

ROANE COUNTY BOARD OF EDUCATION	
Student Records Use of Records	Policy # 3.43
	Date Passed May 18, 2000

1 **3.43 - STUDENT RECORDS USE OF RECORDS**

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Authorized school officials will have access to and permit access to student educational records for legitimate educational purposes.¹ A “legitimate educational interest” is the official’s need to know information in order to:

- 3 Perform required administrative tasks;
- 4 Perform a supervisory or instructional task directly related to the student’s education; or
- 5 Perform a service or benefit for the student or the student’s family such as health care, counseling, student job placement or student financial aid.

Authorized school officials may release information from or permit access to a student’s educational record without the parent(s)/guardian(s) or eligible student’s* prior written consent in the following instances:

- 1. To comply with a judicial order or lawfully issued subpoena. The school system will make a reasonable effort to notify the student’s parent(s)/guardian(s) or the eligible student* before making a disclosure;
- 2. To comply with the requirement of child abuse reports to the extent known by the school officials including the name, address and age of the child, the name and address of the person responsible for the care of the child, and the facts requiring the report;²
- 3. When certain federal and state officials need information in order to audit or enforce legal conditions related to federally-supported educational programs in the school system;
- 4. When the school system has entered into a contract or written agreement for an organization to conduct scientific research on the system’s behalf to develop tests or improve instruction, provided that the studies are conducted in a manner which will not permit the personal identification of students and their parent(s)/guardian(s) by individuals other than representatives of the organization and the information will be destroyed when no longer needed for the purpose for which the study was conducted;³
- 5. To appropriate officials if the parent(s)/guardian(s) claim the student as a dependent as defined by the Internal Revenue Code of 1954;⁴
- 6. To accrediting organizations to carry out their accrediting functions;
- 7. When a student seeks or intends to enroll in another school district or a post-secondary school. Parent(s)/guardian(s) of students or eligible students* have a right to obtain copies of records transferred under this provision;⁵
- 8. To financial institutions or government agencies that provide or may provide financial aid to a student in order to establish eligibility, to determine the amount of financial aid, to establish conditions for the receipt of financial aid and to enforce financial aid agreements; or
- 9. To make the needed disclosure in a health or safety emergency when warranted by the seriousness of the threat to the student or other persons; when the information is necessary and needed to meet the emergency; when time is an important and limiting factor; and

43 when the persons to whom the information is to be disclosed are qualified and in a position
44 to deal with the emergency.
45 10. To the Attorney General or his designee for official purposes related to the investigation or
46 prosecution of an act of domestic or international terrorism. An educational agency that, in
47 good faith, produces education records in accordance with an order issued under this Act
48 shall not be liable to any person for that production.⁶
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50 Authorized school officials may release information from a student's educational record if the student's
51 parent(s)/guardian(s) or the eligible student* gives written consent for the disclosure. The written
52 consent must include:
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- 54 1. A specification of the records to be released;
- 55 2. The reasons for the disclosure;
- 56 3. The person, organization, or class of persons or organizations to whom the disclosure is to
57 be made;
- 58 4. The signature of the parent(s)/guardian(s) or eligible student;* and
- 59 5. The date of the consent, and, if appropriate, a date when the consent is to be terminated.
60 The student's parent(s)/guardian(s) or the eligible student may obtain a copy of any records
61 disclosed under this provision.
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63 The school system will maintain an accurate record of all requests to disclose information from or to
64 permit access to a student's educational records. The system will maintain an accurate record of
65 information it discloses and the access it permits. The system will maintain this record as long as it
66 maintains the student's educational record.
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68 The record will include at least:

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- 70 1. The name of the person or agency that makes the request;
- 71 2. The interest the person or agency has in the information;
- 72 3. The date the person or agency makes the request; and
- 73 4. Whether the request is granted and, if it is, the date access is permitted or the disclosure is
74 made.

Legal References:

¹ USCA 20-1232g; TCA 10-7-503; TCA 10-7-504

* An eligible student is one that has reached his/her majority.

² TCA 37-1-403

³ TRR/MS 0520-1-3-.09(5)(e)(7)

⁴ 1979 Internal Revenue Code (1954 Amendment), Sections 151 and 170

⁵ TRR/MS 0520-1-3-.03(11)(e)

⁶ USA Patriot Act of 2001 § 507