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SENATE BILL 5168

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State of Washington                      54th Legislature                      1995 Regular Session

By Senators McAuliffe, Quigley, Fairley, Drew, Haugen, Bauer and Pelz

Read first time 01/13/95. Referred to Committee on Education.

1            AN ACT Relating to student records for students transferring from  
2 private to public schools; and adding a new section to chapter 28A.195  
3 RCW.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5            NEW SECTION.    **Sec. 1.**    A new section is added to chapter 28A.195  
6 RCW to read as follows:

7            (1)(a) If a private school student transfers to a public school,  
8 the private school shall send the student's permanent records,  
9 including records of disciplinary action, to the public school within  
10 two days of receiving the public school's request for the student's  
11 records.

12            (b) If the student has not paid a fine or fee under RCW  
13 28A.635.060, the school may withhold the student's official transcript,  
14 but shall transmit information about the student's academic  
15 performance, special placement, and records of disciplinary action. If  
16 the official transcript is not sent due to unpaid fees or fines, the  
17 enrolling public school shall notify both the student and parent or  
18 guardian that the official transcript will not be sent until the  
19 obligation is met, and failure to have an official transcript may

1 result in exclusion from extracurricular activities or failure to  
2 graduate.

3 (2) Any private school employee who releases the information in  
4 compliance with this section is immune from civil liability for damages  
5 unless it is shown that the private school employee acted with gross  
6 negligence or in bad faith.

7 (3) If a private school fails to comply with this section, the  
8 private school shall lose its approval status for the remainder of the  
9 school year or until the private school complies with this section.

10 NEW SECTION. **Sec. 2.** If any provision of this act or its  
11 application to any person or circumstance is held invalid, the  
12 remainder of the act or the application of the provision to other  
13 persons or circumstances is not affected.

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