



June 22, 2026

The Honorable Buffy Wicks
Member, California State Assembly
1021 O Street, Suite 8140
Sacramento, CA 95814

RE: AB 2246 (Wicks): Online service, product, or feature: access by children – SUPPORT

Dear Assemblymember Wicks,

Omidyar Network supports AB 2246, which updates the Age-Appropriate Design Code (AADC) in response to decisions by the Ninth Circuit Court of Appeals on the constitutionality of the original law.

Omidyar Network's philanthropic and investment efforts have continued for more than two decades and stem from our founder's work at two great California companies, PayPal and eBay. We envision a world where our shared humanity steers our digital future. So far, we have committed nearly \$2 billion to initiatives that share our vision.

Passed by California in 2022, the AADC continues to be the most important development in kids' online privacy and safety in the past three decades. Notably, the AADC offers protections for youth up until the age of 18 and is tech and platform neutral—meaning it applies to all digital products and services likely to be accessed by minors, whether social media, gaming, AI, online shopping or more. The AADC requires that covered businesses enact key data protections for children who access them. Since that landmark legislation was enacted, at least a dozen other states have adopted versions of California's law.

After the law was challenged in federal court, the Ninth Circuit twice upheld key structural elements of the law while also striking down aspects it concluded were unconstitutional. AB 2246 represents a careful, constructive revision to address the infirmities identified by the Ninth Circuit with respect to vagueness and the First Amendment while maintaining the core substantive principles of the AADC that the Court of Appeals either affirmed or declined to address.

For these reasons, we are pleased to support AB 2246 and thank you for bringing forward this important measure.

Sincerely,

Anamitra Deb
Senior Vice President, Programs and Policy
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