

IN THE HOUSE OF REPRESENTATIVES

HOUSE CONCURRENT RESOLUTION NO. 3

BY EDUCATION COMMITTEE

A CONCURRENT RESOLUTION

1  
2 STATING FINDINGS OF THE LEGISLATURE AND AUTHORIZING THE LEGISLATIVE COUNCIL  
3 TO APPOINT A COMMITTEE TO UNDERTAKE AND COMPLETE A STUDY OF THE STATE'S  
4 ELEMENTARY, SECONDARY AND POSTSECONDARY LONGITUDINAL DATA SYSTEMS.

5 Be It Resolved by the Legislature of the State of Idaho:

6 WHEREAS, the members of the Second Regular Session of the Sixty-second  
7 Idaho Legislature passed the Student Data Accessibility, Transparency and  
8 Accountability Act of 2014 to ensure that student information is protected  
9 and expectations of privacy are honored; and

10 WHEREAS, in passing the Act, the Legislature acknowledged that student  
11 information is a vital resource for teachers and school staff in planning re-  
12 sponsive education programs and services, scheduling students into appro-  
13 priate classes and completing reports for educational agencies; and

14 WHEREAS, the Legislature also affirmed that while student information  
15 is important for educational purposes, it is also critically important to  
16 ensure that student information is protected, safeguarded and kept private  
17 and used only by appropriate educational authorities and then, only to serve  
18 the best interests of the student; and

19 WHEREAS, Idaho citizens have expressed concerns about the Act and  
20 whether implementation of its provisions do serve the best interests of the  
21 students; and

22 WHEREAS, the concerns expressed include the privacy and security poli-  
23 cies and procedures required to be developed under the Act; the efficacy of  
24 the technology used to collect and report student data, and to interface with  
25 private and public entities; the costs associated with the data system; and  
26 the federal government's mandated student data collection and reporting re-  
27 quirements, which intrude upon Idaho's state sovereignty and student pri-  
28 vacy.

29 NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Ses-  
30 sion of the Sixty-third Idaho Legislature, the House of Representatives and  
31 the Senate concurring therein, that the Legislative Council is authorized to  
32 appoint a committee to undertake and complete a study of the state's elemen-  
33 tary, secondary and postsecondary longitudinal data systems including, but  
34 not necessarily limited to, determining: (1) which data points are neces-  
35 sary for tracking student academic progress; (2) which data points must be  
36 collected and reported at the aggregate level; (3) which data points should  
37 be personally identifiable and why; (4) the extent to which federal fund-  
38 ing is contingent upon the collection and reporting of student data to the  
39 federal government and the cost to the state of declining such funding; and  
40 (5) recommendations on: (a) simplifying and minimizing the collection of  
41 student data without compromising essential evaluation of educational effi-  
42 cacy; (b) protecting student privacy by limiting the collection of person-  
43 ally identifiable data; and (c) the cost/benefit of declining federal funds

1 to save local funds, protect privacy and maintain local control of educa-  
2 tion as they relate to data collection. The Legislative Council shall deter-  
3 mine the number of legislators and membership from each house appointed to  
4 the committee and shall authorize the committee to receive input, advice and  
5 assistance from interested and affected parties who are not members of the  
6 Legislature.

7 BE IT FURTHER RESOLVED that nonlegislative members of the committee may  
8 be appointed by the cochairs of the committee who are appointed by the Leg-  
9 islative Council. Nonlegislative members of the advisory committee shall  
10 not be reimbursed from legislative funds for per diem, mileage or other ex-  
11 penses and shall not have voting privileges regarding the committee's recom-  
12 mendations or proposed legislation.

13 BE IT FURTHER RESOLVED that the committee shall report its findings,  
14 recommendations and proposed legislation, if any, to the Second Regular  
15 Session of the Sixty-third Idaho Legislature.