

## Department of Planning and Budget 2024 Session Fiscal Impact Statement

**1. Bill Number:** HB707

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

**2. Patron:** Maldonado

**3. Committee:** Passed Both Houses

**4. Title:** Consumer Data Protection Act; protections for children.

**5. Summary:** Prohibits a data controller from processing personal data collected from a known child (i) for the purposes of targeted advertising, the sale of such personal data, or profiling in furtherance of decisions that produce legal or similarly significant effects concerning a consumer; or (ii) for any processing purpose other than the processing purpose that the controller disclosed at the time such controller collected such personal data or that is reasonably necessary for and compatible with such disclosed purpose.

The bill prohibits a data controller from collecting precise geolocation data from a known child unless (a) such precise geolocation data is reasonably necessary for the controller to provide such online service, product, or feature; or (b) the controller provides to the known child a signal indicating that such controller is collecting such precise geolocation data. No controller shall engage in the activities above unless the controller shall obtain consent from the child's parent or legal guardian.

Additionally, the bill requires each data controller that offers any online service, product, or feature directed to consumers whom such controller has actual knowledge are children to conduct a data protection assessment for such online service, product, or feature that addresses (1) the purpose of such online service, product, or features; (2) the categories of known children's personal data that such online service, product, or feature processes; and (3) the purposes for which such controller processes known children's personal data with respect to such online service, product, or feature. The provisions of this act shall become effective on January 1, 2025.

**6. Budget Amendment Necessary:** No.

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

**8. Fiscal Implications:** The Office of the Attorney General and Department of Law indicates this bill presents no fiscal impact.

**9. Specific Agency or Political Subdivisions Affected:** Office of the Attorney General and Department of Law

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.

Date: 3/7/2024