

POLICY	BOARD OF EDUCATION OF FREDERICK COUNTY, MARYLAND
STUDENT DATA PRIVACY	POLICY 442

Purpose

To establish countywide student data privacy standards.

Definitions

“Covered information” is defined as a material that (1) personally identifies an individual student or that is linked to information or material that personally identifies and individual student and (2) is gathered by an operator through the operation of a site, a service, or an application. Among other things, it includes first and last name, test results, grades, student evaluations, socioeconomic information, food purchases, student identifiers, search activity, texts, and photos.

“Operator” is defined as a person who is in control of a website, an online service, an online application, or a mobile application that (1) is used primarily for a preK-12 school purpose; (2) is issued at the direction of a Frederick County Public Schools (FCPS) employee or the Maryland State Department of Education (MSDE); and (3) was designed and marketed primarily for a preK-12 school purpose.

Policy Statement

The Board is committed to ensuring that the operation of Frederick County Public Schools (FCPS) websites, online services, and applications designed for preK-12 school purpose are protected from unauthorized access, destruction, use, modification or disclosure. It is the Board’s expectation that the Superintendent develops the appropriate regulations for the instructional and technology staff to implement and maintain reasonable security procedures and practices to protect covered information and ensure students are not used for targeted advertising based on data collected through the FCPS website or online services, use information to make a profile about a student or sell a student’s information in accordance with provisions established under the Student Data Privacy Act of 2015.

Legal Reference	Annotated Code of Maryland	Education Article	§ 4-131
	Family Educational Rights & Privacy Act (FERPA)	Code of Federal Regulations, Title 20	§ 1232g; 34 CFR Part 99
	Children’s Online Privacy Protection Act (COPPA)	Code of Federal Regulations, Title 16	CFR Part 312
Policy History	Reviewed	Adopted 8/12/15	Revised