

Exhibit 6163.4-E(1): Student Use Of Technology

Status: ADOPTED

Original Adopted Date: 06/13/2023 | **Last Reviewed Date:** 06/13/2023

ACCEPTABLE USE AGREEMENT AND RELEASE OF DISTRICT FROM LIABILITY (STUDENTS)

The Los Gatos-Saratoga Union High School District authorizes students to use technology owned or otherwise provided by the district as necessary for instructional purposes. The use of district technology is a privilege permitted at the district's discretion and is subject to the conditions and restrictions set forth in applicable Board policies, administrative regulations, and this Acceptable Use Agreement. The district reserves the right to suspend access at any time, without notice, for any reason.

The district expects all students to use technology responsibly in order to avoid potential problems and liability. The district may place reasonable restrictions on the sites, material, and/or information that students may access through the system.

Each student who is authorized to use district technology and his/her parent/guardian shall sign this Acceptable Use Agreement as an indication that they have read and understand the agreement.

Definitions

District technology includes, but is not limited to, computers, the district's computer network including servers and wireless computer networking technology (wi-fi), the Internet, email, USB drives, wireless access points (routers), tablet computers, smartphones and smart devices, telephones, cellular telephones, personal digital assistants, pagers, MP3 players, wearable technology, any wireless communication device including emergency radios, and/or future technological innovations, whether accessed on or off site or through district-owned or personally owned equipment or devices.

Student Obligations and Responsibilities

Students are expected to use district technology safely, responsibly, and for educational purposes only. The student in whose name district technology is issued is responsible for its proper use at all times. Students shall not share their assigned online services account information, passwords, or other information used for identification and authorization purposes, and shall use the system only under the account to which they have been assigned.

Students are prohibited from using district technology for improper purposes, including, but not limited to, use of district technology to:

1. Access, post, display, or otherwise use material that is discriminatory, libelous, defamatory, obscene, sexually explicit, or disruptive
2. Bully, harass, intimidate, or threaten other students, staff, or other individuals ("cyberbullying")
3. Disclose, use, or disseminate personal identification information (such as name, address, telephone number, Social Security number, or other personal information) of another student, staff member, or other person with the intent to threaten, intimidate, harass, or ridicule that person
4. Infringe on copyright, license, trademark, patent, or other intellectual property rights
5. Intentionally disrupt or harm district technology or other district operations (such as destroying district equipment, placing a virus on district computers, adding or removing a computer program without permission from a teacher or other district personnel, changing settings on shared computers)
6. Install unauthorized software
7. "Hack" into the system to manipulate data of the district or other users
8. Engage in or promote any practice that is unethical or violates any law or Board policy, administrative

regulation, or district practice

Privacy

Since the use of district technology is intended for educational purposes, students shall not have any expectation of privacy in any use of district technology.

The district reserves the right to monitor and record all use of district technology, including, but not limited to, access to the Internet or social media, communications sent or received from district technology, or other uses. Such monitoring/recording may occur at any time without prior notice for any legal purposes including, but not limited to, record retention and distribution and/or investigation of improper, illegal, or prohibited activity. Students should be aware that, in most instances, their use of district technology (such as web searches and emails) cannot be erased or deleted.

All passwords created for or used on any district technology are the sole property of the district. The creation or use of a password by a student on district technology does not create a reasonable expectation of privacy.

Personally Owned Devices

If a student uses a personally owned device to access district technology, he/she shall abide by all applicable Board policies, administrative regulations, and this Acceptable Use Agreement. Any such use of a personally owned device may subject the contents of the device and any communications sent or received on the device to disclosure pursuant to a lawful subpoena or public records request.

Reporting

If a student becomes aware of any security problem (such as any compromise of the confidentiality of any login or account information) or misuse of district technology, he/she shall immediately report such information to the teacher or other district personnel.

Consequences for Violation

Violations of the law, Board policy, or this agreement may result in revocation of a student's access to district technology and/or discipline, up to and including suspension or expulsion. In addition, violations of the law, Board policy, or this agreement may be reported to law enforcement agencies as appropriate.

Student Acknowledgment

I have received, read, understand, and agree to abide by this Acceptable Use Agreement and other applicable laws and district policies and regulations governing the use of district technology. I understand that there is no expectation of privacy when using district technology. I further understand that any violation may result in loss of user privileges, disciplinary action, and/or appropriate legal action.

Name: _____ Grade: _____
(Please print)

School: _____

Signature: _____ Date: _____

Parent or Legal Guardian Acknowledgment

If the student is under 18 years of age, a parent/guardian must also read and sign the agreement.

As the parent/guardian of the above-named student, I have read, understand, and agree that my child shall comply with the terms of the Acceptable Use Agreement. By signing this Agreement, I give permission for my child to use district technology and/or to access the school's computer network and the Internet. I understand that, despite the district's best efforts, it is impossible for the school to restrict access to all offensive and controversial materials. I agree to release from liability, indemnify, and hold harmless the school, district, and district personnel against all claims, damages, and costs that may result from my child's use of district technology or the failure of any technology

protection measures used by the district. Further, I accept full responsibility for supervision of my child's use of his/her access account if and when such access is not in the school setting.

Name: _____ Date: _____
(Please print)

Signature: _____

Policy Reference Disclaimer: These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

State References

	Description
Ed. Code 49073.6	Student records; social media
Ed. Code 51006	Computer education and resources
Ed. Code 51007	Programs to strengthen technological skills
Ed. Code 60044	Prohibited instructional materials
Pen. Code 313	Harmful matter
Pen. Code 502	Computer crimes; remedies
Pen. Code 632	Eavesdropping on or recording confidential communications
Pen. Code 653.2	Electronic communication devices; threats to safety

Federal References

	Description
15 USC 6501-6506	Children's Online Privacy Protection Act
16 CFR 312.1-312.12	Children's Online Privacy Protection Act
20 USC 7101-7122	Student Support and Academic Enrichment Grants
20 USC 7131	Internet Safety
47 CFR 54.520	Internet safety policy and technology protection measures; E-rate discounts
47 USC 254	Universal service discounts (E-rate)

Management Resources References

	Description
Court Decision	New Jersey v. T.L.O. (1985) 469 U.S. 325
CSBA Publication	Cyberbullying: Policy Considerations for Boards, Policy Brief, July 2007
Federal Trade Commission Publication	How to Protect Kids' Privacy Online: A Guide for Teachers, December 2000
Website	CSBA District and County Office of Education Legal Services - https://simbli.eboardsolutions.com/SU/UdykszdmPETuDsIshXk6R5akQ==
Website	California Coalition for Children's Internet Safety - https://simbli.eboardsolutions.com/SU/a1CbmyplBtN39tsoqi9eA==
Website	Center for Safe and Responsible Internet Use - https://simbli.eboardsolutions.com/SU/SYNvZCFDU9rOyHBP2bWINA==
Website	Federal Trade Commission, Children's Online Privacy Protection - https://simbli.eboardsolutions.com/SU/eQpViE31H157EJ2W3Pr6hg==
Website	American Library Association - https://simbli.eboardsolutions.com/SU/ziXdKiQzPM5Znufeakplus7jQ==
Website	Federal Communications Commission - https://simbli.eboardsolutions.com/SU/rFmFn0jtpluslshkbn8jDPcllg==

Website California Department of Education - <https://simbli.eboardsolutions.com/SU/os2jq5DcA2RawmY2VZ5FZQ==>

Website U.S. Department of Education - <https://simbli.eboardsolutions.com/SU/XcSsJimoslsh3XhJKy4tplus7wplusA==>

Website CSBA - <https://simbli.eboardsolutions.com/SU/W3QxkK2FPsDsQBnMIENxGg==>

Cross References

Description

0440 District Technology Plan - <https://simbli.eboardsolutions.com/SU/Vokv7RecG8JROUvNw4pAyg==>

0440 District Technology Plan - <https://simbli.eboardsolutions.com/SU/Sw70oglmNKNGR9dOQvhguA==>

1113 District And School Web Sites - <https://simbli.eboardsolutions.com/SU/Zqs2xSfN3gFpslshn46tBFpZg==>

1113 District And School Web Sites - <https://simbli.eboardsolutions.com/SU/ltP5YVWSPJ1plusBrPiO8eHA==>

1113-E(1) District And School Web Sites - <https://simbli.eboardsolutions.com/SU/lQRRnZBNodwDV3plUHPzGA==>

1114 District-Sponsored Social Media - <https://simbli.eboardsolutions.com/SU/3UDd6AaVvjfslshYFGU8WcdsQ==>

1114 District-Sponsored Social Media - <https://simbli.eboardsolutions.com/SU/6zplus4hplus6PhkG2tJMs9H0AjA==>

3260 Fees And Charges - <https://simbli.eboardsolutions.com/SU/6BjUT7NEAQ6gkYvYoWIWdw==>

3260 Fees And Charges - <https://simbli.eboardsolutions.com/SU/iwo2nxS3tyR8xYPKcfAQfQ==>

3512 Equipment - <https://simbli.eboardsolutions.com/SU/zz6M6GSCPux2odQlslshgPoXA==>

3512-E PDF(1) Equipment - <https://simbli.eboardsolutions.com/SU/9h5iK9m876r1F7slshXrhvStw==>

4040 Employee Use Of Technology - <https://simbli.eboardsolutions.com/SU/dd6J1BWplusWrBPCT4Y4sjuPQ==>

4040-E(1) Employee Use Of Technology - <https://simbli.eboardsolutions.com/SU/ND8Tpy3vF06M9ZpZMGmuyQ==>

4131 Staff Development - <https://simbli.eboardsolutions.com/SU/RxRdffqvutlqWajq7gMnPw==>

5125 Student Records - <https://simbli.eboardsolutions.com/SU/RWd4sqAgmKRMlslH66Ggbw==>

5125 Student Records - <https://simbli.eboardsolutions.com/SU/Vxhx96WM0FklcN66LgXnuw==>

5125.2 Withholding Grades, Diploma Or Transcripts - <https://simbli.eboardsolutions.com/SU/GcKlwyphrsIshR1zGXcNyGWMQ==>

5131 Conduct - <https://simbli.eboardsolutions.com/SU/98PNQIABq0rqlrN5vVdwQ==>

5131 Conduct - <https://simbli.eboardsolutions.com/SU/TlSt8JrZVl4p9AnrlneS1w==>

5131.2 Bullying - <https://simbli.eboardsolutions.com/SU/t6wl2kPs5UxuFKCOOdxBsA==>

5144 Discipline - <https://simbli.eboardsolutions.com/SU/aFJTwb7FEbBdq6duUTDeplusA==>

5144	Discipline - https://simbli.eboardsolutions.com/SU/WNF3VYYjPUoNGDDfPGCQUg==
5144-E PDF(1)	Discipline - https://simbli.eboardsolutions.com/SU/FjwJPDh1EAAtZXrydsXdbrQ==
5144.1	Suspension And Expulsion/Due Process - https://simbli.eboardsolutions.com/SU/9TC6LJxYiFM8MfCTnr1THw==
5144.1	Suspension And Expulsion/Due Process - https://simbli.eboardsolutions.com/SU/AzMO92DyuHCyVeFeasEpAg==
5144.2	Suspension And Expulsion/Due Process (Students With Disabilities) - https://simbli.eboardsolutions.com/SU/mSsMd1cS6HlnF4Vahi8hGA==
5145.12	Search And Seizure - https://simbli.eboardsolutions.com/SU/Alpk1TbX87ZIKy3rT5YT7Q==
5145.12	Search And Seizure - https://simbli.eboardsolutions.com/SU/x5M6AkZxqweUJURoplussEXEw==
5145.3	Nondiscrimination/Harassment - https://simbli.eboardsolutions.com/SU/vzdubpjO4dIYslshHuplusPBYhNg==
5145.3	Nondiscrimination/Harassment - https://simbli.eboardsolutions.com/SU/F2XO6tIkplusQlz6Fhm1vcrRQ==
5145.3-E PDF(1)	Nondiscrimination/Harassment - https://simbli.eboardsolutions.com/SU/z5HR4LySaKCbplusAZ983YfbQ==
5145.7	Sexual Harassment - https://simbli.eboardsolutions.com/SU/F2plusEyc1cmplusNk0MioVwmZFW==
5145.7	Sexual Harassment - https://simbli.eboardsolutions.com/SU/IYslsh9Jo0eBHyf1QslshEHuxCDA==
5145.9	Hate-Motivated Behavior - https://simbli.eboardsolutions.com/SU/vbM0fGHFeroTi4vcZ46c1A==
6142.8	Comprehensive Health Education - https://simbli.eboardsolutions.com/SU/9Zsa322LYt47DQ5hCB7sLg==
6142.8	Comprehensive Health Education - https://simbli.eboardsolutions.com/SU/k060rtcsz6CI7uzHAOOuRQ==
6162.6	Use Of Copyrighted Materials - https://simbli.eboardsolutions.com/SU/28MHX4xiBl3BWjKitLqugg==
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6162.8	Research - https://simbli.eboardsolutions.com/SU/8dpluspezND9mslshlnsQrPHjOKA==
6163.1	Library Media Centers - https://simbli.eboardsolutions.com/SU/OhwplusedY5jHtyPwBirxUsmQ==