

AMENDED IN ASSEMBLY MAY 30, 2007

AMENDED IN SENATE APRIL 16, 2007

SENATE BILL

No. 741

Introduced by Senator Ackerman
(Principal coauthor: Assembly Member Levine)

February 23, 2007

An act to add Section 49079.5 to the Education Code, relating to pupils.

LEGISLATIVE COUNSEL'S DIGEST

SB 741, as amended, Ackerman. Pupils: identifying information.

Existing law requires a school district, which is defined to include a district or school offering instruction in any of kindergarten and grades 1 to 12, inclusive, the office of the county superintendent of schools, or a special school operated by the State Department of Education, to adopt a policy identifying the categories of directory information, such as the name, address, telephone number, and date and place of birth of a pupil, that may be released. The school district also is required to determine which individuals, officials, or organizations may receive directory information. A school district is not authorized to permit access to pupil records to any person without written parental consent or under judicial order except that access to those particular records relevant to the legitimate educational interests of the requester are required to be permitted, and except as otherwise specified.

This bill would encourage, from January 1, 2008, to June 30, 2008, inclusive, a school district that has the ability to omit the social security number and birth date of a pupil from materials, including, but not limited to, a written report indicating the grades received by the pupil, that it mails to the residence of the pupil, or to any one or more

individuals authorized, as verified by the school of attendance of the pupil, to receive those mailings, to do so. Commencing July 1, 2008, a school district would be prohibited from including the social security number or birth date of a pupil on materials that it mails to the residence of the pupil or to any one or more individuals authorized, as verified by the school of attendance of the pupil, to receive those mailings. A school district that chooses to, or is required to, change the software or other technological means of managing ~~the~~ personal pupil information, including, but not limited to, the social security number and birth date of a pupil, would be required to ensure that the new means of managing that information automatically omits the social security number and birth date of a pupil from materials that it mails to the residence of the pupil or to any one or more individuals authorized, as verified by the school of attendance of the pupil, to receive those mailings.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 49079.5 is added to the Education Code,
2 to read:
3 49079.5. (a) (1) From January 1, 2008, to June 30, 2008,
4 inclusive, a school district that has the ability to omit the social
5 security number and birth date of a pupil from materials, including,
6 but not limited to, a written report indicating the grades received
7 by the pupil, that it mails to the residence of the pupil or to any
8 one or more individuals authorized, as verified by the school of
9 attendance of the pupil, to receive those mailings, is encouraged
10 to do so.
11 (2) Commencing July 1, 2008, a school district shall not include
12 the social security number or birth date of a pupil on materials,
13 including, but not limited to, a written report indicating the grades
14 received by the pupil, that it mails to the residence of the pupil or
15 to any one or more individuals authorized, as verified by the school
16 of attendance of the pupil, to receive those mailings.
17 (b) A school district that chooses to, or is required to, pursuant
18 to another statute, change the software or other technological means
19 of managing ~~the~~ personal pupil information, including, but not
20 limited to, the social security number and birth date of a pupil,
21 shall ensure that the new means of managing that information

1 automatically omits the social security number and birth date of a
2 pupil from materials, including, but not limited to, a written report
3 indicating the grades received by the pupil, that it mails to the
4 residence of the pupil or to any one or more individuals authorized,
5 as verified by the school of attendance of the pupil, to receive those
6 mailings.

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