

6A-1.0957 Internet Safety Policy.

(1) Purpose. The purpose of this rule is to set forth requirements for internet safety policies that must be adopted by school districts and charter school governing boards. These policies must protect students, parents, and instructional personnel from unlawful, deceptive, unsafe, or unauthorized uses of artificial intelligence systems, services, applications, and tools used in connection with educational programs and operations in Florida public schools. The rule establishes requirements to ensure that any approved use of artificial intelligence protects education records and student information, while supporting student achievement, civic literacy, academic excellence, and workforce preparedness.

(2) Definitions.

(a)1. “Artificial Intelligence system” or “AI system” means a machine-based system that can, for a given set of human-defined objectives, make predictions, recommendations, or decisions influencing real or virtual environments.

2. “Generative artificial intelligence” means a machine-based system that can, for a given set of human-defined objectives, emulate the structure and characteristics of input data in order to generate derived synthetic content, including images, videos, audio, text, and other digital content.

(b) “Artificial intelligence instructional tool” means a software application or service that uses generative artificial intelligence, including machine learning, which is made available to a student by an educational entity for educational purposes, including instruction, tutoring, practice, feedback, or completing educator-directed assignments. This does not include AI systems that do not interact with students or are used for the purpose of analyzing, classifying, predicting, detecting, or optimizing decision making based on existing data.

(c) “Institution” means any public school, center, or other entity that is part of Florida’s education system under Sections 1000.04(2), (4), and (5), F.S.

(d) “Instructional use” means any classroom, homework, assessment, or curriculum-related activity involving an AI system.

(e) “Parent” includes parents or guardians of students who are or have been in attendance at a school or institution as defined in paragraph (2)(c).

(f) “Student” means any individual who is or has been in attendance at an educational agency or institution and regarding whom the agency or institution maintains education records.

(3)(2) Internet Safety Policy.

(a) through (d) No change.

(e) Each district school board and charter school governing board must, by July 1, 2027, adopt and implement an amendment to their internet safety policy that specifically addresses safety policy regarding the use of artificial intelligence instructional tools. At a minimum, these policies must:

1. Notify parents when an Artificial intelligence instructional tool is approved for instructional use. The notice must use plain, non-technical language and include:

a. The name of the application or platform;

b. The grade level(s) and subject area(s) in which the tool will be used;

c. The nature of the student interaction with the tool, including whether the tool provides automated feedback or instructional responses;

d. The process for objecting to tool content pursuant to Section 1006.28(2)(a), F.S.; and

e. If the student will be directly using the tool, provide the option for parents to opt their child into using the tool along with information on an alternative, non-artificial intelligence instructional tool that is substantively comparable in instructional quality and access for their child to use if they do not opt them in.

2. Require AI instructional tools proposed for use in grades Voluntary Prekindergarten through grade 5 to undergo additional review to ensure content is age- and developmentally appropriate, in compliance with Florida Statutes and State Board of Education rule, and aligned to Florida's state academic standards.

3. Ensure that the use of AI instructional tools is limited to supplementing, and not replacing, the professional judgment of teachers and the primary right of parents to direct the upbringing and education of their children.

4. Ensure that any AI instructional tool, and the use thereof, complies with Section 1000.05, F.S.

5. Ensure that all AI instructional tools, and the use thereof, comply with the policies developed pursuant to this paragraph regardless of whether or not the AI instructional tool was adopted as an instructional material pursuant to Chapter 1006, F.S.

6. Ensure that AI instructional tools are accurate, transparent, viewpoint neutral, accessible to students and educators with disabilities in accordance with applicable state and federal requirements, and comply with Florida's adopted academic standards and instructional materials framework.

7. Ensure that AI instructional tools do not subject students to undisclosed behavior monitoring, social scoring,

or psychological profiling.

8. Ensure academic integrity in the use of AI instructional tools by addressing student plagiarism, permissible classroom usage, verification of student authored work and, where appropriate, allowing students to demonstrate mastery, to include drafts, student reflection of AI use and demonstration of mastery without the use of AI.

9. Require teacher and administrator training regarding AI risks, limitations, safety, and compliance with the obligations in this rule and any other applicable law, rule, or standard related to the use of AI instructional tools.

10. Require school districts and charter school governing boards to review the effectiveness of AI instructional tools, including the evidence of improving student outcomes, such as ESSA studies or other independent studies, to determine whether continued use supports student learning and achievement. Approval processes must require vendors to disclose known instructional limitations and any available independent evaluations or studies regarding the effectiveness of the tool. The absence of such evaluations or studies may not, by itself, preclude approval.

11. Require that the school district or charter school governing board maintains a publicly accessible list of approved AI instructional tools. The list, along with any AI policies, must be updated regularly and be easily accessible to parents.

12. Require AI instructional tools to maintain records of student interactions for a minimum of thirty (30) days to allow parental access to education records, pursuant to FERPA, Section 1002.22(2), F.S., and Rule 6A-1.0955, F.A.C. School districts and charter school governing boards may also review student interactions with AI instructional tools to monitor for instructional accuracy, alignment to state standards, and to ensure the AI instructional tools are providing and developmentally appropriate feedback for students.

13. Report all AI instructional tools used by the school district or charter school governing board to the Department of Education. Such report shall include the name of each AI instructional tool, applicable grade levels and subject areas, frequency of use, and duration of student interaction. School districts and charter school governing boards are not required to report per-student or per-teacher information.

14. Require that the use of AI instructional tools be in compliance with Section 1006.1494, F.S., and Rule 6A-1.09550, F.A.C., including, but not limited to, the review and approval of online educational services, required notices to parents, contracts with third-party vendors, and the protection of personally identifiable information of students.

15. Require that AI instructional tools approved for student use do not sell, monetize, profile, or commercially exploit student data to train commercial AI models. School districts and charter school governing boards must

prioritize vendors that maintain student data storage and processing within the United States.

(f) School districts and charter school governing boards may not adopt policies that deploy any form of artificial intelligence that is designed, marketed, or configured to:

1. Meet a student's social or emotional needs, including Social Emotional Learning;
2. Simulate friendship, companionship, or an emotional relationship with a student; or
3. Employ relationship-building or anthropomorphic design features for the purpose of encouraging a student to continue interacting with the system or tool.

(4)(3) No change.

Rulemaking Authority 1001.02(1), (2)(n), 1002.22(3), 1003.02(1)(g), 1006.1494 ~~FS. Law Implemented~~ 1002.22, 1003.02(1)(g), 1006.1494 FS. History-New 8-22-23, Amended