

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

March 17, 2014
Date

Committee on Education.

After consideration on the merits, the Committee recommends the following:

HB14-1294 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 3, line 12, after "DATA" insert "PROTECTION,".
- 2 Page 5, line 18, strike "(f)" and substitute "(g)".
- 3 Page 5, line 24, strike "AGREEMENTS." and substitute "AGREEMENTS;".
- 4 Page 5, after line 24 insert:
 - 5 "(c) DEVELOP USER-FRIENDLY INFORMATION FOR THE PUBLIC
 - 6 RELATED TO THE DEPARTMENT'S DATA-SHARING AGREEMENTS;".
- 7 Reletter succeeding paragraphs accordingly.
- 8 Page 6, line 5, strike "POLICIES;" and substitute "POLICIES WHICH MUST
- 9 INCLUDE SPECIFIC CRITERIA FOR IDENTIFYING WHEN AND HOW THE DATA
- 10 WILL BE DESTROYED;".
- 11 Page 6, line 9, strike "POLICIES." and substitute "POLICIES;".
- 12 Page 7, line 8, strike "DESTROYED." and substitute "DESTROYED;".
- 13 Page 7, line 13, strike "SECURITY" and substitute "SECURITY, INCLUDING
- 14 SPECIFYING THAT PERSONALLY IDENTIFIABLE DATA MAY ONLY BE USED
- 15 FOR THE PURPOSE SPECIFIED IN THE CONTRACT AND PROHIBITING FURTHER
- 16 DISCLOSURE OF THAT DATA OR ITS USE FOR COMMERCIAL PURPOSES,".

1 Page 7, line 25, strike "PROPOSAL." and substitute "PROPOSAL OR A
2 DISTRICT LOCAL EDUCATION AGENCY MAY BE ASKED TO VOLUNTARILY
3 SUBMIT DATA IN ORDER TO RECEIVE A BENEFIT, SUCH AS GRANT FUNDING
4 OR SPECIAL DESIGNATIONS."

5 Page 8, line 22, strike "OR".

6 Page 8, line 25, strike "SUPPORT." and substitute "SUPPORT RELATED TO
7 AN AUDIT OR EVALUATION OF FEDERAL- OR STATE-SUPPORTED EDUCATION
8 PROGRAMS, FOR THE ENFORCEMENT OF OR COMPLIANCE WITH FEDERAL
9 LEGAL REQUIREMENTS THAT RELATE TO THOSE PROGRAMS, OR FOR
10 CONDUCTING STUDIES FOR OR ON BEHALF OF THE DEPARTMENT TO
11 DEVELOP, VALIDATE, OR ADMINISTER PREDICTIVE TESTS, ADMINISTER
12 STUDENT AID PROGRAMS, OR IMPROVE INSTRUCTION; OR

13 (VI) IF THE DISCLOSURE IS TO COMPLY WITH A JUDICIAL ORDER OR
14 LAWFULLY ISSUED SUBPOENA OR IN CONNECTION WITH A HEALTH OR
15 SAFETY EMERGENCY."

16 Page 8, after line 25 insert:

17 "(d) THE DEPARTMENT SHALL NOT SELL STUDENT DATA FOR
18 COMMERCIAL USE.

19 (6) THE DEPARTMENT SHALL PUBLISH A LIST OF VENDORS THAT THE
20 DEPARTMENT CONTRACTS WITH THAT HOLD STUDENT DATA."

21 Renumber succeeding subsection accordingly.

22 Page 9, after line 14 insert:

23 "(h) BEST SECURITY PRACTICES FOR PRIVACY WHEN USING ON-LINE
24 EDUCATION SERVICES, INCLUDING WEB SITES AND APPLICATIONS;

25 (i) GUIDELINES FOR CONTRACTS INVOLVING THE OUTSOURCING OF
26 EDUCATIONAL SERVICES;

27 (j) GUIDELINES FOR CONTRACTS INVOLVING ON-LINE EDUCATION
28 SERVICES; AND

29 (k) GUIDELINES FOR PUBLISHING A LIST OF VENDORS THAT LOCAL
30 EDUCATION AGENCIES CONTRACTS WITH THAT HOLD STUDENT DATA."

31 Reletter succeeding paragraphs accordingly.

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