

Senate Engrossed House Bill

video content; minors; employment; compensation

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

HOUSE BILL 2192

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 A PARENT OR LEGAL GUARDIAN WHO IS A:

12 (i) VLOGGER.

13 (ii) PODCASTER.

14 (iii) ONLINE INFLUENCER.

15 (iv) STREAMER.

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":

23 (a) MEANS A PUBLIC OR SEMIPUBLIC INTERNET-BASED SERVICE OR
24 APPLICATION THAT HAS ACCOUNT HOLDERS IN THIS STATE AND THAT MEETS ANY OF
25 THE FOLLOWING CRITERIA:

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

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

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

34 (b) DOES NOT INCLUDE:

35 (i) TELECOMMUNICATIONS SERVICE AS PRESCRIBED IN THE
36 TELECOMMUNICATIONS ACT OF 1996 (P.L. 104-104; 110 STAT. 56.)

37 (ii) BROADBAND INTERNET ACCESS SERVICE AS PRESCRIBED IN 47 CODE OF
38 FEDERAL REGULATIONS SECTION 8.1.

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

42 6. "UNIQUELY IDENTIFIABLE":

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

45 (i) THE NAME.

1 (ii) THE CONTACT INFORMATION.

2 (iii) AN IMAGE.

3 (iv) A VOICE.

4 (b) DOES NOT INCLUDE AN INDIVIDUAL WHO SUBMITS A PRIVACY REMOVAL
5 REQUEST.

6 7. "VIDEO CONTENT":

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

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

10 23-346. Content creators: compensation to minors: reporting
11 period; civil action

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

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

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

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

27 B. A MINOR WHO IS AT LEAST THIRTEEN YEARS OF AGE MAY PRODUCE,
28 CREATE AND PUBLISH THE MINOR'S OWN VIDEO CONTENT AND IS ENTITLED TO ALL
29 COMPENSATION FOR THE MINOR'S OWN CONTENT CREATION.

30 C. A CONTENT CREATOR WHO FEATURES A MINOR IN THE CONTENT CREATOR'S
31 VIDEO CONTENT AS PRESCRIBED IN SUBSECTION A OF THIS SECTION SHALL MAINTAIN
32 ALL OF THE FOLLOWING RECORDS UNTIL THE MINOR REACHES TWENTY-ONE YEARS OF
33 AGE:

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

36 2. THE NUMBER OF POSTS THAT GENERATED COMPENSATION DURING ALL
37 REPORTING PERIODS.

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

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

42 5. THE TOTAL COMPENSATION GENERATED FROM POSTS FEATURING A MINOR
43 DURING THE REPORTING PERIOD.

44 6. THE AMOUNT DEPOSITED IN THE TRUST ACCOUNT FOR THE BENEFIT OF THE
45 MINOR ENGAGED IN THE VIDEO CONTENT.

1 D. AT REGULAR INTERVALS, A CONTENT CREATOR SHALL PROVIDE NOTICE TO
2 THE MINOR OF THE EXISTENCE OF THE RECORDS PURSUANT TO SUBSECTION C OF THIS
3 SECTION. THE RECORDS REQUIRED IN SUBSECTION C OF THIS SECTION MUST BE
4 READILY ACCESSIBLE TO THE MINOR FOR REVIEW.

5 E. IF THE CONTENT CREATOR DOES NOT MAINTAIN RECORDS AS REQUIRED IN
6 SUBSECTION C OF THIS SECTION, THE MINOR MAY COMMENCE AN ACTION TO ENFORCE
7 THIS SECTION. THE COURT MAY AWARD TO A MINOR WHO PREVAILS IN ANY ACTION
8 BROUGHT IN ACCORDANCE WITH THIS SECTION THE FOLLOWING DAMAGES:

- 9 1. INJUNCTIVE RELIEF.
- 10 2. ACTUAL DAMAGES.
- 11 3. PUNITIVE DAMAGES.
- 12 4. THE COSTS OF THE ACTION, INCLUDING ATTORNEY FEES AND LITIGATION
13 COSTS.

14 23-347. Trust account for minors; requirements; civil action

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

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

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

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

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

39 ARTICLE 7.

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

- 44 1. INJUNCTIVE RELIEF.
- 45 2. ACTUAL DAMAGES.

1 3. PUNITIVE DAMAGES.

2 4. THE COSTS OF THE ACTION, INCLUDING ATTORNEY FEES AND LITIGATION
3 COSTS.

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

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

8 23-348. Content removal requests; online hosting platforms;
9 private right of action

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

15 B. ONLINE HOSTING PLATFORMS SHALL PROVIDE AN EASILY ACCESSIBLE
16 MECHANISM THROUGH WHICH A REMOVAL REQUEST CAN BE SUBMITTED TO DELETE OR
17 EDIT THE VIDEO CONTENT FROM THE ONLINE HOSTING PLATFORM TO REMOVE THE
18 MINOR'S UNIQUELY IDENTIFIABLE INFORMATION. THE MECHANISM MAY INCLUDE
19 TOOLS THAT ENABLE INDIVIDUALS TO SUBMIT A REQUEST DIRECTLY TO THE CONTENT
20 CREATOR.

21 C. REMOVAL REQUESTS MUST INCLUDE ALL INFORMATION REASONABLY
22 REQUESTED TO IDENTIFY THE MINOR IN THE VIDEO CONTENT.

23 D. ONLINE HOSTING PLATFORMS THAT DO NOT PROVIDE A MECHANISM THAT
24 ENABLES AN INDIVIDUAL TO SUBMIT A REQUEST DIRECTLY TO THE CONTENT CREATOR
25 SHALL NOTIFY THE CONTENT CREATOR WITHIN A REASONABLE TIME PERIOD BUT NOT
26 LONGER THAN THIRTY DAYS AFTER RECEIPT OF A REQUEST TO REMOVE VIDEO
27 CONTENT.

28 E. THE CONTENT CREATOR SHALL DELETE THE VIDEO CONTENT FROM THE
29 ONLINE HOSTING PLATFORM OR EDIT THE VIDEO CONTENT FROM THE ONLINE HOSTING
30 PLATFORM TO REMOVE THE MINOR'S UNIQUELY IDENTIFIABLE INFORMATION WITHIN
31 SEVENTY-TWO HOURS AFTER RECEIPT OF THE REQUEST.

32 F. IF THE CONTENT CREATOR FAILS TO REMOVE THE CONTENT WITHIN A
33 REASONABLE PERIOD OF TIME BUT NOT MORE THAN THIRTY DAYS AFTER RECEIPT FROM
34 THE ONLINE HOSTING PLATFORM, THE INDIVIDUAL WHO REQUESTED REMOVAL MAY
35 COMMENCE AN ACTION AGAINST THE CONTENT CREATOR TO ENFORCE THIS SECTION.
36 AN ONLINE HOSTING PLATFORM MAY NOT BE A PARTY TO THE ACTION AGAINST A
37 CONTENT CREATOR IF THE ONLINE HOSTING PLATFORM COMPLIES WITH THE
38 REQUIREMENTS OF SUBSECTIONS B AND D OF THIS SECTION. IF THE INDIVIDUAL
39 WHO REQUESTED REMOVAL PREVAILS IN AN ACTION, THE COURT MAY GRANT ANY OF
40 THE FOLLOWING:

41 1. INJUNCTIVE RELIEF.

42 2. ACTUAL DAMAGES.

43 3. PUNITIVE DAMAGES.

44 4. THE COSTS OF THE ACTION, INCLUDING ATTORNEY FEES AND LITIGATION
45 COSTS.

1 G. IF A CONTENT CREATOR FAILS TO TAKE ACTION AFTER A REASONABLE
2 PERIOD OF TIME BUT NOT MORE THAN THIRTY DAYS, THE ONLINE HOSTING PLATFORM
3 SHALL REVIEW AND TAKE ALL REASONABLE STEPS THAT ARE CONSISTENT WITH THE
4 HOSTING PLATFORM'S POLICIES TO REMOVE THE CONTENT FROM THE ONLINE HOSTING
5 PLATFORM UNLESS:

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

8 2. THE ONLINE HOSTING PLATFORM FINDS THAT THE VIDEO CONTENT IS
9 SUFFICIENTLY NEWSWORTHY OR OF OTHER PUBLIC INTEREST THAT OUTWEIGHS THE
10 PRIVACY INTERESTS OF THE MINOR INVOLVED.

11 H. AN ONLINE HOSTING PLATFORM IS NOT LIABLE FOR GOOD FAITH
12 DETERMINATIONS MADE UNDER SUBSECTION G OF THIS SECTION.

13 I. AN ONLINE HOSTING PLATFORM IS NOT LIABLE FOR ANY CLAIM THAT IS
14 BASED ON THE ONLINE HOSTING PLATFORM'S GOOD FAITH RELIANCE ON THE
15 INFORMATION SUBMITTED AND FOR REMOVING CONTENT THAT WAS IDENTIFIED BY AN
16 INDIVIDUAL. THIS SUBSECTION APPLIES EVEN IF IT IS LATER REVEALED THAT THE
17 INDIVIDUAL WHO MADE THE REQUEST DID SO IN ERROR OR IN BAD FAITH.

18 J. THIS SECTION DOES NOT:

19 1. AFFECT A RIGHT OR REMEDY AVAILABLE UNDER ANY OTHER LAW OF THIS
20 STATE.

21 2. IMPOSE LIABILITY ON AN ONLINE HOSTING PLATFORM FOR CONTENT THAT
22 IS CREATED BY A THIRD PARTY.

23 3. IMPOSE LIABILITY FOR CONDUCT THAT IS CONSISTENT WITH THE
24 COMMUNICATIONS DECENCY ACT OF 1996 (P.L. 104-104; 110 STAT. 133).

25 23-349. Unlawful financial benefit; sexual depiction of
26 minors; prohibition; exceptions

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

31 B. IF A MINOR IS INCLUDED IN THE VIDEO CONTENT, AN ONLINE HOSTING
32 PLATFORM SHALL DEVELOP AND IMPLEMENT A RISK-BASED STRATEGY TO HELP
33 MITIGATE RISKS RELATED TO THE MONETIZATION OF THE KNOWING AND INTENTIONAL
34 SEXUALIZATION OF A MINOR. THIS RISK-BASED STRATEGY MUST BE DOCUMENTED AND
35 REASSESSED ON A REASONABLY RECURRING BASIS. AN ONLINE HOSTING PLATFORM
36 MAY USE EXISTING TRUST AND SAFETY SYSTEMS AND POLICIES TO SATISFY THIS
37 REQUIREMENT. AT THE DISCRETION OF THE ONLINE HOSTING PLATFORM, THE
38 RISK-BASED STRATEGY MAY INCLUDE ANY OF THE FOLLOWING:

39 1. POLICIES THAT GOVERN CONTENT AND RELATED MONETIZATION.

40 2. RESTRICTIONS OF FEATURES ON CONTENT FEATURING MINORS.

41 3. THE USE OF AUTOMATED SYSTEMS TO IDENTIFY AND ENFORCE AGAINST
42 POTENTIALLY PROBLEMATIC CONTENT AND ACCOUNTS.

43 4. THE INCLUSION OF GUARDRAILS TO MITIGATE AGAINST SYSTEMS THAT ARE
44 OF INTEREST TO OFFENDERS.

1 5. QUALITY ASSURANCE PROCESSES RECURRING AT REASONABLE INTERVALS TO
2 ENSURE THAT MITIGATIONS ARE WORKING AS INTENDED.

3 C. ONLINE HOSTING PLATFORMS SHALL MAKE PUBLICLY AVAILABLE
4 INFORMATION THAT INCLUDES:

5 1. THE REQUIREMENTS AND INFORMATION THAT EXPLAIN THE RISKS AND
6 STEPS THAT ARE NECESSARY TO PROTECT MINORS WHO APPEAR IN VIDEO CONTENT.

7 2. ANY INFORMATION ABOUT THE ONLINE HOSTING PLATFORM'S POLICIES,
8 SETTINGS AND BEST PRACTICES FOR FEATURING MINORS THAT ARE:

9 (a) PUBLICLY AVAILABLE.

10 (b) EASILY UNDERSTANDABLE TO BOTH ADULTS AND MINORS.

11 (c) INFORMED BY RESEARCH AND OUTSIDE EXPERTISE.

12 D. A MINOR MAY COMMENCE AN ACTION TO ENFORCE THIS SECTION. AN
13 ONLINE HOSTING PLATFORM MAY NOT BE A PARTY TO THE ACTION IF THE ONLINE
14 HOSTING PLATFORM HAS COMPLIED WITH THE REQUIREMENTS PRESCRIBED IN
15 SUBSECTIONS B AND C OF THIS SECTION. THE COURT MAY AWARD TO A MINOR WHO
16 PREVAILS IN ANY ACTION BROUGHT IN ACCORDANCE WITH THIS SECTION THE
17 FOLLOWING DAMAGES:

18 1. ACTUAL DAMAGES.

19 2. PUNITIVE DAMAGES.

20 3. THE COSTS OF THE ACTION, INCLUDING ATTORNEY FEES AND LITIGATION
21 COSTS.

22 E. THIS SECTION DOES NOT:

23 1. AFFECT A RIGHT OR REMEDY AVAILABLE UNDER ANY OTHER LAW OF THIS
24 STATE.

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

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

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

33 5. APPLY TO AN ONLINE HOSTING PLATFORM WITH REGARD TO CONTENT
34 PROVIDED BY CONTENT CREATORS UNLESS THE ONLINE HOSTING PLATFORM
35 INTENTIONALLY SOLICITS OR KNOWINGLY AND PREDOMINANTLY DISTRIBUTES UNLAWFUL
36 CONTENT.

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

39 7. IMPOSE LIABILITY ON AN ONLINE HOSTING PLATFORM FOR CONTENT THAT
40 IS CREATED BY A THIRD PARTY OR REQUIRE PROACTIVE MONITORING OF
41 USER-GENERATED CONTENT.