

PROTECTED STUDENT INFORMATION

The intent of the Board of Education is to provide parents and eligible students with an informed choice and the right to give written consent when participating in inquiries which contain topics of protected information as defined by a legal standard. Inquiries are defined as surveys, questionnaires, or polling, and may contain a variety of formats that may include written and electronic means.

In January 2002, the Protection of Pupil Rights Amendment (PPRA) (also known as The Hatch Amendment) was amended by the Elementary and Secondary Education Act of 2001 (ESEA - also known as the No Child Left Behind Act). The amendment added an additional category (religious practices, affiliations, or beliefs of the student or student's parent) to the existing categories that impact student surveys and made minor changes to the existing seven categories. If a survey or questionnaire contains one or more of the identified categories, schools and contractors must protect student privacy and give parents the right to inspect the survey.

Protected information questions are defined as those asking about:

- A. Political affiliations
- B. Mental and psychological problems of the student or the student's family;
- C. Sexual behavior or attitudes
- D. Illegal, antisocial, self-incriminating or demeaning behavior
- E. Critical appraisals of student's family members
- F. Privileged or similar relationships recognized by law, such as those with attorneys, physicians, and ministers
- G. Religious practices, affiliations, or beliefs of the student or student's parent
- H. Income (Other than that required by law to determine eligibility for participation in a program or for receiving financial assistance under a program)

This policy and the procedural details found under Administrative Guideline 2416.1 exceed the requirement of the ESEA in that written consent must be obtained from parents or students for all inquiries including protected information no matter the funding source.

Wisconsin Department of Public Instruction ESEA Information Update Number 02.14

Cross reference:

2240 – Controversial Issues

2241 – Waiver of Participation in Approved Curricular Programs

2260 – Access to Equal Educational Opportunities (Non-discrimination)

2521.01 – Controversial Print/Non-print Materials

5730 – Distribution of Nonschool Sponsored Student Newspapers and Other Publications

Approved: 8/14/06

Revised: 3/12/15

The Port Washington-Saukville School District does not discriminate on the basis of race, color, national origin, sex, disability, or age in its programs and activities and provides equal access to designated youth groups. The following person has been designated to handle inquiries regarding the non-discrimination policies: Director of Special Services, Port Washington-Saukville School District, 100 W. Monroe Street, Port Washington, WI 53074 - Duane.Woelfel@pwssd.k12.wi.us