

HOUSE SUMMARY OF SENATE AMENDMENTS

HB 716

2018 Regular Session

Leger

STUDENTS: Provides relative to sharing of student information with certain postsecondary education institutions conducting academic research

Synopsis of Senate Amendments

1. Require the commissioner of administration to withhold \$100,000 from funds appropriated to the state Dept. of Education for any year in which the department fails to comply with present law requirements to collect and report certain student information.

Digest of Bill as Finally Passed by Senate

Present law prohibits an official or employee of a city, parish, or other local public school system from providing personally identifiable student information to any member of the school board or to any other person or public or private entity. Provides certain exceptions to this prohibition including providing information to the state Dept. of Education for the purpose of satisfying state and federal assessment, auditing, funding, monitoring, program administration, and state accountability requirements, if sufficient personally identifiable information is removed so that the remaining information alone cannot be used to identify a student. Authorizes officials and employees of the department to share information it has received with a person or public or private entity outside of La. only for purposes of academic analysis of assessments.

Present law provides that most violations of present law are punishable by imprisonment for not more than six months or by a fine of not more than \$10,000.

Proposed law further authorizes the department to share student information it has received with a person who is an employee of and conducting research at a postsecondary education institution accredited by a regional or national accrediting organization recognized by the U.S. Dept. of Education if the person and the department enter into a memorandum of understanding in which the person agrees to be liable for any criminal and civil penalties imposed by present law for any violation of present law.

Present law requires the department to establish a standardized data collection and analysis system to collect data from schools and school systems for the purpose of preparing and producing progress profile reports as required in present law. Provides that the purpose of the progress profiles is to establish a database for educational planning, increase accountability at all levels, provide information to parents of school children and the public about the status of education, to provide achievement and performance information to schools and colleges, and to foster a permanent and productive link between the elementary and secondary schools and the colleges and universities.

Present law requires the department to annually collect specific information for students with exceptionalities, excluding gifted and talented. Further requires for the collection and reporting of data for each disability classification in total and by race, gender, age, and sex.

Present law requires the department to annually compile a report that includes the data on each element gathered from the latest collection cycle and trend data from the three prior years. Requires the department to send the report to each public school governing authority and to publish it on the department's website.

Proposed law requires the commissioner of administration to withhold \$100,000 from the funds appropriated to the department for any fiscal year in which the department fails to comply with present law requirements to collect and report the student information.

(Amends R.S. 17:3914(C)(2)(intro. para.) and (b); Adds R.S. 17:3911(B)(4)(f))