



House Bill 438

AI COMPANION CHATBOT SAFETY ACT



SPONSORED BY REPRESENTATIVE DOUG FIEFIA AND SENATOR KIRK CULLIMORE

The AI Companion Chatbot Safety Act (ACCSA) establishes protections for all Utah users, and heightened safeguards for Utah minors.

PROTECTIONS FOR ALL UTAH USERS



ADVERTISING

An **operator** cannot advertise a specific product or service to the user unless:

- It is clearly identified as an advertisement in the interaction.
- The operator discloses any sponsorship, business affiliation, or agreement.



DATA PRIVACY & OPERABILITY

- Allow users to download a complete history of the user's interaction with the companion chatbot when retained by the operator.
- An **operator** cannot sell or otherwise convey a user's **sensitive data** without **affirmative consent**.

ADDITIONAL PROTECTIONS FOR UTAH MINORS



ADVERTISING

- A chatbot cannot direct **targeted advertising** unless opted in by the user.



DATA PRIVACY & OPERABILITY

- An **operator** cannot:
 - collect data outside what is necessary for core functionality.
 - sell a user's **personal data**
 - otherwise share user's personal data unless user has opted-in.

ADDITIONAL SAFETY REQUIREMENTS FOR UTAH MINORS



HARMFUL MATERIALS

Operators are prohibited from:

- Producing or directing minors to **material harmful to minors**.
- Encouraging illegal substances, alcohol, tobacco/nicotine, sexual conduct, self-harm, or illegal conduct.
- Interacting with the minor unless the operator prevents the production of suicidal ideation or self-harm content.



WARNINGS & DISCLOSURES

- Disclose at least every hour of continuous use that:
 - the chatbot is not human.
 - reminds the user to take a break.
 - using a chatbot may not be suitable for a minor.
- If the user expresses suicidal ideation, suicide, or self-harm the chatbot may provide resources including a referral to crisis providers and a suicide hot line or crisis text line.

