

POLICY

2010

7242

Students

SUBJECT: Military Recruiters' Access to High School Students and Information on Students

In compliance with the No Child Left Behind Act of 2001 (NCLB), the District shall give military recruiters the same access to secondary school students as the District provides to postsecondary institutions or to prospective employers.

In addition, in compliance with the Elementary and Secondary Education Act of 1965, as amended by the NCLB and the National Defense Authorization Act, and in accordance with the Family Educational Rights and Privacy Act (FERPA), the School District shall comply with a request by a military recruiter for secondary students' names, addresses, and telephone listings, unless a particular student's parent or the student has "opted out" from disclosure of that student's contact information.

Under FERPA, the School District must provide notice to parents and "eligible students" (i.e., students age 18 or older) of the types of student information (if any) that it releases publicly without prior consent. This type of information, commonly referred to as "directory information," includes but is not limited to such items as students' names, addresses, and telephone listings. The District's directory information notice must include an explanation of the right to request that the student's directory information not be disclosed without the prior written consent of the parent or eligible student.

The law further requires the District to notify parents and eligible students that the District routinely discloses students' names, addresses, and telephone listings to military recruiters upon request, subject to a parent's or student's request not to disclose such information. A single notice provided through a mailing, student handbook, or other method that is reasonably calculated to inform parents and eligible students of the above information is sufficient to satisfy the parental notification requirements of both FERPA and the NCLB. The notification shall advise parents and eligible students about how to opt out from the public, nonconsensual disclosure of directory information and the method and timeline within which to do so.

If a parent or eligible student opts out of providing directory information (or any subset of such information) to third parties, the opt-out relating to the student's name, address, or telephone listing applies to military recruiters as well. For example, if the opt-out states that telephone numbers will not be disclosed to the public, the District may not disclose telephone numbers to military recruiters. Parents and students (of any age) may opt out from having the student's name, address and telephone listing disclosed to military recruiters, regardless of whether the student's parent, or student himself or herself (if an "eligible student" under FERPA) has instructed the District not to disclose the student's directory information to the general public.

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The Superintendent/designee shall ensure that appropriate notification is provided to parents and eligible students informing them of their right to opt-out from the release of designated directory information without prior written consent.

Elementary and Secondary Education Act of 1965 Section 9528
20 United States Code (U.S.C.) Section 7908as amended by the No Child Left Behind Act of 2001
National Defense Authorization Act Section 544
10 United States Code (U.S.C.) Section 503
Family Educational Rights and Privacy Act of 1974
20 United States Code (U.S.C.) Section 1232(g)
34 Code of Federal Regulations (C.F.R.) Section 300.571
Education Law Section 2-a

Adopted: 02/08/10