

**As Introduced**

**133rd General Assembly  
Regular Session  
2019-2020**

**H. R. No. 343**

**Representative Rogers**

---

**A RESOLUTION**

To urge the United States Congress to amend the 1  
Communications Decency Act to hold online 2  
services accountable for failing to remove non- 3  
consensual explicit images. 4

**BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF OHIO:**

WHEREAS, The United States enacted Section 230 of the 5  
Communications Decency Act of 1996 (CDA), 47 U.S.C. 230, to 6  
provide broad immunity to online services with the intent to 7  
ensure a vibrant, innovative Internet free from burdensome 8  
regulation; and 9

WHEREAS, In the quarter-century since the CDA's enactment, 10  
the Internet and society have transformed in ways not 11  
anticipated by the drafters of the CDA; and 12

WHEREAS, Images and videos depicting rape and child 13  
pornography continue to proliferate across the Internet; and 14

WHEREAS, The practice of posting explicit images or videos 15  
of a person without that person's consent is widespread; and 16

WHEREAS, The consequences to a person depicted in such an 17  
image or video can be devastating and include humiliation, 18  
mental health problems, job loss, harassment, and even suicide; 19  
and 20

WHEREAS, Section 230(c) of the CDA preempts state law and 21  
gives online services that host these images and videos broad 22  
immunity from prosecution and civil suits even when a person in 23  
the video explicitly requests the image or video be removed; now 24  
therefore be it 25

RESOLVED, That we, the members of the House of 26  
Representatives of the 133rd General Assembly of the State of 27  
Ohio, call upon the United States Congress to amend the CDA to 28  
hold online services accountable for failing to remove explicit 29  
images and videos, upon a person's request, that depict that 30  
person being raped, that depict that person engaged in sexual 31  
activity as a minor, or that were uploaded without that person's 32  
consent; and be it further 33

RESOLVED, That the Clerk of the House of Representatives 34  
transmit duly authenticated copies of this resolution to each 35  
member of the Ohio Congressional Delegation, the President of 36  
the United States, and the news media of Ohio. 37