

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1748 Session of  
2013

INTRODUCED BY FLYNN, MILLARD, SCHLOSSBERG, MULLERY, FARINA,  
DAVIS, YOUNGBLOOD, HAGGERTY, MUNDY, SANKEY, NEILSON,  
V. BROWN, CLAY, M. DALEY, BOBACK, COHEN, DENLINGER, KOTIK,  
BIZZARRO, SABATINA, KORTZ AND PASHINSKI, OCTOBER 11, 2013

REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, OCTOBER 11, 2013

AN ACT

1 Requiring mobile applications to disclose certain information  
2 about data collection.

3 The General Assembly of the Commonwealth of Pennsylvania  
4 hereby enacts as follows:

5 Section 1. Short title.

6 This act shall be known and may be cited as the Mobile  
7 Application Consumer Protection Act.

8 Section 2. Definitions.

9 The following words and phrases when used in this act shall  
10 have the meanings given to them in this section unless the  
11 context clearly indicates otherwise:

12 "Mobile application." An application or program that can be  
13 downloaded or installed onto a portable electronic device.

14 Section 3. Requirements.

15 (a) Notification.--Before downloading any mobile  
16 applications, consumers shall be given a notification of the  
17 types of data that will be collected or accessed by the

1 application. The notification shall appear to the consumer prior  
2 to any download or installation and before any data has been  
3 collected.

4 (b) Format of notification.--The notification shall be in  
5 plain language, easily visible and in a style and font that is  
6 legible to consumers.

7 Section 4. Penalty.

8 A developer, organization or individual who violates the  
9 provisions of this act shall, upon conviction, be fined \$25 per  
10 instance.

11 Section 5. This act shall take effect in 60 days.