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**Article 2 Handout: “FERPA Fundamentalism: How a federal law designed to protect student privacy is being misinterpreted to injure press freedom”**

**Background**

1. The 1974 Family Educational Rights and Privacy Act protects what?

2. What are some exceptions to FERPA?

3. The information must be \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ by the public institution.

**FERPA and the Student Press**

4. What’s the problem with photographs being deemed directory information?

5. What could be a problem with having a list of “approved” and “not approved” list for student publications?

6. What are some legal implications of such lists?

**FERPA and the Courts**

7. One important distinction involves who is disclosing the information. What is this importtant distinction?

8. Why is *Frasca v Andrews* so important in this section?

**FERPA and the Department of Education**

9. Does FERPA apply to police reports?

10. According to the article, has the Department of Education ever enforced a FERPA claim against student media?

11. True or False: If the students make the content decisions, then FERPA couldn’t apply.

12. What case rejected the idea that “online media were entitled to a lesser level or First Amendment protection”?