

SENATE BILL NO. 312

BY SENATOR CROWE AND REPRESENTATIVES BROADWATER, HENRY BURNS,
TIM BURNS, CONNICK, COX, DANAHAY, GUILLORY, HENRY,
HODGES, HOLLIS, HOWARD, POPE, REYNOLDS AND PATRICK
WILLIAMS

1 AN ACT

2 To enact R.S. 17:406.9, relative to the rights of parents of public school children; to
3 establish the "Parents' Bill of Rights for Public Schools"; to provide for legislative
4 intent; to provide for the disclosure of certain student records to parents; to provide
5 for the disclosure of curriculum and instructional materials; to provide for parental
6 notification; to restrict the use of certain surveys and types of classroom instruction;
7 and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 17:406.9 is hereby enacted to read as follows:

10 **§406.9. Parents' Bill of Rights for Public Schools**

11 **A. The legislature finds all of the following:**

12 **(1) That parental involvement is a significant factor in increasing**
13 **student achievement.**

14 **(2) That access to student information encourages greater parental**
15 **involvement.**

16 **B. Parents of public school children shall have all of the following rights:**

17 **(1) To examine the textbooks, curriculum, and supplemental material**
18 **used in their child's classroom.**

19 **(2) To inspect their child's school records, including all of the following:**

20 **(a) Academic records.**

21 **(b) Medical or health records.**

22 **(c) Records of any mental health counseling.**

1 (d) Records of any vocational counseling.

2 (3) To be notified when medical services are being offered to their child,
3 except where emergency medical treatment is required. In cases where
4 emergency medical treatment is required, the parent shall be notified as soon
5 as practicable after the treatment is rendered.

6 (4) To be notified if a criminal action is deemed to have been committed
7 against their child or by their child.

8 (5) To be notified if law enforcement personnel question their child,
9 except in cases where the parent has been accused of abusing or neglecting the
10 child.

11 (6) To be notified if their child is taken or removed from the school
12 campus without parental permission.

13 (7) That the school shall not discriminate against their child based upon
14 the sincerely held religious beliefs of the child's family.

15 (8) To receive written notice and the option to opt their child out of any
16 surveys that include questions about any of the following:

17 (a) The student's sexual experiences or attractions.

18 (b) The student's family beliefs, morality, religion, or political
19 affiliations.

20 (c) Any mental health or psychological problems of the student or a
21 family member.

22 (9) To receive written notice and have the option to opt their child out
23 of instruction on topics associated with sexual activity.

24 C. Notwithstanding anything to the contrary, a public school shall not
25 be required to release any records or information regarding a student's medical
26 or health records or mental health counseling records to a parent during the
27 pendency of an investigation of child abuse or neglect conducted by any law
28 enforcement agency or the Department of Children and Family Services where
29 the parent is the target of the investigation, unless the parent has obtained a
30 court order.

1 Section 2. This Act shall be known as the "Parents' Bill of Rights for Public
2 Schools".

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____