

# United States Senate

WASHINGTON, DC 20510

March 8, 2024

Elon Musk  
Chief Technology Officer & Executive Chairman  
X  
1355 Market Street  
Suite 900  
San Francisco, CA 94103

Dear Mr. Musk:

I write today to express my serious concern over recent reporting in the *New York Times*<sup>1</sup> regarding potentially exploitative social media accounts of minors. According to this reporting, many of the followers of these accounts are adult men, including those who frequently post predatory comments on those potentially exploitive accounts. This is extremely troubling, especially given the assurances that Linda Yaccarino made in her appearance in a recent Senate Judiciary Committee hearing on child safety online.<sup>2</sup> X must strengthen oversight of inappropriate activity related to these kinds of accounts that appear on its platform as soon as possible.

In accordance with federal law, your platform requires children to be at least thirteen years old to have their own account. However, the types of accounts at issue appear to be often created, operated, and managed by the parents of a minor child – including children as young as five.

Further, these accounts can be monetized by the account holder through various mechanisms, including in-platform monetization tools, direct messaging between the account holder and other accounts, and directing users to other sites using links displayed on their X account. For instance, the *New York Times* article reports that on Instagram parents have sold “photos, exclusive chat sessions and even the girls’ worn leotards and cheer outfits to mostly unknown followers.”

These deeply concerning practices appear likely to violate child safety, user safety, and terms of use policies. Adults who inappropriately contact or otherwise engage with those accounts likely violate X terms of use.<sup>3</sup>

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<sup>1</sup> Jennifer Valentino-DeVries & Michael H. Keller, A Marketplace of Girl Influencers Managed by Moms and Stalked by Men, *N.Y. Times*, (Feb. 22, 2024), <https://www.nytimes.com/2024/02/22/us/instagram-child-influencers.html>.

<sup>2</sup> Big Tech and the Online Child Sexual Exploitation Crisis: Hearing Before the U.S. Senate Committee on the Judiciary, 118 Cong. (2024) (Statement of Linda Yaccarino).

<sup>3</sup> Child sexual exploitation policy, X, (Oct. 2020), <https://help.twitter.com/en/rules-and-policies/sexual-exploitation-policy>

Given the importance of addressing these issues as soon as possible, please respond to the following questions no later than April 8, 2024:

1. Is X aware of potentially exploitive minor accounts on its platform? Was X aware of those types of accounts prior to the *New York Times* article?
  - a. If yes, please provide deidentified, anonymized data on the number and disposition of any complaints that X has received related to these types of accounts, content, and user interactions. Please provide data broken down by month and year, as well as policy changes, if any, made in response to any complaints.
2. Does your service monetize (display ads on or within content, charge a fee for access or subscription, establish partnerships with the account, or any other similar action) content appearing on accounts like these?
  - a. If so, please describe the process by which X evaluates content for monetization initially, for monetization following complaints made against the account, and for monetization following adverse or punitive actions taken against an account following a sustained complaint or other company-determined violation of any company policy related to child online safety.
3. Do these accounts violate the X User Agreement, X's child sexual exploitation policy, X's content monetization standards, or any other relevant policy?
  - a. If they do not violate your company's relevant policies, please describe the public and user interest that is served by allowing interactions between minors, a minor's parent or guardian, and third-party accounts like the kind referenced in the *New York Times* article.
  - b. Please describe the process that your company uses to determine a violation of any relevant policy, including human or machine review and analysis.
  - c. What resources does your company devote to analyzing minor children's accounts as described in this letter and in the *New York Times* article? Please provide, to the extent possible, information on the resources devoted to those analyses in each of the past five calendar years.
  - d. Please provide a description of the evaluation process, along with deidentified, anonymized data on the number and disposition of complaints (whether user-submitted or company-identified) relevant to accounts that follow, comment, message, solicit, or otherwise engage or interact with potentially exploitive accounts that were determined by your company to violate your terms of service or child protection policies.
  - e. Please provide the same information and action requested in 3(d) for these types of accounts that do not violate your terms of service or child protection policies.
4. Does X remove, suspend, or take any other action when your company becomes aware of accounts that follow, comment, message, solicit, or otherwise engage or interact in inappropriate ways with minors, regardless of if an account is made by a minor child or a minor child's parent or guardian? Please provide deidentified, anonymized examples and deidentified, anonymized data responsive to the question.

- a. Are accounts that are frequently blocked or reported for inappropriate messages or interactions with minor children's accounts or accounts featuring minor children flagged, tracked, or in any way additionally scrutinized or monitored?
5. Is there any proactive review or oversight processes specifically for accounts, including accounts that your company knows or has a reasonable basis to know are those of adult men, that follow, comment, message, solicit, or otherwise engage or interact with accounts featuring minor children?
  - a. If yes, please describe the review or oversight process and provide deidentified, anonymized examples and deidentified, anonymized data responsive to the question.
  - b. If yes, are there different policies in place to review accounts, including accounts that your company knows or has a reasonable basis to know are those of adult men, that comment, message, or otherwise engage with accounts:
    - i. Created by minor children between 13 and 18 years of age? If so, please describe the policy and provide deidentified, anonymized examples and deidentified, anonymized data responsive to the question.
    - ii. Created by adults but prominently feature minor children, including those under 13 years of age? If so, please describe the policy and provide deidentified, anonymized examples and deidentified, anonymized data responsive to the question.
  - c. If no, will X commit to reviewing its online and child safety guidelines to address incidents of accounts, including accounts that your company knows or has a reasonable basis to know are those of adult men, that follow, comment, message, solicit, or otherwise engage or interact with minor children's accounts or accounts that feature minor children?
    - i. Will X commit to remove those accounts that interact inappropriately with minor children's accounts or accounts that feature minor children, and to prevent the creation of future accounts that use identifying information associated with those accounts (removed or otherwise) that interact inappropriately with minor children's accounts or accounts that feature minor children?
6. Will X commit to reviewing its online and child safety guidelines to address this type of content, to address any limitations on reporting and blocking accounts, address policies covering those who engage in inappropriate comments or messages, and take steps to address this on its platform?

Thank you for your prompt attention to this matter.

With every good wish,



Margaret Wood Hassan  
United States Senator