

AN ORDINANCE AMENDING CHAPTER 9, ARTICLE 23, SECTION 9-23.16, ENTITLED “UNAUTHORIZED DISCLOSURE OF ELECTRONIC RECORDS; DISCLOSURE TO FEDERAL AGENCIES; HIGH SCHOOL CREDIT-BEARING COURSES TAKEN IN MIDDLE SCHOOL” OF THE POLICIES OF THE SUFFOLK CITY SCHOOL BOARD — FIRST READING

BE IT ORDAINED, by the School Board of the City of Suffolk, Virginia that Chapter 9, Article 23, Section 9-23.16, entitled “Unauthorized Disclosure of Electronic Records; Disclosure to Federal Agencies; High School Credit-Bearing Courses Taken in Middle School” of the Policies of the Suffolk City School Board, be, and the same is hereby amended to read as follows:

Section 9-23.16. Unauthorized Disclosure of Electronic Records; Disclosure to Federal Agencies; High School Credit-Bearing Courses Taken in Middle School. —

A. In cases in which electronic records containing personally identifiable information are reasonably believed to have been disclosed in violation federal or state law applicable to such information, the school division shall notify, as soon as practicable, the parent of any student affected by such disclosure, except as otherwise provided in Va. Code §§ 32.1-127.1:05 or 18.2-186.6. Such notification shall include the (i) date, estimated date, or date range of the disclosure; (ii) type of information that was or is reasonably believed to have been disclosed; and (iii) remedial measures taken or planned in response to the disclosure.

B. Notwithstanding any other provision of law or policy, no member or employee of the School Board will transmit personally identifiable information, as that term is defined in FERPA and related regulations, from a student's record to a federal government agency or an authorized representative of such agency except as required by federal law or regulation.

~~G. Neither the superintendent nor the School Board shall disclose to the Department of Education or any other person or entity outside of the local school division information that is provided by a parent or student to satisfy the requirements of Home Instruction or subdivision B 1 of Va. Code § 22.1-254. Nothing in this policy prohibits the superintendent from notifying the Superintendent of Public Instruction of the number of students in the school division receiving home instruction.~~

~~C. D.~~ For any high school credit-bearing course taken in middle school, parents may request that grades be omitted from the student's transcript and the student not earn high school credit for the course. The School Board specifies, by regulation, the deadline and procedures for making such a request. Notice of this provision is provided to parents. (Adopted June 9, 2016; Ordinance Number 15/16-110; Effective Date: July 1, 2016)

Legal Authority – Virginia Code §§ 2.2-3704, 2.2-3804, 16.1-260, 16.1-305.1, 16.1-305.2, 22.1-254.1, 22.1-287, 22.1-287.02, 22.1-287.1, 22.1-288, 22.1-288.1, 22.1-288.2, 22.1-289, 23-2.1:3, 32.1-36.1 (1950), as amended.

BE IT FURTHER ORDAINED that all phrases, clauses, sentences, paragraphs, subsections, sections and chapters of the School Board's Policy Manual not amended or repealed shall remain in full force and effect.

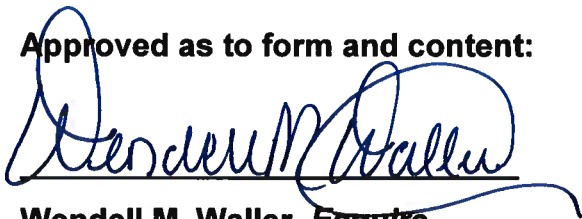
FIRST READING: _____

SECOND READING: _____

EFFECTIVE DATE: _____

TESTE: _____
CLERK

Approved as to form and content:

A handwritten signature in blue ink, appearing to read "Wendell M. Waller", is written over a horizontal line.

Wendell M. Waller, Esquire
School Board Attorney