

## CONFERENCE COMMITTEE REPORT

**HB 570****2025 Regular Session****Carver**

June 12, 2025

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 570 by Representative Carver, recommend the following concerning the Reengrossed bill:

1. That Senate Committee Amendments Nos. 1 through 5, 7 through 20, 23 through 25, 27, and 28 (#2393) be adopted.
2. That Senate Committee Amendments Nos. 6, 21, 22, 26, and 29 through 33 (#2393) be rejected.
3. That Senate Floor Amendments Nos. 1, 4 through 6 and 8 through 10 by Senator Mizell (#2600) be adopted.
4. That Senate Floor Amendments Nos. 2, 3, and 7 by Senator Mizell (#2600) be rejected.
5. That the set of Senate Floor Amendments by Senator Cathey (#2626) be adopted.
6. That the following amendments be adopted:

### AMENDMENT NO. 1

In Senate Committee Amendment No. 1 (#2393), on page 1, line 4, after "connected device" delete the rest of the line and insert "or a mobile device."

### AMENDMENT NO. 2

In Senate Committee Amendment No. 1 (#2393), on page 1, delete line 5

### AMENDMENT NO. 3

In Senate Committee Amendment No. 17 (#2393), on page 2, delete lines 17 through 25 and insert in lieu there of the following:

"(1) Verify through the covered application store's data sharing methods the age category of users located in this state and any other source of data or information that the developer determines is recommended or appropriate to comply with applicable law.

(2) If the data shared from a covered application store described in Paragraph (1) of"

### AMENDMENT NO. 4

In Senate Committee Amendment No. 17 (#2393), on page 2, line 28, after "with" insert "a"

### AMENDMENT NO. 5

In Senate Committee Amendment No. 28 (#2393), on page 3, line 18, after "law." delete the rest of the line

AMENDMENT NO. 6

In Senate Committee Amendment No. 28 (#2393), on page 3, delete line 19 in its entirety

7. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 3, line 6, change "(9)" to "(10)"

AMENDMENT NO. 2

On page 4, line 26, after "that" insert "is all of the following"

AMENDMENT NO. 3

On page 6, line 28, delete "verification from the developer to do so."

AMENDMENT NO. 4

On page 7, line 8, delete "verification from the developer to do so."

AMENDMENT NO. 5

On page 8, between lines 1 and 2, insert the following:

"E. Developers and covered application store providers shall each be separately responsible for any data each chose to rely on in their independent judgment for compliance with age verification requirements of law."

AMENDMENT NO. 6

On page 8, line 16, change "apply" to "applies"

Respectfully submitted,

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Representative Kim Carver

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Senator Stewart Cathey Jr.

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Representative Troy Jude Hebert

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Senator Beth Mizell

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Representative Laurie Schlegel

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Senator John C. "Jay" Morris III

## CONFERENCE COMMITTEE REPORT DIGEST

HB 570

2025 Regular Session

Carver

### Keyword and oneliner of the instrument as it left the House

COMMERCIAL REGULATIONS: Provides relative to minors use of applications

### Report adopts Senate amendments to:

1. Amend the definition of "application".
2. Add the definition of "connected device".
3. Add that a commercially available method includes verification provided through the use of a real-time age verification system authorized by the commissioner of the office of motor vehicles.
4. Clarify which proposed law applies regarding a request authorized for a covered application store to provide certain information to a developer.
5. Amend the requirements for a developer in regard to age verification, affiliations with a parent account, enforcement, and compliance.
6. Remove language that a developer is not liable for a violation of proposed law if the developer relied in good faith on personal age verification data provided by a covered application store provider and on notification from a covered application store provider that verifiable parental consent was obtained if the personal age verification data indicates that the user is a minor.
7. Clarify which proposed law applies when a developer is in compliance by using widely adopted industry standards to determine an application's age category.
8. Amend the conditions in which a covered application store provider or a developer is not required to obtain parental consent for an application.
9. Add that nothing in proposed law shall be construed to relieve a developer of its obligation to conduct age verification as otherwise required by law. It further provides that the developer shall not rely on the age category obtained under this proposed law to the extent those signals satisfy the requirements of applicable law.
10. Make technical changes.

### Report rejects Senate amendments which would have:

1. Amended the definition of "minor".
2. Removed proposed law that provides that a developer will also use age verification from a developer to ensure compliance to applicable laws and regulations.
3. Removed proposed law that any developer required by law to age verify users at the application level shall continue to be responsible for age verification and that no provision in proposed law shall be construed to remove this responsibility.
4. Added that a violation of proposed law shall be a false, misleading, or deceptive act or practice.
5. Amended the process by which the attorney general may enforce proposed law.

6. Made technical changes.

**Report amends the bill to:**

1. Amend the definitions of "application" and "verifiable parental consent".
2. Remove provisions that provide that a developer shall verify the individual's age category using commercially available methods that are reasonably designed to ensure accuracy.
3. Remove language regarding what method is considered commercially available for individuals under eighteen years of age.
4. Add that a developer shall verify through the covered application store's data sharing methods the age category of users located in this state and any other source of data or information that the developer determines is recommended or appropriate to comply with applicable law.
5. Remove proposed law that provides that a developer will also use age verification from a developer to ensure compliance to applicable laws and regulations.
6. Remove that a developer shall not rely on age category obtained under this proposed law to the extent those signals satisfy the requirements of applicable law.
7. Add that developers and covered application store providers shall each be separately responsible for any data each chose to rely on in their independent judgment for compliance with age verification requirements of law.
8. Make technical changes.

**Digest of the bill as proposed by the Conference Committee**

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", "connected device", "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 requires a covered application store provider to do the following:

- (1) Request age information from an individual and verify the individual's age category 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, require the account to be affiliated with parent account and obtain verifiable parental consent from the holder of the affiliated parent account before allowing the minor to download an application, purchase an application, or make an in-application purchase.
- (3) After receiving notice of a significant change from a developer, notify the user of the significant change and for a minor account, notify the holder of the affiliated parent account, and obtain renewed verifiable parental consent.
- (4) Provide information to a developer in response to a request authorized by proposed law.
- (5) Notify a developer when a parent revokes parental consent.

- (6) Protect personal age verification data by limiting collection and processing certain data and transmitting personal age verification data using certain protocols.

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

Proposed law provides that a developer shall:

- (1) Verify through the covered application store's data sharing methods the age category of users located in this state and any other source of data or information that the developer determines is recommended or appropriate to comply with applicable law.
- (2) If the age verification methods or process described in proposed law determines the individual to be a minor, require the account to be affiliated with parent account and obtain verifiable parental consent from the holder of the affiliated parent account before allowing the minor to download an application, purchase an application, or make an in-application purchase.
- (3) Notify covered application store providers of a significant change to the application.
- (4) Enforce all age-related restrictions.
- (5) Enforce any developer-created age-related restrictions.
- (6) Ensure compliance with applicable laws and regulations. Any developer required by law to age verify users at the application level shall continue to be responsible for age verification. No provision in proposed law shall be construed to remove this responsibility.
- (7) Implement any developer-created safety-related features or defaults.
- (8) Request personal age verification data or parental consent at the time a user downloads an application or purchases an application, when implementing a significant change to the application, and to comply with applicable law. Any developer required by law to age verify users at the application level shall continue to be responsible for age verification. No provision in proposed law shall be construed to remove this responsibility.

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

Proposed law provides that when 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 shall not do.

Proposed law provides that developers and covered application store providers shall each be separately responsible for any data each chose to rely on in their independent judgment for compliance with age verification requirements of law.

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 developer applies those standards consistently and in good faith.

Proposed law provides for applicability of the protection described in proposed law.

Proposed law provides that nothing in proposed law shall displace any other available remedies or rights authorized under the laws of this state or the United States.

Proposed law shall not be construed to do any of the following:

- (1) Prevent a covered application store provider or developer from taking certain actions.
- (2) Require a covered application store provider to disclose user information to a developer beyond age category or verification of parental consent status.
- (3) Allow a covered application store provider or developer to implement measures required by proposed law in a manner that is arbitrary, capricious, anticompetitive, or unlawful.
- (4) Require a covered application store provider or developer to obtain parental consent for an application that provides direct access to emergency services, limits data collection to information necessary to provide emergency services in compliance with present law, provides access without requiring account creation or collection of unnecessary personal information and is operated by or in partnership with certain entities.
- (5) Require a developer to collect, retain, reidentify, or link any information beyond what is necessary to verify age categories and parental consent status as required by this proposed law or what is collected, retained, reidentified, or linked in the developer's ordinary course of business.
- (6) Relieve a developer of its obligation to conduct age verification as otherwise required by law.

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

Proposed law provides that a covered application store or developer 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 set by the attorney general. 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 for consumer protection enforcement efforts or to promote consumer protection and education.

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)