



STATE OF CALIFORNIA

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VIA Electronic Transmittal

March 6, 2018

Keith Curry
President
Compton College
1111 E. Artesia Blvd.
Compton, CA 90221

Re: Shared Data Agreement Between Compton CCD and El Camino CCD

Dear President Curry:

You have asked for guidance regarding whether an agreement could allow the transfer of student application information to the new Compton College Enterprise Resource Planning (ERP) System/Student Information System (SIS) from El Camino Community College District.

The Family Educational Rights and Privacy Act (FERPA), 20 U.S.C. § 1232g, protects the privacy of student education records, including applications and transcripts. However, FERPA allows two pathways for transferring such information from El Camino CCD to Compton CCD.

First, students and parents have authority over their educational records and can authorize the release of student information in writing. In the community college system, these rights are exercised by students, regardless of their age. Compton CCD could therefore secure express permission to effect the transfer of records on a student-by-student basis by obtaining prior authorization.

Second, FERPA allows disclosure of a student's educational record without the student's prior consent under limited circumstances. One of these exceptions is to release education records to an official of another school or school system in which the student seeks or intends to enroll. This exception would apply. El Camino CCD would be required to notify

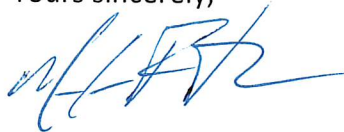
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the student of the transfer, allow for a copy of the record to be provided to the student (if desired), and allow for a hearing to challenge the content of the record (20 U.S.C. § 1232g(b)(1)(B)).

A data sharing agreement between Compton CCD and El Camino CCD would not supersede FERPA's student privacy protections. Such an agreement could be useful as a procedural tool for planning the transfer of information, but it would not be an independent source of legal authority to make the transfer.

Please let me know if you have any further questions.

Yours sincerely,

A handwritten signature in blue ink, appearing to read 'M. LeForestier', written over a light blue circular stamp.

Marc A. LeForestier
General Counsel