

**MINOR DATA PROTECTION AMENDMENTS**

2024 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Ronald M. Winterton**

House Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill modifies the Protection of Personal Information Act.

**Highlighted Provisions:**

This bill:

- ▶ defines terms;
- ▶ creates a standard for how the personal information of a minor is maintained;
- ▶ creates a standard for how the personal information of a minor is destroyed; and
- ▶ makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**13-44-201**, as last amended by Laws of Utah 2019, Chapter 348

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

Section 1. Section **13-44-201** is amended to read:

**13-44-201. Protection of personal information.**

(1) As used in this section:



28 (a) "Endpoint detection and response" means the same as that term is defined in  
29 Section 63A-16-214.

30 (b) "Multi-factor authentication" means the same as that term is defined in Section  
31 63A-16-214.

32 (c) "Personal information" means the same as that term is defined in Section  
33 13-44-102.

34 (d) "Zero trust architecture" means the same as that term is defined in Section  
35 63A-16-214.

36 (2) ~~[Any]~~ A person who conducts business in the state and maintains personal  
37 information shall implement and maintain reasonable procedures to:

38 (a) prevent unlawful use or disclosure of personal information collected or maintained  
39 in the regular course of business; and

40 (b) destroy, or arrange for the destruction of, records containing personal information  
41 that are not to be retained by the person.

42 (3) A person who conducts business or offers services in the state, including  
43 educational services or healthcare, that collects or maintains the personal information of a  
44 minor, shall implement and maintain reasonable procedures to:

45 (a) prevent unlawful use or disclosure of a minor's personal information collected or  
46 maintained in the regular course of business, including:

47 (i) endpoint detection and response;

48 (ii) multi-factor authentication; and

49 (iii) zero trust architecture; and

50 (b) destroy, or arrange for the destruction of, records containing a minor's personal  
51 information that will not be retained by the person.

52 ~~[(2)]~~ (4) The destruction of records under ~~[Subsection (1)(b)] Subsections (2)(b) and~~  
53 (3)(b) shall be by:

54 (a) shredding;

55 (b) erasing; or

56 (c) otherwise modifying the personal information to make the information  
57 indecipherable.

58 Section 2. **Effective date.**

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This bill takes effect on May 1, 2024.