

House Bill 2709

Sponsored by Representative FREDERICK (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Directs State Board of Education to adopt standards for rights of parents, legal guardians and students relating to student education records.

Declares emergency, effective July 1, 2015.

A BILL FOR AN ACT

1
2 Relating to student education records; amending ORS 326.565; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 326.565 is amended to read:

5 326.565. (1) The State Board of Education shall adopt by rule standards for the creation, use,
6 custody and disclosure, including access, of student education records that are consistent with the
7 requirements of applicable state and federal law. **The standards adopted by rule under this sub-**
8 **section must:**

9 (a) **Permit the parent or legal guardian of a student to view the information contained**
10 **in the student education record;**

11 (b) **Require the educational institution that has custody of the student education record**
12 **or that compiles and retains the student education record to disclose to the parent or legal**
13 **guardian of the student, upon the request of the parent or legal guardian of the student, how**
14 **the information in the student education record may be used and who is authorized to access**
15 **the student education record;**

16 (c) **Permit the parent or legal guardian of a student to challenge and request a correction**
17 **of incorrect information in the student education record; and**

18 (d) **Provide to a student who is 16 years of age or older with the rights described in**
19 **paragraphs (a) to (c) of this subsection.**

20 (2) The *[state]* board shall distribute the rules that are adopted to all school districts. The school
21 districts shall make those rules available to the public schools in the district and to the public.

22 (3) The *[state]* board may differentiate the standards applicable to persons *[18]* **16** years of age
23 or older or enrolled in post-secondary institutions.

24 (4) The standards shall include requirements under which public and private schools and edu-
25 cation service districts transfer student education records pursuant to ORS 326.575.

26 **SECTION 2. This 2015 Act being necessary for the immediate preservation of the public**
27 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**
28 **July 1, 2015.**

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NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.
New sections are in **boldfaced** type.