

118TH CONGRESS
1ST SESSION

H. R. 6403

To amend the General Education Provisions Act to require the disclosure
of student medical and counseling records to parents.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 14, 2023

Mr. GAETZ introduced the following bill; which was referred to the Committee
on Education and the Workforce

A BILL

To amend the General Education Provisions Act to require
the disclosure of student medical and counseling records
to parents.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Parents’ Right to
5 Know Act”.

6 **SEC. 2. DISCLOSURE REQUIREMENT.**

7 Section 445 of the General Education Provisions Act
8 (20 U.S.C. 1232h) is amended—

9 (1) in subsection (a)—

1 (A) by striking “All instructional mate-
2 rials” and inserting “(1) All instructional mate-
3 rials”; and

4 (B) by adding at the end the following:

5 “(2) All medical or counseling records pertaining to
6 a student shall be available for inspection by a parent of
7 such student, upon request, unless the inspection of such
8 record by the parent is prohibited by a protection order
9 (as defined in section 2266 of title 18, United States
10 Code).”; and

11 (2) in subsection (c)(6)—

12 (A) by redesignating subparagraphs (D)
13 through (G) as subparagraphs (E) through (H),
14 respectively; and

15 (B) by inserting after subparagraph (C)
16 the following:

17 “(D) MEDICAL OR COUNSELING
18 RECORD.—The term ‘medical or counseling
19 record’ means a record that—

20 “(i) is in the possession of a local edu-
21 cational agency; and

22 “(ii) relates to medical care or aca-
23 demic or mental health counseling provided
24 to a student.”.

1 **SEC. 3. IMPLEMENTATION.**

2 Not later than 120 days after the date of enactment
3 of this Act, the Secretary of Education shall issue or mod-
4 ify any rules, regulations, policies, or guidance necessary
5 to implement the amendments made by section 2.

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