

118TH CONGRESS  
2D SESSION

**S.** \_\_\_\_\_

To prohibit users who are under age 13 from accessing social media platforms, to prohibit the use of personalized recommendation systems on individuals under age 17, and limit the use of social media in schools.

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IN THE SENATE OF THE UNITED STATES

Mr. SCHATZ (for himself, Mr. CRUZ, Mr. MURPHY, Mrs. BRITT, Mr. WELCH, and Mr. BUDD) introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To prohibit users who are under age 13 from accessing social media platforms, to prohibit the use of personalized recommendation systems on individuals under age 17, and limit the use of social media in schools.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “Kids Off Social Media Act”.

6 (b) TABLE OF CONTENTS.—The table of contents for  
7 this Act is as follows:

Sec. 1. Short title; table of contents.

## TITLE I—KIDS OFF SOCIAL MEDIA ACT

- Sec. 101. Short title.  
 Sec. 102. Definitions.  
 Sec. 103. No children under 13.  
 Sec. 104. Prohibition on the use of personalized recommendation systems on children or teens.  
 Sec. 105. Determination of whether an operator has knowledge fairly implied on the basis of objective circumstances that an individual is a child or teen.  
 Sec. 106. Enforcement.  
 Sec. 107. Relationship to other laws.  
 Sec. 108. Effective date.

## TITLE II—EYES ON THE BOARD ACT OF 2024

- Sec. 201. Short title.  
 Sec. 202. Updating the Children’s Internet Protection Act to include social media platforms.  
 Sec. 203. Empowering transparency with respect to screen time in schools.  
 Sec. 204. Internet safety policies.

## TITLE III—SEVERABILITY

- Sec. 301. Severability.

1           **TITLE I—KIDS OFF SOCIAL**  
 2   **MEDIA ACT**

3   **SEC. 101. SHORT TITLE.**

4           This title may be referred to as the “Kids Off Social  
 5 Media Act”.

6   **SEC. 102. DEFINITIONS.**

7           In this title:

8                   (1) **PERSONALIZED RECOMMENDATION SYS-**  
 9           **TEM.**—The term “personalized recommendation sys-  
 10           tem” means a fully or partially automated system  
 11           used to suggest, promote, or rank content, including  
 12           other users or posts, based on the personal data of  
 13           users.



1 tent, including messages, videos, and audio  
2 files among users where such content is  
3 primarily intended for viewing, resharing,  
4 or platform-enabled distributed social en-  
5 dorsement or comment.

6 (B) LIMITATION.—The term “social medial  
7 platform” does not include a platform that, as  
8 its primary function for consumers, provides or  
9 facilitates any of the following:

10 (i) The purchase and sale of commer-  
11 cial goods.

12 (ii) Teleconferencing or  
13 videoconferencing services that allow recep-  
14 tion and transmission of audio or video  
15 signals for real-time communication, pro-  
16 vided that the real-time communication is  
17 initiated by using a unique link or identi-  
18 fier to facilitate access.

19 (iii) Crowd-sourced reference guides  
20 such as encyclopedias and dictionaries.

21 (iv) Cloud storage, file sharing, or file  
22 collaboration services, including such serv-  
23 ices that allow collaborative editing by in-  
24 vited users.

1 (v) The playing or creation of video  
2 games.

3 (vi) Content that consists primarily of  
4 news, sports, sports coverage, entertain-  
5 ment, or other information or content that  
6 is not user-generated but is preselected by  
7 the platform and for which any chat, com-  
8 ment, or interactive functionality is inci-  
9 dental, directly related to, or dependent on  
10 the provision of the content provided by  
11 the platform.

12 (vii) Business, product, or travel in-  
13 formation including user reviews or  
14 rankings of such businesses, products, or  
15 other travel information.

16 (viii) Educational information, experi-  
17 ences, training, or instruction provided to  
18 build knowledge, skills, or a craft, district-  
19 sanctioned or school-sanctioned learning  
20 management systems and school informa-  
21 tion systems for the purposes of schools  
22 conveying content related to the education  
23 of students, or services or services on be-  
24 half of or in support of an elementary  
25 school or secondary school, as such terms

1 are defined in section 8101 of the Elemen-  
2 tary and Secondary Education Act of 1965  
3 (20 U.S.C. 7801).

4 (ix) An email service.

5 (x) A wireless messaging service, in-  
6 cluding such a service provided through  
7 short message service or multimedia mes-  
8 saging protocols, that is not a component  
9 of, or linked to, a social media platform  
10 and where the predominant or exclusive  
11 function of the messaging service is direct  
12 messaging consisting of the transmission of  
13 text, photos, or videos that are sent by  
14 electronic means, where messages are  
15 transmitted from the sender to the recipi-  
16 ent and are not posted publicly or within  
17 a social media platform.

18 (xi) A broadband internet access serv-  
19 ice (as such term is defined for purposes of  
20 section 8.1(b) of title 47, Code of Federal  
21 Regulations, or any successor regulation).

22 (xii) A virtual private network or simi-  
23 lar service that exists solely to route inter-  
24 net traffic between locations.

1           (7) TEEN.—The term “teen” means an indi-  
2           vidual over the age of 12 and under the age of 17.

3           (8) USER.—The term “user” means, with re-  
4           spect to a social media platform, an individual who  
5           registers an account or creates a profile on the social  
6           media platform.

7   **SEC. 103. NO CHILDREN UNDER 13.**

8           (a) NO ACCOUNTS FOR CHILDREN UNDER 13.—A  
9           social media platform shall not permit an individual to cre-  
10          ate or maintain an account or profile if it knows that the  
11          individual is a child.

12          (b) TERMINATION OF EXISTING ACCOUNTS BELONG-  
13          ING TO CHILDREN.—A social media platform shall termi-  
14          nate any existing account or profile of a user who the so-  
15          cial media platform knows is a child.

16          (c) DELETION OF CHILDREN’S PERSONAL DATA.—

17               (1) IN GENERAL.—Subject to paragraph (2),  
18               upon termination of an existing account or profile of  
19               a user pursuant to subsection (b), a social media  
20               platform shall immediately delete all personal data  
21               collected from the user or submitted by the user to  
22               the social media platform.

23               (2) CHILDREN’S ACCESS TO PERSONAL DATA.—

24               To the extent technically feasible and not in viola-  
25               tion of any licensing agreement, a social media plat-

1 form shall allow the user of an existing account or  
2 profile that the social media platform has terminated  
3 under subsection (b), from the date such termination  
4 occurs to the date that is 90 days after such date,  
5 to request, and shall provide to such user upon such  
6 request, a copy of the personal data collected from  
7 the user or submitted by the user to the social media  
8 platform both—

9 (A) in a manner that is readable and  
10 which a reasonable person can understand; and

11 (B) in a portable, structured, and machine-  
12 readable format.

13 (d) RULE OF CONSTRUCTION.—Nothing in sub-  
14 section (c) shall be construed to prohibit a social media  
15 platform from retaining a record of the termination of an  
16 account or profile and the minimum information necessary  
17 for the purposes of ensuring compliance with this section.

18 **SEC. 104. PROHIBITION ON THE USE OF PERSONALIZED**  
19 **RECOMMENDATION SYSTEMS ON CHILDREN**  
20 **OR TEENS.**

21 (a) IN GENERAL.—

22 (1) PROHIBITION ON USE OF PERSONALIZED  
23 RECOMMENDATION SYSTEMS ON CHILDREN OR  
24 TEENS.—Except as provided in paragraph (2), a so-  
25 cial media platform shall not use the personal data



1 of a user or visitor in a personalized recommenda-  
2 tion system to display content if the platform knows  
3 that the user or visitor is a child or teen.

4 (2) EXCEPTION.—A social media platform may  
5 use a personalized recommendation system to dis-  
6 play content to a child or teen if the system only  
7 uses the following personal data of the child or teen:

8 (A) The type of device used by the child or  
9 teen.

10 (B) The languages used by the child or  
11 teen to communicate.

12 (C) The city or town in which the child or  
13 teen is located.

14 (D) The fact that the individual is a child  
15 or teen.

16 (E) The age of the child or teen.

17 (b) RULE OF CONSTRUCTION.—The prohibition in  
18 subsection (a) shall not be construed to—

19 (1) prevent a social media platform from pro-  
20 viding search results to a child or teen deliberately  
21 or independently searching for (such as by typing a  
22 phrase into a search bar or providing spoken input),  
23 or specifically requesting, content, so long as such  
24 results are not based on the personal data of the

1 child or teen (except to the extent permitted under  
2 subsection (a)(2));

3 (2) prevent a social media platform from taking  
4 reasonable measures to—

5 (A) block, detect, or prevent the distribu-  
6 tion of unlawful or obscene material;

7 (B) block or filter spam, or protect the se-  
8 curity of a platform or service; or

9 (C) prevent criminal activity; or

10 (3) prohibit a social media platform from dis-  
11 playing user-generated content that has been se-  
12 lected, followed, or subscribed to by a teen account  
13 holder as long as the display of the content is based  
14 on a chronological format.

15 **SEC. 105. DETERMINATION OF WHETHER AN OPERATOR**  
16 **HAS KNOWLEDGE FAIRLY IMPLIED ON THE**  
17 **BASIS OF OBJECTIVE CIRCUMSTANCES THAT**  
18 **AN INDIVIDUAL IS A CHILD OR TEEN.**

19 (a) RULES OF CONSTRUCTION.—For purposes of en-  
20 forcing this title, in making a determination as to whether  
21 a social media platform has knowledge fairly implied on  
22 the basis of objective circumstances that a user is a child  
23 or teen, the Commission or the attorney general of a State,  
24 as applicable, shall rely on competent and reliable evi-  
25 dence, taking into account the totality of circumstances,

1 including whether a reasonable and prudent person under  
2 the circumstances would have known that the user is a  
3 child or teen.

4 (b) PROTECTIONS FOR PRIVACY.—Nothing in this  
5 title, including a determination described in subsection  
6 (a), shall be construed to require a social media platform  
7 to—

8 (1) implement an age gating or age verification  
9 functionality; or

10 (2) affirmatively collect any personal data with  
11 respect to the age of users that the social media  
12 platform is not already collecting in the normal  
13 course of business.

14 (c) RESTRICTION ON USE AND RETENTION OF PER-  
15 SONAL DATA.—If a social media platform or a third party  
16 acting on behalf of a social media platform voluntarily col-  
17 lects personal data for the purpose of complying with this  
18 title, the social media platform or a third party shall not—

19 (1) use any personal data collected specifically  
20 for a purpose other than for sole compliance with  
21 the obligations under this title; or

22 (2) retain any personal data collected from a  
23 user for longer than is necessary to comply with the  
24 obligations under this title or than is minimally nec-  
25 essary to demonstrate compliance with this title.

1 **SEC. 106. ENFORCEMENT.**

2 (a) ENFORCEMENT BY COMMISSION.—

3 (1) UNFAIR OR DECEPTIVE ACTS OR PRAC-  
4 TICES.—A violation of this title shall be treated as  
5 a violation of a rule defining an unfair or deceptive  
6 act or practice prescribed under section 18(a)(1)(B)  
7 of the Federal Trade Commission Act (15 U.S.C.  
8 57a(a)(1)(B)).

9 (2) POWERS OF COMMISSION.—

10 (A) IN GENERAL.—The Commission shall  
11 enforce this title in the same manner, by the  
12 same means, and with the same jurisdiction,  
13 powers, and duties as though all applicable  
14 terms and provisions of the Federal Trade  
15 Commission Act (15 U.S.C. 41 et seq.) were in-  
16 corporated into and made a part of this title.

17 (B) PRIVILEGES AND IMMUNITIES.—Any  
18 person who violates this title shall be subject to  
19 the penalties and entitled to the privileges and  
20 immunities provided in the Federal Trade Com-  
21 mission Act (15 U.S.C. 41 et seq.).

22 (3) AUTHORITY PRESERVED.—Nothing in this  
23 title shall be construed to limit the authority of the  
24 Commission under any other provision of law.

25 (b) ENFORCEMENT BY STATES.—

1           (1) AUTHORIZATION.—Subject to paragraph  
2           (3), in any case in which the attorney general of a  
3           State has reason to believe that an interest of the  
4           residents of the State has been or is threatened or  
5           adversely affected by the engagement of a social  
6           media platform in a practice that violates this title,  
7           the attorney general of the State may, as *parens*  
8           *patriae*, bring a civil action against the social media  
9           platform on behalf of the residents of the State in  
10          an appropriate district court of the United States  
11          to—

12                       (A) enjoin that practice;

13                       (B) enforce compliance with this title;

14                       (C) on behalf of residents of the States,  
15           obtain damages, restitution, or other compensa-  
16           tion, each of which shall be distributed in ac-  
17           cordance with State law; or

18                       (D) obtain such other relief as the court  
19           may consider to be appropriate.

20          (2) RIGHTS OF FEDERAL TRADE COMMIS-  
21          SION.—

22                       (A) NOTICE TO FEDERAL TRADE COMMIS-  
23          SION.—

24                               (i) IN GENERAL.—The attorney gen-  
25           eral of a State shall notify the Commission

1 in writing that the attorney general in-  
2 tends to bring a civil action under para-  
3 graph (1) before the filing of the civil ac-  
4 tion.

5 (ii) CONTENTS.—The notification re-  
6 quired under clause (i) with respect to a  
7 civil action shall include a copy of the com-  
8 plaint to be filed to initiate the civil action.

9 (iii) Clause (i) shall not apply with re-  
10 spect to the filing of an action by an attor-  
11 ney general of a State under this para-  
12 graph if the attorney general of the State  
13 determines that it not feasible to provide  
14 the notice required in that clause before  
15 filing the action.

16 (B) INTERVENTION BY FEDERAL TRADE  
17 COMMISSION.—Upon receiving notice under  
18 subparagraph (A)(i), the Commission shall have  
19 the right to intervene in the action that is the  
20 subject of the notice.

21 (3) EFFECT OF INTERVENTION.—If the Com-  
22 mission intervenes in an action under paragraph (1),  
23 it shall have the right—

24 (A) to be heard with respect to any matter  
25 that arises in that action; and

1 (B) file a petition for appeal.

2 (4) INVESTIGATORY POWERS.—Nothing in this  
3 subsection may be construed to prevent the attorney  
4 general of a State from exercising the powers con-  
5 ferred on the attorney general by the laws of the  
6 State to—

7 (A) conduct investigations;

8 (B) administer oaths or affirmations; or

9 (C) compel the attendance of witnesses or  
10 the production of documentary or other evi-  
11 dence.

12 (5) PREEMPTIVE ACTION BY FEDERAL TRADE  
13 COMMISSION.—In any case in which an action is in-  
14 stituted by or on behalf of the Commission for a vio-  
15 lation of this Act, no State may , during the pend-  
16 ency of that action, institute a separate civil action  
17 under paragraph (1) against any defendant named  
18 in the complaint in the action instituted by or on be-  
19 half of the Commission for that violation.

20 (6) VENUE; SERVICE OF PROCESS.—

21 (A) VENUE.—Any action brought under  
22 paragraph (1) may be brought in—

23 (i) the district court of the United  
24 States that meets applicable requirements

1 relating to venue under section 1391 of  
2 title 28, United States Code; or

3 (ii) another court of competent juris-  
4 diction.

5 (B) SERVICE OF PROCESS.—In an action  
6 brought under paragraph (1), process may be  
7 served in any district in which the defendant—

8 (i) is an inhabitant; or

9 (ii) may be found.

10 **SEC. 107. RELATIONSHIP TO OTHER LAWS.**

11 The provisions of this title shall preempt any State  
12 law, rule, or regulation only to the extent that such State  
13 law, rule, or regulation conflicts with a provision of this  
14 title. Nothing in this title shall be construed to prohibit  
15 a State from enacting a law, rule, or regulation that pro-  
16 vides greater protection to children or teens than the pro-  
17 tection provided by the provisions of this title. Nothing  
18 in this title shall be construed to—

19 (1) affect the application of—

20 (A) section 444 of the General Education  
21 Provisions Act (20 U.S.C. 1232g, commonly  
22 known as the “Family Educational Rights and  
23 Privacy Act of 1974”) or other Federal or State  
24 laws governing student privacy; or



1 (B) the Children’s Online Privacy Protec-  
2 tion Act of 1998 (15 U.S.C. 6501 et seq.) or  
3 any rule or regulation promulgated under such  
4 Act; or

5 (2) authorize any action that would conflict  
6 with section 18(h) of the Federal Trade Commission  
7 Act (15 U.S.C. 57a(h)).

8 **SEC. 108. EFFECTIVE DATE.**

9 This title shall take effect 1 year after the date of  
10 enactment of this Act.

11 **TITLE II—EYES ON THE BOARD**  
12 **ACT OF 2024**

13 **SEC. 201. SHORT TITLE.**

14 This title may be cited as the “Eyes on the Board  
15 Act of 2024”.

16 **SEC. 202. UPDATING THE CHILDREN’S INTERNET PROTEC-**  
17 **TION ACT TO INCLUDE SOCIAL MEDIA PLAT-**  
18 **FORMS.**

19 (a) IN GENERAL.—Section 1721 of the Children’s  
20 Internet Protection Act (title XVII of Public Law 106–  
21 554) is amended—

22 (1) by redesignating subsections (f) through (h)  
23 as subsections (g) through (i), respectively; and

24 (2) by inserting after subsection (e) the fol-  
25 lowing:

1           “(f) LIMITATION ON USE OF SCHOOL BROADBAND  
2 SUBSIDIES FOR ACCESS TO SOCIAL MEDIA PLAT-  
3 FORMS.—

4           “(1) DEFINITIONS.—In this subsection:

5                   “(A) COMMISSION.—The term ‘Commis-  
6 sion’ means the Federal Communications Com-  
7 mission.

8                   “(B) SOCIAL MEDIA PLATFORM.—The  
9 term ‘social media platform’—

10                           “(i) means any website, online service,  
11 online application, or mobile application  
12 that—

13                                   “(I) serves the public; and

14                                   “(II) primarily provides a forum  
15 for users to communicate user-gen-  
16 erated content, including messages,  
17 videos, images, and audio files, to  
18 other online users; and

19                           “(ii) does not include—

20                                   “(I) an internet service provider;

21                                   “(II) electronic mail;

22                                   “(III) an online service, applica-  
23 tion, or website—

24   “(aa) that consists primarily  
25 of content that is not user-gen-

1 erated, but is preselected by the  
2 provider; and

3 “(bb) for which any chat,  
4 comment, or interactive  
5 functionality is incidental to, di-  
6 rectly related to, or dependent on  
7 the provision of content described  
8 in item (aa);

9 “(IV) an online service, applica-  
10 tion, or website—

11 “(aa) that is non-commercial  
12 and primarily designed for edu-  
13 cational purposes; and

14 “(bb) the revenue of which  
15 is not primarily derived from ad-  
16 vertising or the sale of personal  
17 data;

18 “(V) a wireless messaging serv-  
19 ice, including such a service provided  
20 through a short messaging service or  
21 multimedia service protocols—

22 “(aa) that is not a compo-  
23 nent of, or linked to, a website,  
24 online service, online application,

1 or mobile application described in  
2 clause (i); and

3 “(bb) the predominant or  
4 exclusive function of which is di-  
5 rect messaging consisting of the  
6 transmission of text, photos, or  
7 videos that—

8 “(AA) are sent by elec-  
9 tronic means from the send-  
10 er to a recipient; and

11 “(BB) are not posted  
12 publicly or on a website, on-  
13 line service, online applica-  
14 tion, or mobile application  
15 described in clause (i);

16 “(VI) a teleconferencing or video  
17 conferencing service that allows for  
18 the reception and transmission of  
19 audio or video signals for real-time  
20 communication that is initiated by  
21 using a unique link or identifier to fa-  
22 cilitate access;

23 “(VII) a product or service that  
24 primarily functions as business-to-  
25 business software or a cloud storage,

1 file sharing, or file collaboration serv-  
2 ice; or

3 “(VIII) an organization that is  
4 not organized to carry on business for  
5 the profit of the organization or of the  
6 members of the organization.

7 “(C) TECHNOLOGY PROTECTION MEAS-  
8 URE.—The term ‘technology protection meas-  
9 ure’ means a specific technology that blocks or  
10 filters access to a social media platform.

11 “(2) REQUIREMENTS WITH RESPECT TO SOCIAL  
12 MEDIA PLATFORMS.—

13 “(A) IN GENERAL.—

14 “(i) CERTIFICATION REQUIRED.—An  
15 elementary or secondary school that is sub-  
16 ject to paragraph (5) of section 254(h) of  
17 the Communications Act of 1934 (47  
18 U.S.C. 254(h)) (referred to in this para-  
19 graph as ‘section 254(h)’) may not receive  
20 services at discount rates under section  
21 254(h) unless the school, school board,  
22 local educational agency, or other authority  
23 with responsibility for administration of  
24 the school—

1                   “(I) submits to the Commission  
2                   the certification described in subpara-  
3                   graph (B); and

4                   “(II) ensures that the use of the  
5                   school’s supported services, devices,  
6                   and networks is in accordance with  
7                   the certification described in subclause  
8                   (I).

9                   “(ii) RULE OF CONSTRUCTION.—  
10                  Nothing in clause (i) may be construed to  
11                  prohibit—

12                   “(I) district-sanctioned or school-  
13                   sanctioned learning management sys-  
14                   tems and school information systems  
15                   used for purposes of schools conveying  
16                   content related to the education of  
17                   students; or

18                   “(II) a teacher from using a so-  
19                   cial media platform in the classroom  
20                   for educational purposes.

21                   “(B) CERTIFICATION WITH RESPECT TO  
22                   STUDENTS AND SOCIAL MEDIA.—

23                   “(i) IN GENERAL.—A certification  
24                   under this subparagraph is a certification  
25                   that the applicable school, school board,

1 local educational agency, or other authority  
2 with responsibility for administration of  
3 the school—

4 “(I) is enforcing a policy of pre-  
5 venting students of the school from  
6 accessing social media platforms on  
7 any supported service, device, or net-  
8 work that includes—

9 “(aa) monitoring the online  
10 activities of any such service, de-  
11 vice, or network to determine if  
12 those students are accessing so-  
13 cial media platforms; and

14 “(bb) the operation of a  
15 technology protection measure  
16 with respect to those services, de-  
17 vices, and networks that protects  
18 against access by those students  
19 to a social media platform; and

20 “(II) is enforcing the operation  
21 of the technology protection measure  
22 described in subclause (I) during any  
23 use of supported services, devices, or  
24 networks by students of the school.





1                   ginning of that program funding year;  
2                   and

3                   “(II) with respect to any subse-  
4                   quent funding year, as part of the ap-  
5                   plication process for that program  
6                   funding year.

7                   “(ii) PROCESS.—

8                   “(I) SCHOOLS WITH MEASURES  
9                   IN PLACE.—A school covered by  
10                  clause (i) that has in place measures  
11                  meeting the requirements necessary  
12                  for certification under this paragraph  
13                  shall certify its compliance with this  
14                  paragraph during each annual pro-  
15                  gram application cycle under section  
16                  254(h), except that, with respect to  
17                  the first program funding year after  
18                  the date of enactment of the Eyes on  
19                  the Board Act of 2024, the certifi-  
20                  cation shall be made not later than  
21                  120 days after the beginning of that  
22                  first program funding year.

23                  “(II) SCHOOLS WITHOUT MEAS-  
24                  URES IN PLACE.—

1                   “(aa) FIRST 2 PROGRAM  
2 YEARS.—A school covered by  
3 clause (i) that does not have in  
4 place measures meeting the re-  
5 quirements for certification under  
6 this paragraph—

7                   “(AA) for the first pro-  
8 gram year after the date of  
9 enactment of the Eyes on  
10 the Board Act of 2024 in  
11 which the school is applying  
12 for funds under section  
13 254(h), shall certify that the  
14 school is undertaking such  
15 actions, including any nec-  
16 essary procurement proce-  
17 dures, to put in place meas-  
18 ures meeting the require-  
19 ments for certification under  
20 this paragraph; and

21                   “(BB) for the second  
22 program year after the date  
23 of enactment of the Eyes on  
24 the Board Act of 2024 in  
25 which the school is applying

1 for funds under section  
2 254(h), shall certify that the  
3 school is in compliance with  
4 this paragraph.

5 “(bb) SUBSEQUENT PRO-  
6 GRAM YEARS.—Any school that is  
7 unable to certify compliance with  
8 such requirements in such second  
9 program year shall be ineligible  
10 for services at discount rates or  
11 funding in lieu of services at such  
12 rates under section 254(h) for  
13 such second year and all subse-  
14 quent program years under sec-  
15 tion 254(h), until such time as  
16 such school comes into compli-  
17 ance with this paragraph.

18 “(III) WAIVERS.—Any school  
19 subject to subclause (II) that cannot  
20 come into compliance with subpara-  
21 graph (B) in such second program  
22 year may seek a waiver of subclause  
23 (II)(aa)(BB) if State or local procure-  
24 ment rules or regulations or competi-  
25 tive bidding requirements prevent the

1 making of the certification otherwise  
2 required by such subclause. A school,  
3 school board, local educational agency,  
4 or other authority with responsibility  
5 for administration of the school shall  
6 notify the Commission of the applica-  
7 bility of such subclause to the school.  
8 Such notice shall certify that the  
9 school in question will be brought into  
10 compliance before the start of the  
11 third program year after the date of  
12 enactment of the Eyes on the Board  
13 Act of 2024 in which the school is ap-  
14 plying for funds under section 254(h).

15 “(D) NONCOMPLIANCE.—

16 “(i) FAILURE TO SUBMIT CERTIFI-  
17 CATION.—Any school that knowingly fails  
18 to comply with the application guidelines  
19 regarding the annual submission of a cer-  
20 tification required by this paragraph shall  
21 not be eligible for services at discount rates  
22 or funding in lieu of services at such rates  
23 under section 254(h).

24 “(ii) FAILURE TO COMPLY WITH CER-  
25 TIFICATION.—Any school that knowingly

1 fails to ensure the use of its computers in  
2 accordance with a certification under sub-  
3 paragraph (B) shall reimburse any funds  
4 and discounts received under section  
5 254(h) for the period covered by such cer-  
6 tification.

7 “(iii) REMEDY OF NONCOMPLIANCE.—

8 “(I) FAILURE TO SUBMIT.—A  
9 school that has failed to submit a cer-  
10 tification under clause (i) may remedy  
11 the failure by submitting the certifi-  
12 cation to which the failure relates.  
13 Upon submittal of such certification,  
14 the school shall be eligible for services  
15 at discount rates under section  
16 254(h).

17 “(II) FAILURE TO COMPLY.—A

18 school that has failed to comply with  
19 a certification as described in clause  
20 (ii) may remedy the failure by ensur-  
21 ing the use of its computers in accord-  
22 ance with such certification. Upon  
23 submittal to the Commission of a cer-  
24 tification or other appropriate evi-  
25 dence of such remedy, the school shall

1 be eligible for services at discount  
2 rates under section 254(h).

3 “(3) ENFORCEMENT.—The Commission shall—

4 “(A) not later than 120 days after the date  
5 of enactment of the Eyes on the Board Act of  
6 2024, amend the rules of the Commission to  
7 carry out this subsection; and

8 “(B) enforce this subsection, and any rules  
9 issued under this subsection, as if this sub-  
10 section and those rules were part of the Com-  
11 munications Act of 1934 (47 U.S.C. 151 et  
12 seq.) or the rules issued under that Act.”.

13 (b) TECHNICAL AND CONFORMING AMENDMENTS.—

14 Section 254(h) of the Communications Act of 1934 (47  
15 U.S.C. 254(h)) is amended—

16 (1) in paragraph (5)(E)—

17 (A) in clause (i), in the matter preceding  
18 subclause (I), by striking “1721(h)” and insert-  
19 ing “1721(i)”; and

20 (B) in clause (ii)(I), by striking “1721(h)”  
21 and inserting “1721(i)”; and

22 (2) in paragraph (6)(E)—

23 (A) in clause (i), in the matter preceding  
24 subclause (I), by striking “1721(h)” and insert-  
25 ing “1721(i)”; and

1 (B) in clause (ii)(I), by striking “1721(h)”  
2 and inserting “1721(i)”.

3 **SEC. 203. EMPOWERING TRANSPARENCY WITH RESPECT TO**  
4 **SCREEN TIME IN SCHOOLS.**

5 (a) IN GENERAL.—Section 254(h)(5)(B) of the Com-  
6 munications Act of 1934 (47 U.S.C. 254(h)(5)(B)) is  
7 amended—

8 (1) in clause (ii), by striking “and” at the end;

9 (2) in clause (iii), by striking the period at the  
10 end and inserting “; and”; and

11 (3) by adding at the end the following:

12 “(iv) has adopted a screen time policy  
13 that includes guidelines, disaggregated by  
14 grade, for the number of hours and uses of  
15 screen time that may be assigned to stu-  
16 dents, whether during school hours or as  
17 homework, on a regular basis.”.

18 (b) CERTIFICATION AND REPORTING.—Beginning in  
19 the first funding year that begins after the date of enact-  
20 ment of this Act, each school seeking support under sec-  
21 tion 254(h) of the Communications Act of 1934 (47  
22 U.S.C. 254(h)) (without regard to whether the school sub-  
23 mits an application directly for that support or such an  
24 application is submitted on behalf of the school by a con-

1 sortium or school district) shall, as a condition of receiving  
2 that support—

3 (1) certify that the school will comply with the  
4 requirements of this section and the amendments  
5 made by this section for the year covered by the ap-  
6 plication; and

7 (2) provide to the Federal Communications  
8 Commission (referred to in this section as the “Com-  
9 mission”) a copy of the screen time policy of the  
10 school to which the certification relates.

11 (c) COMMISSION REQUIREMENTS.—Not later than  
12 120 days after the date of enactment of this Act, the Com-  
13 mission shall amend the rules of the Commission to carry  
14 out this section and the amendments made by this section.

15 **SEC. 204. INTERNET SAFETY POLICIES.**

16 Section 254 of the Communications Act of 1934 (47  
17 U.S.C. 254) is amended—

18 (1) in subsection (h)(5)—

19 (A) in subparagraph (A)(i)—

20 (i) in subclause (I), by inserting “and  
21 copies of the Internet safety policy and  
22 screen time policy to which each such cer-  
23 tification pertains” before the semicolon at  
24 the end; and

25 (ii) in subclause (II)—



1 (I) by striking “Commission”  
2 and all that follows through the end  
3 of the subclause and inserting the fol-  
4 lowing: “Commission—

5 “(aa) a certification that an  
6 Internet safety policy and screen  
7 time policy described in subclause  
8 (I) have been adopted and imple-  
9 mented for the school; and”;  
10 (II) by adding at the end the fol-  
11 lowing:

12 “(bb) copies of the Internet  
13 safety policy and screen time pol-  
14 icy described in item (aa); and”;  
15 and

16 (B) by adding at the end the following:

17 “(G) DATABASE OF INTERNET SAFETY  
18 AND SCREEN TIME POLICIES.—The Commission  
19 shall establish an easily accessible, public data-  
20 base that contains each Internet safety policy  
21 and screen time policy submitted to the Com-  
22 mission under subclauses (I) and (II) of sub-  
23 paragraph (A)(i).”; and

24 (2) in subsection (1), by striking paragraph (3)  
25 and inserting the following:

1           “(3) AVAILABILITY FOR REVIEW.—A copy of  
2           each Internet safety policy adopted by a library  
3           under this subsection shall be made available to the  
4           Commission, upon request of the Commission, by the  
5           library for purposes of the review of the Internet  
6           safety policy by the Commission.”.

7           **TITLE III—SEVERABILITY**

8           **SEC. 301. SEVERABILITY.**

9           If any provision of this Act is determined to be unen-  
10          forceable or invalid, the remaining provisions of this Act  
11          shall not be affected.