

By: Worthen of the House
and
Coffee of the Senate

An Act relating to the Oklahoma Open Records Act; amending 51 O.S. 2001, Section 24A.16, as amended by Section 1, Chapter 430, O.S.L. 2003 (51 O.S. Supp. 2004, Section 24A.16), which relates to educational records; modifying requirement that certain information be made public; clarifying scope of directory information; and providing an effective date.

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

SECTION 1. AMENDATORY 51 O.S. 2001, Section 24A.16, as amended by Section 1, Chapter 430, O.S.L. 2003 (51 O.S. Supp. 2004, Section 24A.16), is amended to read as follows:

Section 24A.16 A. Except as ~~set forth~~ provided in subsection B of this section, public educational institutions and their employees may keep confidential:

1. Individual student records;
2. Teacher lesson plans, tests and other teaching material; and
3. Personal communications concerning individual students.

B. If kept, statistical information not identified with a particular student and directory information ~~shall~~ may be open for inspection and copying. ~~"Directory information" includes a student's name, 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 the most recent previous educational institution attended by the student in accordance with federal law. Each public educational institution~~

may determine what constitutes directory information for that public educational institution and under what circumstances such information may be released for public inspection. Any educational agency or institution making public directory information shall give public notice of the categories of information which it has designated as directory information with respect to each student attending the institution or agency and shall allow a reasonable period of time after the notice has been given for a parent to inform the institution or agency that any or all of the information designated should not be released without prior consent of the parent or guardian or the student if the student is eighteen (18) years of age or older.

C. A public school district may release individual student records for the current or previous school year to a school district at which the student was previously enrolled for purposes of evaluating educational programs and school effectiveness.

SECTION 2. This act shall become effective November 1, 2005.

Passed the House of Representatives the 1st day of March, 2005.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2005.

Presiding Officer of the Senate