

2002 SESSION

INTRODUCED

026310736

HOUSE BILL NO. 397

Offered January 9, 2002

Prefiled January 8, 2002

A BILL to amend and reenact §§ 22.1-79.3 and 22.1-287.1 of the Code of Virginia, relating to release or sale of certain student information.

Patrons—Sears, Abbitt, Carrico, Cole, Cosgrove, Hargrove, Keister, Reese and Welch

Referred to Committee on Education

Be it enacted by the General Assembly of Virginia:

1. That §§ 22.1-79.3 and 22.1-287.1 of the Code of Virginia are amended and reenacted as follows:

§ 22.1-79.3. Policies regarding certain activities.

A. No later than January 1, 2001, local school boards shall develop and implement policies to ensure that public school students are not required to convey or deliver any materials that (i) advocate the election or defeat of any candidate for elective office, (ii) advocate the passage or defeat of any referendum question, or (iii) advocate the passage or defeat of any matter pending before a local school board, local governing body or the General Assembly of Virginia or the Congress of the United States.

This section shall not be construed to prohibit the discussion or use of political or issue-oriented materials as part of classroom discussions or projects or to prohibit the delivery of informational materials.

B. *Local school boards shall develop and implement policies to prohibit the administration of questionnaires or surveys to public school students during the regular school day or at school-sponsored events without written, informed parental consent for the student's participation when participation in such questionnaire or survey may subsequently result in the sale of personal information regarding the individual student.*

§ 22.1-287.1. Directory information.

Notwithstanding §§ 22.1-287 and 22.1-288, directory information may be publicly released in accordance with federal law and regulations and the regulations of the Board of Education, *upon written parental consent for such release*. Such directory information may include the student's name, sex, address, telephone listing, date and place of birth, major field of study, participation in officially recognized activities and sports, weight and height of members of athletic teams, dates of attendance, degrees and awards received, and other similar information.

INTRODUCED

HB397