

119<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 7399

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 HOUSE OF REPRESENTATIVES

FEBRUARY 5, 2026

Mrs. LUNA introduced the following bill; which was referred to the Committee on Energy and Commerce

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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.



1           (3) COMMISSION.—The term “Commission”  
2 means the Federal Trade Commission.

3           (4) KNOW OR KNOWS.—The term “know” or  
4 “knows” means to have actual knowledge or knowl-  
5 edge fairly implied on the basis of objective cir-  
6 cumstances.

7           (5) PERSONAL DATA.—The term “personal  
8 data” has the same meaning as the term “personal  
9 information” as defined in section 1302 of the Chil-  
10 dren’s Online Privacy Protection Act (15 U.S.C.  
11 6501).

12           (6) SOCIAL MEDIAL PLATFORM.—

13           (A) IN GENERAL.—The term “social media  
14 platform” means a public-facing website, online  
15 service, online application, or mobile application  
16 that—

17                   (i) is directed to consumers;

18                   (ii) collects personal data;

19                   (iii) primarily derives revenue from  
20 advertising or the sale of personal data;  
21 and

22                   (iv) as its primary function provides a  
23 community forum for user-generated con-  
24 tent, including messages, videos, and audio  
25 files among users where such content is

1 primarily intended for viewing, resharing,  
2 or platform-enabled distributed social en-  
3 dorsement or comment.

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

8 (i) The purchase and sale of commer-  
9 cial goods.

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

17 (iii) Crowd-sourced reference guides  
18 such as encyclopedias and dictionaries.

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

23 (v) The playing or creation of video  
24 games.

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

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

14 (viii) Educational information, experi-  
15 ences, training, or instruction provided to  
16 build knowledge, skills, or a craft, district-  
17 sanctioned or school-sanctioned learning  
18 management systems and school informa-  
19 tion systems for the purposes of schools  
20 conveying content related to the education  
21 of students, or services or services on be-  
22 half of or in support of an elementary  
23 school or secondary school, as such terms  
24 are defined in section 8101 of the Elemen-

1 tary and Secondary Education Act of 1965  
2 (20 U.S.C. 7801).

3 (ix) An email service.

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

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

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

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

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

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

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

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

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

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

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

22                 To the extent technically feasible and not in viola-  
23                 tion of any licensing agreement, a social media plat-  
24                 form shall allow the user of an existing account or  
25                 profile that the social media platform has terminated

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

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

9 (B) in a portable, structured, and machine-  
10 readable format.

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

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

19 (a) **IN GENERAL.**—

20 (1) **PROHIBITION ON USE OF PERSONALIZED**  
21 **RECOMMENDATION SYSTEMS ON CHILDREN OR**  
22 **TEENS.**—Except as provided in paragraph (2), a so-  
23 cial media platform shall not use the personal data  
24 of a user or visitor in a personalized recommenda-

1       tion system to display content if the platform knows  
2       that the user or visitor is a child or teen.

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

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

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

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

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

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

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

18          (1) prevent a social media platform from pro-  
19      viding search results to a child or teen deliberately  
20      or independently searching for (such as by typing a  
21      phrase into a search bar or providing spoken input),  
22      or specifically requesting, content, so long as such  
23      results are not based on the personal data of the  
24      child or teen (except to the extent permitted under  
25      subsection (a)(2));

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

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

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

7           (C) prevent criminal activity; or

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

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

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

1 the circumstances would have known that the user is a  
2 child or teen.

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

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

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

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

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

21 (2) retain any personal data collected from a  
22 user for longer than is necessary to comply with the  
23 obligations under this title or than is minimally nec-  
24 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 2025**

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

14 This title may be cited as the “Eyes on the Board  
15 Act of 2025”.

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) SECTION 254(H).—The term ‘section  
9 254(h)’ means section 254(h) of the Commu-  
10 nications Act of 1934 (47 U.S.C. 254(h)).

11              “(C) SOCIAL MEDIA PLATFORM.—The  
12 term ‘social media platform’—

13                   “(i) means any website, online service,  
14 online application, or mobile application  
15 that—

16                           “(I) serves the public; and

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

22                   “(ii) does not include—

23                           “(I) an internet service provider;

24                           “(II) electronic mail;

1 “(III) an online service, applica-  
2 tion, or website—

3 “(aa) that consists primarily  
4 of content that is not user-gen-  
5 erated, but is preselected by the  
6 provider; and

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

13 “(IV) an online service, applica-  
14 tion, or website—

15 “(aa) that is non-commercial  
16 and primarily designed for edu-  
17 cational purposes; and

18 “(bb) the revenue of which  
19 is not primarily derived from ad-  
20 vertising or the sale of personal  
21 data;

22 “(V) a wireless messaging serv-  
23 ice, including such a service provided  
24 through a short messaging service or  
25 multimedia service protocols—

1           “(aa) that is not a compo-  
2           nent of, or linked to, a website,  
3           online service, online application,  
4           or mobile application described in  
5           clause (i); and

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

11           “(AA) are sent by elec-  
12          tronic means from the send-  
13          er to a recipient; and

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

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

1                   “(VII) a product or service that  
2                   primarily functions as business-to-  
3                   business software or a cloud storage,  
4                   file sharing, or file collaboration serv-  
5                   ice; or

6                   “(VIII) an organization that is  
7                   not organized to carry on business for  
8                   the profit of the organization or of the  
9                   members of the organization.

10                   “(D) TECHNOLOGY PROTECTION MEAS-  
11                   URE.—The term ‘technology protection meas-  
12                   ure’ means a specific technology that blocks or  
13                   filters access to a social media platform.

14                   “(2) REQUIREMENTS WITH RESPECT TO SOCIAL  
15                   MEDIA PLATFORMS.—

16                   “(A) IN GENERAL.—

17                   “(i) CERTIFICATION REQUIRED.—An  
18                   elementary or secondary school that is sub-  
19                   ject to paragraph (5) of section 254(h)  
20                   may not receive services at discount rates  
21                   under section 254(h) unless the school,  
22                   school board, local educational agency, or  
23                   other authority with responsibility for ad-  
24                   ministration of 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 for educational in-  
20                 struction.

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           “(ii) RULE OF CONSTRUCTION.—  
2           Nothing in this subparagraph may be con-  
3           strued to require the applicable school,  
4           school board, local educational agency, or  
5           other authority to track an individual  
6           website, online application, or mobile appli-  
7           cation that a student is attempting to ac-  
8           cess (or any search terms used by, or the  
9           browsing history of a student) beyond the  
10          identity of the website or application and  
11          whether access to the website or applica-  
12          tion is blocked by a technology protection  
13          measure because the website or application  
14          is a social media platform.

15          “(C) TIMING OF IMPLEMENTATION.—

16                 “(i) IN GENERAL.—In the case of a  
17                 school to which this paragraph applies, the  
18                 certification under this paragraph shall be  
19                 made—

20                         “(I) with respect to the first pro-  
21                         gram funding year under section  
22                         254(h) after the date of enactment of  
23                         the Eyes on the Board Act of 2025,  
24                         not later than 120 days after the be-

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 2025, 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 2025 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 2025 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 2025 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 supported  
2 services, devices, and networks is in ac-  
3 cordance with a certification under sub-  
4 paragraph (B) shall reimburse any funds  
5 and discounts received under section  
6 254(h) for the period covered by such cer-  
7 tification.

8 “(iii) REMEDY OF NONCOMPLIANCE.—

9 “(I) FAILURE TO SUBMIT.—A

10 school that has failed to submit a cer-  
11 tification under clause (i) may remedy  
12 the failure by submitting the certifi-  
13 cation to which the failure relates.  
14 Upon submittal of such certification,  
15 the school shall be eligible for services  
16 at discount rates under section  
17 254(h).

18 “(II) FAILURE TO COMPLY.—A

19 school that has failed to comply with  
20 a certification as described in clause  
21 (ii) may remedy the failure by ensur-  
22 ing that the use of its supported serv-  
23 ices, devices, and networks is in ac-  
24 cordance with such certification. Upon  
25 submittal to the Commission of a cer-

1                   tification or other appropriate evi-  
2                   dence of such remedy, the school shall  
3                   be eligible for services at discount  
4                   rates under section 254(h).

5                   “(E) RULE OF CONSTRUCTION.—Nothing  
6                   in this paragraph may be construed to consider  
7                   a school, school board, local educational agency,  
8                   or other authority with responsibility for the ad-  
9                   ministration of a school in violation of this  
10                  paragraph, or subject to a delay in the proc-  
11                  essing of funding applications or requests for  
12                  reimbursement, if that school, school board,  
13                  local educational agency, or other authority  
14                  makes a good faith effort to comply with this  
15                  paragraph and to correct a known violation of  
16                  this paragraph within a reasonable period of  
17                  time.

18                  “(3) ENFORCEMENT.—

19                  “(A) IN GENERAL.—The Commission  
20                  shall—

21                  “(i) not later than 120 days after the  
22                  date of enactment of the Eyes on the  
23                  Board Act of 2025, amend the rules of the  
24                  Commission to carry out this subsection;  
25                  and

1           “(ii) subject to subparagraph (B), en-  
2           force this subsection, and any rules issued  
3           under this subsection, as if this subsection  
4           and those rules were part of the Commu-  
5           nications Act of 1934 (47 U.S.C. 151 et  
6           seq.) or the rules issued under that Act.

7           “(B) LIMITATIONS.—

8           “(i) NONCOMPLIANCE DESPITE GOOD  
9           FAITH EFFORTS.—The Commission may  
10          not seek recovery of funding provided  
11          under section 254(h), or delay the proc-  
12          essing of a funding application, because of  
13          the violation by a school, school board,  
14          local educational agency, or other authority  
15          with responsibility for administration of  
16          the school of any requirement of this sub-  
17          section, or any rule issued under this sub-  
18          section, if the school, school board, local  
19          educational agency, or other authority with  
20          responsibility for administration of the  
21          school made a good faith effort to comply  
22          with that requirement and correct any  
23          known violations of that requirement with-  
24          in a reasonable period of time.

1                   “(ii) NONCOMPLIANCE WITHOUT  
2                   GOOD FAITH EFFORTS.—With respect to  
3                   any violation of a requirement of this sub-  
4                   section, or any rule issued under this sub-  
5                   section, in which a school, school board,  
6                   local educational agency, or other authority  
7                   with responsibility for administration of  
8                   the school does not make a good faith ef-  
9                   fort to comply with that requirement, or  
10                  does not correct any known violation of  
11                  that requirement within a reasonable pe-  
12                  riod of time, the Commission shall seek re-  
13                  covery of the funding provided to the  
14                  school under section 254(h) for such pe-  
15                  riod consistent with the remedy established  
16                  under paragraph (2)(D)(iii).

17                  “(4) EXEMPTION FOR CERTAIN LIBRARIES.—  
18                  Nothing in this subsection may be construed to re-  
19                  quire a library (as defined in section 213 of the Mu-  
20                  seum and Library Services Act (20 U.S.C. 9122)),  
21                  except a library of an elementary or secondary  
22                  school, to comply with the requirements of this sub-  
23                  section or any rule issued under this subsection.”.

1 (b) TECHNICAL AND CONFORMING AMENDMENTS.—  
2 Section 254(h) of the Communications Act of 1934 (47  
3 U.S.C. 254(h)) is amended—

4 (1) in paragraph (5)(E)—

5 (A) in clause (i), in the matter preceding  
6 subclause (I), by striking “1721(h)” and insert-  
7 ing “1721(i)”; and

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

10 (2) in paragraph (6)(E)—

11 (A) in clause (i), in the matter preceding  
12 subclause (I), by striking “1721(h)” and insert-  
13 ing “1721(i)”; and

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

16 **SEC. 203. INTERNET SAFETY POLICIES.**

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

19 (1) in subsection (h)(5)—

20 (A) in subparagraph (A)(i)—

21 (i) in subclause (I), by inserting “and  
22 copies of the internet safety policy to which  
23 each such certification pertains” before the  
24 semicolon at 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 described in  
7 subclause (I) have been adopted  
8 and implemented for the school;  
9 and”; and

10 (II) by adding at the end the fol-  
11 lowing:

12 “(bb) copies of the internet  
13 safety policy described in item  
14 (aa); and”; and

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

16 “(G) DATABASE OF INTERNET SAFETY  
17 POLICIES.—The Commission shall establish an  
18 easily accessible, public database that contains  
19 each internet safety policy submitted to the  
20 Commission under subclauses (I) and (II) of  
21 subparagraph (A)(i).”; and

22 (2) in subsection (l), by striking paragraph (3)  
23 and inserting the following:

24 “(3) AVAILABILITY FOR REVIEW.—A copy of  
25 each internet safety policy adopted by a library

1 under this subsection shall be made available to the  
2 Commission, upon request of the Commission, by the  
3 library for purposes of the review of the internet  
4 safety policy by the Commission.”.

5 **TITLE III—SEVERABILITY**

6 **SEC. 301. SEVERABILITY.**

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

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