

119TH CONGRESS
2D SESSION

S. _____

To establish a prohibition for certain disclosures of personally identifiable information under the Family Educational Rights and Privacy Act of 1974.

IN THE SENATE OF THE UNITED STATES

Mr. LEE introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To establish a prohibition for certain disclosures of personally identifiable information under the Family Educational Rights and Privacy Act of 1974.

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 “Student Voter Data
5 Protection Act”.

6 **SEC. 2. DISCLOSURES RELATED TO VOTING.**

7 Section 444 of the General Education Provisions Act
8 (20 U.S.C. 1232g, commonly known as the “Family Edu-
9 cational Rights and Privacy Act of 1974”) is amended by
10 adding at the end the following:

1 “(k) No funds shall be made available under any ap-
2 plicable program to any postsecondary educational institu-
3 tion that discloses personally identifiable information (in-
4 cluding through sale or transfer), including directory in-
5 formation, from a student for the purpose of measuring
6 voter registration or the voting rates of students enrolled
7 at a postsecondary educational institution, without the
8 prior, informed, written consent of the student provided
9 in a manner consistent with section 99.30 of title 34, Code
10 of Federal Regulations (or any successor regulations).”.

11 **SEC. 3. PROHIBITION ON SALE OF DIRECTORY INFORMA-**
12 **TION FOR POSTSECONDARY EDUCATION STU-**
13 **DENTS.**

14 Section 444(a)(5) of the General Education Provi-
15 sions Act (20 U.S.C. 1232g(a)(5); commonly referred to
16 as the ‘Family Educational Rights and Privacy Act of
17 1974’) is amended—

18 (1) in subparagraph (B), by striking “Any edu-
19 cational agency or institution” and inserting “Sub-
20 ject to subparagraph (C), any educational agency or
21 institution”; and

22 (2) by adding at the end the following:

23 “(C) Notwithstanding any other provision
24 of this section, no funds shall be made available
25 under any applicable program to any edu-

1 cational institution that is a postsecondary edu-
2 cational institution that sells the personally
3 identifiable education records, including direc-
4 tory information, of a student without the prior,
5 informed, written consent of the student pro-
6 vided in a manner consistent with section 99.30
7 of title 34, Code of Federal Regulations (or any
8 successor regulations).”.