

Floor Amendment to HB 601-FN-LOCAL

1 Amend the bill by replacing all after section 1 with the following:

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3 2 New Section; Personally Identifiable Student Data Sharing. Amend RSA 189 by inserting  
4 after section 67 the following new section:

5 189:67-a Personally Identifiable Student Data Sharing.

6 I. The department of health and human services and the department of education shall  
7 share the minimum necessary personally identifiable student data for the purposes of establishing  
8 eligibility for any project involving federal programs. Such personally identifiable data shall include  
9 but not limited to the student's full name, date of birth, gender, and residence.

10 II. The department of health and human services and the department of education shall  
11 provide applicants relative to any direct certification program the option to elect to participate in the  
12 direct certification program. As part of the option, the data to be used in the matching between  
13 departments shall be made available to the applicant.

14 III. Prior to the start of any direct certification program, the commissioners of the  
15 department of health and human services and the department of education shall sign a document  
16 developed by the attorney general verifying that the data matching between departments complies  
17 with all applicable state and federal laws, including but not limited to the Family Educational  
18 Rights and Privacy Act (FERPA), Protection of Pupil Rights Amendment (PPRA), and the federal  
19 Computer Matching and Privacy Protection Act of 1988 (CMPPA). Copies of the signed document  
20 shall be provided to the state archives, office of the governor, performance audit and oversight  
21 committee, senate president and speaker of the house of representatives, and senate and house  
22 education committee chairs.

23 3 Effective Date. This act shall take effect upon its passage.