, THIS STATE OR A POLITICAL SUBDIVISION OF THIS STATE.

4 3. APPLY IN THE CASE OF AN INDIVIDUAL ACTING IN GOOD FAITH TO
5 REPORT UNLAWFUL ACTIVITY OR IN PURSUANCE OF A LEGAL, PROFESSIONAL OR OTHER
6 LAWFUL OBLIGATION.

7 4. APPLY IN THE CASE OF A DOCUMENT PRODUCTION OR FILING ASSOCIATED
8 WITH A LEGAL PROCEEDING.

9 5. APPLY TO AN ONLINE HOSTING PLATFORM WITH REGARD TO CONTENT
10 PROVIDED BY CONTENT CREATORS UNLESS THE ONLINE HOSTING PLATFORM
11 INTENTIONALLY SOLICITS OR KNOWINGLY AND PREDOMINANTLY DISTRIBUTES UNLAWFUL
12 CONTENT.

13 6. IMPOSE LIABILITY IN A MANNER THAT IS INCONSISTENT WITH 47 UNITED
14 STATES CODE SECTION 230.