

CVUSD

Board Policy

BP 5022

Students

Student And Family Privacy Rights

***Note: The No Child Left Behind Act of 2001 (P.L. 107-110, Section 1061) significantly amended 20 USC 1232h, the Protection of Pupil Rights Act (PPRA), to mandate that any district receiving funds from a USDOE-administered program adopt a policy regarding the (1) administration of surveys and physical exams/screenings; (2) right of parents to inspect instructional materials, and (3) collection of personal information for marketing purposes. ***

The Governing Board believes that personal information concerning district students and their families should be kept private in accordance with law.

(cf. 0000 - Vision)
(cf. 0100 - Philosophy)
(cf. 0200 - Goals for the School District)
(cf. 5020 - Parent Rights and Responsibilities)
(cf. 5021 - Noncustodial Parents)
(cf. 5125 - Student Records)
(cf. 5125.1 - Release of Directory Information)
(cf. 6000 - Concepts and Roles)
(cf. 6162.8 - Research)

Note: 20 USC 1232h mandates that the district's policy regarding student privacy be developed in consultation with parents/guardians. Such consultation could occur during meetings of the school site council or parent association, or a separate committee could be convened to review the draft policy. The following paragraph should be modified to reflect district practice.

The Superintendent or designee shall consult with parents/guardians regarding the development and adoption of this policy.

Collection of Personal Information for Marketing Purposes

***Note: 20 USC 1232h, as amended by the No Child Left Behind Act of 2001 (P.L. 107-110, Section 1061), mandates that districts receiving USDOE-administered funds adopt a policy concerning the collection, disclosure or use of personal information, such as a student's name or address, collected from students for marketing purposes. See the accompanying administrative regulation for a definition of personal information. ***

The Board prohibits district staff from administering or distributing to students survey instruments that are designed for the purpose of collecting personal information for marketing or for selling that information.

Legal Reference:

EDUCATION CODE

49450-49457 Physical examinations

49602 Confidentiality of pupil information

51101 Parents Rights Act of 2002

51513 Personal beliefs

51938 Sexual Health and HIV/AIDS Prevention Education Act; notice and parental excuse

UNITED STATES CODE, TITLE 20

1232g Family Educational Rights and Privacy Act

1232h Protection of pupil rights

Management Resources:

WEB SITES

CSBA: <http://www.csba.org>

CDE: <http://www.cde.ca.gov>

USDOE, Family Policy Compliance Office: <http://www.ed.gov/offices/OM/fpc/>

CSBA: (11/02)

CVUSD Global Adoption: August 19, 2008