

MIDDLETOWN AREA SCHOOL DISTRICT

SECTION: PUPILS

TITLE: PROTECTION OF PUPIL
RIGHTS - INSTRUCTIONAL
MATERIALS AND SURVEYS

ADOPTED: November 11, 1996

REVISED: May 21, 2007

236. PROTECTION OF PUPIL RIGHTS - INSTRUCTIONAL MATERIALS AND SURVEYS	
1. Purpose	This policy sets forth guidelines by which students rights are to be determined consistent with law.
2. Authority 20 U.S.C. Sec. 1232h	The Board has the authority and responsibility to establish reasonable rules and regulations for the conduct and deportment of students of the district. At the same time, no student shall be deprived of equal treatment and equal access to the educational program, due process, a presumption of innocence, and free expression and association, in accordance with these guidelines.
3. Guidelines 20 U.S.C. Sec. 1232h Title 22 Sec. 4.4	<p>No student shall be required (without the prior written consent of the student, if emancipated or over eighteen (18) years of age, or without the prior written consent of the parent/guardian for those students under eighteen (18) years of age) as a part of any applicable program to submit to a survey, analysis, or evaluation that reveals information concerning:</p> <ol style="list-style-type: none"> 1. Political affiliations. 2. Mental and psychological problems potentially embarrassing to the student or his/her family. 3. Sexual behavior and attitudes. 4. Illegal, antisocial, self-incriminating and demeaning behavior. 5. Critical appraisals of other individuals with whom respondents have close family relationships. 6. Legally recognized privileged and comparable relationships, such as those of lawyers, physicians, and ministers. 7. Income (other than that required by law to determine eligibility for participation in a program or for receiving financial assistance under such program).

236. PROTECTION OF PUPIL RIGHTS –
INSTRUCTIONAL MATERIALS AND SURVEYS - Pg. 2

<p>Pol. 105.1</p>	<p>However, such survey, analysis or evaluation may be conducted on a wholly voluntary basis provided that the student and his/her parents/guardians have been notified of their rights and of their right to inspect all materials related to the survey, analysis or evaluation.</p> <p>All instructional material, including teacher's manuals, films, tapes, or other supplementary instructional material, which will be used in connection with any survey, analysis or evaluation, shall be available for inspection by the parents/guardians of the children.</p> <p>Surveys that are conducted anonymously do not require prior parental approval, but are to be considered voluntary in nature.</p> <p>Requests from outside agencies or institutions to conduct surveys, analyses or evaluations involving students of the district must conform to the following procedures:</p> <ol style="list-style-type: none">1. Requests for such data gathering activities shall be submitted to the Assistant Superintendent.2. Requests shall include the following:<ol style="list-style-type: none">a. Nature and purpose of the data collection activity.b. Specific data to be collected.c. Procedures to be utilized for data collection.3. Data collected shall be anonymous, unless written parental permission has been obtained (or student permission if the student qualifies as an adult student).4. A copy of the results of the survey, analysis or evaluation shall be provided to the district as soon as available.
<p>4. Delegation of Responsibility</p>	<p>The Superintendent shall develop and promulgate administrative procedures consistent with law and Board policy to ensure that effective notice of their rights under this policy is given to parents/guardians and students.</p>

236. PROTECTION OF PUPIL RIGHTS –
INSTRUCTIONAL MATERIALS AND SURVEYS - Pg. 3

References:

State Board of Education Regulations – 22 PA Code Sec. 4.4

No Child Left Behind Act of 2001 – 20 U.S.C. Sec. 1232h

Board Policy – 105.1