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OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

# WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 2002



# ENROLLED

COMMITTEE SUBSTITUTE  
FOR  
**House Bill No. 2374**

(By Delegates Staton, Manuel, Stemple,  
Williams, Hubbard and Fleischauer)



Passed March 8, 2002

In Effect July 1, 2002

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## H. B. 2374

(BY DELEGATES STATON, MANUEL, STEMPLE,  
WILLIAMS, HUBBARD AND FLEISCHAUER)

[Passed March 8, 2002; in effect July 1, 2002.]

AN ACT to amend article two, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section five-e, relating to restricting the use of student social security numbers; providing exceptions; and requiring social security number or alternative for enrollment or attendance in public school.

*Be it enacted by the Legislature of West Virginia:*

That article two, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section five-e, to read as follows:

**ARTICLE 2. STATE BOARD OF EDUCATION.**

**§18-2-5e. Use of student social security numbers.**

1       (a) *Restrictions on use of student social security numbers -*  
2 No public or private elementary or secondary school or college  
3 or university shall display any student's social security number  
4 to identify students for posting or public listing of grades, on  
5 class rosters or other lists provided to teachers, on student  
6 identification cards, in student directories or similar listings, or,  
7 unless specifically authorized or required by law, for any public  
8 identification purpose: *Provided*, That any student identification  
9 cards, directories or similar listings produced prior to July  
10 1,2002, shall not be subject to the provisions of this section.

11       (b) *Use of social security numbers -* Nothing in this section  
12 shall be construed as prohibiting the higher education policy  
13 commission, state institutions of higher education, state board  
14 of education, county boards of education or the public or  
15 private schools from using a student's social security number  
16 for internal record keeping purposes or studies.

17       (c) *Social security number or alternative required for*  
18 *enrollment or attendance in public school.*

19       (1) Effective on the first day of July, two thousand three,  
20 the appropriate county board shall request the parent, guardian,  
21 or other responsible person to furnish the social security  
22 number of each child who is currently enrolled in a public  
23 school under the jurisdiction of the county board.

24       (2) Prior to admitting a child to a public school in this state,  
25 the appropriate county board shall request the parent, guardian,  
26 or other responsible person to furnish the social security  
27 number for each child who is to be enrolled after the first day  
28 of July, two thousand, three.

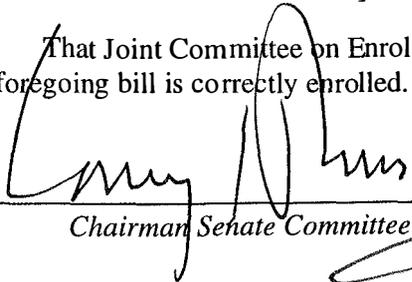
29       (3) The county board shall inform the parent, guardian or  
30 other responsible person that, if he or she declines to provide a

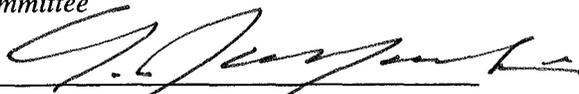
31 social security number for a child who is currently enrolled or  
32 for a child to be enrolled, the county board shall assign to the  
33 child a nine-digit number as designated by the state board.

34 (4) For any student who is attending a public school and for  
35 whom a social security number has not been provided, the  
36 county board shall make a request annually to the parent,  
37 guardian, or other responsible person to furnish the social  
38 security number.

Enr. Com. Sub. for H. B. 2374] 4

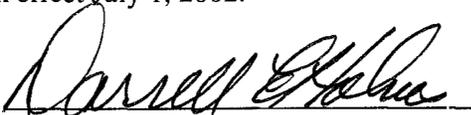
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

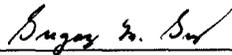
  
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Chairman Senate Committee

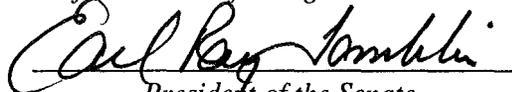
  
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Chairman House Committee

Originating in the House.

In effect July 1, 2002.

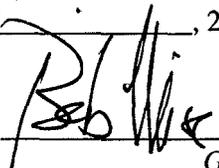
  
\_\_\_\_\_  
Clerk of the Senate

  
\_\_\_\_\_  
Clerk of the House of Delegates

  
\_\_\_\_\_  
President of the Senate

  
\_\_\_\_\_  
Speaker of the House of Delegates

The within is approved this the 2nd  
day of April, 2002.

  
\_\_\_\_\_  
Governor

PRESENTED TO THE

GOVERNOR

Date 3/27/02

Time 10:00 am