

KANSAS OFFICE *of*  
**REVISOR *of* STATUTES**

LEGISLATURE *of* THE STATE *of* KANSAS  
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**MEMORANDUM**

To: Chairperson Thomas  
Members of the House Committee on Education

From: The Office of Revisor of Statutes

Date: February 20, 2024

Subject: HB 2719 – Notice and contact with parents of students administered a nonacademic test, questionnaire, survey, or examination.

House Bill No. 2719 (HB 2719) would amend K.S.A. 72-6316, which is part of the Student Data Privacy Act. The statute prohibits the administration of nonacademic tests, questionnaires, surveys, or examinations on the personal attitudes, values, beliefs or practices of a student or their family unless certain prior notice and consent is obtained. Notice must be provided to the student’s parent or legal guardian including a copy of the test, questionnaire, etc., information on how the parent may provide written consent, the name of the company that provides the test, questionnaire, etc., and an explanation of whether the school will retain the resulting data and, if so, how it will be used. Under current law, such notice must be provided not more than 4 months prior to administration of the test, questionnaire, etc. HB 2719 would extend this time to give school districts 6 months to provide such advance notice.

HB 2719 also adds a new provision to the statute regarding tests, questionnaires, etc. intended to identify if a student is at-risk for social-emotional behavior problems. If a student is determined to be at low or median risk for social-emotional behavior problems, then the student’s parent or legal guardian must be notified by direct contact within 60 days. If a student is determined to be at high risk, then the notification must be made within 30 days. Such notification must be made by in-person communication or through telephone or synchronous electronic communication.

If enacted, HB 2719 would become effective on July 1, 2024.