As Introduced

136th General Assembly

Regular Session 2025-2026

H. B. No. 547

Representatives Grim, McNally

Cosponsors: Representatives Brennan, Brewer, Piccolantonio, Brownlee, Russo, Upchurch, Jarrells, Somani, Miller, J.

A BILL

То	amend sections 4109.01 and 4109.06 and to enact	1
	sections 1349.10, 4109.23, 4109.231, 4109.232,	2
	and 4109.233 of the Revised Code to require	3
	vloggers to hold in a trust account a portion of	4
	compensation earned from any content featuring	5
	minors and to name this act the Kid Influencer	6
	Protection Act.	7

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 4109.01 and 4109.06 be amended	8
and sections 1349.10, 4109.23, 4109.231, 4109.232, and 4109.233	9
of the Revised Code be enacted to read as follows:	10
Sec. 1349.10. (A) As used in this section, "account	11
holder," "bank," "corporate fiduciary," "online platform,"	12
<pre>"operator," "payment account," "trust company," "vlog," "vlog</pre>	13
compensation," and "vlogging account" have the same meanings as	14
in section 4109.01 of the Revised Code.	15
(B) In accordance with division (C) of this section, the	16
operator of an online platform that provides vlog compensation	17

to a payment account shall provide the account holder with an	18
itemized statement that clearly indicates all of the following:	19
(1) Identifying information for each vlog that generated	20
vlog compensation, such as the vlog's internet address or any	21
other unique identifier used by the online platform;	22
(2) The dollar amount of vlog compensation generated by	23
each vlog;	24
(3) The account name and electronic mail address	25
associated with the vlogging account that published each vlog	26
that generated vlog compensation;	27
(4) That the operator of the online platform is providing	28
the vlog compensation in connection to the vlog or vlogs	29
identified in division (B)(1) of this section;	30
(5) That the operator of the online platform is providing	31
the vlog compensation for the benefit of the vlogging account,	32
even if the vlogging account and the payment account share the	33
same account name or electronic mail address.	34
(C)(1) An operator of an online platform that provides	35
vlog compensation to a payment account shall provide the	36
information required by division (B) of this section to the	37
account holder each time the operator disburses compensation to	38
that payment account.	39
(2) In addition, the operator of an online platform that	40
requires an account holder to initiate the withdrawal or	41
transfer of funds in a payment account to a bank, trust company,	42
or other corporate fiduciary shall provide the information	43
required by division (B) of this section at least once every	44
thirty days to the account holder of any payment account that	45
has accrued compensation during that thirty-day period.	46

Sec. 4109.01. As used in this chapter:	47
(A) "Account holder" means any person, family,	48
proprietorship, partnership, or other corporate entity that owns	49
or controls a payment account.	50
(B) "Bank" and "trust company" have the same meanings as	51
in section 1101.01 of the Revised Code.	52
(C) "Corporate fiduciary" means any of the following:	53
(1) A trust company;	54
(2) The trust department of a bank, savings bank, savings	55
and loan association, or foreign banking corporation qualified	56
and licensed under section 1119.02 of the Revised Code to	57
conduct operations in this state connected to its banking	58
<pre>business;</pre>	59
(3) A national bank or federally chartered savings and	60
loan association or savings bank that is authorized by the	61
appropriate federal agency to accept and execute trusts and that	62
has its principal place of business in this state;	63
(4) Any person that is required to and has received a	64
license to exercise trust powers under section 1111.06 of the	65
Revised Code.	66
(D) "Employ" means to permit or suffer to work.	67
$\frac{\text{(B)}}{\text{(E)}}$ "Employer" means the state, its political	68
subdivisions, and every person who employs any individual.	69
$\frac{(C)}{(F)}$ "Enforcement official" means the director of	70
commerce or the director's authorized representative, the	71
director of education and workforce or the director's authorized	72
representative, any school attendance officer, any probation	73

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officer, the director of health or the director of health's	74
authorized representative, and any representative of a local	75
department of health.	76
(G) "Family" means a group of persons related by blood or	77
<pre>marriage, including civil partnerships, or whose close</pre>	78
relationships with each other is considered equivalent to a	79
family relationship by the individuals.	80
(D)(H) "Minor" means any person less than eighteen years	81
of age.	82
(I) "Online platform" means any public-facing web site,	83
web application, or digital application, including a mobile	84
application. "Online platform" includes an advertising network,	85
mobile operating system, search engine, electronic mail service,	86
internet access service, or social media.	87
(E) (J) "Operator" means any person, proprietorship,	88
partnership, or other corporate entity that operates an online	89
platform that disburses vlog compensation.	90
(K) "Payment account" means an account associated with an	91
online platform to which all of the following apply:	92
(1) The account is associated with at least one vlogging	93
account;	94
(2) The account holder, which may be the owner of an	95
associated vlogging account or another person, may use the	96
account to receive, manage, or transfer vlog compensation.	97
(L) "Publishing minor" means a minor who resides in this	98
state and, independently or together with one or more other	99
minors, does both of the following:	100
(1) Creates and publishes a vlog;	101

(2) Retains control of the vlogging account used to	102
<pre>publish that vlog.</pre>	103
(M) "Seasonal amusement or recreational establishment"	104
means both of the following:	105
(1) An amusement or recreational establishment that does	106
not operate for more than seven months in any calendar year;	107
(2) An amusement or recreational establishment whose	108
average receipts for any six months during the preceding	109
calendar year were not more than thirty-three and one-third per	110
cent of its average receipts for the other six months of that	111
calendar year.	112
(N) "Social media" means a service, platform, or web site	113
where users communicate with one another free of charge and	114
share media such as pictures, videos, music, and blogs.	115
(O) "Vlog" means video content shared on an online	116
platform in exchange for compensation.	117
(P) "Vlog compensation" means funds disbursed by the	118
operator of an online platform to a payment account in	119
connection with a vlog created and published by a publishing	120
minor. "Vlog compensation" includes disbursements based on	121
advertising, revenue sharing, subscriptions, view counts, tips,	122
memberships, or other similar metrics.	123
(Q)(1) "Vlogger" means an individual or family that	124
resides in Ohio and that creates video content that is published	125
as a vlog.	126
(2) "Vlogger" includes any proprietorship, partnership,	127
company, or other corporate entity assuming the name or identity	128
of a particular individual or family for the purposes of that	129

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content creation.	
(3) "Vlogger" does not include any person who is a minor.	131
(R) "Vlogging account" means any account, profile, or user	132
that publishes vlogs to an online platform.	133
(S) "Vlogging minor" means a natural person who meets all	134
of the following criteria during a calendar year:	135
(1) The person was a minor at any point in the calendar	136
<pre>year;</pre>	137
(2)(a) The person's likeness, name, or photograph is	138
included in at least thirty per cent of a vlogger's compensated	139
video content published within a thirty-day period during the	140
<pre>calendar year.</pre>	141
(b) Content percentage is measured by the percentage of	142
time the likeness, name, or photograph of the person visually	143
appears in, or is the subject of an oral narrative included in,	144
a video in comparison to the total length of the video.	145
(3) The person's likeness, name, or photograph is included	146
in videos published in the calendar year in question for which a	147
vlogger received compensation equal to or greater than one-tenth	148
of one cent per view.	149
Sec. 4109.06. (A) This chapter does not apply to the	150
following:	151
(1) Minors who are students working on any properly	152
guarded machines in the manual training department of any school	153
when the work is performed under the personal supervision of an	154
instructor;	155
(2) Students participating in a career-technical or STEM	156

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program approved by the Ohio department of education and	157
workforce or students participating in any eligible classes	158
through the college credit plus program established under	159
Chapter 3365. of the Revised Code that include a state-	160
recognized pre-apprenticeship program that imparts the skills	161
and knowledge needed for successful participation in a	162
registered apprenticeship occupation course;	163
(3) A minor participating in a play, pageant, or concert	164
produced by an outdoor historical drama corporation, a	165
professional traveling theatrical production, a professional	166
concert tour, or a personal appearance tour as a professional	167
motion picture star, or as an actor or performer in motion	168
pictures or in radio or television productions in accordance	169
with the rules adopted pursuant to division (A) of section	170
4109.05 of the Revised Code;	171
(4) The participation, without remuneration of a minor and	172
with the consent of a parent or guardian, in a performance given	173
by a church, school, or academy, or at a concert or	174
entertainment given solely for charitable purposes, or by a	175
charitable or religious institution;	176
(5) Minors who are employed by their parents in	177
occupations other than occupations prohibited by rule adopted	178
under this chapter;	179
(6) Minors engaged in the delivery of newspapers to the	180
consumer;	181
(7) Minors who have received a high school diploma or a	182
certificate of attendance from an accredited secondary school or	183
a certificate of high school equivalence;	184
(8) Minors who are currently heads of households or are	185

parents contributing to the support of their children;	186
(9) Minors engaged in lawn mowing, snow shoveling, and other related employment;	187 188
(10) Minors employed in agricultural employment in	189
connection with farms operated by their parents, grandparents,	190
or guardians where they are members of the guardians' household.	191
Minors are not exempt from this chapter if they reside in	192
agricultural labor camps as defined in section 3733.41 of the	193
Revised Code;	194
(11) Students participating in a program to serve as	195
precinct officers as authorized by section 3501.22 of the	196
Revised Code;	197
(12) Vlogging minors, except as provided in sections	198
4109.23 and 4109.231 of the Revised Code.	199
(B) Sections 4109.02, 4109.08, 4109.09, and 4109.11 of the	200
Revised Code do not apply to the following:	201
(1) Minors who work in a sheltered workshop operated by a	202
county board of developmental disabilities;	203
(2) Minors performing services for a nonprofit	204
organization where the minor receives no compensation, except	205
for any expenses incurred by the minor or except for meals	206
provided to the minor;	207
(3) Minors who are employed in agricultural employment and	208
who do not reside in agricultural labor camps.	209
(C) Division (D) of section 4109.07 of the Revised Code	210
does not apply to minors who have their employment hours	211
established as follows:	212

(1) A minor adjudicated to be an unruly child or	213
delinquent child who, as a result of the adjudication, is placed	214
on probation may either file a petition in the juvenile court in	215
whose jurisdiction the minor resides, or apply to the	216
superintendent or to the chief administrative officer who issued	217
the minor's age and schooling certificate pursuant to section	218
3331.01 of the Revised Code, alleging the restrictions on the	219
hours of employment described in division (D) of section 4109.07	220
of the Revised Code will cause a substantial hardship or are not	221
in the minor's best interests. Upon receipt of a petition or	222
application, the court, the superintendent, or the chief	223
administrative officer, as appropriate, shall consult with the	224
person required to supervise the minor on probation. If after	225
that consultation, the court, the superintendent, or the chief	226
administrative officer finds the minor has failed to show the	227
restrictions will result in a substantial hardship or that the	228
restrictions are not in the minor's best interests, the court,	229
the superintendent, or the chief administrative officer shall	230
uphold the restrictions. If after that consultation, the court,	231
the superintendent, or the chief administrative officer finds	232
the minor has shown the restricted hours will cause a	233
substantial hardship or are not in the minor's best interests,	234
the court, the superintendent, or the chief administrative	235
officer shall establish differing hours of employment for the	236
minor and notify the minor and the minor's employer of those	237
hours, which shall be binding in lieu of the restrictions on the	238
hours of employment described in division (D) of section 4109.07	239
of the Revised Code.	240

(2) Any minor to whom division (C)(1) of this section does 241 not apply may either file a petition in the juvenile court in 242 whose jurisdiction the person resides, or apply to the 243

superintendent or to the chief administrative officer who issued	244
the minor's age and schooling certificate pursuant to section	245
3331.01 of the Revised Code, alleging the restrictions on the	246
hours of employment described in division (D) of section 4109.07	247
of the Revised Code will cause a substantial hardship or are not	248
in the minor's best interests.	249
If, as a result of a petition or application, the court,	250
the superintendent, or the chief administrative officer, as	251
appropriate, finds the minor has failed to show such	252
restrictions will result in a substantial hardship or that the	253
restrictions are not in the minor's best interests, the court,	254
the superintendent, or the chief administrative officer shall	255
uphold the restrictions. If the court, the superintendent, or	256
the chief administrative officer finds the minor has shown the	257
restricted hours will cause a substantial hardship or are not in	258
the minor's best interests, the court, the superintendent, or	259
the chief administrative officer shall establish the hours of	260
employment for the minor and shall notify the minor and the	261
minor's employer of those hours.	262
(D) Section 4109.03, divisions (A) and (C) of section	263
4109.02, and division (B) of section 4109.08 of the Revised Code	264
do not apply to minors who are sixteen or seventeen years of age	265
and who are employed at a seasonal amusement or recreational	266
establishment.	267
(E) As used in this section, "certificate of high school	268
equivalence" means either:	269
(1) A statement issued by the department of education and	270
workforce that the holder of the statement has achieved the	271
equivalent of a high school education as measured by scores	272
obtained on a high school equivalency test approved by the	273

department pursuant to division (B) of section 3301.80 of the	274
Revised Code;	275
(2) A statement issued by a primary-secondary education or	276
higher education agency of another state that the holder of the	277
statement has achieved the equivalent of a high school education	
as measured by scores obtained on a similar nationally	
recognized high school equivalency test.	280
Sec. 4109.23. (A) (1) A vlogger whose content features a	281
vlogging minor shall maintain all of the following records for	282
<pre>each calendar year:</pre>	283
(a) The name and documentary proof of the age of each	284
vlogging minor the vlogger featured;	285
(b) The number of vlogs that featured a vlogging minor	286
that generated compensation during a calendar year;	287
(c) The total number of minutes of video for which the	288
vlogger received compensation during the reporting period;	289
(d) The total number of minutes each vlogging minor	290
featured by the vlogger was featured in vlogs during the	291
reporting period;	292
(e) The total compensation generated from vlogs featuring	293
each vlogging minor during the reporting period;	294
(f) The amount deposited into a trust account for the	295
benefit of the vlogging minor, as required by section 4109.231	296
of the Revised Code.	297
(2) Not later than the first day of March each year, a	298
vlogger shall provide to each vlogging minor who was featured in	299
a video published by the vlogger in the previous calendar year	300
the information required in division (A)(1) of this section that	301

relates to that minor.	
(B) A vlogging minor may commence a civil action against a	303
vlogger who fails to comply with division (A) of this section to	304
enforce the provisions of this section.	305
Sec. 4109.231. (A) As used in this section, "minimum	306
contribution" means one-half of the percentage of time the	307
likeness, name, or photograph of a vlogging minor was featured	308
in a vlog multiplied by the gross earnings for that vlog in a	309
<pre>calendar year.</pre>	310
(B) A vlogger shall compensate any vlogging minor featured	311
in the vlogger's vlogs as provided in this section.	312
(C) Not later than the first day of March each year, a	313
vlogger shall set aside a portion of gross earnings collected	314
during the previous calendar year on any vlog featuring the	315
likeness, name, or photograph of a vlogging minor in a trust	316
account according to the following distribution:	317
(1) Where only one vlogging minor is featured, an amount	318
equal to or greater than the minimum contribution;	319
(2) Where more than one vlogging minor is featured, an	320
amount equal to or greater than the minimum contribution shall	321
be divided equally and deposited into separate trust accounts	322
for the vlogging minors, regardless of differences in the	323
percentage of time the vlogging minors were featured.	324
(D)(1) A vlogger shall make the contributions required by	325
division (C) of this section for a vlogging minor for each	326
calendar year that the minor qualifies as a vlogging minor.	327
(2) This section shall not be construed as requiring a	328
vlogger to make contributions for any calendar year that a minor	329

did not qualify as a vlogging minor.	330
(E) A trust account required under this section shall, at	331
<pre>minimum, meet all of the following requirements:</pre>	332
(1) The trust shall be preserved for the benefit of the	333
minor and shall become available to the minor upon either of the	334
<pre>following:</pre>	335
(a) The minor reaches eighteen years of age.	336
(b) The minor is declared emancipated by a court of	337
<pre>competent jurisdiction.</pre>	338
(2) The funds in the account shall be available only to	339
<pre>the minor.</pre>	340
(3) The account shall be held by a bank, corporate	341
fiduciary, or trust company.	342
(4) The account shall meet the requirements of Chapter	343
5814. of the Revised Code.	344
(F)(1) If a vlogger knowingly or recklessly violates this	345
section, a vlogging minor may commence an action to enforce the	346
provisions of this section regarding the trust account.	347
(2) The court may award any of the following damages to a	348
vlogging minor who prevails in any action brought in accordance	349
<pre>with this section:</pre>	350
(a) Actual damages;	351
(b) Punitive damages;	352
(c) The costs of the action, including attorney's fees and	353
litigation costs.	354
(D) This section does not affect any other right or remedy	355

available under any other section of the Revised Code.	356
(E) Nothing in this section shall be construed to have any	357
effect on a party that is neither the vlogger nor the vlogging	358
minor in question.	359
Sec. 4109.232. (A) Annually, not later than the first day	360
of March, the account holder of a payment account that received	361
vlog compensation in the preceding year shall set aside any such	362
vlog compensation that meets all of the following conditions:	363
(1) The annual statement provided by the operator of the	364
online platform that disbursed the vlog compensation indicates	365
that the funds were generated in connection with one or more	366
vlogs published by a publishing minor;	367
(2) The itemized statement indicates that the funds were	368
disbursed for the benefit of a vlogging account belonging to a	369
<pre>publishing minor;</pre>	370
(3) The vlog compensation was not generated by a vlog	371
created or published by a vlogger.	372
(B) An account holder shall compensate a publishing minor	373
using amounts set aside under division (A) of this section by	374
doing one of the following:	375
(1) Transferring the amounts to the publishing minor in	376
accordance with Chapter 5814. of the Revised Code;	377
(2) Depositing the amounts into a trust account that meets	378
the requirements described in section 4109.231 of the Revised	379
<pre>Code.</pre>	380
(C) (1) A publishing minor is entitled to the amounts	381
described in division (A) of this section if the minor controls	382
the vlogging account and electronic mail address identified in	383

the itemized statement provided by the operator of the online	
platform with payment or transfer of the vlog compensation.	
(2) If two or more publishing minors collectively operate	386
a vlogging account, each of those publishing minors is entitled	387
to an equal share of vlog compensation generated by any vlog for	388
which that minor contributed.	389
(D) When a publishing minor reaches eighteen years of age,	390
an account holder whose payment account receives vlog	391
compensation to which a publishing minor is entitled under this	392
section shall do all of the following:	393
(1) Inform the publishing minor that the account holder's	394
payment account is receiving vlog compensation from the	395
<pre>publishing minor's vlogs;</pre>	396
(2) Permit the publishing minor to terminate the payment	397
account's association with the vlogging account;	398
(3) Inform the publishing minor that the account holder is	399
no longer required by law to set aside earnings from the	400
<pre>publishing minor's vlogs for that minor's benefit.</pre>	401
(F) If an account holder knowingly or recklessly violates	402
this section, a publishing minor may commence an action to	403
enforce the provisions of this section upon reaching eighteen	404
years of age regarding any vlog compensation received by the	405
account holder before that publishing minor reached eighteen	406
years of age.	407
(G) A publishing minor who is aggrieved by a violation of	408
this section may commence a cause of action to enforce this	409
section within the six months following the date the publishing	410
minor reaches eighteen years of age, or within six months after	411
the date the former publishing minor discovers the violation,	412

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whichever is later.	413
(H) The court may award any of the following damages to a	414
publishing minor or a person who previously qualified as a	415
publishing minor who prevails in any action brought in	416
accordance with this section:	417
(1) Actual damages;	418
(2) Punitive damages;	419
(3) The costs of the action, including attorney's fees and	420
litigation costs.	421
Sec. 4109.233. (A) A person who qualified as a vlogging	422
minor during any calendar year who has reached the age of	423
eighteen or been declared emancipated by a court of competent	424
jurisdiction may request the permanent deletion of any vlog that	425
includes the likeness, name, or photograph of the person when	426
that person was a minor from any online platform that provided	427
compensation to the vlogger who published the vlog in question.	428
(B) An online platform shall take all reasonable steps to	429
<pre>comply with a request made under division (A) of this section.</pre>	430
Section 2. That existing sections 4109.01 and 4109.06 of	431
the Revised Code are hereby repealed.	432
Section 3. This act shall be known as the Kid Influencer	433
Protection Act.	434