

2 **ESHB 2424** - S COMM AMD  
3 By Committee on Education

4

5 Strike everything after the enacting clause and insert the  
6 following:

7 "NEW SECTION. **Sec. 1.** A new section is added to chapter 28A.320  
8 RCW to read as follows:

9 (1) School districts and public schools may not request the  
10 disclosure of a student's federal social security number, except as  
11 provided in subsections (2), (3), and (5) of this section.

12 (2)(a) A school district or public school may request the  
13 disclosure of a student's federal social security number for the  
14 purpose of seeking medicaid reimbursement for covered services to  
15 eligible students under RCW 74.09.5241 through 74.09.5256, or for the  
16 purpose of compliance with federal law explicitly requiring such  
17 disclosure.

18 (b) If the student is an employee of the school district, a school  
19 district or public school may request disclosure of a student's federal  
20 social security number for employment purposes. Employment records  
21 containing student federal social security numbers shall be maintained  
22 separately from student records.

23 (c) Any school district or public school requesting the disclosure  
24 of a student's federal social security number under this subsection (2)  
25 must use a consent form, to be signed by the parent or guardian, that  
26 contains a disclosure statement printed on the form. The disclosure  
27 statement must include the following:

28 (i) Whether the disclosure is mandatory or voluntary;

29 (ii) The information that will be collected or matched using the  
30 federal social security number;

31 (iii) What federal or state law, rule, or regulation requires the  
32 disclosure; and

33 (iv) Who will have access to the federal social security number.

34 (d) A parent's or guardian's general consent for another purpose,  
35 including medical consent or any consent used to approve admission to  
36 or involvement in a special education or remedial program or regular

1 school activity, does not constitute consent to disclosure of the  
2 student's federal social security number.

3 (3)(a) Longitudinal studies that involve the disclosure of student  
4 federal social security numbers must first be reviewed and approved by  
5 the local school board. The board may permit a school, school  
6 district, or the superintendent of public instruction to request  
7 voluntary student participation in longitudinal studies related to  
8 education. Any request for disclosure of a student's federal social  
9 security number for this purpose must include a disclosure statement,  
10 signed by the student if the student is age eighteen or older or by the  
11 student's parent if the student is under the age of eighteen, with the  
12 following information:

13 (i) An explanation that participation in the longitudinal study and  
14 disclosure of the federal social security number are voluntary;

15 (ii) An itemization of all information that will be gathered about  
16 the student or the student's family;

17 (iii) Who will have access to the information;

18 (iv) Who will have access to the federal social security number;

19 (v) How long the longitudinal study will last;

20 (vi) What will happen to the information after completion of the  
21 longitudinal study; and

22 (vii) The date the school board reviewed and approved participation  
23 in the longitudinal study.

24 (b) A parent's or guardian's general consent for another purpose,  
25 including medical consent or any consent used to approve admission to  
26 or involvement in a special education or remedial program or regular  
27 school activity does not constitute consent to disclose the student's  
28 federal social security number.

29 (4)(a) No official, employee, contractor, or agent of an  
30 educational institution or agency may release a student's federal  
31 social security number without the written consent of the parent or  
32 legal guardian, except as provided in (b) of this subsection. The  
33 request for release must include the following information:

34 (i) Whether the disclosure is mandatory or voluntary;

35 (ii) The information that will be collected or matched using the  
36 federal social security number;

37 (iii) What federal or state law, rule, or regulation requires the  
38 disclosure; and

39 (iv) Who will have access to the federal social security number.

1 (b)(i) A school district or public school may release a student's  
2 federal social security number for the purpose of seeking medicaid  
3 reimbursement for covered services to eligible students under RCW  
4 74.09.5241 through 74.09.5256, or for the purpose of compliance with  
5 federal law explicitly requiring such release.

6 (ii) If the student is an employee of the school district, a school  
7 district or public school may release a student's federal social  
8 security number for employment purposes.

9 (c) A parent's or guardian's general consent for other purposes,  
10 including medical consent or any consent used to approve admission to  
11 or involvement in a special education or remedial program or regular  
12 school activity, does not constitute consent to disclosure of the  
13 student's federal social security number.

14 (5)(a) A school district may disclose student federal social  
15 security numbers to the work force training and education coordinating  
16 board for research purposes as provided in subsection (6) of this  
17 section. Before release, the school district shall provide written  
18 notification to the parent or guardian. The notification shall  
19 include:

20 (i) An explanation that disclosure of the federal social security  
21 number is voluntary and that no benefit is contingent upon disclosure;

22 (ii) That the signed consent by the parent or guardian is required  
23 for the disclosure of the federal social security number;

24 (iii) That the federal social security number shall be used for  
25 research purposes only;

26 (iv) That the research shall be conducted by the work force  
27 training and education coordinating board or the agent of the work  
28 force training and education coordinating board;

29 (v) That research and data management personnel only shall have  
30 access to the federal social security number;

31 (vi) That research and data management personnel shall not  
32 disseminate individually identifiable information to other persons; and

33 (vii) That a description of the research study shall be on file at  
34 the school district and available for public review. The description  
35 shall include the information that will be gathered and collated about  
36 the student or the student's family, who will have access to the  
37 information, who will have access to the federal social security  
38 number, how long the study will last, and what will happen to the  
39 information gathered after the original study is completed.

1 (b) Written consent to the disclosure of the federal social  
2 security number by the parent or guardian following the notification  
3 required in (a) of this subsection shall be considered as meeting the  
4 requirements of subsection (4)(a)(i) through (iv) of this section.

5 (6) In performing their duties to evaluate the effectiveness of  
6 vocational education at the secondary level, the work force training  
7 and education coordinating board may request school districts to  
8 provide access to student records including federal social security  
9 numbers.

10 (7) This section shall not be construed as prohibiting a school  
11 district from developing an individual student identification number,  
12 unrelated to the student's federal social security number, to identify  
13 and maintain education records on students enrolled in the district.

14 (8) A student's federal social security number may only be used for  
15 the purpose it was collected and for which the student's parent or  
16 legal guardian has given prior written consent.

17 (9) It is unlawful for any public school or public school district  
18 to deny a student any right, benefit, or privilege provided by law  
19 because the student or the student's parent or legal guardian refuses  
20 to disclose the student's federal social security number.

21 (10) For the purposes of this section, if a student has attained  
22 eighteen years of age, the permission or consent required of and the  
23 rights accorded to the parent or guardian of the student shall  
24 thereafter only be required of and accorded to the student."

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28 On page 1, line 2 of the title, after "districts;" strike the  
29 remainder of the title and insert "and adding a new section to chapter  
30 28A.320 RCW."

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