

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 375

To deny funds to programs that do not allow the Secretary of Defense access to students on campuses or to certain student information for recruiting purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 5, 1993

Mr. SOLOMON (for himself, Mr. TAUZIN, Mr. WALKER, and Mr. TRAFICANT) introduced the following bill; which was referred jointly to the Committees on Education and Labor and Armed Services

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## A BILL

To deny funds to programs that do not allow the Secretary of Defense access to students on campuses or to certain student information for recruiting purposes.

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. ACCESS TO STUDENT INFORMATION.**

4 (a) IN GENERAL.—

5 (1) DENIAL OF FUNDS.—Notwithstanding any  
6 other provision of law, no funds shall be made avail-  
7 able under any applicable program to any agency,  
8 institution, organization, or other entity that has a  
9 policy of denying, or which effectively prevents, the

1 Secretary of Defense from obtaining for military re-  
2 cruiting purposes—

3 (A) entry to campuses or access to stu-  
4 dents on campuses; or

5 (B) access to directory information per-  
6 taining to students unless an objection has been  
7 raised under the provisions of paragraph (2).

8 (2) NOTIFICATION.—Any educational agency,  
9 institution, organization, or other entity that re-  
10 leases directory information—

11 (A) shall give public notice of the cat-  
12 egories of such information to be released; and

13 (B) shall allow a reasonable period of time  
14 after such notice has been given for a student  
15 or a parent (in the case of an individual young-  
16 er than 18 years of age) to inform the agency,  
17 institution, organization, or other entity that  
18 any or all of such information should not be re-  
19 leased without obtaining prior consent from  
20 such student or such parent, as the case may  
21 be.

22 (3) STATUTORY CONSTRUCTION.—Nothing in  
23 this subsection shall be construed to require stu-  
24 dents to attend recruitment events.

25 (b) PROCEDURES FOR DETERMINATION.—

1           (1) REGULATIONS.—The Secretary of Defense,  
2           in consultation with the Secretary of Education,  
3           shall issue regulations within 10 days after the date  
4           of the enactment of this Act.

5           (2) PROCEDURES.—Such regulations shall con-  
6           tain procedures for determining if and when an  
7           agency, institution, organization, or other entity re-  
8           ceiving funds under any applicable program has de-  
9           nied or prevented access to students or information  
10          described in subsection (a).

11          (c) EFFECTIVE DATE.—This Act shall apply retro-  
12         actively to the extent determined feasible by the Secretary  
13         of Defense, in consultation with the Secretary of Edu-  
14         cation.

15          (d) DEFINITIONS.—For purposes of this Act:

16                 (1) APPLICABLE PROGRAM.—The term “appli-  
17                 cable program” has the meaning given such term  
18                 under section 400(c)(1)(A) of the General Education  
19                 Provisions Act.

20                 (2) DIRECTORY INFORMATION.—The term “di-  
21                 rectory information” means, with respect to a stu-  
22                 dent, the student’s name, address, telephone listing,  
23                 date and place of birth, level of education, degrees  
24                 received, and the most recent previous applicable  
25                 program enrolled in by the student.

1           (3) STUDENTS.—The term “students” means  
2 individuals enrolled in any applicable program who  
3 are 17 years of age or older.

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