

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on Commerce and Economic Development to which was
3 referred House Bill No. 733 entitled “An act relating to the regulation of
4 franchise agreements” respectfully reports that it has considered the same and
5 recommends that the bill be amended by striking out all after the enacting
6 clause and inserting in lieu thereof the following:

7 Sec. 1. 11 V.S.A. chapter 15, subchapter 3 is amended to read:

8 Subchapter 3. Administrative Provisions for Business Organizations

9 * * *

10 § 1654. **BUSINESS REGISTRATION; MANDATORY DATA REPORTING**

11 **(a) Definitions. As used in this section:**

12 (1) “Educational technology product” and “product” mean any student-
13 facing software, application, or platform that may collect, process, or transmit
14 student data and that is used for teaching and learning purposes in a school in
15 Vermont.

16 (2) **“Filing” means an initial registration, amendment, periodic report, or**
17 **other filing with the Secretary of State as the Secretary may require.**

18 (3) “Franchisee” and “franchisor” have the same meanings as in 16
19 C.F.R. § 436.1.

20 (4) “Provider of an educational technology product” and “provider”
21 mean a person that operates an educational technology product that is in use at

1 a school with or without a contract with the school or school district. A
2 provider shall utilize geolocation and IP address tracking technologies to
3 determine whether one of its contract-free products is being used in a school.

4 (5) “School” means a public school or an independent school approved
5 pursuant to 16 V.S.A. § 166.

6 (b) Mandatory data reporting. In addition to all other requirements of a
7 person registering with the Secretary of State pursuant to State law, a person
8 doing business in this State as a:

9 (1) provider of an educational technology product shall, at the time of a
10 filing, provide the following:

11 (A) the name and primary physical, email, and internet addresses of
12 the person;

13 (B) a link to the most recent version of the privacy policy and terms
14 and conditions of each product in use;

15 (C) the name of each school or school district in which the provider
16 is operating pursuant to a contract;

17 (D) the name and a brief description of each product operated by the
18 provider;

19 (E) which products are known by the provider to be in use in any
20 school or school district; and

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This act shall take effect on January 1, 2027.

(Committee vote: _____)

VT LEG #387487 v.2