

Uncommon Schools Parents' Bill of Rights for Data Privacy & Security

In accordance with New York State Education Law Section 2-d, Uncommon Schools, Inc. ("Uncommon") and its schools (collectively referred to as "Uncommon") sets forth the following Parents' Bill of Rights for Data Privacy and Security. In general, Uncommon uses technology and data about student's education experience to enhance opportunities for learning. Uncommon aims to provide parents with information about how we collect, store and use information about students while maintaining compliance with all legal requirements.

Parents¹, including legal guardians, and Eligible Students can expect the following:

1. A student's personally identifiable information ("PII")² cannot be sold or released for any commercial purposes.
2. Parents have the right to inspect and review the complete contents of their child's education record. This right may not apply to parents of an Eligible Student.
3. State and federal laws such as Education Law § 2-d; the Commissioner of Education's Regulations at 8 NYCRR Part 121, FERPA at 12 U.S.C. 1232g (34 CFR Part 99); Children's Online Privacy Protection Act ("COPPA") at 15 U.S.C. 6501-6502 (16 CFR Part 312); Protection of Pupil Rights Amendment ("PPRA") at 20 U.S.C. 1232h (34 CFR Part 98); and the Individuals with Disabilities Education Act ("IDEA") at 20 U.S.C. 1400 et seq. (34 CFR Part 300); protect the confidentiality of a student's identifiable information.³
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 NYSED is available at www.nysed.gov/data-privacy-security/student-data-inventory and by writing to: Chief Privacy Officer, New York State Education Department, 89 Washington Avenue, Albany, NY 12234.
6. Parents have the right to have complaints about possible breaches of student data addressed.

¹ "Parent" means a parent, legal guardian, or person in parental relation to a student. These rights may not apply to parents of eligible students defined as a student eighteen years or older. "Eligible Student" means a student 18 years and older.

² "Personally identifiable information," as applied to student data, means personally identifiable information as defined in section 99.3 of title thirty-four of the code of federal regulations implementing the family educational rights and privacy act, section twelve hundred thirty-two-g of title twenty of the United States code, and, as applied to teacher or principal data, means "personally identifying information" as such term is used in subdivision ten of section three thousand twelve-c of this chapter.

³ Information about other state and federal laws that protect student data such as the Children's Online Privacy Protection Act, the Protection of Pupil Rights Amendment, and NY's Personal Privacy Protection Law can be found at <http://www.nysed.gov/student-data-privacy/federal-laws-protect-student-data>

- a. Parents may make a written report of a possible breach of student data to the Uncommon Data Protection Officer by email at joe.wojdula@uncommonschoools.org, or by US Mail at Joe Wojdula, Uncommon Schools, 55 Broad St., 3rd Floor, New York, 10004.
 - b. Complaints may also be submitted to the NYS Education Department by mail to: Chief Privacy Officer, New York State Education Department, 89 Washington Avenue, Albany, NY 12234.
7. Parents have the right to be notified in accordance with applicable laws and regulations if a breach or unauthorized release of PII occurs.
8. Educational agency contracts with vendors that receive PII will address statutory and regulatory data privacy and security requirements.