

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 7891  
OFFERED BY MR. OBERNOLTE OF CALIFORNIA**

Page 50, after line 25, insert the following:

1           (e) APPLICATION TO ONLINE VIDEO GAMES AND  
2 VIDEO GAME SYSTEMS.—An online video game, or a video  
3 game system that provides access to an online video game,  
4 shall be deemed to be in compliance with this Act if its  
5 predominant purpose is to provide access to video game  
6 content, and—

7           (1) any chat or comment functionality is pro-  
8 vided incidental to, directly related to, or dependent  
9 on provision of game content; and

10           (2) if such online video game or video game sys-  
11 tem—

12           (A) as applicable, adopts or offers online  
13 video games that use or adhere to an age-based  
14 rating system that provides a minor and their  
15 parent or guardian with information about age-  
16 appropriate content or features;

17           (B) provides a minor or their parent or  
18 guardian with the ability to manage privacy set-  
19 tings applicable to their account, including the

1 capability to delete the account and personal  
2 data from the minor collected by the online  
3 video game or video game system;

4 (C) as applicable to the features offered in  
5 the video game or video game system, imple-  
6 ments or recognizes reasonable safeguards to—

7 (i) limit the time spent on the video  
8 game or video game system;

9 (ii) limit the ability to communicate  
10 with other users; and

11 (iii) manage purchases and financial  
12 transactions by a minor;

13 (D) offer a clear, conspicuous, and easy-to-  
14 understand notice of its policies and practices  
15 with respect to personal data and the capabili-  
16 ties described in this paragraph;

17 (E) provides an electronic mechanism  
18 through which consumers may contact the on-  
19 line video game or video game system on mat-  
20 ters related to applicable privacy and online  
21 safety practices for the game or game system;  
22 and

23 (F) in games or game services, does not  
24 display to minors ads, based upon their per-  
25 sonal information, for narcotic drugs (as de-

1            fined in section 102 of the Controlled Sub-  
2            stances Act (21 U.S.C. 802)), tobacco products,  
3            gambling, or alcohol, where the game publisher  
4            or platform operator has actual knowledge that  
5            the individual is a minor and is using the game  
6            or service.

