



Alabama SB 10 violates the First Amendment – just like the Florida & Texas laws now **blocked** by federal courts.

In 2021, both Florida and Texas created laws to regulate online speech that violated the First Amendment, per a preliminary injunction issued by a Federal Court. Alabama Senate bill SB 10 would suffer a similar fate if it were to become law.

The findings in these preliminary injunctions as listed below should be taken as a warning: *Courts will not allow states to trample the First Amendment.*

Does this bill...	Texas	Florida	Alabama SB 10
...Target or otherwise regulate only one type of business based on their alleged views?	Yes	Yes	Yes
...Regulate or otherwise affect how businesses moderate content?	Yes	Yes	Yes
...Infringe or limit the First Amendment right to exercise private editorial discretion?	Yes	Yes	Yes
...Regulate based on content or viewpoint, a First Amendment protected right?	Yes— Strict Scrutiny Applies	Yes— Strict Scrutiny Applies	Yes— Strict Scrutiny Applies
...Achieve a compelling government interest as recognized by the federal courts?	No—Infringes free speech	No—Infringes free speech	No—Infringes free speech
...Trigger equal protection analysis under the First Amendment?	Yes— arbitrary size distinctions	Yes— arbitrary size distinctions	Yes— arbitrary size distinctions
...Clearly define terms and provisions?	No— void for vagueness	No— void for vagueness	No— void for vagueness
...Saved by language appealing to existing statutes or severability?	No— still legal issues	No— still legal issues	No— still legal issues

Alabama should not enact SB 10, since it would be enjoined as unconstitutional, just like the Florida and Texas laws.

Oppose SB 10.

