

112TH CONGRESS
2D SESSION

H. R. 5871

To amend the Family Educational Rights and Privacy Act of 1974 to provide improvements to such Act.

IN THE HOUSE OF REPRESENTATIVES

MAY 31, 2012

Ms. BASS of California (for herself, Mr. MARINO, Mrs. BACHMANN, Mr. McDERMOTT, Mr. HASTINGS of Florida, Ms. CLARKE of New York, Mr. STARK, Mr. CICILLINE, and Mr. LANGEVIN) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the Family Educational Rights and Privacy Act of 1974 to provide improvements to such Act.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Access to Papers
5 Leads to Uninterrupted Scholars Act” or the “A Plus
6 Act”.

7 **SEC. 2. FAMILY EDUCATIONAL RIGHTS AND PRIVACY.**

8 Section 444(b) of the General Education Provisions
9 Act (20 U.S.C. 1232g(b)) (commonly known as the “Fam-

1 ily Educational Rights and Privacy Act of 1974”) is
2 amended—

3 (1) in paragraph (1)—

4 (A) in subparagraph (F), by inserting “or
5 for, or on behalf of, child welfare agencies for
6 the purpose of assessing policies and practices
7 intended to improve educational outcomes for
8 students in foster care” after “improving in-
9 struction,”;

10 (B) in subparagraph (J)(ii), by striking
11 “and” after the semicolon at the end;

12 (C) in subparagraph (K)(ii), by striking
13 the period at the end and inserting “; and”;
14 and

15 (D) by adding at the end the following:

16 “(L) a State or local child welfare agency or
17 tribal organization (defined in section 4 of the In-
18 dian Self-Determination and Education Assistance
19 Act) when such agency or organization has responsi-
20 bility for the student’s placement and care, provided
21 that the education records, or the personally identifi-
22 able information contained therein, of the student
23 will not be disclosed by such agency or organization
24 except for the purpose and to the extent necessary
25 to address the student’s educational needs.”; and

1 (2) in paragraph (2)(B), by inserting “, except
2 when a parent is a party to a child welfare court
3 proceeding, and the order is issued in the context of
4 that proceeding, additional notice to the parent by
5 the educational agency or institution is not re-
6 quired” after “educational institution or agency”.

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