

Audio-Recording Lectures Accommodation

Applicable Excerpts From Family Educational and Privacy Rights Act (FERPA)

20 U.S.C. § 1232g(b)(1)

United States Code, 2020 Edition

Title 20 - EDUCATION

CHAPTER 31 - GENERAL PROVISIONS CONCERNING EDUCATION

SUBCHAPTER III - GENERAL REQUIREMENTS AND CONDITIONS CONCERNING OPERATION AND ADMINISTRATION OF EDUCATION PROGRAMS: GENERAL AUTHORITY OF SECRETARY

Part 4 - Records; Privacy; Limitation on Withholding Federal Funds

Sec. 1232g - Family educational and privacy rights

(b) Release of education records; parental consent requirement; exceptions; compliance with judicial orders and subpoenas; audit and evaluation of federally-supported education programs; recordkeeping

(1) No funds shall be made available under any applicable program to any educational agency or institution which has a policy or practice of permitting the release of education records (or personally identifiable information contained therein other than directory information, as defined in paragraph (5) of subsection (a)) of students without the written consent of their parents to any individual, agency, or organization, other than to the following—

...

34 C.F.R. § 99.3.

Title 34 Education      Part / Section

Subtitle A      Office of the Secretary, Department of Education

Part 99 Family Educational Rights and Privacy

Subpart A      General

§ 99.3 What definitions apply to these regulations?

The following definitions apply to this part:

Education records.

(a) The term means those records that are:

(1) Directly related to a student; and

(2) Maintained by an educational agency or institution or by a party acting for the agency or institution.

Personally Identifiable Information

The term includes, but is not limited to -

(a) The student's name;

(b) The name of the student's parent or other family members;

(c) The address of the student or student's family;

(d) A personal identifier, such as the student's social security number, student number, or biometric record;

(e) Other indirect identifiers, such as the student's date of birth, place of birth, and mother's maiden name;

(f) Other information that, alone or in combination, is linked or linkable to a specific student that would allow a reasonable person in the school community, who does not have personal knowledge of the relevant circumstances, to identify the student with reasonable certainty; or

(g) Information requested by a person who the educational agency or institution reasonably believes knows the identity of the student to whom the education record relates.