

By: Senator(s) Jackson (11th), Harden,
Williamson, Thomas, Butler, Frazier

To: Education

SENATE BILL NO. 2813

1 AN ACT ENTITLED THE "STUDENT AND FAMILY PRIVACY PROTECTION
2 ACT OF 2006"; TO REQUIRE SCHOOL DISTRICTS TO INFORM THE PARENT OR
3 LEGAL GUARDIAN OF THEIR RIGHT UNDER THE NO CHILD LEFT BEHIND ACT
4 TO REQUEST THAT THE HIGH SCHOOL STUDENT'S NAME NOT BE RELEASED TO
5 MILITARY RECRUITERS WITHOUT PRIOR WRITTEN CONSENT; AND FOR RELATED
6 PURPOSES.

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

8 **SECTION 1.** (1) This act shall be known and may be cited as
9 the "Mississippi Student and Family Privacy Protection Act of
10 2006."

11 (2) Any school district that requires the parent or guardian
12 of a high school student to provide current emergency information
13 to the pupil's school of attendance shall include a notice in the
14 emergency information request form that does all of the following:

15 (a) Informs the parent, legal guardian and student of
16 his or her right to request pursuant to Section 7908(a)(2) of the
17 United States Code Ann. (the No Child Left Behind Act of 2001),
18 that the student's name, address and telephone listing not be
19 released to military recruiters without the prior written consent
20 of the parent, legal guardian or student if eighteen (18) years of
21 age or older; and

22 (b) Allows the parent, legal guardian or student to
23 indicate on the request form that he or she chooses to make the
24 request specified in paragraph (a).

25 (3) A request pursuant to this section shall not prohibit a
26 school district from releasing pupil information to postsecondary
27 educational institutions or prospective employers.

28 (4) A notice required by this section shall be provided in
29 English and in whatever other language a school district uses in

30 its request for emergency information to the parent or legal
31 guardian.

32 **SECTION 2.** This act shall take effect and be in force from
33 and after July 1, 2006.