
HOUSE BILL 2986

State of Washington 59th Legislature 2006 Regular Session

By Representatives Schual-Berke, Quall, Hunt, Lantz, Darneille,
Kenney, Nixon, Hasegawa and Santos

Read first time 01/17/2006. Referred to Committee on Education.

1 AN ACT Relating to student privacy and directory information; and
2 adding a new section to chapter 28A.230 RCW.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 28A.230
5 RCW to read as follows:

6 (1) It is the intent of the legislature, in the interest of student
7 confidentiality, that school districts minimize the release of student
8 telephone numbers and other directory information in the absence of
9 express parental consent. The legislature finds that the nondisclosure
10 of student telephone numbers and other directory information reduces
11 the possibility of harassment of students and their families by
12 organizations that received student information.

13 (2) By September 1, 2006, each school district shall adopt a policy
14 and procedures for providing separate written notice to every public
15 high school student and his or her parent or legal guardian. The
16 notice shall inform the parent or legal guardian and the student:

17 (a) Of their right to request, pursuant to 20 U.S.C. Sec.
18 7908(a)(2), that the student's directory information not be released to

1 recruiters without the prior written consent of the student's parent or
2 guardian or the student; and

3 (b) That if they do not request that the student's directory
4 information be withheld from some or all recruiters by the thirtieth
5 day of the new school year, the school may release the student's
6 directory information if requested to do so by a recruiter.

7 (3) The district shall provide the notice required by subsection
8 (2) of this section in English and in any other languages the district
9 provides other district-wide written notice to students, parents, or
10 guardians.

11 (4) The notice provided under subsection (2)(a) and (b) of this
12 section shall clearly distinguish among categories of recruiters and
13 provide parents, guardians, and students with the option of requesting
14 that directory information not be released to a particular category or
15 categories of recruiters. At a minimum, the categories of recruiters
16 shall be broken into (a) higher education and vocational education
17 recruiters and employers and (b) military recruiters. A request that
18 a student's information not be released to a particular category of
19 recruiters does not prohibit a school from releasing information to
20 recruiters in any other category.

21 (5) The notice required by this section shall be sent to parents or
22 guardians and students for each new school year. A school district
23 shall not release directory information to any recruiter, except upon
24 express written consent from the parent, guardian, or student, after
25 the last day of the school year or before the forty-fifth day after the
26 notice is sent.

27 (6) Each school district shall establish procedures for taking
28 appropriate action with regard to recruiters who engage in dishonest,
29 unscrupulous, or deceptive recruiting practices.

30 (7) The definitions in this subsection apply throughout this
31 section.

32 (a) "Directory information" has the same meaning as in 20 U.S.C.
33 Sec. 1232g(a)(5)(A), which states that "the term... relating to a
34 student includes the following: the student's name, address, telephone
35 listing, date and place of birth, major field of study, participation
36 in officially recognized activities and sports, weight and height of
37 members of athletic teams, dates of attendance, degrees and awards

1 received, and the most recent previous educational agency or
2 institution attended by the student."

3 (b) "Recruiter" means anyone who seeks to solicit a student to
4 attend or apply to a particular educational or vocational institution
5 or program, apply for employment with a private or public employer, or
6 enlist in the military.

--- END ---