

Use of Student Biometric Information

Effective August 1, 2007, Public Act 095-0232 was signed into law. This law may impact the use of student biometric information used in the service of meals to students. If you have a meal counting system that uses fingerprints, hand geometry, voice or facial recognition, or any other student biometric information, this law requires your district to adopt a policy with the following items:

- Written permission to collect biometric information from the individual who has legal custody of the student, or from the student if he or she has reached the age of 18. Failure to provide this written consent must not be the basis for refusal of any services otherwise available to the student.
- The discontinuation of use of a student's biometric information when the student graduates or withdraws from the school district; or if a written request for discontinuation is provided to the school by the individual who has legal custody of the student, or by the student if he or she has reached the age of 18.
- The destruction of all of a student's biometric information within 30 days after the biometric information is discontinued through graduation, withdrawal, or a written request for discontinuation.
- The use of biometric information solely for identification or fraud prevention.
- A prohibition on the sale, lease, or other disclosure of biometric information to another person or entity, unless consent is obtained from the individual who has legal custody of the student, or from the student if he or she has reached the age of 18, or the disclosure is required by court order.
- The storage, transmittal, and protection of all biometric information from disclosure.

The entire language of the Public Act is available at <http://www.ilga.gov/legislation/publicacts/fulltext.asp?Name=095-0232&GA=095>.