

FIRST REGULAR SESSION

# HOUSE BILL NO. 262

## 91ST GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES LINTON (Sponsor) AND PHILLIPS.

Read 1<sup>st</sup> time January 4, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

0648L.011

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### AN ACT

To amend chapter 160, RSMo, by adding thereto one new section, relating to certain public school records.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 160, RSMo, is amended by adding thereto one new section, to be  
2 known as section 160.067, to read as follows:

**160.067. 1. All personally identifiable student records maintained by a public  
2 elementary or secondary school shall be kept in such a manner that such records shall not  
3 be open for inspection to persons not employed by the school district, except as otherwise  
4 provided by law or as otherwise provided pursuant to 34 CFR Part 99. Any personally  
5 identifiable student records maintained on electronic media shall be maintained in such a  
6 manner as to assure that there is no access to such records by any unauthorized person.  
7 No personally identifiable student records, however maintained, shall be made available  
8 to any person who is not employed by the school district, except:**

9       **(1) With the prior written permission of the parent, guardian or other custodian  
10 of a student under the age of eighteen years; or**

11       **(2) With the prior written permission of the parent, guardian or other custodian  
12 of the student or the student, if the student is eighteen years of age or older; or**

13       **(3) In response to a subpoena in a pending civil or criminal action.**

14       **2. The provisions of this section shall not apply to section 160.261, 167.115, RSMo,  
15 or 167.117, RSMo.**