

HB 2026 - S COMM AMD

By Committee on Early Learning & K-12 Education

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 28A.600
4 RCW to read as follows:

5 A school or a school district that allows access to students or
6 student records by military recruiters also must allow access on the
7 same basis and to the same extent to students and student records by
8 recruiters and representatives of the job corps, the peace corps, and
9 AmeriCorps. This section does not permit a school or a school district
10 to release student or family information except as allowed under the
11 federal family educational rights and privacy act.

12 NEW SECTION. **Sec. 2.** A new section is added to chapter 28A.600
13 RCW to read as follows:

14 (1) At the beginning of each school year, each school district
15 shall provide separate written notice to every public school student
16 and his or her parent or legal guardian informing the students,
17 parents, and guardians of their right to request, pursuant to 20 U.S.C.
18 Sec. 7908(a)(2) and 20 U.S.C. Sec. 1232g(a)(5)(B), that the student's
19 directory information not be released to recruiters without the prior
20 written consent of the student's parent or guardian or the student.

21 (2) The notice provided under subsection (1) of this section shall
22 clearly distinguish among categories of recruiters and provide parents,
23 guardians, and students with the option of requesting that directory
24 information not be released to a particular category or categories of
25 recruiters. At a minimum, the categories of recruiters shall be broken
26 into (a) institutions of higher education and vocational education, (b)
27 prospective employers, (c) the military, (d) the peace corps, (e) the
28 job corps, and (f) AmeriCorps. A request that a student's information

1 not be released to a particular category of recruiters does not
2 prohibit a school from releasing information to recruiters in any other
3 category.

4 (3) A student, parent, or guardian may request at any time that the
5 student's directory information not be released, and such a request
6 shall be honored by the school district.

7 (4) "Directory information" has the same meaning as in 20 U.S.C.
8 Sec. 1232g(a)(5)(A), which states that "the term...relating to a
9 student includes the following: the student's name, address, telephone
10 listing, date and place of birth, major field of study, participation
11 in officially recognized activities and sports, weight and height of
12 members of athletic teams, dates of attendance, degrees and awards
13 received, and the most recent previous educational agency or
14 institution attended by the student."

15 (5) "Recruiter" means anyone who seeks to solicit a student to
16 attend or apply to a particular educational or vocational institution
17 or program, apply for employment with a private, public, or nonprofit
18 employer, volunteer with an organization, or enlist in the military."

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19 On page 1, line 1 of the title, after "students;" strike the
20 remainder of the title and insert "and adding new sections to chapter
21 28A.600 RCW."

EFFECT: Schools and school districts are required to provide every public school student and his or her parents or legal guardian with a notice explaining their rights under FERPA and NCLB regarding the release of the student's directory information to recruiters. The notice must provide a list of categories of recruiters and provide parents, guardians, and students with the option of requesting that

directory information not be released to a particular category or categories of recruiters.

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