

**ANNUAL NOTIFICATION OF RIGHTS UNDER THE PROTECTION OF PUPIL  
RIGHTS AMENDMENT (PPRA)**

Mountain Home School District No. 193 (MHSD) recognizes that student privacy is an important concern of parents and wishes to ensure that student privacy is protected pursuant to the Protection of Pupil Rights Amendment (PPRA), 20 U.S.C. § 1232h.

PPRA affords parents and students age eighteen (18) or older (“eligible students”) certain rights regarding this school district’s conduct of surveys, collection, and use of information for marketing purposes, and certain physical exams. These include the right to: (These rights transfer to from the parents to a student who is 18 years of age.)

- Consent before students are required to submit to a survey that concerns one or more of the following protected areas (“protected information survey”) if the survey is funded in whole or in part by a program of the U.S. Department of Education (ED):
  1. Political affiliations or beliefs of the student or student’s parent;
  2. Mental and/or psychological problems of the student or student’s family, or potentially embarrassing to the student or the student’s family;
  3. Sex behavior and/or attitudes;
  4. Illegal, anti-social, self-incriminating, or demeaning behavior;
  5. Critical appraisals of others with whom respondents have close family relationships;
  6. Legally recognized privileged or analogous relationships, such as those of lawyers, doctors, or ministers;
  7. Religious practices, affiliations, or beliefs of the student or parents; or
  8. Income, other than as required by law to determine program eligibility for participation in a program or for receiving financial assistance under such program.
- Receive notice and an opportunity to opt a student out of:
  1. Any other protected information survey, regardless of funding;
  2. Any non-emergency, invasive physical exam or screening required as a condition of attendance, administered by the school or its agent, and not necessary to protect the immediate health and safety of a student, except for hearing, vision, or scoliosis screenings, or any physical exam or screening permitted or required under State law; and
  3. Activities involving collection, disclosure, or use of personal information obtained from students for marketing, or to sell, or otherwise distribute the information to others.
- Inspect, upon request and before administration or use:
  1. Protected information surveys of students;
  2. Instruments used to collect personal information from students for any of the above marketing, sales, or other distribution purposes; and
  3. Instructional material used as part of the educational curriculum.

**Protection of Pupil Rights Act (PPRA) – Protection of Student Data, Student Privacy, & Parental Access to Information – Annual Notice - *continued* Page 2 of 2**

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MHSD adopted a policy, in consultation with parents, regarding these rights, as well as arrangements to and recognizing the importance of protecting student privacy in the administration of protected information surveys and the collection, disclosure, or use of personal information for marketing, sales, or other distribution purposes. MHSD will notify parents of this policy annually, at the start of each school year, and after any substantive changes. The District will also directly notify through the school district website, Mountain Home Newspaper, and during registration, parents of students who are scheduled to participate in the specific activities or surveys noted below and will provide an opportunity for the parent to opt his or her child out of participation of the specific activity or survey. MHSD will make this notification to parents at the beginning of the school year if the District has identified the specific or approximate dates of the activities or surveys at the time. For surveys and activities scheduled after the school year starts, parents will be provided reasonable notification of the planned activities and surveys listed below, and will be provided an opportunity to opt their child out of such activities and surveys. Parents will also be provided an opportunity to review any pertinent surveys. Following is a list of the specific activities and surveys covered under this requirement:

- Collection, disclosure, or use of personal information for marketing, sales, or other distribution
- Administration of any protected information survey not funded in whole or in part by ED
- Any non-emergency, invasive physical examination or screening as described above

Parents/eligible students who believe their rights have been violated may file a complaint with:

Family Policy Compliance Office  
U.S. Department of Education  
400 Maryland Avenue, S.W.  
Washington, D.C. 20202-5901



**LEGAL REFERENCE:**

Idaho Code Section 33-133 – Definitions – Student Data – Use and Limitations – Penalties

PPRA: <http://familypolicy.ed.gov/ppra>

20 U.S.C. § 1232h

34 CFR Part 98

**ADOPTED:** April 18, 2006  
Revised: November 15, 2016

Revised: November 18, 2008

Revised: April 17, 2012