

Effective 10/1/2024

13-71-204 Parental consent -- Data privacy for Utah minor accounts.

- (1) A social media company may not allow a Utah minor account holder to change the default data privacy setting described in Subsection 13-71-202(1) without first obtaining verifiable parental consent.
- (2) A social media company's terms of service related to a Utah minor account holder shall be presumed to include an assurance of confidentiality for the Utah minor account holder's personal information.
- (3) The presumption of confidentiality in Subsection (2) may be overcome if the social media company obtains verifiable parental consent.
- (4) The presumption of confidentiality in Subsection (2) does not apply to a social media company's internal use or external sharing of a Utah minor account holder's personal information if the use or sharing is necessary to:
 - (a) maintain or analyze functioning of the social media service;
 - (b) enable network communications;
 - (c) personalize the user's experience based on the user's age and location;
 - (d) display a username chosen by the Utah minor account holder;
 - (e) obtain age assurance information as required under Section 13-71-201; or
 - (f) comply with the requirements of this chapter or other federal or state laws.

Enacted by Chapter 206, 2024 General Session