

## LEGISLATIVE BILL 133

Approved by the Governor March 15, 1979

Introduced by Education Committee, Koch, 12, Chmn.;  
George, 16; Kahle, 37; Kremer, 34; Landis, 46

AN ACT to amend section 79-4,157, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide for official access to confidential files or records; to repeal the original section; and to declare an emergency. Be it enacted by the people of the State of Nebraska,

Section 1. That section 79-4,157, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-4,157. Any pupil in any public school, his or her parents, guardians, teachers, counselors, or school administrators shall have access to the school's files or records maintained concerning him such pupil. No other person shall have access thereto nor shall the contents thereof be divulged in any manner to any unauthorized person. All such files or records shall be so maintained as to separate academic and disciplinary matters and all disciplinary material shall be removed and destroyed upon the pupil's graduation or after his or her continuous absence from the school for a period of three years, and after authorization is given by the State Records Administrator pursuant to sections 84-1201 to 84-1220. Nothing in this section shall preclude authorized representatives of (1) auditing officials of the United States, (2) auditing officials of this state, or (3) state educational authorities from having access to student or other records which are necessary in connection with the audit and evaluation of federally or state-supported education programs or in connection with the enforcement of legal requirements which relate to such programs except, when collection of personally identifiable data is specifically authorized by law, any data collected by such officials with respect to individual students shall not include information, including social security numbers, which would permit the personal identification of such students or their parents after the data so obtained has been collected.

Sec. 2. That original section 79-4,157, Reissue Revised Statutes of Nebraska, 1943, is repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.