

S 3538

EARN IT Act of 2022

Congress: 117 (2021–2023, Ended)

Chamber: Senate

Policy Area: Crime and Law Enforcement

Introduced: Jan 31, 2022

Current Status: Committee on the Judiciary. Ordered to be reported without amendment favorably.

Latest Action: Committee on the Judiciary. Ordered to be reported without amendment favorably. (Feb 10, 2022)

Official Text: <https://www.congress.gov/bill/117th-congress/senate-bill/3538>

Sponsor

Name: Sen. Graham, Lindsey [R-SC]

Party: Republican • **State:** SC • **Chamber:** Senate

Cosponsors (23 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Blackburn, Marsha [R-TN]	R · TN		Jan 31, 2022
Sen. Blumenthal, Richard [D-CT]	D · CT		Jan 31, 2022
Sen. Casey, Robert P., Jr. [D-PA]	D · PA		Jan 31, 2022
Sen. Collins, Susan M. [R-ME]	R · ME		Jan 31, 2022
Sen. Cornyn, John [R-TX]	R · TX		Jan 31, 2022
Sen. Cortez Masto, Catherine [D-NV]	D · NV		Jan 31, 2022
Sen. Durbin, Richard J. [D-IL]	D · IL		Jan 31, 2022
Sen. Ernst, Joni [R-IA]	R · IA		Jan 31, 2022
Sen. Feinstein, Dianne [D-CA]	D · CA		Jan 31, 2022
Sen. Grassley, Chuck [R-IA]	R · IA		Jan 31, 2022
Sen. Hassan, Margaret Wood [D-NH]	D · NH		Jan 31, 2022
Sen. Hawley, Josh [R-MO]	R · MO		Jan 31, 2022
Sen. Hirono, Mazie K. [D-HI]	D · HI		Jan 31, 2022
Sen. Hyde-Smith, Cindy [R-MS]	R · MS		Jan 31, 2022
Sen. Kennedy, John [R-LA]	R · LA		Jan 31, 2022
Sen. Murkowski, Lisa [R-AK]	R · AK		Jan 31, 2022
Sen. Portman, Rob [R-OH]	R · OH		Jan 31, 2022
Sen. Warner, Mark R. [D-VA]	D · VA		Jan 31, 2022
Sen. Whitehouse, Sheldon [D-RI]	D · RI		Jan 31, 2022
Sen. Cruz, Ted [R-TX]	R · TX		Feb 8, 2022
Sen. Rosen, Jacky [D-NV]	D · NV		Feb 8, 2022
Sen. Tillis, Thomas [R-NC]	R · NC		May 19, 2022
Sen. Rubio, Marco [R-FL]	R · FL		Sep 15, 2022

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Markup By	Feb 10, 2022

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

Bill	Relationship	Last Action
117 S 365	Related bill	Dec 21, 2022: Held at the desk.
117 HR 6544	Identical bill	Feb 2, 2022: Referred to the Subcommittee on Communications and Technology.
117 HR 1198	Related bill	Apr 28, 2021: Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.

Summary (as of Jan 31, 2022)

Eliminating Abusive and Rampant Neglect of Interactive Technologies Act of 2022 or the EARN IT Act of 2022

This bill revises the federal framework governing the prevention of online sexual exploitation of children.

The bill establishes the National Commission on Online Child Sexual Exploitation Prevention. The commission must develop best practices for interactive computer services providers (e.g., Facebook and Twitter) to prevent, reduce, and respond to the online sexual exploitation of children.

Additionally, the bill limits the liability protections of interactive computer service providers with respect to claims alleging violations of child sexual exploitation laws.

The bill replaces various statutory references to *child pornography* and *material that contains child pornography* with *child sexual abuse material*.

Finally, the bill makes changes to the reporting requirements for electronic communication service providers and remote computing service providers (providers) who report apparent instances of crimes involving the sexual exploitation of children to the National Center for Missing and Exploited Children. Among the changes, the bill requires providers to report facts and circumstances sufficient to identify and locate each minor and each involved individual. The bill also increases the amount of time that providers must preserve the contents of a report.

Actions Timeline

- **Feb 10, 2022:** Committee on the Judiciary. Ordered to be reported without amendment favorably.
- **Jan 31, 2022:** Introduced in Senate
- **Jan 31, 2022:** Read twice and referred to the Committee on the Judiciary.