

S 748

A bill to amend the Children's Online Privacy Protection Act of 1998 to strengthen protections relating to the online collection, use, and disclosure of personal information of children and minors, and for other purposes.

Congress: 116 (2019–2021, Ended)

Chamber: Senate

Policy Area: Commerce

Introduced: Mar 12, 2019

Current Status: Read twice and referred to the Committee on Commerce, Science, and Transportation.

Latest Action: Read twice and referred to the Committee on Commerce, Science, and Transportation. (Mar 12, 2019)

Official Text: <https://www.congress.gov/bill/116th-congress/senate-bill/748>

Sponsor

Name: Sen. Markey, Edward J. [D-MA]

Party: Democratic • **State:** MA • **Chamber:** Senate

Cosponsors (1 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Hawley, Josh [R-MO]	R · MO		Mar 12, 2019

Committee Activity

Committee	Chamber	Activity	Date
Commerce, Science, and Transportation Committee	Senate	Referred To	Mar 12, 2019

Subjects & Policy Tags

Policy Area:

Commerce

Related Bills

Bill	Relationship	Last Action
116 HR 3900	Identical bill	Jul 24, 2019: Referred to the Subcommittee on Consumer Protection and Commerce.

This bill extends to minors (ages 12–16) privacy protections previously applicable only to children (ages 0–12) and otherwise establishes greater online privacy protections for children and minors.

Specifically, the bill prohibits an operator of a website, online service, online application, or mobile application directed to a child or minor with constructive knowledge the user is a child or minor from collecting the user's personal information without

- providing notice and obtaining consent,
- providing a parent or minor with certain information upon request,
- conditioning participation by a user on the provision of personal information,
- establishing and maintaining reasonable procedures to protect the personal information collected from users.

The bill also prohibits targeted marketing directed to a child or directed to a minor without the minor's consent.

The bill further outlines a set of principles governing how operators should collect and use personal information, as well as provide information to a parent or minor. A parent or minor must be able to challenge the accuracy of personal information, and an operator must provide for the erasure or correction of inaccurate personal information. Operators must also implement mechanisms for the erasure or elimination of personal information at the request of users and make users aware of such mechanisms.

Moreover, the bill prohibits the sale of internet-connected devices targeted to children and minors unless they meet certain cybersecurity and data security standards, and it requires manufacturers of such devices to display a privacy dashboard detailing how personal information is collected and used.

Actions Timeline

- **Mar 12, 2019:** Introduced in Senate
- **Mar 12, 2019:** Read twice and referred to the Committee on Commerce, Science, and Transportation.