

2018 Regular Session

HOUSE BILL NO. 716

BY REPRESENTATIVE LEGER

1 AN ACT

2 To amend and reenact R.S. 17:3914(C)(2)(introductory paragraph) and (b), relative to
3 student information; to authorize the state Department of Education to share student
4 information with certain postsecondary education institutions including those located
5 out-of-state; to provide for the use of information for academic research; to provide
6 conditions; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 17:3914(C)(2)(introductory paragraph) and (b) are hereby amended
9 and reenacted to read as follows:

10 §3914. Student information; privacy; legislative intent; definitions; prohibitions;
11 parental access; penalties

12 * * *

13 C.

14 * * *

15 (2) ~~Beginning August 1, 2015, no~~ No official or employee of a city, parish,
16 or other local public school system shall provide personally identifiable student
17 information to any member of the school board or to any other person or public or
18 private entity, except such an official or employee may, in accordance with
19 applicable state and federal law:

20 * * *

21 (b)(i) Provide to the state Department of Education, for the purpose of
22 satisfying state and federal assessment, auditing, funding, monitoring, program

1 administration, and state accountability requirements, information from which
 2 enough personally identifiable information has been removed such that the remaining
 3 information does not identify a student and there is no basis to believe that the
 4 information alone can be used to identify a student. No official or employee of the
 5 state Department of Education shall share such information with any person or public
 6 or private entity located outside of Louisiana, other than for purposes of academic
 7 analysis of assessments or for purposes of research as authorized in Item (ii) of this
 8 Subparagraph.

9 (ii) An official or employee of the state Department of Education may share
 10 such information with a person who is an employee of, and conducting academic
 11 research at, any postsecondary education institution accredited by a regional or
 12 national accrediting organization recognized by the United States Department of
 13 Education, provided the person and the department have entered into a memorandum
 14 of understanding in which the person agrees to be liable for any criminal and civil
 15 penalties imposed as provided in Subsection G of this Section for any violation of
 16 the provisions of this Section.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____