

BRAINTREE PUBLIC SCHOOLS

ILD: Notification of Rights Under the Protection of Pupil Rights Amendment (PPRA)

PPRA affords parents of elementary and secondary students certain rights regarding the conduct of surveys, collection and use of information for marketing purposes, and certain physical exams. These include, but are not limited to, the right to:

- *Consent* before students are required to submit to a survey that concerns one or more of the following protected areas (“protected information survey”) if the survey is funded in whole or in part by a program of the U.S. Department of Education (ED)–

1. Political affiliations or beliefs of the student or student’s parent;
2. Mental or psychological problems of the student or student’s family;
3. Sex behavior or attitudes;
4. Illegal, anti-social, self-incriminating, or demeaning behavior;
5. Critical appraisals of others with whom respondents have close family relationships;
6. Legally recognized privileged relationships, such as with lawyers, doctors, or ministers;
7. Religious practices, affiliations, or beliefs of the student or student’s parent; or
8. Income, other than as required by law to determine program eligibility.

- *Receive notice and an opportunity to opt a student out of –*

1. Any other protected information survey, regardless of funding;
2. Any non-emergency, invasive physical exam or screening required as a condition of attendance, administered by the school or its agent, and not necessary to protect the immediate health and safety of a student, except for hearing, vision, or scoliosis screenings, or any physical exam or screening permitted or required under State law; and
3. Activities involving collection, disclosure, or use of personal information collected from students for marketing or to sell or otherwise distribute the information to others. (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 or educational institutions.)

- *Inspect*, upon request and before administration or use –

1. Protected information surveys of students and surveys created by a third party;
2. Instruments used to collect personal information from students for any of the above marketing, sales, or other distribution purposes; and
3. Instructional material used as part of the educational curriculum.

The Braintree Public Schools has developed and policies, in consultation with parents, regarding these rights, to implement the PPRA:



Protections of Student Privacy: The Superintendent will insure that procedures are in place to protect student privacy in the administration of protected information surveys and in the collection, disclosure or use of personal information for marketing, selling or other distribution purposes.

Notice of Rights: The Superintendent or designee will arrange for direct notice to parents/guardians and eligible students of this policy at the beginning of each school year, either through handbooks, email or U.S. Mail, and will provide updates within a reasonable time period after any substantive changes. The Superintendent may also include notice of this policy along with other routine legal notices in one or more local newspapers.

Notice of Activities: The building Principal will arrange for direct notice to parents/guardians and eligible students at least annually at the beginning of the school year of the activities or surveys identified in the PPRA that the Braintree Public Schools anticipates conducting. For surveys and activities scheduled after the school year starts, parents/guardians will be provided reasonable notification of the planned activities and surveys listed below and be provided with consent forms or the opportunity to opt a child out of activities, if applicable. These rights transfer from the parent/guardian to a student who is 18 years old or an emancipated minor under state law.

Inspection of Materials: Parents/Guardians or eligible students who wish to exercise their right to inspect surveys and instructional materials as identified in the PPRA may do so by sending written notice to the **Superintendent of Schools or the School Principal** at least 10 calendar days prior to the administration of the survey. Opportunity for inspection of applicable materials will be provided at the school or district administrative offices.

Parents/guardians who believe their rights have been violated may file a complaint with the **Superintendent of Schools**. Complaints may also be filed with:

Family Policy Compliance Office
U.S. Department of Education
400 Maryland Avenue, SW
Washington, D.C. 20202

LEGAL REF.: Protection of Pupil Rights Amendment, 20 U.S.C. § 1232h. Regulations: 34 CFR Part 98.

SOURCE: MASC February 2018

Easton Public Schools June 2017

Adopted by School Committee 3/19/2018

