

John D. Johnson proposes the following substitute bill:

Data Sharing Amendments

2026 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Doug Fiefia

Senate Sponsor: Michael K. McKell

LONG TITLE

General Description:

This bill repeals the Utah Digital Choice Act.

Highlighted Provisions:

This bill:

- repeals the Utah Digital Choice Act.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

13-2-1 [~~Effective 07/01/26~~] (Effective 05/06/26), as last amended by Laws of Utah 2025, Chapter 468

REPEALS:

13-81-101 [~~Effective 07/01/26~~] (Effective 05/06/26), as enacted by Laws of Utah 2025, Chapter 468

13-81-102 [~~Effective 07/01/26~~] (Effective 05/06/26), as enacted by Laws of Utah 2025, Chapter 468

13-81-201 [~~Effective 07/01/26~~] (Effective 05/06/26), as enacted by Laws of Utah 2025, Chapter 468

13-81-202 [~~Effective 07/01/26~~] (Effective 05/06/26), as enacted by Laws of Utah 2025, Chapter 468

13-81-301 (Effective 05/06/26), as enacted by Laws of Utah 2025, Chapter 468

13-81-302 [~~Effective 07/01/26~~] (Effective 05/06/26), as enacted by Laws of Utah 2025, Chapter 468

13-81-401 [~~Effective 07/01/26~~] (Effective 05/06/26), as enacted by Laws of Utah 2025,

30 Chapter 468

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32 *Be it enacted by the Legislature of the state of Utah:*

33 Section 1. Section **13-2-1** is amended to read:

34 **13-2-1** [~~(Effective 07/01/26)~~] **(Effective 05/06/26). Consumer protection division**
35 **established -- Functions.**

36 (1) There is established within the Department of Commerce the Division of Consumer
37 Protection.

38 (2) The division shall administer and enforce the following:

39 (a) Chapter 10a, Music Licensing Practices Act;

40 (b) Chapter 11, Utah Consumer Sales Practices Act;

41 (c) Chapter 15, Business Opportunity Disclosure Act;

42 (d) Chapter 20, New Motor Vehicle Warranties Act;

43 (e) Chapter 21, Credit Services Organizations Act;

44 (f) Chapter 22, Charitable Solicitations Act;

45 (g) Chapter 23, Health Spa Services Protection Act;

46 (h) Chapter 25a, Telephone and Facsimile Solicitation Act;

47 (i) Chapter 26, Telephone Fraud Prevention Act;

48 (j) Chapter 28, Prize Notices Regulation Act;

49 (k) Chapter 32a, Pawnshop, Secondhand Merchandise, and Catalytic Converter
50 Transaction Information Act;

51 (l) Chapter 34, Utah Postsecondary School and State Authorization Act;

52 (m) Chapter 41, Price Controls During Emergencies Act;

53 (n) Chapter 42, Uniform Debt-Management Services Act;

54 (o) Chapter 49, Immigration Consultants Registration Act;

55 (p) Chapter 51, Transportation Network Company Registration Act;

56 (q) Chapter 52, Residential Solar Energy Consumer Protection Act;

57 (r) Chapter 53, Residential Vocational or Life Skills Program Act;

58 (s) Chapter 54, Ticket Website Sales Act;

59 (t) Chapter 56, Ticket Transferability Act;

60 (u) Chapter 57, Maintenance Funding Practices Act;

61 (v) Chapter 61, Utah Consumer Privacy Act;

62 (w) Chapter 64, Vehicle Value Protection Agreement Act;

63 (x) Chapter 65, Utah Commercial Email Act;

- 64 (y) Chapter 67, Online Dating Safety Act;
- 65 (z) Chapter 68, Lawyer Referral Consultants Registration Act;
- 66 (aa) Chapter 70, Automatic Renewal Contracts Act;
- 67 (bb) Chapter 71, Utah Minor Protection in Social Media Act;
- 68 (cc) Chapter 72a, Artificial Intelligence Applications Relating to Mental Health;
- 69 (dd) Chapter 78, Earned Wage Access Services Act; and
- 70 [~~(ee) Chapter 81, Utah Digital Choice Act.~~]
- 71 (3) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
- 72 division may make rules to establish:
- 73 (a) a public list that identifies a person that:
- 74 (i) violates a chapter described in Subsection (2);
- 75 (ii) without proper legal justification, fails to comply with an order, subpoena,
- 76 judgment, or other legal process issued by:
- 77 (A) the division; or
- 78 (B) a court of competent jurisdiction; or
- 79 (iii) breaches a settlement agreement, stipulation, assurance of voluntary compliance,
- 80 or similar instrument signed by the person and the division; and
- 81 (b) a process by which a person may be removed from the list the division establishes as
- 82 described in Subsection (3)(a).

83 **Section 2. Repealer.**

84 This bill repeals:

85 **Section 13-81-101, Definitions.**

86 **Section 13-81-102, Legislative findings.**

87 **Section 13-81-201, Data portability requirements.**

88 **Section 13-81-202, Data interoperability requirements.**

89 **Section 13-81-301, Rulemaking authority -- Rebuttable presumptions.**

90 **Section 13-81-302, Enforcement.**

91 **Section 13-81-401, Severability.**

92 **Section 3. Effective Date.**

93 This bill takes effect on May 6, 2026.