

677 (a) return all personally identifiable student data to the education entity; or
 678 (b) as reasonable, delete all personally identifiable student data related to the
 679 third-party contractor's work.

680 (6) (a) A third-party contractor may not:
 681 (i) except as provided in Subsection (6)(b), sell student data;
 682 (ii) collect, use, or share student data, if the collection, use or sharing of the student
 683 data is inconsistent with the third-party contractor's contract with the education entity; or
 684 (iii) use student data for targeted advertising.

685 (b) A person may obtain student data through the purchase of, merger with, or
 686 otherwise acquiring a third-party contractor if the third-party contractor remains in compliance
 687 with this section.

688 ~~§→ [(7) A provider of an external application that receives content from a third-party~~
 689 ~~content provider is not required to ensure that the third-party content provider is in compliance~~
 690 ~~with this section.~~

691 ~~——(8)] (7) ←§ A provider of an electronic store, gateway, marketplace, or other means of~~
 692 ~~purchasing an external application is not required to ensure that the external application~~
 693 ~~obtained through the provider complies with this section.~~

694 ~~§→ [(9)] (8) ←§ The provisions of this section do not §→ [apply to] ←§ :~~

695 ~~(a) §→ apply to ←§ the use of an external application, including the access of an external~~
 695a ~~application~~

696 ~~with login credentials created by a third-party contractor's internal application; §→ [or] ←§~~

697 ~~(b) §→ apply to ←§ the providing of Internet service §→ [;] ; or~~

697a ~~(c) impose a duty on a provider of an interactive computer service, as defined in 47~~
 697b ~~U.S.C. Sec. 230, to review or enforce compliance with this section. ←§~~

698 Section 13. Section 53A-1-1411 is enacted to read:

699 **53A-1-1411. Penalties.**

700 (1) (a) A third-party contractor that knowingly or recklessly permits unauthorized
 701 collecting, sharing, or use of student data under this part:

702 (i) except as provided in Subsection (1)(b), may not enter into a future contract with an
 703 education entity;

704 (ii) may be required by the board to pay a civil penalty of up to \$25,000; and

705 (iii) may be required to pay:

706 (A) the education entity's cost of notifying parents and students of the unauthorized
 707 sharing or use of student data; and