

212 (C) the reason that the online dating service provider initiated the fraud ban of the
213 banned member.

214 (b) This section does not create a private right of action or diminish or adversely affect
215 protections for an online dating service provider under 47 U.S.C. Sec. 230.

216 Section 7. Section **13-61-106** is enacted to read:

217 **13-61-106. Violation -- Enforcement.**

218 (1) (a) The division may enforce the provisions of this chapter in accordance with
219 Chapter 2, Division of Consumer Protection.

220 (b) In addition to the division's enforcement powers under Subsection (1)(a), a
221 municipal, county, or state prosecuting authority may enforce this chapter through a civil action
222 if the prosecuting authority ~~H→~~ [has jurisdiction over] is screening or prosecuting ←H a criminal
222a matter based on sexual or intimate
223 partner violence or a financial crime perpetrated against a Utah member by an individual the
224 Utah member met on an online dating service.

225 (2) (a) An online dating service provider that violates this chapter is, in addition to any
226 other penalties established by law, liable for:

227 (i) a civil penalty not to exceed \$250 for each Utah member at the time of the violation;
228 and

229 (ii) filing fees and reasonable attorney fees.

230 (b) A court shall enjoin an online dating service provider who violates this chapter
231 from an additional violation of this chapter.

232 Section 8. **Effective date.**

233 This bill takes effect on January 1, 2023.