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**App Store Accountability Act**  
2025 GENERAL SESSION  
STATE OF UTAH  
**Chief Sponsor: Todd Weiler**  
House Sponsor: James A. Dunnigan

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**LONG TITLE**

**General Description:**

This bill enacts provisions governing app store operations and creates requirements for age verification and parental consent.

**Highlighted Provisions:**

This bill:

- ▶ defines terms;
- ▶ requires app store providers to:
  - verify a user's age category;
  - obtain parental consent for minor accounts;
  - notify users and parents of significant changes;
  - share age category and consent data with developers; and
  - protect age verification data;
- ▶ prohibits app store providers from:
  - enforcing contracts against minors without parental consent; and
  - misrepresenting parental content disclosures;
- ▶ requires developers to:
  - verify age category and consent status through app stores; and
  - notify app stores of significant changes;
- ▶ prohibits developers from:
  - enforcing contracts against minors without verified parental consent; and
  - misrepresenting parental content disclosures;
- ▶ designates violations of certain provisions as deceptive trade practices;
- ▶ requires the Division of Consumer Protection to establish standards for age verification methods;



- 61           (b) shared with a developer.
- 62           (3) "Age rating" means a classification that provides an assessment of the suitability of an  
63           app's content for different age groups.
- 64           (4) "App" means a software application or electronic service that a user may run or direct  
65           on a mobile device.
- 66           (5) "App store" means a publicly available website, software application, or electronic  
67           service that allows users to download apps from third-party developers onto a mobile  
68           device.
- 69           (6) "App store provider" means a person that owns, operates, or controls an app store that  
70           allows users in the state to download apps onto a mobile device.
- 71           (7) "Content description" means a description of the specific content elements that informed  
72           an app's age rating.
- 73           (8) "Developer" means a person that owns or controls an app made available through an  
74           app store in the state.
- 75           (9) "Division" means the Division of Consumer Protection, established in Section 13-2-1.
- 76           (10) "Knowingly" means to act with actual knowledge or to act with knowledge fairly  
77           inferred based on objective circumstances.
- 78           (11) "Minor" means an individual under 18 years old.
- 79           (12) "Minor account" means an account with an app store provider that:  
80           (a) is established by an individual who the app store provider has determined is under 18  
81           years old through the app store provider's age verification methods; and  
82           (b) requires affiliation with a parent account.
- 83           (13) "Mobile device" means a phone or general purpose tablet that:  
84           (a) provides cellular or wireless connectivity;  
85           (b) is capable of connecting to the Internet;  
86           (c) runs a mobile operating system; and  
87           (d) is capable of running apps through the mobile operating system.
- 88           (14) "Mobile operating system" means software that:  
89           (a) manages mobile device hardware resources;  
90           (b) provides common services for mobile device programs;  
91           (c) controls memory allocation; and  
92           (d) provides interfaces for applications to access device functionality.
- 93           (15) "Parent" means, with respect to a minor, any of the following individuals who have  
94           legal authority to make decisions on behalf of the minor:

- 95           (a) an individual with a parent-child relationship under Section 78B-15-201;  
96           (b) a legal guardian; or  
97           (c) an individual with legal custody.
- 98   (16) "Parent account" means an account with an app store provider that:  
99           (a) is verified to be established by an individual who the app store provider has  
100           determined is at least 18 years old through the app store provider's age verification  
101           methods; and  
102           (b) may be affiliated with one or more minor accounts.
- 103   (17) "Parental consent disclosure" means the following information that an app store  
104           provider is required to provide to a parent before obtaining parental consent:  
105           (a) if the app store provider has an age rating for the app or in-app purchase, the app's or  
106           in-app purchase's age rating;  
107           (b) if the app store provider has a content description for the app or in-app purchase, the  
108           app's or in-app purchase's content description;  
109           (c) a description of:  
110               (i) the personal data collected by the app from a user; and  
111               (ii) the personal data shared by the app with a third party; and  
112           (d) if personal data is collected by the app, the methods implemented by the developer to  
113           protect the personal data.
- 114   (18) "Significant change" means a material modification to an app's terms of service or  
115           privacy policy that:  
116           (a) changes the categories of data collected, stored, or shared;  
117           (b) alters the app's age rating or content descriptions;  
118           (c) adds new monetization features, including:  
119               (i) in-app purchases; or  
120               (ii) advertisements; or  
121           (d) materially changes the app's:  
122               (i) functionality; or  
123               (ii) user experience.
- 124   (19) "Verifiable parental consent" means authorization that:  
125           (a) is provided by an individual who the app store provider has verified is an adult;  
126           (b) is given after the app store provider has clearly and conspicuously provided the  
127           parental consent disclosure to the individual; and  
128           (c) requires the parent to make an affirmative choice to:

- 129 (i) grant consent; or  
130 (ii) decline consent.

131 Section 2. Section **13-75-201** is enacted to read:

132 **Part 2. App Store Provider and Developer Requirements**

133 **13-75-201 (Effective 05/06/26). App store provider requirements.**

134 (1) An app store provider shall:

135 (a) at the time an individual who is located in the state creates an account with the app  
136 store provider:

137 (i) request age information from the individual; and

138 (ii) verify the individual's age category using:

139 (A) commercially available methods that are reasonably designed to ensure  
140 accuracy; or

141 (B) an age verification method or process that complies with rules made by the  
142 division under Section 13-75-301;

143 (b) if the age verification method or process described in Subsection (1)(a) determines  
144 the individual is a minor:

145 (i) require the account to be affiliated with a parent account; and

146 (ii) obtain verifiable parental consent from the holder of the affiliated parent account  
147 before allowing the minor to:

148 (A) download an app;

149 (B) purchase an app; or

150 (C) make an in-app purchase;

151 (c) after receiving notice of a significant change from a developer:

152 (i) notify the user of the significant change; and

153 (ii) for a minor account:

154 (A) notify the holder of the affiliated parent account; and

155 (B) obtain renewed verifiable parental consent;

156 (d) provide to a developer, in response to a request authorized under Section 13-75-202:

157 (i) age category data for a user located in the state; and

158 (ii) the status of verified parental consent for a minor located in the state;

159 (e) notify a developer when a parent revokes parental consent; and

160 (f) protect personal age verification data by:

161 (i) limiting collection and processing to data necessary for:

162 (A) verifying a user's age;

- 163                    (B) obtaining parental consent; or  
 164                    (C) maintaining compliance records; and  
 165                    (ii) transmitting personal age verification data using industry-standard encryption  
 166                    protocols that ensure:  
 167                    (A) data integrity; and  
 168                    (B) data confidentiality.
- 169   (2) An app store provider may not:  
 170           (a) enforce a contract or terms of service against a minor unless the app store provider  
 171           has obtained verifiable parental consent;  
 172           (b) knowingly misrepresent the information in the parental consent disclosure; or  
 173           (c) share personal age verification data except:  
 174               (i) between an app store provider and a developer as required by this chapter; or  
 175               (ii) as required by law.

176           Section 3. Section **13-75-202** is enacted to read:

177           **13-75-202 (Effective 05/06/26). Developer requirements.**

- 178   (1) A developer shall:  
 179           (a) verify through the app store's data sharing methods:  
 180               (i) the age category of users located in the state; and  
 181               (ii) for a minor account, whether verifiable parental consent has been obtained;  
 182           (b) notify app store providers of a significant change to the app;  
 183           (c) use age category data received from an app store provider to:  
 184               (i) enforce any developer-created age-related restrictions;  
 185               (ii) ensure compliance with applicable laws and regulations; and  
 186               (iii) implement any developer-created safety-related features or defaults;  
 187           (d) request personal age verification data or parental consent:  
 188               (i) at the time a user:  
 189                    (A) downloads an app; or  
 190                    (B) purchases an app;  
 191               (ii) when implementing a significant change to the app; or  
 192               (iii) to comply with applicable laws or regulations.
- 193   (2) A developer may request personal age verification data or parental consent:  
 194           (a) no more than once during each 12-month period to verify:  
 195               (i) accuracy of user age verification data; or  
 196               (ii) continued account use within the verified age category;

- 197 (b) when there is reasonable suspicion of:  
 198 (i) account transfer; or  
 199 (ii) misuse outside the verified age category; or  
 200 (c) at the time a user creates a new account with the developer.
- 201 (3) When implementing any developer-created safety-related features or defaults, a  
 202 developer shall use the lowest age category indicated by:  
 203 (a) age verification data provided by an app store provider; or  
 204 (b) age data independently collected by the developer.
- 205 (4) A developer may not:  
 206 (a) enforce a contract or terms of service against a minor unless the developer has  
 207 verified through the app store provider that verifiable parental consent has been  
 208 obtained;  
 209 (b) knowingly misrepresent any information in the parental consent disclosure; or  
 210 (c) share age category data with any person.

211 Section 4. Section **13-75-301** is enacted to read:

212 **Part 3. Division Rulemaking**

213 **13-75-301 (Effective 05/07/25). Division rulemaking.**

214 In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
 215 division shall make rules establishing processes and means by which an app store provider  
 216 may verify whether an account holder is a minor in accordance with Subsection  
 217 13-75-201(1)(a)(ii).

218 Section 5. Section **13-75-401** is enacted to read:

219 **Part 4. Enforcement and Safe Harbor**

220 **13-75-401 (Effective 12/31/26). Enforcement.**

- 221 (1) A violation of Subsection 13-75-201(2)(b) or Subsection 13-75-202(4)(b) constitutes a  
 222 deceptive trade practice under Section 13-11a-3.
- 223 (2)(a) Only a minor, or the parent of that minor, who has been harmed by a violation of  
 224 Subsection 13-75-201(2) may bring a civil action against an app store provider.
- 225 (b) Only a minor, or the parent of that minor, who has been harmed by a violation of  
 226 Subsection 13-75-202(4) may bring a civil action against a developer.
- 227 (3) In an action described in Subsection (2), the court shall award a prevailing parent:  
 228 (a) the greater of:  
 229 (i) actual damages; or

230 (ii) \$1,000 for each violation;

231 (b) reasonable attorney fees; and

232 (c) litigation costs.

233 Section 6. Section **13-75-402** is enacted to read:

234 **13-75-402 (Effective 05/07/25). Safe harbor.**

235 (1) A developer is not liable for a violation of this chapter if the developer demonstrates  
236 that the developer:

237 (a) relied in good faith on:

238 (i) personal age verification data provided by an app store provider; and

239 (ii) notification from an app store provider that verifiable parental consent was  
240 obtained if the personal age verification data indicates that the user is a minor; and

241 (b) complied with the requirements described in Section 13-75-202.

242 (2) For purposes of setting the age category of an app and providing content description  
243 disclosures to an app store provider, a developer complies with Subsection  
244 13-75-202(4)(b) if the developer:

245 (a) uses widely adopted industry standards to determine:

246 (i) the app's age category; and

247 (ii) the content description disclosures; and

248 (b) applies those standards consistently and in good faith.

249 (3) The safe harbor described in this section:

250 (a) applies only to actions brought under this chapter; and

251 (b) does not limit a developer or app store provider's liability under any other applicable  
252 law.

253 (4) Nothing in this chapter shall displace any other available remedies or rights authorized  
254 under the laws of this state or the United States.

255 Section 7. Section **13-75-403** is enacted to read:

256 **13-75-403 (Effective 05/07/25). Severability.**

257 (1) If any provision of this chapter or the application of any provision to any person or  
258 circumstance is held invalid by a final decision of a court of competent jurisdiction, the  
259 remainder of this chapter shall be given effect without the invalid provision or  
260 application.

261 (2) The provisions of this chapter are severable.

262 Section 8. Section **13-75-404** is enacted to read:

263 **13-75-404 (Effective 05/07/25). Application and limitations.**

- 264        Nothing in this chapter shall be construed to:
- 265        (1) prevent an app store provider or developer from taking reasonable measures to:
- 266            (a) block, detect, or prevent distribution to minors of:
- 267                (i) unlawful material;
- 268                (ii) obscene material; or
- 269                (iii) other harmful material;
- 270            (b) block or filter spam;
- 271            (c) prevent criminal activity; or
- 272            (d) protect app store or app security;
- 273        (2) require an app store provider to disclose user information to a developer beyond:
- 274            (a) age category; or
- 275            (b) verification of parental consent status;
- 276        (3) allow an app store provider or developer to implement measures required by this
- 277        chapter in a manner that is:
- 278            (a) arbitrary;
- 279            (b) capricious;
- 280            (c) anticompetitive; or
- 281            (d) unlawful;
- 282        (4) require an app store provider or developer to obtain parental consent for an app that:
- 283            (a) provides direct access to emergency services, including:
- 284                (i) 911;
- 285                (ii) crisis hotlines; or
- 286                (iii) emergency assistance services legally available to minors;
- 287            (b) limits data collection to information necessary to provide emergency services in
- 288            compliance with 15 U.S.C. Sec. 6501 et seq., Children's Online Privacy Protection
- 289            Act;
- 290            (c) provides access without requiring:
- 291                (i) account creation; or
- 292                (ii) collection of unnecessary personal information; and
- 293            (d) is operated by or in partnership with:
- 294                (i) a government entity;
- 295                (ii) a nonprofit organization; or
- 296                (iii) an authorized emergency service provider; or
- 297        (5) require a developer to collect, retain, reidentify, or link any information beyond what is:

- 298 (a) necessary to verify age categories and parental consent status as required by this
- 299 chapter; and
- 300 (b) collected, retained, reidentified, or linked in the developer's ordinary course of
- 301 business.

302 Section 9. **Effective Date.**

- 303 (1) Except as provided in Subsections (2) and (3), this bill takes effect May 7, 2025.
- 304 (2) The actions affecting the following sections take effect on May 6, 2026:
  - 305 (a) Section 13-75-201 (Effective 05/06/26); and
  - 306 (b) Section 13-75-202 (Effective 05/06/26).
- 307 (3) The actions affecting Section 13-75-401 (Effective 12/31/26) take effect on December
- 308 31, 2026.