HLS 21RS-2237 ENGROSSED

2021 Regular Session

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HOUSE BILL NO. 711 (Substitute for House Bill No. 563 by Representative Garofalo)
BY REPRESENTATIVES GAROFALO AND JEFFERSON

AN ACT

STUDENTS: Provides relative to the sharing of certain student data

2	To amend and reenact R.S. $17:3914(K)(2)$ and $(3)(c)(i)$ and to enact R.S. $17:3914(K)(1)(e)$,
3	relative to the collection and sharing of student data and information; to provide for
4	the use of such information for specified purposes; and to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 17:3914(K)(2) and (3)(c)(i) are hereby amended and reenacted and
7	R.S. 17:3914(K)(1)(e) is hereby enacted to read as follows:
8	§3914. Student information; privacy; legislative intent; definitions; prohibitions;
9	parental access; penalties
0	* * *
1	K.(1) Notwithstanding any provision of this Part to the contrary, the
12	governing authority of each public school, with the permission of a student's parent
13	or legal guardian, shall collect the following personally identifiable information for
4	each student enrolled in grades eight through twelve:
15	* * *
16	(e) Race and ethnicity data.
17	(2) The governing authority of a public school <u>and the company that the state</u>
18	has contracted with to develop the unique student identifier shall disclose the
19	information collected pursuant to Paragraph (1) of this Subsection, upon request,
20	only to:

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1	(a) A Louisiana postsecondary education institution, to be used solely for the
2	purpose of processing applications for admission and for compliance with state and
3	federal reporting requirements.
4	(b) The <u>Board of Regents and the</u> Office of Student Financial Assistance, <u>as</u>
5	a program under its jurisdiction, to be used solely for the purpose of processing
6	applications made to the office for state and federal grants and for required grant
7	program reporting, for the purposes of providing reports to each public school
8	governing authority on the postsecondary education remediation needs, retention
9	rates, and graduation rates for each high school under its jurisdiction, and for the
10	purpose of evaluating comparative postsecondary education performance outcomes
11	based on student transcript data in order to develop policies designed to improve
12	student academic achievement.
13	(c) The Board of Regents, to be used only by board staff for the purposes of
14	providing reports to each public school governing authority on the postsecondary
15	remediation needs, retention rates, and graduation rates for each high school under
16	its jurisdiction and to evaluate comparative postsecondary performance outcomes
17	based upon student transcript data in order to develop policies designed to improve
18	student academic achievement.
19	(3)
20	* * *
21	(c) The form shall contain the following:
22	(i) A statement notifying the student's parent or legal guardian exactly what
23	items of student information will be collected and that disclosure of the student
24	information collected will be restricted to Louisiana postsecondary education
25	institutions to be used for the purposes of processing applications for admission and
26	for compliance with state and federal reporting requirements to the Board of Regents
27	and to the Office of Student Financial Assistance, as a program under such board's
28	jurisdiction, to be used solely for the purpose purposes of processing applications for

admission and for state and federal financial aid and to the Board of Regents to be

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reports to the school governing authority on the postsecondary education remediation needs, retention rates, and graduation rates for each high school under its jurisdiction, and for evaluating comparative postsecondary education performance outcomes based on student transcript data in order to develop and developing policies designed to improve student academic achievement.

* * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 711 Engrossed

2021 Regular Session

Garofalo

Abstract: Provides relative to the sharing of students' personally identifiable information by public school governing authorities.

<u>Present law</u> prohibits an official or employee of a local public school system from requiring the collection of certain student information unless voluntarily disclosed by the parent or legal guardian. Further prohibits any employee of a public school system from providing a student's personally identifiable information to any person or public or private entity.

<u>Present law</u> defines personally identifiable information as information about an individual that can be used, on its own or with other information, to identify, contact, or locate a single individual.

<u>Present law</u> includes exceptions to the prohibitions. One exception is <u>present law</u> authorizes public school governing authorities, with parental permission, to collect certain personally identifiable information for students in grades eight through 12. Authorizes the sharing of such information with La. postsecondary education institutions, the La. Office of Student Financial Assistance, and the Bd. of Regents for specific purposes. The following personally identifiable information may be collected and shared in accordance with <u>present law</u>:

- (1) Full name.
- (2) Date of birth.
- (3) Social security number.
- (4) Student transcript data.

<u>Proposed law</u> adds race and ethnicity to the information that may be collected and shared. Revises purposes for which information may be shared and revises information required to be on parental notification forms.

<u>Present law</u> authorizes disclosing student information with the Office of Student Financial Assistance for purposes related to administering state and federal grants.

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<u>Proposed law</u> authorizes disclosing information to the Bd. of Regents for such purposes.

(Amends R.S. 17:3914(K)(2) and (3)(c)(i); Adds R.S. 17:3914(K)(1)(e))