[See POLICY ALERT No. 238]

2361.6 UNAUTHORIZED AUDIO AND/OR VIDEO RECORDING

The Board of Education believes a student or school staff member should not be subject to having an audio and/or video recording taken of a student or school staff member for any purpose without the consent of the parent of the student or the school staff member. In addition to protecting the privacy rights of students and school staff members, the Board recognizes unauthorized audio and/or video recordings can be disruptive to the educational program. The Board adopts this Policy prohibiting the use of any electronic recording device (ERD) by any person, including a student or school staff member, to audio and/or video record a student, school staff member, or any person during school hours and during school-sponsored activities without the consent of the parent of the student or the school staff member. This does not include the use of an ERD by a person for audio and/or video recording a student or staff member who is participating in a school-sponsored activity that is open to the general public.

For the purpose of this Policy, an "electronic recording device (ERD)" means any device with the capability to audio and/or video record.

A student or school staff member may be permitted to audio and/or video record a student or a school staff member using an ERD for an educational purpose when under the direct supervision of a school staff member or employee of the Board with prior authorization from the Principal or designee.

Nothing in this Policy shall prohibit a student from using an ERD for the purpose of audio and/or video recording as documented in a classified student's individualized education plan (IEP) or a plan developed under Section 504 of the "Rehabilitation Act of 1973", 29 USC 794. A student may use an ERD to monitor or address a health condition with prior permission from the Principal or designee, in consultation with the school nurse, to be documented in the student's individualized health care plan.

The Superintendent or designee will take appropriate action if a person violates this Policy.

N.J.S.A. 2C:33-19.

Adopted:



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