

STATEMENT OF NEED AND JUSTIFICATION

A Certificate and Order for Filing Temporary Administrative Rules accompanies this form.

Oregon University System, Portland State University

577

Agency and Division

Administrative Rules Chapter Number

In the Matter of **The Amendment of Portland State University's rules regarding maintenance of and access to student records.**

Rule Caption: **Amends Portland State University's Rules Regarding Maintenance of and Access to Student Records.**

Statutory Authority: **ORS 351**

Other Authority:

Stats. Implemented: **ORS 351.070; 20 USC 1232g**

Need for the Temporary Rule(s):

Portland State University is required to comply with the federal Family Educational Rights and Privacy Act of 1974 ("FERPA") and the regulations of the U.S. Department of Education implementing FERPA. The proposed amendments to Portland State University's rules regarding student records better align Portland State University's rules regarding maintenance of and access to student records with the rights and procedures afforded to students by FERPA.

Documents Relied Upon, and where they are available:

U.S. Department of Education's regulations implementing FERPA (available on the webpage of the U.S. Department of Education at http://www.ed.gov/policy/gen/reg/ferpa/rights_pg_16.html)

Justification of Temporary Rule(s):

Portland State University's rules regarding student records must be clearly congruent with federal FERPA requirements. Information regarding these issues must be included in the next Student Bulletin and Registration Guide and Schedule for the Fall 2008 quarter, which must be finalized for printing before permanent rules would be effective.

Authorized Signer

Printed name

Date