

HOUSE No. 360

The Commonwealth of Massachusetts

PRESENTED BY:

Kimberly N. Ferguson

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act Relative to Student Online Information Protection Policies.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>
<i>Leonard Mirra</i>	<i>2nd Essex</i>
<i>Keiko M. Orrall</i>	<i>12th Bristol</i>
<i>Shawn Dooley</i>	<i>9th Norfolk</i>
<i>James J. Dwyer</i>	<i>30th Middlesex</i>
<i>Jennifer L. Flanagan</i>	<i>Worcester and Middlesex</i>
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>
<i>Anne M. Gobi</i>	<i>Worcester, Hampden, Hampshire and Middlesex</i>
<i>Angelo L. D'Emilia</i>	<i>8th Plymouth</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>Leah Cole</i>	<i>12th Essex</i>
<i>Tricia Farley-Bouvier</i>	<i>3rd Berkshire</i>
<i>Sheila C. Harrington</i>	<i>1st Middlesex</i>
<i>Kevin J. Kuros</i>	<i>8th Worcester</i>
<i>Paul R. Heroux</i>	<i>2nd Bristol</i>

HOUSE No. 360

By Mrs. Ferguson of Holden, a petition (accompanied by bill, House, No. 360) of Kimberly N. Ferguson and others relative to student online information protection policies. Education.

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act Relative to Student Online Information Protection Policies.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 71 of the General Laws, as so appearing in the 2012 Official
2 Edition, is hereby amended by inserting after Section 94 the following new section: --

3 Section 95. Student Online Information Protection Policies

4 (a) An operator of an Internet Web site, online service, online application, or mobile
5 application with actual knowledge that the site, service, or application is used for K-12 school
6 purposes and was designed and marketed for K-12 school purposes shall comply with all of the
7 following requirements:

8 i. It shall not use, share, disclose, or compile personal information about a K-12
9 student for any purpose other than the K-12 school purpose and for maintaining the integrity of
10 the site, service, or application.

11 ii. It shall not use, share, disclose, or compile a student’s personal information for
12 any commercial purpose, including but not limited to, advertising or profiling.

13 iii. It shall not allow, facilitate, or aid in the marketing or advertising of a product or
14 service to a k-12 student on the site, service, or application.

15 iv. It shall take all reasonable steps to protect the data at rest and in motion in a
16 manner that meets or exceeds commercial best practice.