

AASA Student and Child Privacy Center: Privacy Primer (July 2023)

Family Educational Rights and Privacy Act (FERPA)	
High-Level Overview:	Requires schools to protect the privacy of education records and to give parents (and eligible students) access to them.
Applicability to LEAs:	Directly regulates LEA data governance and transparency
Key Provisions:	ACCESS: Guarantees parents (& eligible students) access to education records PRIVACY: Prevents unauthorized disclosure of education records without consent or very specific safeguards
Frequent LEA Concerns:	LEAs often need expert assistance to navigate FERPA because many of its requirements exist not in the law itself, but are rather found in accompanying regulations, USED guidance documents, complaint letters, etc.

Protection of Pupil Rights Amendment (PPRA)	
High-Level Overview:	Regulates certain data collection from students (mostly surveys) and requires schools to give parents access to instructional materials upon request.
Applicability to LEAs:	Directly regulates LEAs
Key Provisions:	Requires schools to: - Notify parents and let them opt-in or opt-out of surveys, especially when asking about: - Political affiliations; that required by law to determine eligibility for participation in a (giving financial assistance under such program.). that personal information will be collected, used, or disclosed for that are scheduled to participate in physical exams - Give parents access to instructional materials upon request
Frequent LEA Concerns:	- PPRA is less well-known than FERPA, so LEA staff may be unfamiliar with its requirements. - Sometimes limits LEA ability to do social-emotional learning (SEL), school climate, and

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	student interest surveys without parent notice and consent.
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Children's Online Privacy Protection Act (COPPA)	
High-Level Overview:	• Parental consent required before companies collect personal information from children under 13.
Applicability to LEAs:	• Doesn't directly regulate LEAs • Often regulates school technology providers (including edtech companies)
Key Provisions:	• Requires companies to obtain verifiable parental consent before collecting or disclosing data <i>from</i> children under 13 (not data