

# FAIRVIEW SCHOOL DISTRICT

SECTION: PUPILS

TITLE: STUDENT RIGHTS AND RESPONSIBILITIES

ADOPTED: June 20, 1994

REVISED: December 18, 2006

	<p>235. STUDENT RIGHTS AND RESPONSIBILITIES</p>
<p>1. Purpose</p>	<p>This policy sets forth guidelines by which student rights and responsibilities are determined, consistent with law and regulations.</p>
<p>2. Definition</p>	<p><b>Personal information</b> means individually identifiable information including student's or parent's/guardian's name, address, telephone number, or social security number.</p>
<p>3. Authority SC 510 Title 22 Sec. 12.3</p>	<p>The Fairview Board of School Directors has the authority to make reasonable and necessary rules governing the conduct of students in school. The rule making power, however, is not unlimited; it must operate within statutory and constitutional restraints. The Board has only those powers which are enumerated in the laws of the Commonwealth, or which may reasonably be implied or necessary for the orderly operation of the school. 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 Board policy and school rules.</p>
<p>Title 22 Sec. 12.3</p>	<p>The Board may not make rules which are arbitrary, capricious or outside their grant of authority from the General Assembly. The rules must stand the test of fairness and reasonableness. A rule is generally considered reasonable if it uses a rational means of accomplishing some legitimate school purpose.</p> <p>School rules are assumed to be reasonable until they are rescinded or waived. Students, therefore, should obey school rules while working through channels to help change those of which they do not approve.</p>
<p>Pol. 218 AP 218</p>	<p>The Board believes that the school should be one place in society where there is no compromise with dishonesty. Therefore, the Board has adopted an Ethics Code, and the Fairview School Community Ethics Pledge as part of this policy. Violations of the pledge shall be subject to discipline in accordance with Board policy.</p> <p>Surveys conducted by outside agencies, organizations and individuals shall be approved by the board, based on the Superintendent's recommendation, prior to administration to students.</p>





<p>Title 22 Sec. 12.12</p> <p>Title 22 Sec. 12.12 42 P.S. Sec. 5945, 8337</p> <p>Pol. 806</p>	<p>Information received in confidence from a student may be revealed to the student's parent/guardian, building principal or other appropriate authority by the staff member who received the information when the health, welfare or safety of the student or other persons clearly is in jeopardy.</p> <p>Use of a student's confidential communication to school personnel in legal proceedings is governed by statutes and regulations appropriate to the proceedings.</p> <p>In qualifying circumstances, a staff member may reveal confidential information to the building principal and other appropriate authorities.</p> <p>In qualifying circumstances, the building principal or Superintendent may reveal confidential information to a student's parent/guardian and other appropriate authorities, including law enforcement personnel.</p> <p>An exception to the above is information revealed by the student concerning child abuse, neglect, or injury, which the recipient is under legal duty to report to the authorities.</p> <p><u>Ethics Code</u></p> <p>The Fairview School District is a community of students, teachers, administrators, staff, parents/guardians, Board members, and Fairview residents. Together our mission is to empower ourselves to realize our potential for excellence, character growth, and responsible citizenship. Understanding that this mission can be achieved only through the cooperative efforts of the whole, we all must foster an environment where integrity, honesty, and responsibility prevail.</p> <p>Let us, then, pledge to do what is right and good because we respect ourselves and others.</p> <p style="text-align: center;"><b>The Fairview School Community Ethics Pledge</b></p> <p><b>As a member of the Fairview School Community, I pledge to conduct myself at all times with honor, integrity and pride in myself, my family, my school, and my community. As a person of honor:</b></p> <p><b>I will respect academic honesty</b> in all my scholastic efforts. I will at all times strive to reach the highest academic achievement of which I am capable. I will <b>not</b> cheat, plagiarize, represent the work of others as my own, or allow others to copy my work.</p>
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<p>20 U.S.C. Sec. 1232h</p> <p>5. Delegation of Responsibility</p> <p>20 U.S.C. Sec. 1232h</p> <p>Title 22 Sec. 12.3</p>	<p>6. Legally recognized privileged or analogous relationships, such as those with lawyers, physicians, and ministers.</p> <p>7. Religious practices, affiliations, or beliefs of the student or parent/guardian.</p> <p>8. Income, other than that required by law to determine eligibility for participation in a program or for receiving financial assistance under such program.</p> <p>However, such survey, analysis or evaluation may be conducted on a voluntary basis, provided that the student and parent/guardian have been notified of their right to inspect all related materials and to opt the student out of participation.</p> <p>The district shall implement procedures to protect student identity and privacy when a survey contains any of the restricted subject areas listed above.</p> <p><u>Collection Of Information For Marketing</u></p> <p>The parent/guardian has the right to inspect the material and opt out the student from participating in any activity that results in the collection, disclosure or use of personal information for purposes of marketing or selling that information. This does not apply to the collection, disclosure or use of personal information collected from students for the exclusive purpose of developing, evaluating, or providing educational products or services for or to students.</p> <p>The Superintendent or designee shall develop and promulgate procedures consistent with law and Board policy to ensure that student rights under specific conditions are properly recognized and maintained.</p> <p>The Superintendent or designee shall annually notify the parent/guardian concerning:</p> <ol style="list-style-type: none"> <li>1. Contents of this policy and its availability.</li> <li>2. Contents of the Code of Student Conduct.</li> <li>3. Approximate dates that any surveys requesting personal information may be scheduled.</li> <li>4. Procedures to request access to survey instruments prior to administration.</li> <li>5. Procedures for opting students out of participation in surveys.</li> </ol>
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References:

School Code – 24 P.S. Sec. 510

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

State Board of Education Regulations – 22 PA Code Sec. 4.4, 12.1, 12.2, 12.3, 12.4, 12.9, 12.12, 12.41, 403.1

PA Statutes, Title 42, Judiciary and Judicial Procedure – 42 P.S. Sec. 5945, 8337

Board Policy – 105.1, 207, 218, AP 218, 221, 806 and AP707.1