

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

April 10, 2024
Date

Committee on Education.

After consideration on the merits, the Committee recommends the following:

HB24-1247 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, page 2, lines 9 and 10 strike "INTENDED TO PROMOTE"
2 and substitute "THAT PROMOTE".

3 Page 3, strike lines 4 and 5.

4 Reletter succeeding paragraphs accordingly.

5 Page 3, strike lines 8 through 12 and substitute "URL THAT DIRECTS
6 USERS TO AN ADVERTISEMENT OR PROMOTION."

7 Page 3, strike lines 13 through 25.

8 Reletter succeeding paragraphs accordingly.

9 Page 4, after line 11 insert:

10 "(f) "VENDOR" MEANS A BUSINESS OR OTHER ORGANIZATION WITH
11 WHICH A PUBLIC SCHOOL CONTRACTING ENTITY CONTRACTS FOR A
12 PRODUCT OR SERVICE. "VENDOR" INCLUDES A SCHOOL SERVICE CONTRACT
13 PROVIDER."

14 Page 4, strike lines 12 through 27 and substitute:

15 "(2) FOR A CONTRACT THAT A PUBLIC SCHOOL CONTRACTING
16 ENTITY ENTERS INTO WITH A VENDOR OR RENEWS WITH A VENDOR ON OR
17 AFTER JULY 1, 2024, FOR A CURATED DIGITAL RESEARCH COLLECTION
18 THAT IS SCHOLARLY IN NATURE OR INTENDED TO SUPPLEMENT
19 EDUCATIONAL GOALS AND IS USED BY STUDENTS, THE PUBLIC SCHOOL

1 CONTRACTING ENTITY SHALL INCLUDE IN THE TERMS OF THE CONTRACT A
2 TERMINATION CLAUSE STATING THAT THE CONTRACT IS MATERIALLY
3 BREACHED AND THAT GROUNDS FOR TERMINATION OF THE CONTRACT
4 EXIST IF THE COLLECTION CONTAINS ADVERTISEMENTS, PROMOTIONS, OR
5 EMBEDDED LINKS OR URLS. ALL VENDORS MUST CERTIFY THAT CURATED
6 DIGITAL RESEARCH COLLECTIONS ARE FREE OF ADVERTISEMENTS,
7 PROMOTIONS, OR EMBEDDED LINKS OR URLS. IF A VENDOR VIOLATES THE
8 TERMS OF THE CONTRACT PURSUANT TO THIS SUBSECTION (2), THE PUBLIC
9 SCHOOL CONTRACTING ENTITY IS ENTITLED TO REIMBURSEMENT AND MAY
10 PURSUE CIVIL REMEDIES, INCLUDING ATTORNEY FEES FOR DAMAGES
11 RELATED TO LOCATING ALTERNATE RESOURCES AND COMMUNICATING
12 WITH PARENTS AND COMMUNITY STAKEHOLDERS REGARDING THE
13 VIOLATION."

14 Strike pages 5 and 6.

15 Page 7, strike lines 1 through 9.

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