

Introduced by

Senator Schneider

Representatives Mock, Oversen

1 A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota
2 Century Code, relating to the disclosure of directory information by institutions of higher
3 education.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1.** A new section to chapter 15-10 of the North Dakota Century Code is created
6 and enacted as follows:

7 **Disclosure of directory information.**

8 1. An institution of higher education under the control of the state board of higher
9 education may disclose directory information regarding a current student~~only if the~~
10 ~~institution has:~~

11 ~~a. Provided electronic notification to a student age eighteen or older and to the~~
12 ~~parent of a student younger than eighteen regarding the types of personally~~
13 ~~identifiable information that the institution defines as directory information; and~~

14 ~~b. Obtained electronic permission to disclose the directory information from the~~
15 ~~student or from the student's parent in the case of a student younger than~~
16 ~~eighteen.~~

17 ~~2. An institution may disclose directory information about a former student unless the~~
18 ~~former student has electronically prohibited the disclosure.~~

19 ~~3. a. Nothing in this section prevents an institution from disclosing or requiring a~~
20 ~~student to disclose the student's name, identifier, and institutional email address~~
21 ~~to a class in which the student is enrolled.~~

22 ~~b. Nothing in this section prevents an institution from requiring a student to wear, to~~
23 ~~display publicly, or to disclose a student identification card or badge that exhibits~~
24 ~~information defined as directory information by the institution.~~

- 1 ~~c. Nothing in this section prevents an institution from specifying that its disclosure of~~
2 ~~directory information is limited to specific parties, to specific purposes, or both.:~~
3 a. Internally; and
4 b. To any state or federal governmental agency.
5 2. a. An institution of higher education under the control of the state board of higher
6 education may disclose directory information to persons or entities other than
7 those listed in subsection 1, only if a student has electronically authorized the
8 disclosure.
9 b. A student may provide authorization for disclosure under this subsection at any
10 time.
11 c. An institution may seek authorization for disclosure under this subsection by
12 providing an electronic prompt to students, at least once each academic year.