

2016 Regular Session

SENATE BILL NO. 270

BY SENATOR BOUDREAUX

STUDENTS. Provides relative to student data privacy. (gov sig)

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17

AN ACT

To enact R.S. 17:3914(L), relative to student information; to require the Department of Education to provide public school systems with certain student information; to provide for the confidentiality of such information; to provide for penalties; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

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

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

\* \* \*

**L.(1) Notwithstanding any provision of this Part to the contrary, the Department of Education shall provide each city, parish or other local public school system with such information, including personally identifiable student information, as the school system deems necessary to verify the enrollment and residency status of each student who resides within the geographic boundaries of the school system but who is enrolled in a public school outside of the jurisdiction of the local public school system. The local public school system**

1           **shall keep such information strictly confidential and shall use the information**  
2           **for no other purpose than verifying student enrollment and residency.**

3                   **(2) Any person who knowingly and willfully fails to maintain the**  
4           **confidentiality of such information shall be subject to the penalties provided in**  
5           **Subsection G of this Section.**

6           Section 2. This Act shall become effective upon signature by the governor or, if not  
7           signed by the governor, upon expiration of the time for bills to become law without signature  
8           by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
9           vetoed by the governor and subsequently approved by the legislature, this Act shall become  
10          effective on the day following such approval.

---

The original instrument and the following digest, which constitutes no part  
of the legislative instrument, were prepared by Cheryl Serrett.

---

SB 270 Original

DIGEST  
2016 Regular Session

Boudreaux

Present law provides for the protection of personally identifiable student information.

Proposed law retains present law and additionally provides that the Dept. of Education shall provide each local public school system with the information, including personally identifiable information, the system deems necessary to verify the enrollment and residency status of each student residing within the boundaries of the school system but who are enrolled in a public school outside of the jurisdiction of the local school system. Requires the local school system to keep such information confidential and limits the use of the information to the purpose of verifying student enrollment and residency.

Present law provides for a penalty of not more than six months imprisonment or a fine of not more than \$10,000 for anyone who violates the provisions of present law.

Proposed law provides that this penalty shall apply to a local public school system that fails to keep confidential the information provided to verify student enrollment and residency pursuant to proposed law.

Effective upon signature of the governor or lapse of time for gubernatorial action.

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