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## DIGEST

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HB 570 Engrossed

2025 Regular Session

Carver

**Abstract:** Provides relative to minors use of applications.

Proposed law provides relative to applications stores and developers in regards to minors.

Proposed law defines "age category", "child", "younger teenager", "older teenager", "adult", "age category data", "age rating", "application", "content description", "covered application store", "covered application store provider", "developer", "minor", "minor account", "mobile device", "mobile operating system", "parent", "parent account", "parental consent disclosure", "significant change", and "verifiable parental consent".

Proposed law provides for what a covered application store provider shall do:

- (1) At the time an individual who is located in the state creates an account.
- (2) If the age verification methods or process described in proposed law determines the individual to be a minor.
- (3) After receiving notice of a significant change from a developer.
- (4) When providing information to a developer.
- (5) When a parent revokes parental consent.
- (6) To protect personal age verification data.

Proposed law provides for what a covered application store provider may not do.

Proposed law provides that a developer shall:

- (1) Verify the age category of users located in this state and verify whether verifiable parental consent has been obtained for a minor account.
- (2) Notify covered application store providers of a significant change to the application.
- (3) Use age category data received from the covered application store provider and from the developer in certain circumstances.
- (4) Request personal age verification data or parental consent at certain times and for certain purposes.

Proposed law provides that a developer may request personal age verification data or parental consent in certain circumstances.

Proposed law provides that implementing any developer-created safety-related features or defaults, a developer shall use the lowest age category indicated by age verification data provided by a covered application store provider or age data independently collected by the developer.

Proposed law provides for what a developer may not do.

Proposed law provides for when a developer is not liable for a violation of proposed law.

Proposed law provides that for the purposes of setting the age category of an application and providing content description disclosure to a covered application store provider, a developer complies with proposed law if the developer uses widely adopted industry standards to determine the application's age category and the content description disclosures and the if developer applies those standards consistently and in good faith.

Proposed law provides for what the protections described in proposed law apply to.

Proposed law provides that proposed law shall not be construed to prevent a covered application store provider or developer from taking certain actions.

Proposed law provides that the attorney general may bring a civil action to enforce any violations of proposed law.

Proposed law provides that a social media platform that violates the provisions of proposed law shall be subject to a civil fine of up to \$10,000 per violation.

Proposed law provides relative to the attorney general giving notice to any violators.

Proposed law provides for when the attorney general may initiate a civil action against a person who fails to cure a violation.

Proposed law provides relative to reasonable attorney fees, court costs, and investigative costs.

Proposed law requires a person who violates an administrative order or court order issued for a violation of proposed law to pay a civil penalty of not more than \$5,000 per violation. Further provides that a civil penalty may be imposed in any civil action brought by the attorney general under proposed law.

Proposed law provides that monies received from the payment of a fine or civil penalty imposed and collected pursuant to the provisions of proposed law shall be used by the attorney general to promote consumer protection and education.

Proposed law provides for severability.

Proposed law directs the La. Law Institute to make technical changes.

Effective July 1, 2026.

(Amends Section 2 of Act 656 of the 2024 R.S.; Adds R.S. 51:1771-1775)

#### Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Commerce to the original bill:

1. Make technical changes.
2. Add definitions for application, content description, minor, minor account, mobile device, and mobile operating system.
3. Amend the definitions for covered application store and developer.
4. Add that for individuals under 18, a method is commercially available if it includes affirmative age attestation by someone who is reasonably believed to be the parent or legal guardian, along with other information collected in the ordinary course of account creation or use.
5. Clarify language regarding a covered application store provider and age categories.
6. Add that a developer shall also use age verification methods when complying with applicable laws and regulations.
7. Add that any developer required by law to age verify users at the application level shall continue to be responsible for age verification. No provision in this Part shall alleviate said responsibility.
8. Add that proposed law shall not be construed to prevent a covered application store

provider or developer from taking certain actions.

9. Add severability.
10. Direct the La. Law Institute to make technical changes.
11. Add an effective date of July 1, 2026.