

EDUCATION LAW 2d - BILL OF RIGHTS FOR DATA PRIVACY AND SECURITY

The Lockport City School District is committed to protecting the privacy and security of student data and teacher and principal data. In accordance with New York Education Law Section 2-d and its implementing regulations, the District informs the parents (includes legal guardians or persons in parental relationships) and eligible students (students 18 years and older) that they can expect the following:

1. A student's personally identifiable information (PII) cannot be sold or released for any commercial purposes. PII is defined by Education Law 2-d and FERPA (Federal Educational Rights and Privacy Act) and includes direct identifiers such as a student's name or identification number, parent's name, or address and indirect identifiers such as a student's date of birth, which when linked to or combined with other information can be used to distinguish or trace a student's identity. Please see FERPA's regulations at 34 CFR 99.3 for a more complete definition.
2. The right to inspect and review the complete contents of the student's education record stored or maintained by an educational agency. This right might not apply to parents of an eligible student.
3. State and federal laws such as New York State Education Law 2d, the Commissioner of Education's Regulations at 8 NYCRR Part 121, the Family Educational Rights and Privacy Act, Children's Online Privacy Protection Act ("COPPA") at 15 U.S.C. 1232g (34 CFR Part 99), Protection of Pupil Rights Amendment ("PPRA") at 20 U.S.C. 1232h (34 CFR Part 98), and Individuals with Disabilities Act ("IDEA") at 20 U.S.C. 1400 et seq. (34 CFR Part 300) that protect the confidentiality of a student's personally identifiable information.
4. Safeguards associated with industry standards and best practices including but not limited to encryption, firewalls and password protection must be in place when student PII is stored or transferred.
5. A complete list of all student data elements collected by New York State is available for public review at the following website http://www.nysed.gov/common/nysed/files/programs/data-privacy-security/inventory-of-data-elements-collected-by-nysed_0.pdf or by writing to the Chief Privacy Officer New York State Education Department, 89 Washington Avenue, Albany, New York 12234 or email a request to Privacy@NYSED.gov.
6. The right to have complaints about possible breaches and unauthorized disclosures of PII addressed. Complaints should first be directed in writing to the district Data Protection Officer at rlipuma@lockportschools.net. They can also be sent to the state Chief Privacy Officer, New York State Education Department, 89

Washington Avenue, Albany, New York 12234, by email to Privacy@NYSED.gov, or by telephone at (518) 474-0937.

7. To be notified in accordance with applicable laws and regulations if a breach or unauthorized release of their student's PII occurs.
8. Educational agency workers that handle PII will receive training on applicable state and federal laws, the educational agency's policies, and safeguards associated with industry standards and best practices that protect PII.
9. Educational agency contracts with vendors that receive PII will address statutory and regulatory data privacy and security requirements.