

## PROTECTION OF PUPIL RIGHTS AMENDMENT (PPRA)

The Protection of Pupil Rights Amendment (PPRA) affords parents certain rights regarding the Elk Point-Jefferson School District 61-7, conduct of surveys, collection and use of information for marketing purposes and certain physical exams. These include 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.
  - a) Political affiliation or beliefs of the student or student’s parents;
  - b) Mental and psychological problems of the student and his/her family;
  - c) Sex behavior and attitudes;
  - d) Illegal, anti-social, self-incriminating and demeaning behavior;
  - e) Critical appraisals or other individuals with whom respondents have close family relationships;
  - f) Legally recognized privileged or analogous relationships such as those of lawyers, physicians, and ministers;
  - g) Religious practices, affiliations, or beliefs of the student or student’s parents;
  - h) Income (other than that required by law to determine eligibility for participation in a program or for receiving financial assistance under such program).
- **Consent** before students participate in activities involving collection, disclosure, or use of personal information obtained from students for marketing or to sell or otherwise distribute the information to others.
- **Receive notice and an opportunity to opt a student 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, and scoliosis screenings, or any physical exam or screening permitted or required under State law, and
- **Inspect**, upon request and before administration or use-
  1. Protected information surveys of students;
  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.

These rights transfer from the parents to a student who is 18 years old or an emancipated minor under state law.

The School will directly notify parents of these policies at least annually at the start of each school year and after any substantive changes. The School will also directly notify, such as through U. S. mail or email, parents of students who are scheduled to participate in the specific activities or surveys noted below and will provide an opportunity for the parent to opt his or her child out of participation of the specific activity or survey. The School will make this notification to parents at the beginning of the school year if school has identified the specific or approximate dates of the activities or surveys at that time. For surveys and activities scheduled after the school year starts, parents will be provided reasonable notification of the planned activities or surveys and be provided an opportunity to opt their child out of such activities or surveys. Parents will also be provided an opportunity to review any pertinent surveys.

Parents or students who believe their rights under PPRA may have been violated may file a complaint with ED by writing the Family Policy Compliance Office. Complaints must contain specific allegations of fact giving reasonable cause to believe that a violation of PPRA occurred.

For additional information or technical assistance, you may call (202) 260-3887 (voice). Individuals who use TDD may call the Federal Information Relay Service at 1-800-877-8339. Or you may contact us at the following address:

Family Policy Compliance Office  
U.S. Department of Education  
400 Maryland Avenue, SW  
Washington, DC 20202-5920

The following is the school’s public notice and consent/opt-out for specific activities, with annual notification of rights under PPRA (the proposed surveys, flu shot disclosures and personnel information collection and distribution disclosures are examples only.)

## **PPRA NOTICE AND CONSENT/OPT-OUT FOR SPECIFIC ACTIVITIES**

The Protection of Pupil Rights Amendment (PPRA), 20 U.S.C. § 1232h, requires Elk Point-Jefferson School District 61-7 to notify you and obtain consent or allow you to opt your child out of participating in certain school activities. These activities include a student survey, analysis, or evaluation that concerns one or more of the following eight areas (“protected information surveys”):

1. Political affiliations or beliefs of the student or student’s parents;
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 or 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 parents;
8. Income, other than as required by law to determine program eligibility

This requirement also applies to the collection, disclosure or use of the student information for marketing purposes (“marketing surveys”), and certain physical exams and screenings.