H.B. 55
Privacy Compliance for Education Technology Vendors

Representative **Tiara Auxier** proposes the following amendments:

1. *Line 80g through 83:*

80g **(A) conduct an initial review to determine whether the report is credible,**

80h **relevant, and sufficiently specific to warrant action; and**

80i **(B) if the report meets the standard described in Subsection ((2)(c)(ii)(A),**

80j **initiate a compliance audit or investigation of the relevant** {~~vendor or~~} **third-party contractor.** ←Ĥ

80k {(d) Ĥ→ ~~The state board, through the state board's student data privacy team, in~~ }

80l {~~conjunction with the relevant LEA, and in accordance with state board policies and~~ }

80m {~~procedures, shall conduct a compliance audit within six months of:~~} ←Ĥ

80n {(i) Ĥ→ ~~the execution of any new or renewed contract between an LEA and a~~ }

80o {~~third-party contractor that is subject to this section; or~~} ←Ĥ

80p {(ii) Ĥ→ ~~the creation or revision of a data privacy agreement.~~} ←Ĥ

(d) To combat data protection misunderstandings or misconceptions, state board staff shall create materials or resources to be made available to third-party contractors.

81 (3) As authorized by law or court order, a third-party contractor shall share student data as

82 requested by law enforcement.

83 (4) A third-party contractor may:

2. *Line 106 through 114:*

106 (A) a student's parent through the student's school or LEA; or

107 (B) for an adult student, the student.

108 (5) At the completion of a contract with an education entity, if the contract has not been

109 renewed, a third-party contractor shall return or delete {~~upon the education entity's~~

110 ~~request~~ } all personally identifiable student data under the control of the education entity

111 unless {~~a student or~~ } the student's parent {~~consents~~} **gives written consent** to the **third-party contractor's** maintenance of the personally

112 identifiable student data.

113 (6) (a) A third-party contractor may not:

114 (i) except as provided in Subsection (6)(b), sell student data;