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HOUSE BILL NO. 2549

Offered January 10, 2007

Prefiled January 9, 2007

A BILL to amend and reenact §§ 22.1-287.1 and 22.1-288 of the Code of Virginia, relating to student contact information privacy.

Patrons—Ebbin, Ward, BaCote, Dance, Howell, A.T., Jones, D.C., McClellan, McEachin, Melvin, Plum and Spruill

Referred to Committee on Education

Be it enacted by the General Assembly of Virginia:**1. That §§ 22.1-287.1 and 22.1-288 of the Code of Virginia are amended and reenacted as follows:**

§ 22.1-287.1. Directory information.

A. 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. 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.

B. However, the notice to parents or guardians required by federal law and regulations and the regulations of the Board of Education concerning the release of directory information shall be included on the emergency contact information form, which shall include a statement printed in conspicuous, bold type that advises parents or guardians that giving consent for the release of the directory information concerning their child may result in release of such information to an official recruiting representative of the military forces of the Commonwealth or the United States. Such statement shall also advise parents or guardians of their right to (i) deny consent to release directory information concerning their child or (ii) limit the persons to whom such information may be released. Such statement shall also include the manner in which denial or limitation of consent may be effectuated.

§ 22.1-288. Furnishing information to public or private school, college, or university, or private business or professional school or college or military force; notice.

Notwithstanding § 22.1-287, the principal of any public school may permit the furnishing of or may furnish the names and addresses of pupils presently enrolled or pupils who have terminated their enrollment to any officer or employee of a public or private school, college, or university or any official of a private business or professional school or college or any official recruiting representative of the military forces of the Commonwealth and the United States, *provided the provisions of subsection B of § 22.1-287.1 have been met.* This information shall be furnished for the purpose of informing pupils and former pupils of the educational and career opportunities available in the institutions or the military. No such public or private school, college, or university or private business or professional school or college or official recruiting representative or the military force he represents shall use such information for purposes not directly related to the academic or professional goals of the institution or the military force. If any school, college or university or any official representative or military force violates the provisions of this section, the privilege of the school, college or university or military force to receive the lists shall be suspended for a period of two years from the time of discovery of the misuse of such lists.