

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 3816
OFFERED BY MS. LOFGREN OF CALIFORNIA**

Page 23, after line 5, insert the following:

(5) An action taken by a covered platform operator shall not be considered unlawful conduct under subsection 2(a) or (b) of this Act if it is a good faith, non-pretextual, and reasonably tailored application of content moderation policies intended to restrict access to or availability of material that a covered platform operator or user considers to be obscene, lewd, lascivious, filthy, excessively violent, harassing, hateful, facilitating unlawful content, or otherwise objectionable, whether or not such material is constitutionally protected.