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HOUSE BILL NO. 349

Offered January 10, 2018

Prefiled January 4, 2018

A BILL to amend and reenact § 22.1-288 of the Code of Virginia, relating to pupil information; military recruiters; opt-out.

Patrons—Kory and Bell, John J.

Referred to Committee on Education

Be it enacted by the General Assembly of Virginia:

1. That § 22.1-288 of the Code of Virginia is amended and reenacted as follows:

§ 22.1-288. Furnishing pupil information to public or private school or institution of higher education or Armed Forces of the United States or the Commonwealth.

A. Notwithstanding § 22.1-287, the principal of any public *elementary or secondary* school may permit the furnishing of or may furnish (i) the names and addresses of pupils presently *or formerly* enrolled ~~or pupils who have terminated their enrollment~~ to any officer or employee of a public or private school or institution of higher education or any official of a ~~private business or professional school or institution of higher education~~ or (ii) the names, addresses, and telephone listings of pupils *presently or formerly enrolled* to any official recruiting representative of the ~~military forces~~ *Armed Forces of the Commonwealth and the United States or the Commonwealth unless the pupil or, if the pupil is less than 18 years of age, his parent has submitted to the school board a written request to opt out of such disclosures to such recruiting representatives, in which case the pupil's name, address, and telephone listing shall not be furnished to such a recruiting representative without the written consent of the pupil or, if the pupil is less than 18 years of age, his parent. This information shall be furnished for the*

B. The purpose of ~~informing~~ *furnishing* information pursuant to subsection A is to inform pupils and former pupils of the educational and career opportunities available in the ~~institutions~~ *school, institution, or the military branch of the armed forces to which such information is furnished.*

C. No such ~~public or private school or, institution of higher education or private business or professional school or institution of higher education, or official recruiting representative of the military force he represents~~ *branch of the armed forces* shall use such information *furnished pursuant to subsection A* for purposes not directly related to the academic or professional goals of the *school, institution, or the military force branch of the armed forces.* If ~~any school or institution or any official representative or military force~~ *violates the provisions of this section, the privilege of the school, institution, or military force to receive the lists shall be suspended* Any such entity that uses such information for purposes not directly related to its academic or professional goals is ineligible to receive any additional pupil information for a period of two years from the time of discovery of the misuse of such ~~lists~~ *information.*

INTRODUCED

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