

## HR 4517

APPS Act of 2016

**Congress:** 114 (2015–2017, Ended)

**Chamber:** House

**Policy Area:** Science, Technology, Communications

**Introduced:** Feb 10, 2016

**Current Status:** Referred to the Subcommittee on Commerce, Manufacturing, and Trade.

**Latest Action:** Referred to the Subcommittee on Commerce, Manufacturing, and Trade. (Feb 12, 2016)

**Official Text:** <https://www.congress.gov/bill/114th-congress/house-bill/4517>

### Sponsor

**Name:** Rep. Johnson, Henry C. "Hank," Jr. [D-GA-4]

**Party:** Democratic • **State:** GA • **Chamber:** House

### Cosponsors (5 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Barton, Joe [R-TX-6]	R · TX		Feb 10, 2016
Rep. Chabot, Steve [R-OH-1]	R · OH		Feb 10, 2016
Rep. Cicilline, David N. [D-RI-1]	D · RI		Feb 10, 2016
Rep. Cohen, Steve [D-TN-9]	D · TN		Feb 10, 2016
Rep. Jackson Lee, Sheila [D-TX-18]	D · TX		Feb 10, 2016

### Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Referred to	Feb 12, 2016

### Subjects & Policy Tags

**Policy Area:**

Science, Technology, Communications

### Related Bills

*No related bills are listed.*

## **Application Privacy, Protection, and Security Act of 2016 or the APPS Act of 2016**

This bill directs mobile device application developers, before the application collects personal data about the user, to notify the user and obtain the user's consent regarding the terms and conditions governing the collection, use, storage, and sharing of such personal data.

Excluded from such notice and consent requirements is any "de-identified data" that cannot reasonably be used to identify or infer information about, or otherwise be linked to, a particular individual or mobile device, as determined with a reasonable level of justified confidence based on the available methods and technologies, the nature of the data at issue, and the purposes for which the data will be used.

Developers must: (1) provide users with a method to withdraw such consent and to request that the developer delete personal data or refrain from further data collection or sharing, and (2) take measures to prevent unauthorized access to personal and de-identified data.

Violations are to be treated as unfair or deceptive acts or practices under the Federal Trade Commission Act.

The Federal Trade Commission (FTC) must promulgate regulations to implement and enforce this Act.

States may bring civil actions in federal court on behalf of affected state residents.

Nothing in this Act prohibits a developer from disclosing or preserving personal data or de-identified data as required by other federal laws or, except when superceded by this Act, the laws of a state or political subdivision, including court orders.

A developer may satisfy the requirements of this Act by adopting and following a code of conduct for consumer data privacy that is approved pursuant to FTC regulations.

## **Actions Timeline**

---

- **Feb 12, 2016:** Referred to the Subcommittee on Commerce, Manufacturing, and Trade.
- **Feb 10, 2016:** Introduced in House
- **Feb 10, 2016:** Referred to the House Committee on Energy and Commerce.