

HB 1331 -- STUDENT DATA PRIVACY

SPONSOR: Barnes

This bill specifies that it is a class A misdemeanor to divulge educational records with any personally identifiable information of a Missouri elementary or secondary school student except with the written informed consent of the parent or the student if he or she is 18 years of age or legally emancipated, to school employees for educational use, to law enforcement for criminal investigations, to comply with a subpoena, or to the Department of Elementary and Secondary Education to comply with its duties. The department may not divulge the information to a third party without parental consent.

Personally identifiable information is the student's first and last name, home address, e-mail address, telephone number, Social Security number, or any identifier that can be used to connect with the other specified personally identifiable information elements. A person whose educational privacy is violated has a cause of action against the person who divulged the information and any person who uses the information. The victim is entitled to the greater of actual damages or \$1,000 and attorney fees and litigation costs.