

H-8062

1 Amend House File 2606 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. NEW SECTION. 554J.1 **Definitions.**

5 For purposes of this chapter:

6 1. *a.* "Account holder" means an individual who is at least
7 eighteen years of age or a parent or legal guardian of a user
8 who is under eighteen years of age.

9 *b.* "Account holder" does not include a parent of an
10 emancipated minor or a parent or legal guardian who is not
11 associated with a user's device.

12 2. "Age bracket data" means nonpersonally identifiable
13 data derived from a user's birth date or age for the purpose
14 of sharing with developers of applications that indicates
15 the user's age range, including, at a minimum, all of the
16 following:

17 *a.* Whether a user is under thirteen years of age.

18 *b.* Whether a user is at least thirteen years of age but
19 under sixteen years of age.

20 *c.* Whether a user is at least sixteen years of age but under
21 eighteen years of age.

22 *d.* Whether a user is at least eighteen years of age.

23 3. "App" means a software application that may be run or
24 directed by a user on a computer, a mobile device, or any other
25 general purpose computing device that can access a covered app
26 store or download a software application.

27 4. *a.* "Covered app store" means a publicly available
28 internet site, software application, online service, or
29 platform that distributes and facilitates the download of
30 software applications from third-party developers to users
31 of a computer, a mobile device, or any other general purpose
32 computing that can access a covered application store or can
33 download an application.

34 *b.* "Covered app store" does not mean an online service
35 or platform that distributes extensions, plug-ins, add-ons,

1 or other software applications that run exclusively within a
2 separate host application.

3 5. "*Developer*" means a person that owns, maintains, or
4 controls an app.

5 6. "*Minor*" means an individual who is under eighteen years
6 of age.

7 7. "*Operating system provider*" means a person or entity that
8 develops, licenses, or controls the operating system software
9 on a computer, mobile device, or any other general purpose
10 computing device.

11 8. "*Signal*" means age bracket data sent by a real-time
12 secure application programming interface or operating system
13 to an app.

14 9. "*User*" means a minor that is the primary individual that
15 uses a device.

16 Sec. 2. NEW SECTION. 554J.2 Age bracket data requirements.

17 1. An operating system provider shall do all of the
18 following:

19 a. Provide an accessible interface at account setup that
20 requires an account holder to indicate the birth date, age, or
21 both, of the user of that device for the purpose of providing a
22 signal regarding the user's age bracket data to apps available
23 in a covered app store.

24 b. Provide a developer who has requested a signal with
25 respect to a particular user with a digital signal via a
26 reasonably consistent real-time application programming
27 interface that identifies, at a minimum, the age range of age
28 bracket data to which the user belongs.

29 c. Send only the minimum amount of information necessary to
30 comply with this chapter.

31 d. Refrain from sharing digital signal information with a
32 third party for a purpose not required by this chapter.

33 2. a. A developer shall request a signal with respect to a
34 particular user from an operating system provider or a covered
35 app store when the developer's app is downloaded and launched.

1 *b.* (1) A developer that receives a signal under this
2 section shall be deemed to have actual knowledge of the age
3 range of the user to whom the signal pertains across all
4 platforms of the app and points of access of the app even if the
5 developer willfully disregards the signal.

6 (2) A developer shall not willfully disregard internal
7 clear and convincing information otherwise available to the
8 developer that indicates that a user's age is different than
9 the age bracket data indicated by a signal provided by an
10 operating system provider or a covered app store.

11 *c.* (1) Except as provided in subparagraph (2), a developer
12 shall treat a signal received under this section as the primary
13 indicator of a user's age range for purposes of determining the
14 user's age.

15 (2) If a developer has internal clear and convincing
16 information that a user's age is different than the age
17 indicated by a signal received under this section, the
18 developer shall use the internal information as the primary
19 indicator of the user's age.

20 *d.* A developer that receives a signal under this section
21 shall use that signal to comply with applicable law, but shall
22 not do any of the following:

23 (1) Request more information from an operating system
24 provider or a covered app store than the minimum amount of
25 information necessary to comply with this chapter.

26 (2) Share the signal with a third party for a purpose not
27 required by this chapter.

28 **Sec. 3. NEW SECTION. 554J.3 Prior existing apps and**
29 **accounts.**

30 1. With respect to a device for which account setup was
31 completed prior to January 1, 2027, an operating system
32 provider shall, before July 1, 2027, provide an accessible
33 interface that allows an account holder to indicate the birth
34 date, age, or both, of the user of that device for the purpose
35 of providing a signal regarding the user's age bracket to apps

1 available in a covered app store.

2 2. If an app last updated with updates on or after January
3 1, 2026, was downloaded to a device before January 1, 2027,
4 and the developer has not requested a signal with respect to
5 the user of the device on which the app was downloaded, the
6 developer shall request a signal from a covered app store with
7 respect to that user before July 1, 2027.

8 Sec. 4. NEW SECTION. 554J.4 Enforcement.

9 1. The attorney general shall implement and enforce this
10 chapter.

11 2. A person that violates this chapter shall be subject to
12 an injunction and liable for a civil penalty of not more than
13 two thousand five hundred dollars per affected minor or seven
14 thousand five hundred dollars if the violation was intentional.

15 3. An operating system provider or a covered app store that
16 makes a good faith effort to comply with this chapter, taking
17 into consideration available technology and any reasonable
18 technical limitations or outages, shall not be liable for an
19 erroneous signal indicating a user's age range or any conduct
20 by a developer that receives a signal indicating a user's age
21 range.

22 4. Civil penalties collected under this section shall be
23 deposited into the general fund of the state.

24 Sec. 5. NEW SECTION. 554J.5 Interpretation.

25 1. This chapter shall not be construed to do any of the
26 following:

27 a. Modify, impair, or supersede the operation of any
28 antitrust law.

29 b. Require the collection of additional personal information
30 from device owners or device users other than what is necessary
31 to comply with section 554J.2.

32 c. Impose liability on an operating system provider, a
33 covered app store, or a developer for the use of a device or app
34 by a person who is not the user to whom a signal pertains.

35 2. An operating system provider or a covered app store

1 shall comply with this chapter in a nondiscriminatory manner,
2 including but not limited to complying with all of the
3 following:

4 *a.* Imposing at least the same restrictions and obligations
5 on its own apps and app distribution as the operating system
6 provider or covered app store does on those from third-party
7 apps or app distributors.

8 *b.* Refraining from using data collected from a third party
9 in the course of complying with this chapter to compete against
10 a third party, give the covered app store's services preference
11 relative to those of a third party, or otherwise use the data
12 or consent mechanism in an anticompetitive manner.

13 3. This chapter shall not apply to any of the following:

14 *a.* A broadband internet access service.

15 *b.* A telecommunications service as defined in 47 U.S.C.
16 §153.

17 *c.* The delivery or use of a physical product.

18 Sec. 6. EFFECTIVE DATE. This Act takes effect January 1,
19 2027.>

20 2. Title page, by striking lines 1 through 4 and inserting
21 <An Act relating to age bracket data requirements for covered
22 app stores, developers, and operating system providers, and
23 including effective date provisions.>

WICHTENDAHL of Linn