

FERNDALE AREA SCHOOL DISTRICT

SECTION: PUPILS

TITLE: STUDENT RIGHTS/SURVEYS

ADOPTED: MARCH 17, 2004

REVISED: MAY 9, 2007
FEBRUARY 19, 2014

235. STUDENT RIGHTS/SURVEYS	
1. Purpose	This policy sets forth guidelines by which student rights and responsibilities are determined, consistent with law and regulations.
2. Definition	Personal information means individually identifiable information including a student's or parent's/guardian's name, address, telephone number, or social security number.
3. Authority SC 510 Title 22 Sec. 4.4, 12.1, 12.3, 12.4, 12.9	<p>The Board has the authority and responsibility to establish reasonable rules and regulations for the conduct and deportment of district students. At the same time, no student shall be deprived of equal treatment and equal access to the educational program, due process, a presumption of innocence, and free expression and association, in accordance with Board policy and school rules.</p> <p>Surveys conducted by outside agencies, organizations and individuals shall be approved by the Board, based on the Superintendent's recommendation, prior to administration to students.</p>
4. Guidelines Title 22 Sec. 12.2, 12.3	Attendant upon the rights established for each student are certain responsibilities, which include regular attendance; conscientious effort in classroom work and homework; conformance to Board policies and school rules and regulations; respect for the rights of students, administrators, and others; and expression of ideas and opinions in a respectful manner.
Title 22 Sec. 12.3 Pol. 218	A listing of students' rights and responsibilities shall be included in the Code of Student Conduct, which shall be distributed annually to students and parents/guardians.
20 U.S.C. Sec. 1232h	A student who has reached the age of eighteen (18) years possesses the full rights of an adult and may authorize those school matters previously handled by a parent/guardian as does an emancipated minor.

<p>Title 22 Sec. 4.4 20 U.S.C. Sec. 1232h</p>	<p>However, such survey, analysis or evaluation may be conducted on a voluntary basis, provided that the student and parent/guardian have been notified of their right to inspect all related materials and to opt the student out of participation.</p>
<p>20 U.S.C. Sec. 1232h</p>	<p>The district shall implement procedures to protect student identity and privacy when a survey contains any of the restricted subject areas listed above.</p>
<p>20 U.S.C. Sec. 1232h</p>	<p><u>Collection of Information For Marketing</u></p> <p>The parent/guardian, any student over the age of 18, and any student who is an emancipated minor has the right to inspect the material and opt out the student from participating in any activity that results in the collection, disclosure or use of personal information for purposes of marketing or selling that information. This does not apply to the collection, disclosure or use of personal information collected from students for the exclusive purpose of developing, evaluating, or providing educational products or services for or to students.</p>
<p>5. Delegation of Responsibility</p>	<p>The Superintendent or designee shall develop administrative regulations consistent with law and Board policy to ensure that student rights under specific conditions are properly recognized and maintained.</p>
<p>20 U.S.C. Sec. 1232h</p>	<p>The Superintendent or designee shall annually notify the parent/guardian concerning:</p> <ol style="list-style-type: none"> 1. Contents of this policy and its availability.
<p>Title 22 Sec. 12.3</p>	<ol style="list-style-type: none"> 2. Contents of the Code of Student Conduct. 3. Notice of rights and approximate dates that any surveys requesting personal information may be scheduled. 4. Administrative regulations to request access to survey instruments prior to administration. 5. Administrative regulations for opting students out of participation in surveys. <p>References:</p> <p>School Code – 24 P.S. Sec. 510 State Board of Education Regulations – 22 PA Code Sec. 4.4, 12.1, 12.2, 12.3, 12.4, 12.9, 12.41, 403.1 No Child Left Behind Act – 20 U.S.C. Sec. 1232h Board Policy – 105.1, 218</p>