

**Representative Cheryl K. Acton** proposes the following substitute bill:

**SOCIAL CREDIT SCORE AMENDMENTS**

2022 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Cheryl K. Acton**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill enacts provisions prohibiting certain actions in relation to a social credit score.

**Highlighted Provisions:**

This bill:

- ▶ defines terms;
- ▶ prohibits a person from directly or indirectly using, enforcing, providing data for use in, or otherwise participating in the creation or use of a system that uses a social credit score for certain actions; and
- ▶ makes technical and conforming changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

**13-61-101**, Utah Code Annotated 1953

**13-61-201**, Utah Code Annotated 1953



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

27 Section 1. Section 13-61-101 is enacted to read:

28 **CHAPTER 61. SOCIAL CREDIT SCORE PROHIBITION ACT**

29 **Part 1. General Provisions**

30 **13-61-101. Definitions.**

31 (1) "Employer" means:

32 (a) the state;

33 (b) a county, city, town, and school district in the state; and

34 (c) a person, including a public utility, having one or more workers or operatives  
35 regularly employed in the same business, or in or about the same establishment, under a  
36 contract of hire.

37 (2) "Governmental entity" means the same as that term is defined in Section  
38 [63D-2-102](#).

39 (3) "Place of public accommodation" means the same as that term is defined in Section  
40 [13-7-2](#).

41 (4) (a) "Social credit score" means a numeric, alphanumeric, or alphabetic value or  
42 other categorization assigned to a person based on a subjective or arbitrary behavior, action, or  
43 standard, including:

44 (i) compliance with government or bureaucratic guidance;

45 (ii) compliance with a regulatory standard;

46 (iii) a social media post;

47 (iv) participation or membership in a club, association, or union;

48 (v) political affiliation; and

49 (vi) who the person's employer is.

50 (b) "Social credit score" does not include a consumer report as defined in 15 U.S.C.  
51 Sec. 1681a.

52 Section 2. Section 13-61-201 is enacted to read:

53 **Part 2. Prohibition of Social Credit Score**

54 **13-61-201. General prohibition regarding social credit score.**

55 (1) A person, including a governmental entity, an employer, and a place of public  
56 accommodation, may not directly or indirectly use, enforce, intentionally provide data for use

57 in, or otherwise participate in the creation or use of a social credit score:

58 (a) that is based on the person's legal, nonfinancial activities or affiliations, to

59 determine a person's worthiness to participate in the economy; or

60 (b) to discriminate against, advocate for or against, or cause adverse or preferential

61 treatment of an individual.

62 (2) Subsection (1) does not prohibit a person from:

63 (a) assessing a person's financial credit risk; or

64 (b) conducting or using a background check.