

1                   A bill to be entitled  
2           An act relating to student online personal information  
3           protection; amending s. 1006.1494, F.S.; prohibiting  
4           the collection or sharing of a student's covered  
5           information without written consent from a parent or  
6           guardian; requiring specified contracts, agreements,  
7           and written arrangements to include a specified  
8           statement; requiring school districts to publish  
9           specified portions of contracts, agreements, or  
10          written arrangements relating to the collection or  
11          sharing of covered information; providing penalties  
12          for operators and interactive computer services that  
13          fail to meet specified requirements; requiring the  
14          Department of Education to publish specified  
15          information relating to operators and interactive  
16          computer services on its website within a specified  
17          timeframe; providing construction; providing an  
18          effective date.

19  
20 Be It Enacted by the Legislature of the State of Florida:

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22           **Section 1. Subsections (2) through (5) of section**  
23 **1006.1494, Florida Statutes, are renumbered as subsections (3)**  
24 **through (6), respectively, subsections (6) and (7) are**  
25 **renumbered as subsections (9) and (10), respectively, paragraph**

26 **(j) is added to present subsection (6), and new subsections (2),**  
27 **(7), and (8) are added to that section, to read:**

28 1006.1494 Student online personal information protection.—

29 (2) An operator or interactive computer service may not  
30 collect or share any covered information without the written  
31 consent of the student's parent or guardian.

32 (7)(a) Any contract, agreement, or written arrangement  
33 entered into by a school district or K-12 school with an  
34 operator or interactive computer service must include the  
35 following statement:

36  
37 Florida is a parental consent state. It is unlawful to collect  
38 or disseminate a Florida minor's personal or private information  
39 gained through interaction with Florida schools without the full  
40 disclosure and consent of parents or guardians. Any data  
41 collection effort, direct or indirect, or planned or anticipated  
42 sale or transfer of such information must be made explicitly  
43 clear by parties engaging in Florida's publicly funded schools.  
44 Information concerning data collection or dissemination will be  
45 by express consent of a parent or guardian only through clearly  
46 annotated and understandable "opt-in" provisions, and all data  
47 collection or dissemination agreements shall be published on the  
48 school district's website for parental and guardian awareness.

49 (b) Each school district shall publish on its website  
50 portions of any contract, agreement, or written arrangement with

51 an operator or interactive computer service, including existing  
52 agreements and contracts, pertaining to the collection or  
53 sharing of covered information. The portions of such contract,  
54 agreement, or written arrangement must be easy to locate,  
55 review, and understand by parents or guardians and the public.

56 (8) An operator or interactive computer service that fails  
57 to meet the requirements of this section relating to collecting  
58 or sharing covered information may not enter into a contract or  
59 agreement with a school district or K-12 school for a period of  
60 5 years. The Department of Education must maintain on its  
61 website a list of operators and interactive computer services  
62 that fail to meet the requirements of this section relating to  
63 collecting or sharing covered information. An operator or  
64 interactive computer service must be added to the list within 6  
65 months after a violation.

66 (9) ~~(6)~~ This section does not do any of the following:

67 (j) Prevent the department or a school district, K-12  
68 school, or parent or guardian from pursuing other legal remedies  
69 available through the law.

70  
71 The State Board of Education may adopt rules to implement this  
72 section.

73 **Section 2.** This act shall take effect July 1, 2025.