Amador COE and USD
Board Policy
Student And Family Privacy Rights

BP 5022
Students

The Board of Trustees respects the rights of district students and their parents/guardians with regard to the privacy of their personal beliefs and the confidentiality of their personal information. The Superintendent or designee shall develop regulations to ensure compliance with law when the district requests, retains, discloses, or otherwise uses the personal information of its students and their families.

(cf. 5020 - Parent Rights and Responsibilities)
(cf. 5021 - Noncustodial Parents)
(cf. 5125 - Student Records)
(cf. 5125.1 - Release of Directory Information)
(cf. 6162.8 - Research)

The regulations shall, at a minimum, address the following: (20 USC 1232h)

1. Whether the district may collect the personal information of students for marketing or sale

2. How the district will administer surveys that may request information about the personal beliefs and practices of students and their families

3. The rights of parents/guardians to inspect:
   a. Survey instruments requesting information about their personal beliefs and practices or those of their children
   b. Instructional materials used as part of their children's educational curriculum

4. Whether the district may administer any nonemergency invasive physical examination or screening

5. Notifications that the district will provide to students and parents/guardians with respect to their privacy rights

The Superintendent or designee shall consult with parents/guardians regarding the development of the procedures. (20 USC 1232h)

(cf. 0420 - School Plans/Site Councils)
Legal Reference:
EDUCATION CODE
49450-49458  Physical examinations
49602  Confidentiality of personal information received during counseling
51101  Parents Rights Act of 2002
51513  Test, questionnaire, survey, or examination concerning 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
California Department of Education:  http://www.cde.ca.gov
U.S. Department of Education, Family Policy Compliance Office:
http://www.ed.gov/offices/OM/fpco

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