



Parents Bill Of Rights for Vendors Working With Capital Region BOCES

Albany-Schoharie-Schenectady-Saratoga BOCES (Capital Region BOCES), in recognition of the risk of identity theft and unwarranted invasion of privacy, affirms its commitment to safeguarding student personally identifiable information (PII) in educational records from unauthorized access or disclosure in accordance with State and Federal law. BOCES establishes the following parental bill of rights:

- Student PII will be collected and disclosed only as necessary to achieve educational purposes in accordance with State and Federal Law.
- A student's personally identifiable information cannot be sold or released for any marketing or commercial purposes by BOCES or any a third party contractor. BOCES will not sell student personally identifiable information and will not release it for marketing or commercial purposes, other than directory information released by BOCES in accordance with BOCES policy;
- Parents have the right to inspect and review the complete contents of their child's education record (for more information about how to exercise this right, see 5500-R);
- State and federal laws, such as NYS Education Law §2-d and the Family Educational Rights and Privacy Act, protect the confidentiality of students' personally identifiable information. Safeguards associated with industry standards and best practices, including but not limited to, encryption, firewalls, and password protection, must be in place when data is stored or transferred;
- A complete list of all student data elements collected by the State Education Department is available for public review at <http://nysed.gov/data-privacy-security> or by writing to: Chief Privacy Officer, New York State Education Department, 89 Washington Avenue, Albany, NY 12234.
- Parents have the right to have complaints about possible breaches and unauthorized disclosures of student data addressed. Complaints should be directed to the Data Protection Officer, 518-464-5139, DPO@neric.org, Capital Region BOCES, 900 Watervliet-Shaker Rd., Albany NY 12205. Complaints can also be directed to the New York State Education Department online at <http://nysed.gov/data-privacy-security> by mail to the Chief Privacy Officer, New York State Education Department, 89 Washington Avenue, Albany, NY 12234 or by email to privacy@mail.nysed.gov or by telephone at 518-474-0937.
- Parents have the right to be notified in accordance to applicable laws and regulations if a breach or unauthorized release of their student's PII occurs.
- Parents can expect that educational agency workers who handle PII will receive annual training on applicable federal and state laws, regulations, educational agency's policies and safeguards which will be in alignment with industry standards and best practices to protect PII.

In the event that BOCES engages a third party provider to deliver student educational services, the contractor or subcontractors will be obligated to adhere to State and Federal Laws to safeguard student PII. Parents can request information about third party contractors by contacting the Data Protection Officer, 518-464-5139, DPO@neric.org, 900 Watervliet-Shaker Rd., Albany NY 12205, or can access the information on the Capital Region BOCES website www.capitalregionboces.org.

Vendor/Company Name: The News Literacy Project

Signature: Shaelynn Farnsworth

Title: Senior Director of Education Partnership Strategy

Date: 5/29/22

Exhibit "L"

Supplemental Information

Pursuant to Education Law § 2-d and § 121.3 of the Regulation of the Commissioner of Education, each educational agency is required to post information to its website about its contracts with third-party contractors that will be provided access to or receive student data and/or APPR data. In this agreement, the third-party contractor is referred to as the provider.

Provider Name: The News Literacy Project Inc.

Type(s) of Data

The provider will receive and/or have access to the following types of data:

- Student Data
- APPR DATA

Exclusive Purpose(s) Details

Student data and/or APPR data will be used by the third-party contractor to provide **Checkology, an e-learning platform with engaging, authoritative lessons on subjects like news media bias, misinformation, conspiratorial thinking and more. Learners develop the ability to identify credible information, seek out reliable sources and apply critical thinking skills to separate fact-based content from falsehoods.** Student data and/or APPR data will not be used for any other purposes.

Subcontractor Details

A "subprocessor" is sometimes referred to as a "subcontractor". This term means a party who the provider uses for data collection, analytics, storage, or other service to operate and/or improve its service, and who has access to student data. If the provider plans to use subcontractors, the provider will enter into written agreements with all subprocessors. Additionally, the provider will examine the data privacy and security measures of its subprocessors. Subprocessors must protect student data in a manner no less stringent than the terms outlined in the provider's data privacy agreement with the educational agency.

Contract Duration

Information about the Data Privacy Agreement and Service Agreement durations, including the contracts' expiration dates, is on the educational agency's A4L SDPC Resource Registry website. The Resource Registry is the site that houses this Supplemental Information.

Data Transition and Secure Destruction

Upon written request from the educational agency, the provider shall dispose of or provide a mechanism for the educational agency to transfer student data obtained under the service agreement, within ninety (90) days of the request. The provider is prohibited from retaining disclosed student data or continuing to access student data beyond the term of the service agreement unless such retention is expressly authorized for a prescribed period by the service agreement, necessary for purposes of facilitating the transfer of disclosed student data to the educational agency, or expressly required by law.

Upon termination of the data privacy agreement, if no written request from the Educational agency is received, the provider shall dispose of all student data after providing the Educational agency with ninety (90) days prior notice.

Data Accuracy Information

Parents or eligible students can challenge the accuracy of student data provided by an educational agency to a provider by contacting the student's district of residence regarding procedures for requesting amendment of education records under the Family Educational Rights and Privacy Act (FERPA). Teachers or principals may be able to challenge the accuracy of APPR data by following the appeal process in their employing school district's applicable APPR Plan.

Security Practices Information

Student data and APPR data is stored within the United States and/or Canada only.

The provider utilizes administrative, physical, and technical safeguards designed to protect student data and APPR data from unauthorized access, disclosure, acquisition, destruction, use, or modification. The provider must implement security practices that are in alignment with the NIST Cybersecurity Framework v1.1 or any update to this Framework that is adopted by the New York State Department of Education. The provider uses industry standard security measures including encryption protocols that comply with New York law. The provider encrypts student data and APPR data at rest and in transit.