

2015 Regular Session

HOUSE BILL NO. 718

BY REPRESENTATIVE SCHRODER

1 AN ACT

2 To amend and reenact R.S. 17:3913(A)(2), (C)(introductory paragraph) and (2), and (D),  
3 3914(B)(3), (C)(2)(introductory paragraph) and (3), (F)(1), (2), and (4), (G), (H),  
4 (K)(3)(c)(ii) and (4), and 3996(B)(38) and to enact R.S. 17:3914(C)(2)(e), (F)(5), and  
5 (K)(3)(d), relative to student information; to provide relative to requirements for  
6 information on the transfer of personal student information to be made available to  
7 the public; to provide relative to exceptions to the prohibition on the collection and  
8 sharing of student information; to extend time lines relative to such prohibition and  
9 the assignment of student identification numbers; to provide relative to prohibitions,  
10 requirements, and exceptions with respect to certain contracts and access to student  
11 information pursuant to such contracts; to provide relative to parental consent and  
12 required notification with respect to the withdrawal of such consent; to require the  
13 Board of Regents to destroy certain data; to provide for effectiveness; and to provide  
14 for related matters.

15 Be it enacted by the Legislature of Louisiana:

16 Section 1. R.S. 17:3913(A)(2), (C)(introductory paragraph) and (2), and (D),  
17 3914(B)(3), (C)(2)(introductory paragraph) and (3), (F)(1), (2), and (4), (G), (H),  
18 (K)(3)(c)(ii) and (4), and 3996(B)(38) are hereby amended and reenacted and R.S.  
19 17:3914(C)(2)(e), (F)(5), and (K)(3)(d) are hereby enacted to read as follows:

20 §3913. Transfer of personally identifiable student information

21 A.

22 \* \* \*

23 (2) The purpose of this Section is to increase awareness of the transfer of  
24 student information by requiring the state Department of Education and ~~local~~

1 ~~education agencies public school governing authorities~~ to ~~publicize~~ make such  
2 information available to the public ~~on their Internet websites~~.

3 \* \* \*

4 C. By January 1, 2015, ~~each local education agency that has a website~~ the  
5 governing authority of each public school shall make available ~~on its website~~ at the  
6 main office of the governing authority information about the transfer of personally  
7 identifiable student information. Such information shall include but need not be  
8 limited to all of the following, to the extent such information is obtainable:

9 \* \* \*

10 (2) A copy of the signed agreement between the ~~local education agency~~  
11 governing authority of the public school and the authorized recipient.

12 \* \* \*

13 D. The information specified in Paragraphs (B)(1) through (5) and (C)(1)  
14 through (5) of this Section shall be made available ~~on the respective website~~ as  
15 specified in this Section no later than ten business days following the execution of  
16 an agreement providing for a transfer of personally identifiable student information  
17 and shall remain available for the duration of the agreement.

18 §3914. Student information; privacy; legislative intent; definitions; prohibitions;  
19 parental access; penalties

20 \* \* \*

21 B.

22 \* \* \*

23 (3) For purposes of this Section, "parent or legal guardian" shall mean a  
24 student's parent, legal guardian, or other person or entity responsible for the student.

25 C.

26 \* \* \*

27 (2) Beginning ~~June 1, 2015~~ August 1, 2015, no official or employee of a city,  
28 parish, or other local public school system shall provide personally identifiable  
29 student information to any member of the school board or to any other person or  
30 public or private entity, except such an official or employee may, in accordance with





1 of Student Financial Assistance shall destroy all data collected for purposes of this  
2 Subsection not later than five years after the student graduates, unless otherwise  
3 required by state or federal law or regulation.

4 \* \* \*

5 §3996. Charter schools; exemptions; requirements

6 \* \* \*

7 B. Notwithstanding any state law, rule, or regulation to the contrary and  
8 except as may be otherwise specifically provided for in an approved charter, a  
9 charter school established and operated in accordance with the provisions of this  
10 Chapter and its approved charter and the school's officers and employees shall be  
11 exempt from all statutory mandates or other statutory requirements that are  
12 applicable to public schools and to public school officers and employees except for  
13 the following laws otherwise applicable to public schools with the same grades:

14 \* \* \*

15 (38) Student information, R.S. 17:3913 and 3914.

16 \* \* \*

17 Section 2. This Act shall become effective on July 1, 2015; if vetoed by the governor  
18 and subsequently approved by the legislature, this Act shall become effective on July 1,  
19 2015, or on the day following such approval by the legislature, whichever is later.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_