
HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 946
by Representative Schroder

1 AMENDMENT NO. 1

2 On page 1, line 2, after "R.S. 17:3913" and before "relative" delete the comma "," and insert
3 "and 3996(B)(34),"

4 AMENDMENT NO. 2

5 On page 1, line 8, after "R.S. 17:3913" and before "hereby" delete "is" and insert "and
6 3996(B)(34) are"

7 AMENDMENT NO. 3

8 On page 1, line 17, after "date" and before "place" insert "and"

9 AMENDMENT NO. 4

10 On page 2, between lines 5 and 6, insert the following:

11 "(3) For purposes of this Section, "employee" means a local school
12 system employee designated by the principal or local superintendent to have
13 access only to student information necessary to perform his duties through
14 the public school computer system and shall not include any person or public
15 or private entity providing services to a school or school system through a
16 third party contract."

17 AMENDMENT NO. 5

18 On page 2, at the end of line 7, add "system"

19 AMENDMENT NO. 6

20 On page 2, line 14, after "address" and before "A" delete the period "." and insert "unless the
21 student's parent or legal guardian consents, in writing, that any such information may be
22 included."

23 AMENDMENT NO. 7

24 On page 2, line 17, after "school" and before "with" insert "system"

25 AMENDMENT NO. 8

26 On page 2, line 19, after "three" and before "days" insert "business"

27 AMENDMENT NO. 9

28 On page 2, line 21, after "information" and before "city," change "a" to "an employee of"

29 AMENDMENT NO. 10

30 On page 2, at the end of line 21, add "system"

1 AMENDMENT NO. 11

2 On page 2, line 22, after "a" and before "local" insert "member of a"

3 AMENDMENT NO. 12

4 On page 2, line 23, after "be" change "aggregate information and" to "the student
5 identification number required in Paragraph (3) of this Subsection and"

6 AMENDMENT NO. 13

7 On page 2, line 26, after "than" and before "student" change "August 1, 2014," to "May 1,
8 2015,"

9 AMENDMENT NO. 14

10 On page 3, at the beginning of line 3, change "D.(1)" to "D."

11 AMENDMENT NO. 15

12 On page 3, line 5, change "Paragraph (2) of this Subsection," to "Paragraph (B)(3) of this
13 Section, and except for computer maintenance and repairs,"

14 AMENDMENT NO. 16

15 On page 3, between lines 7 and 8 insert the following:

16 "E.(1) A city, parish, or other local public school board may contract
17 with a private entity for data storage services, and pursuant to such contract,
18 student information, including personally identifiable information and
19 cumulative records, may be transferred to computers, owned, operated, and
20 maintained by the private entity for such purpose.

21 (2) No contractor pursuant to this Subsection shall allow access to,
22 release, or allow the release of student information to any person or entity
23 except as specified in the contract.

24 (3) A contract pursuant to this Subsection shall include requirements
25 regarding data protection which at a minimum include provision for all of the
26 following:

27 (a) Guidelines for authorizing access to computer systems on which
28 student information is stored including guidelines for authentication of
29 authorized access.

30 (b) Privacy compliance standards.

31 (c) Privacy and security audits performed under the direction of the
32 superintendent.

33 (d) Breach planning, notification, and remediation procedures.

34 (e) Data storage, retention, and disposition policies.

35 (f) Disposal of all information from the servers of the contractor
36 upon termination of the contract.

37 (4) The contractor shall retain all data received pursuant to such a
38 contract on servers it owns, operates, and maintains and specifically shall not
39 transfer data to a third-party internet-based server. It shall not transfer data
40 to any other server or computer system other than one owned and operated
41 by the school system.

42 (5) Any person who violates the provisions of this Subsection shall
43 be fined not more than ten thousand dollars or imprisoned for not more than
44 three years, or both."

1 AMENDMENT NO. 17

2 On page 3, delete lines 8 through 12 in their entirety

3 AMENDMENT NO. 18

4 On page 3, at the beginning of line 13, change "E. A" to "F. Except as provided in
5 Subsection E of this Section, a"

6 AMENDMENT NO. 19

7 On page 3, after line 15, insert the following:

8 "* * *
9 §3996. Charter schools; exemptions; requirements
10 * * *

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

19 * * *
20 (34) Student information, R.S. 17:3913."

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.