

2022 Regular Session

HOUSE BILL NO. 470

BY REPRESENTATIVE MCKNIGHT

STUDENTS: Provides relative to the collection and sharing of certain student information

1 AN ACT

2 To enact R.S. 17:3914(N), relative to personally identifiable information of public school  
3 students; to require the disclosure of social security numbers of certain students; to  
4 provide for the sharing of information with the Louisiana Workforce Commission;  
5 and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 17:3914(N) is hereby enacted to read as follows:

8 §3914. Student information; privacy; legislative intent; definitions; prohibitions;  
9 parental access; penalties

10 \* \* \*

11 N.(1) Notwithstanding any provision of this Section to the contrary, each  
12 public secondary school governing authority shall do the following:

13 (a) For the sole purpose of evaluating state and federal programs that prepare  
14 students for postsecondary education, workforce training, and employment, collect  
15 the social security number of each student who is pursuing a diploma, not later than  
16 the beginning of the student's senior year, subject to the permission of the student's  
17 parent or legal guardian or the permission of the student if he has reached the age of  
18 majority.

1           **(b) Disclose the social security number to the company with which the state**  
2           **has contracted to develop unique student identifiers and the Louisiana Workforce**  
3           **Commission.**

4           **(c) At the beginning of each school year, provide a form for granting**  
5           **permission as provided in Subparagraph (a) of this Paragraph. The form shall**  
6           **include a statement that the purpose of the disclosure of the student's information is**  
7           **to evaluate and improve state and federal programs that prepare high school students**  
8           **for postsecondary education, workforce training, and employment; that other**  
9           **personally identifiable information will not be disclosed; and that the consent may**  
10           **be revoked at any time by a parent or legal guardian of a minor or by a student who**  
11           **has reached the age of majority.**

12           **(2) The company with which the state has contracted to develop the unique**  
13           **student identifier shall assign an identifier for each student who successfully**  
14           **completes high school from the lists provided by public school governing authorities**  
15           **and provide a list of unique identifiers and corresponding social security numbers to**  
16           **the commission for the purpose of matching the information, until the individual**  
17           **reaches the age of twenty-six, wage data, North American Industry Classification**  
18           **System data through the third digit, and Standard Occupational Classification System**  
19           **data.**

20           **(3) For the express purpose of state and federal program evaluation, the**  
21           **commission shall remove any and all social security numbers from the data and**  
22           **provide to the state Department of Education and the Industry-Based Certification**  
23           **Committee a list of high school graduates for whom the wage and employment data**  
24           **specified in Paragraph (2) of this Subsection are available.**

25           **(4) Any exchange of student information pursuant to the provisions of this**  
26           **Subsection shall comply with the Family Educational Rights and Privacy Act, 20**  
27           **CFR Part 603 regarding the confidentiality of unemployment compensation**  
28           **information, and the provisions of R.S. 23:1660.**

1           (5) Any agreement providing for the exchange of information pursuant to the  
 2           provisions of this Subsection shall provide for the payment of any costs of disclosure  
 3           of wage and employment data specified in Paragraph (2) of this Subsection.

4           (6) Any person who knowingly and willfully fails to maintain the  
 5           confidentiality of personally identifiable information of students is subject to the  
 6           penalties provided for in Subsection G of this Section and the provisions of R.S.  
 7           23:1660.

#### 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 470 Reengrossed

2022 Regular Session

McKnight

**Abstract:** Requires the collection and sharing of social security numbers of public secondary school students.

Present law 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.

Present law 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.

Present law provides for exceptions to the prohibitions, including requiring 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 office of student financial assistance, and the Bd. of Regents for specific purposes.

Proposed law provides an additional exception. Requires public school governing authorities, with parental permission or permission of students who have reached the age of majority, to collect social security numbers of secondary students and share them with the La. Workforce Commission for the purpose of evaluating state and federal programs that prepare high school students for postsecondary education, workforce training, and employment. Provides for the commission to match the student information with the following data:

- (1) Wage data.
- (2) North American Industry Classification System data through the third digit.
- (3) Standard Occupational Classification System data.

Proposed law requires that any agreement for the exchange of information pursuant to proposed law provide for payment of costs of wage and employment data.

Present law provides that a person who violates present law shall be punished by imprisonment for not more than six months or by a fine of not more than \$10,000. Such penalties apply to a violation of proposed law.

(Adds R.S. 17:3914(N))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Education to the original bill:

1. Broaden the applicability to all public secondary school students, instead of only those pursuing career majors.
2. Add provision authorizing students who have reached the age of majority to grant permission to share their personal data, instead of solely the parent or guardian.
3. Specify employment data collected shall be wage data, North American Industry Classification System data, and Standard Occupational Classification System data.
4. Add provision relative to payment of costs of wage and employment data.