

# **WEST VIRGINIA LEGISLATURE**

## **2023 REGULAR SESSION**

**Introduced**

### **House Bill 2542**

By Delegates Coop-Gonzalez, C. Pritt, Martin, Kirby,  
Phillips, Sheedy, Brooks, Willis, Dillon and Ridenour

[Introduced January 13, 2023; Referred to the  
Committee on Government Organization]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article,  
 2 designated §5A-6D-1, §5A-6D-2, and §5A-6D-3, all relating to the creation of the "No  
 3 TikTok on Government Devices Act"; providing for a definition; and providing for enactment  
 4 of the article.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 6D. NO TIKTOK ON GOVERNMENT DEVICES ACT.**

**§5A-6D-1. Short title.**

1 This article may be cited as the No TikTok on Government Devices Act.

**§5A-6D-2. Definition.**

1 The term "covered application" means the social networking service TikTok or any  
 2 successor application or service developed or provided by ByteDance Limited or an entity owned  
 3 by ByteDance Limited.

**§5A-6D-3. Enactment.**

1 The West Virginia Office of Technology shall prohibit the covered application TikTok, as  
 2 defined in subsection (2) of this section, from all information technology. There shall be exceptions  
 3 for law enforcement activities, national security interests and activities, and security researchers;  
 4 and for any authorized use of a covered application under an exception, requirements for agencies  
 5 to develop and document risk mitigation actions for such use.

NOTE: The purpose of this bill is to create the No TikTok on Government Devices Act.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.