

SB 1533

THE STATE SENATE
Thursday, February 24, 2000

Senate Bill No. 1533
As Amended

SENATE BILL NO. 1533 - By: SNYDER of the Senate and BRYANT of the House.

[schools - disclosure of disciplinary and nondirectory educational records - effective date - emergency]

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY Section 4, Chapter 350, O.S.L. 1997, as amended by Section 1, Chapter 102, O.S.L. 1999 (70 O.S. Supp. 1999, Section 24-101.4), is amended to read as follows:

Section 24-101.4 A. A school district in which a student is enrolled or is in the process of enrolling in may request the student's education records from any school district in which the student was formerly enrolled to ascertain safety issues with incoming students and ensure full disclosure. A district that receives a request for the education records of a student who formerly was enrolled in the district shall forward the records within three (3) business days of receipt of the request. The records shall include the student's disciplinary records. Disciplinary records shall include but not be limited to all information that relates to a student assaulting, carrying weapons, possessing illegal drugs, including alcohol, and any incident that

1 poses a potential dangerous threat to students or school personnel.

2 The forwarding and disclosure of disciplinary records or other
3 education records to a school district in which a student seeks or
4 intends to enroll shall be in accordance with the annual
5 notification requirements and provisions of the Family Educational
6 Rights and Privacy Act of 1974 (FERPA).

7 B. Each school district shall be required to release
8 nondirectory educational records to the agencies listed in Section
9 620.3 of Title 10 of the Oklahoma Statutes. The release of any
10 records shall be in accordance with the provisions of FERPA. The
11 term "nondirectory educational records" shall be those records
12 maintained by the school regarding a child who is or has been a
13 student at the school which are categorized as private or
14 confidential records pursuant to FERPA.

15 C. The State Board of Education shall promulgate rules for
16 monitoring school districts for compliance with this section and
17 providing sanctions for noncompliance with this section. The Board
18 shall inform school districts of their statutory responsibilities
19 for compliance with FERPA. Enforcement and sanctions shall be as
20 provided by the federal requirements under FERPA.

21 SECTION 2. This act shall become effective July 1, 2000.

22 SECTION 3. It being immediately necessary for the preservation
23 of the public peace, health and safety, an emergency is hereby

1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.
3 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION, dated 2-21-00 - DO
4 PASS, As Amended and Coauthored.