

Notification of Rights under FERPA

The *Family Educational Rights and Privacy Act (FERPA)* is a federal privacy law that gives parents (and eligible students) certain protections with regard to their children's education records. To protect your child's privacy, the law generally requires schools to ask for written consent before disclosing your child's personally identifiable information to individuals other than you. As a parent (or eligible student), you also have certain rights with respect to your student's education records.

What are Education Records? Under FERPA **Education Records** include a range of information about a student that is maintained in schools in any recorded way, such as handwriting, print, computer media, video or audio tape, film, microfilm, and microfiche.

Examples of **Education Records** are:

- Date and place of birth, parent(s) and/or guardian addresses, and where parents can be contacted in emergencies;
- Grades, test scores, courses taken, academic specializations and activities, and official letters regarding a student's status in school;
- Special education records;
- Disciplinary records;
- Medical and health records that the school creates or collects and maintains;
- Documentation of attendance, schools attended, courses taken, awards conferred, and degrees earned;
- Personal information such as a student's identification code, social security number, picture, or other information that would make it easy to identify or locate a student.

Please note, personal notes made by teachers and other school officials that are not shared with others are not considered education records. Additionally, law enforcement records created and maintained by a school or district's law enforcement unit are not education records.

Who is a Parent/Guardian or Eligible Student under FERPA? FERPA gives both parents, custodial and noncustodial, equal access to student information unless the school has evidence of a court order or state law revoking these rights. When students reach the age of 18, or when they become students at postsecondary education institutions, they become "eligible students" and rights under FERPA transfer to them. However, parents retain access to student records of children who are their dependents for tax purposes.

Who at STRIVE can access my student's Education Records? FERPA allows "School Officials," within a school to obtain access to personally identifiable information contained in education records provided the school has determined that the individual has a "legitimate educational interest" in the information. School Officials include but are not limited to STRIVE Prep's or Denver Public School

educational instructors (teachers, aides, etc), administrators, researchers, health staff, counselors, attorneys, support staff, school board members, and external individuals and organizations, such as volunteers, partner organizations or other parties to whom STRIVE Prep has outsourced institutional services or functions. A School Official generally has a legitimate educational interest if the individual needs to review an education record in order to fulfill his or her professional responsibility.

FERPA allows Parents (and eligible students) the following rights:

1. The right to inspect and review the student's education records within 45 days after the day STRIVE Prep receives a written request for access.

Parents (or eligible students) who wish to inspect student educational records must submit a written request to the school principal that identifies the records they wish to inspect. The principal will make arrangements for access and notify the parent (or eligible student) of the time and place where the records may be inspected.

2. The right to request the amendment of student's education records that you believe are inaccurate, misleading, or otherwise in violation of the student's privacy rights under FERPA.

To request an amendment to student educational records, a parent must (or eligible students) make a request in writing to the school principal. The request must clearly identify the part of the record you want changed, and specify why it should be changed. If the STRIVE Prep decides not to amend the record as requested, STRIVE Prep will notify you in writing of the decision and of your right to a hearing regarding the request for amendment.

3. The right to provide written consent before the school discloses personally identifiable information (PII) from the student's education records, except to the extent that FERPA authorizes disclosure without consent.

FERPA permits the disclosure of PII from students' education records, without consent of the parent or eligible student, if the disclosure meets certain conditions of the FERPA regulations. Allowable disclosures include, but are not limited to, disclosure to officials of another school where the student seeks or intends to enroll, in connection with financial aid to which the student has applied to or received, to representatives of certain state or federal offices, to organizations conducting research or studies on behalf of the school, to comply with judicial orders or lawfully issued subpoenas, to appropriate officials in connection with a health or safety emergency, and disclosures of **directory information**.

What is Directory Information? Directory information is information that is generally not considered harmful or an invasion of privacy if released. FERPA allows STRIVE, at its discretion, to disclose directory information to internal and external organizations without a parent's prior written consent. The primary purpose of directory information is to allow STRIVE Prep to include information from your child's education records in certain school publications.

STRIVE Prep has designated the items below as **directory information**. If you do not want STRIVE Prep to disclose any or all of the types of information designated below as directory information without your prior written consent, you must notify STRIVE Prep in writing by September 1st, or ten (10) days after the student's enrollment at STRIVE Prep. Forms to opt-out of disclosure of directory information can be found in the student registration packet or can be obtained from the school's Office Manager.

- Parent/guardian(s) and Student's name
- Home Address
- Telephone listing
- Electronic mail address
- Photograph or video likeness
- Date of birth
- The name of STRIVE Prep or concurrent enrollment classes the student is enrolled in
- Dates of attendance
- Grade level
- Participation in school sponsored events, activities and sports
- Weight and height of members of athletic teams
- Degrees, honors, and awards received
- Student generated work that is selected for publication or viewing
- The most recent educational agency or institution attended
- Higher Education institution the student plans to enroll (or is enrolled in)
- Student ID number, user ID, or other unique personal identifier used to communicate in electronic systems but only if the identifier cannot be used to gain access to education records except when used in conjunction with one or more factors that authenticate the user's identity, such as a PIN, password, or other factor known or possessed only by the authorized user.

During registration, parents will be provided additional information on FERPA and information on how to opt-out of the school providing Directory Information. Parents/guardians or eligible students may opt of Directory information by completing the Opt-Out Form no later than September 10th or ten days following the student's enrollment at STRIVE Prep, whichever is later. The election is good for the remainder of the current school year long. The Opt-Out Form is available at registration and at the Main Office.

In addition to FERPA, STRIVE Prep adheres to all applicable state and federal student privacy regulations. If you have any questions about FERPA or other student privacy laws or regulations, please contact your school principal.

To learn more about FERPA you can visit
<https://www2.ed.gov/policy/gen/guid/fpco/ferpa/index.html>

The right to file a complaint with the U.S. Department of Education concerning alleged failures by the school to comply with the requirements of FERPA.

Complaints or questions on FERPA compliance can be addressed to:

Family Policy Compliance Office

U.S. Department of Education
400 Maryland Avenue, SW
Washington, DC 20202
Phone: 1-800-USA-LEARN (1-800-872-5327)

FERPA Notification and Opt-Out

The Family Educational Rights and Privacy Act (FERPA) is a Federal law that protects the privacy of student education records. FERPA allows STRIVE Prep to share directory information about your student without your prior notification and consent, unless you opt-out of sharing directory information. Directory information is student information that is generally not considered harmful or an invasion of privacy if released.

Please see the FERPA information on page 26 of the Student & Family Handout for a list of the type of information designated as “directory information.

If you wish to opt-out, you must complete this portion of the form no later than September 10 or ten days following the student’s enrollment at STRIVE Prep, whichever is later.

This election is good for the remainder of the current school year.

ONLY complete the following IF you DO NOT give your permission for release of School Directory Information. **I DO NOT** want my child’s Directory Information disclosed and request one of the following:

- Do Not release my student’s directory information at any time.
- Do Not release the following student’s directory information without prior written permission.

Student Name

Parent/Guardian Name

Parent/Guardian Signature

Date