

SESSION OF 2013

**SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2094**

As Amended by House Committee on Education

**Brief\***

HB 2094, as amended, would create new law related to student electronic privacy. The bill would prohibit any public or private postsecondary educational institution from requesting or requiring current or prospective students to disclose the existence of or provide access to personal accounts or services. A student would not be required to share the student's user name, password, or electronic content of an account or service. The bill also would prohibit postsecondary institutions from dismissing, disciplining, penalizing, or threatening students for refusal to comply with requests for disclosure. There would be two exceptions to this requirement: when investigating alleged misconduct or when using electronic devices issued by an institution.

**Background**

The bill was introduced by the House Vision 2020 Committee and referred to the House Committee on Education. Representative Finney provided testimony as a proponent of the bill. There was no other testimony.

The Committee amended the bill by eliminating exceptions that included student participation with social media when required by a class, when a student seeks employment at the institution and the employer requires a background check, and in cases where a student exhibits high-risk behavior posing a risk to the student or others.

The fiscal note from the Division of the Budget indicated there would be no fiscal impact.

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>