

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

S

1

SENATE BILL 860

Short Title: Parents' Bill of Rights. (Public)

Sponsors: Senators Batch, Fitch, and Garrett (Primary Sponsors).

Referred to: Rules and Operations of the Senate

May 27, 2022

1 A BILL TO BE ENTITLED
2 AN ACT TO ENUMERATE THE RIGHTS HELD BY PARENTS RELATED TO THE
3 UPBRINGING, EDUCATION, HEALTH CARE, AND MENTAL HEALTH OF THEIR
4 MINOR CHILD.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Subchapter VI of Chapter 115C of the General Statutes is amended by
7 adding a new Article to read:

8 "Article 29E.

9 "Parents' Bill of Rights.

10 **§ 115C-407.50. Parents' bill of rights.**

11 A parent has the right to the following:

- 12 (1) To access and review all education records, as authorized by the federal
13 Family Educational Rights and Privacy Act, 20 U.S.C. § 1232g, relating to his
14 or her child.
15 (2) To make health care decisions for his or her child, unless otherwise provided
16 by law, including Article 1A of Chapter 90 of the General Statutes.
17 (3) To have access to transparent data about school and district academic
18 performance data.
19 (4) To have access to information, data, and statistics as to the successes,
20 shortcomings, or failures of each school his or her child is allowed to attend.
21 (5) To know the nutrition facts of his or her child's meals.
22 (6) For his or her child to have a fully resourced classroom with the tools and
23 technology to deliver curriculum requirements as required by the North
24 Carolina Constitution.
25 (7) To receive timely notification of information related to his or her child's
26 health, well-being, and education.
27 (8) To know of threats to his or her child's safety, whether to the child individually
28 or to the school or local school administrative unit as a whole.
29 (9) To have his or her child diagnosed and served by the education system for any
30 learning disabilities that may affect the child's educational outcomes.
31 (10) To be able to sit in his or her child's class, so long as it is within reasonable
32 limits set by the local school administrative unit."

33 **SECTION 2.** There is appropriated from the General Fund to the Department of
34 Public Instruction the sum of fifty thousand dollars (\$50,000) in nonrecurring funds for the
35 2022-2023 fiscal year to create a public awareness campaign to inform parents of their rights
36 regarding their child's education.



* S 8 6 0 - V - 1 *

1 **SECTION 3.** This act is effective when it becomes law and applies beginning with
2 the 2022-2023 school year.