

2 **ESSB 5274** - H COMM AMD **ADOPTED 4-11-97**
3 By Committee on Education

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5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. **Sec. 1.** A new section is added to chapter 28A.320
8 RCW to read as follows:

9 (1) School districts and public schools may not request the
10 disclosure of a student's federal social security number, except as
11 provided in subsection (2) of this section.

12 (2)(a) A school district or public school may request the
13 disclosure of a student's federal social security number for the
14 purpose of seeking medicaid reimbursement for covered services to
15 eligible students under RCW 74.09.5241 through 74.09.5256, or for the
16 purpose of compliance with any other explicit federal law requiring the
17 disclosure. If disclosure is requested under this subsection (2)(a),
18 the school district or public school shall cite the law requiring the
19 disclosure.

20 (b) If the student is an employee of the school district, a school
21 district or public school may request disclosure of a student's social
22 security number for employment purposes, if employment records
23 containing the number are maintained separately from student records.

24 (c) Any school district or public school requesting the disclosure
25 of a student's federal social security number under this subsection
26 must use a consent form, to be signed by the parent or guardian, that
27 contains a disclosure statement printed on the form. The disclosure
28 statement must include the following information:

- 29 (i) Whether the disclosure is mandatory or voluntary;
30 (ii) What federal or state statute, rule, or regulation requires
31 the disclosure;
32 (iii) What uses will be made of the number; and
33 (iv) Who will have access to it.

34 A parent's or guardian's general consent for another purpose, including
35 medical consent or any consent used to approve admission to or
36 involvement in a special education or remedial program or regular

1 school activity, does not constitute consent to disclosure of the
2 student's social security number.

3 (3) It is unlawful for any public school or public school district
4 to deny a student any right, benefit, or privilege provided by law
5 because the student or the student's parent or legal guardian refuses
6 to disclose the student's federal social security number.

7 (4) Except as provided in section 2 of this act, no official,
8 employee, or agent of an educational institution or agency may release
9 a student's social security number to any public or private party
10 without the written consent of the student age eighteen or older, or
11 the parent or legal guardian of a student under age eighteen. The
12 request for release must include the following information:

13 (a) Whether the disclosure is mandatory or voluntary;

14 (b) What federal or state statute, rule, or regulation requires the
15 disclosure;

16 (c) What uses will be made of the number; and

17 (d) Who will have access to it.

18 A parent's or guardian's general consent for other purposes, including
19 medical consent or any consent used to approve admission to or
20 involvement in a special education or remedial program or regular
21 school activity, does not constitute consent to disclosure of the
22 student's social security number.

23 (5) This section shall not be construed as prohibiting a school
24 district from developing an individual student identification number,
25 unrelated to the student's social security number, to identify and
26 maintain education records on students enrolled in the district."

27 Correct the title.

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