



Wyoming Department of Education

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MEMORANDUM

TO: Food Service Directors
Business Managers

FROM: Terry Walling, Nutrition Programs Consultant
Support Systems and Resources Division

DATE: January 22, 2013

RE: National Assessment of Educational Progress (NAEP)

Eligibility Manual page 59 states,

E. NATIONAL ASSESSMENT OF EDUCATIONAL PROGRESS

LEAs may disclose, without parent/guardian consent, children's names and eligibility status to persons who are directly connected to the administration or enforcement of NAEP because NAEP is a Federal education program. Additionally, LEAs may disclose children's names and eligibility status to persons directly connected with the administration or enforcement of State educational assessment programs to the extent that the State assessment is part of the NAEP or the assessment program is established at the State, not local level. Other State education programs also are eligible to have access to participants' names and eligibility status, without parent/guardian consent, but the program must be established at the State, not local level.

The term "persons directly connected" for the purpose of disclosure to NAEP includes Federal, State and local program operators responsible for NAEP program administration or program compliance and their contractors. This does not imply that these persons have routine access to participants' eligibility status. There must be a "need to know" for legitimate NAEP purposes.

LEAs are encouraged to inform households when they plan to disclose or use eligibility information outside the originating program and to have a written agreement with NAEP officials (See Part 7, Section I: Agreements/Memoranda of Understanding).