



COLORADO STATE BOARD OF EDUCATION

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Seated January 12, 1999

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RESOLUTION ON PROTECTION OF

FAMILY AND PUPIL EDUCATIONAL AND PRIVACY RIGHTS

WHEREAS, a successful system of public education depends on the mutual cooperation and trust between educators, parents, and their children; and

WHEREAS, 20 U.S.C. Sec. 340(3) states: "Parents have the primary responsibility for the education of their children, and states, localities, and private institutions have the primary responsibility for supporting the parental role;" and

WHEREAS, 20 U.S.C. 1232g and the implementing regulations allow parents to inspect and review their child's education records, and require written parental consent before an educational agency or institution discloses personally identifiable information unless specifically required by other law or regulation; and

WHEREAS, 20 U.S.C. 1232h, requires written parental consent before minor students participate in any federally funded survey, analysis, or evaluation that reveals information concerning political affiliations, religious beliefs, income, mental or psychological condition, sexual behavior and attitudes; and

WHEREAS, failure to comply with the aforementioned federal laws and regulations in all applicable circumstances, even if federal funds are not involved, violates that trust between parents and educators and undermines support for public education,

BE IT RESOLVED that the State Board of Education encourage all local public schools and school districts to comply with the aforementioned requirements of 20 U.S.C. 1232(g) and (h), even when not required by the use of federal funds.

Adopted April 13, 2000