
By: **Delegates Bobo, Bronrott, Dobson, Doory, Healey, Paige, Pitkin, and Swain**

Introduced and read first time: February 9, 2001

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Public School Students - Inspection of Records - Prohibitions on Use and**
3 **Disclosure of Information**

4 FOR the purpose of prohibiting certain persons, organizations, and community
5 colleges from certain use and certain disclosure of certain information obtained
6 from the inspection of certain records of public school students; requiring the
7 custodian of certain records to provide a certain notice under a certain
8 circumstance; and generally relating to certain prohibitions on the use and
9 disclosure of certain information obtained from inspection of certain public
10 school records.

11 BY repealing and reenacting, with amendments,
12 Article - State Government
13 Section 10-616(k)
14 Annotated Code of Maryland
15 (1999 Replacement Volume and 2000 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article - State Government**

19 10-616.

20 (k) (1) Subject to paragraphs (2) and (3) of this subsection, a custodian shall
21 deny inspection of a school district record about the home address, home phone
22 number, biography, family, physiology, religion, academic achievement, or physical or
23 mental ability of a student.

24 (2) A custodian shall permit inspection by:

25 (i) the person in interest; or

26 (ii) an elected or appointed official who supervises the student.

1 (3) (I) A custodian may permit inspection of the home address or home
2 phone number of a student of a public school by:

3 [(i)] 1. an organization of parents, teachers, students, or former
4 students, or any combination of those groups, of the school;

5 [(ii)] 2. an organization or force of the military;

6 [(iii)] 3. a person engaged by a school or board of education to
7 confirm a home address or home phone number; or

8 [(iv)] 4. a representative of a community college in the State.

9 (II) A PERSON, ORGANIZATION, OR COMMUNITY COLLEGE THAT
10 OBTAINS INFORMATION UNDER THIS PARAGRAPH MAY NOT:

11 1. USE THIS INFORMATION FOR A COMMERCIAL PURPOSE;
12 OR

13 2. DISCLOSE THIS INFORMATION TO ANOTHER PERSON,
14 ORGANIZATION, OR COMMUNITY COLLEGE.

15 (III) WHEN A CUSTODIAN PERMITS INSPECTION UNDER THIS
16 PARAGRAPH, THE CUSTODIAN SHALL NOTIFY THE PERSON, ORGANIZATION, OR
17 COMMUNITY COLLEGE OF THE PROHIBITIONS UNDER SUBPARAGRAPH (II) OF THIS
18 PARAGRAPH REGARDING USE AND DISCLOSURE OF THIS INFORMATION.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 2001.