

112TH CONGRESS
2D SESSION

S. 3478

To amend the Family Educational Rights and Privacy Act of 1974 to provide improvements to such Act.

IN THE SENATE OF THE UNITED STATES

AUGUST 1, 2012

Ms. LANDRIEU (for herself, Mr. GRASSLEY, Mr. BEGICH, Mr. BLUNT, Mrs. BOXER, Mr. FRANKEN, and Ms. KLOBUCHAR) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the Family Educational Rights and Privacy Act of 1974 to provide improvements to such Act.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Uninterrupted Schol-
5 ars Act”.

6 **SEC. 2. FAMILY EDUCATIONAL RIGHTS AND PRIVACY.**

7 Section 444(b) of the General Education Provisions
8 Act (20 U.S.C. 1232g(b), commonly known as the “Fam-

1 ily Educational Rights and Privacy Act of 1974”) is
 2 amended—

3 (1) in paragraph (1)—

4 (A) in subparagraph (F), by inserting “or
 5 for, or on behalf of, child welfare agencies for
 6 the purpose of assessing policies and practices
 7 intended to improve educational outcomes for
 8 students in foster care,” after “improving in-
 9 struction,”;

10 (B) in subparagraph (J)(ii), by striking
 11 “and” after the semicolon at the end;

12 (C) in subparagraph (K)(ii), by striking
 13 the period at the end and inserting “; and”;
 14 and

15 (D) by inserting after subparagraph (K)
 16 the following:

17 “(L) a State or local welfare agency or tribal
 18 organization (as defined in section 4 of the Indian
 19 Self-Determination and Education Assistance Act
 20 (25 U.S.C. 450b)) when such agency or organization
 21 has responsibility for the student’s placement and
 22 care, provided that the education records, or the per-
 23 sonally identifiable information contained in such
 24 records, of the student will not be disclosed by the
 25 agency or organization except to an individual en-

1 gaged in addressing the student’s educational needs,
2 and consistent with the confidentiality laws in the
3 State applicable to an individual’s personal
4 records.”; and

5 (2) in paragraph (2)(B), by inserting “, except
6 when a parent is a party to a child welfare court
7 proceeding, and the order is issued in the context of
8 that proceeding, additional notice to the parent by
9 the educational agency or institution is not re-
10 quired” after “educational institution or agency”.

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