

118TH CONGRESS
2D SESSION

S. 5197

To establish a rule of construction regarding consent for disclosure of personally identifiable information under the Family Educational Rights and Privacy Act of 1974.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 25, 2024

Mr. LEE (for himself and Mr. SCHMITT) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To establish a rule of construction regarding consent for disclosure 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. FERPA RULE.**

7 Section 444 of the General Education Provisions Act
8 (20 U.S.C. 1232g, commonly known as the “Family Edu-

1 cational Rights and Privacy Act of 1974”) is amended by
2 adding at the end the following:

3 “(k) Nothing in this section shall be interpreted or
4 construed to allow an educational agency or institution to
5 disclose personally identifiable information, including di-
6 rectory information, from a student for the purpose of
7 measuring voter registration or the voting rates of stu-
8 dents enrolled at an institution of higher education, with-
9 out the consent required by this section, including consent
10 specified in section 99.30 of title 34, Code of Federal Reg-
11 ulations (or any successor regulations).”.

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