Data Sharing Decision Tree

1. Is the disclosure to the student?
   - YES: Disclosure Permitted
   - NO: 2. Does the disclosure consist of de-identified aggregate statistics?
     - YES: Disclosure Permitted
     - NO: 3. Is the information being requested considered FAFSA data (includes ISIR data, EFC, award history)?
       - YES: 3a. Will the information be used for the application, award, and/or administration of Title IV funds, state aid, and/or institutional aid programs under HEA 483(a)(3)(E)?
         - NO: 4. Has the student provided written consent for disclosure? 99.30
           - YES: Disclosure Permitted
           - NO: 5. Is the information being requested considered directory information (if the student hasn’t opted out)? 99.31(a)(11)
             - YES: Disclosure Permitted
             - NO: 6. Is the disclosure to other school officials determined to have a legitimate educational interest in the disclosed information? 99.31(a)(1)
               - YES: Disclosure Permitted
               - NO: 7. Is the information being requested as a result of a judicial order or subpoena, 99.31(a)(9), or in relation to financial aid for which the student has applied or received under 99.31(a)(4)(i)?
                 - YES: Disclosure Permitted
                 - NO: 8. Is the disclosure to officials of another school where the student seeks or intends to enroll, or where the student is already enrolled for purposes related to the student’s enrollment or transfer? 99.31(a)(2)
                   - YES: Disclosure Permitted
                   - NO: 9. Is the disclosure to authorized representatives of the Comptroller General of the United States, The Attorney General of the United States, the Secretary, or state and local educational authorities? 99.31(a)(3)
                     - YES: Disclosure Permitted
                     - NO: 10. Is the disclosure to an organization conducting research for, or on behalf of, your institution to: (A) Develop, validate, or administer predictive tests; (B) Administer student aid programs; or (C) Improve instruction? 99.31(a)(6)
                       - YES: Disclosure Permitted
                       - NO: 11. Is the disclosure to an accrediting agency to carry out their accrediting functions? 99.31(a)(7)
                         - YES: Disclosure Permitted
                         - NO: 12. Is the disclosure to the parent of a dependent student, as defined in section 152 of the Internal Revenue Code of 1986? 99.31(a)(8)
                           - YES: Disclosure Permitted
                           - NO: 13. Is the disclosure otherwise permitted under 99.31?
                             - YES: Disclosure Permitted
                             - NO: Disclosure Not Permitted

© 2019 NASFAA

*Question updated after passage of Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019