

Department of Planning and Budget

2016 Fiscal Impact Statement

1. Bill Number: HB749

House of Origin	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron: Greason

3. Committee: Education

4. Title: School service providers.

5. Summary: Makes several changes to the provisions relating to the protection of student personal information by school service providers, including (i) providing that student personal information does not include information that is publicly available; (ii) defining "targeted advertising" as advertising that is presented to a student and selected on the basis of information obtained or inferred over time from such student's online behavior, use of applications, or sharing of student personal information and prohibiting school service providers from knowingly using or sharing any student personal information for the purpose of targeted advertising for students in operating a school service pursuant to a contract with a local school division; and (iii) clarifying that other provisions of law do not prohibit school service providers from performing certain acts, including disclosing student personal information to ensure legal or regulatory compliance, protect against liability, protect the security or integrity of its school service, respond to or participate in judicial process, or protect the safety of school service users or other individuals.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Preliminary. See Item 8.

8. Fiscal Implications: There is no anticipated state fiscal impact from this legislation. Any potential fiscal impact to local school divisions is indeterminate.

9. Specific Agency or Political Subdivisions Affected: Local school divisions

10. Technical Amendment Necessary: No.

11. Other Comments: None.