



# SACRAMENTO CITY UNIFIED SCHOOL DISTRICT BOARD OF EDUCATION

Agenda Item# 8.3

**Meeting Date:** August 11, 2022

**Subject:** Student Use of Technology, Board Policy 6163.4

- Information Item Only
- Approval on Consent Agenda
- Conference (for discussion only)
- Conference/First Reading (Action Anticipated: \_\_\_\_\_)
- Conference/Action
- Action
- Public Hearing

**Division:** Technology Services

**Recommendation:** Approve revisions to Board Policy 6163.4

**Background/Rationale:** Technological resources should be used in a safe and responsible manner in support of the instructional program and for the advancement of student learning. Further, technological resources enhance employee performance by offering effective tools to assist in providing a quality instructional program; facilitating communications with parents/guardians, students, and the community; supporting district and school operations; and improving access to an exchange of information.

In order to ensure the appropriate use of technology revisions are necessary. No prior updates to the Board Policy have occurred since 2018. Such updates include language in the CSBA Gamut model policies.

**Documents Attached:**

1. Executive Summary
2. BP 6163.4

<p><b>Estimated Time of Presentation:</b> 5 Minutes <b>Submitted by:</b> Bob Lyons, Chief Information Officer <b>Approved by:</b> Jorge A. Aguilar, Superintendent</p>
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# Board of Education Executive Summary

## Technology Services

Revision to Board Policy (BP) 6163.4: Student Use of Technology

August 11, 2022



### I. Overview/History of Department or Program

Technological resources should be used in a safe and responsible manner in support of the instructional program and for the advancement of student learning. Further, technological resources enhance employee performance by offering effective tools to assist in providing a quality instructional program; facilitating communications with parents/guardians, students, and the community; supporting district and school operations; and improving access to an exchange of information.

Board Policy 6163.4 was last revised in 2018. The proposed revisions to the policy is based on the updates provided by the California School Boards Association (CSBA).

The revised board policy include provisions defining technology and notifying students of the District’s monitoring the usage of such technology.

### II. Driving Governance:

California Education Code section 51006 provides in relevant part that “[t]he Legislature finds that the increasing integration of computers and computer technology into our economy has profound implications for our society, and equally important implications for state educational policy.”

California’s Penal Code sections 502, 632, and 653.2 pertains to computer crimes, eavesdropping on or recording confidential communications, and electronic communication devices.

### III. Budget:

The proposed policy is intended to address District students’ use of technology. There is no direct budget impact from the revisions to this policy.

### IV. Goals, Objectives and Measures:

Pursuant to the District’s LCAP Goals, this Board Policy meets “Operational Excellence.” The goal is to ensure that District technology is used in a safe and responsible manner for the advances of student learning and supporting District and school operations.

### V. Major Initiatives:

This Board Policy is critical to improve access to an exchange of information and establish regulations to use technology.

### VI. Results:

Approval of revision to Board Policy 6163.4. Ensure compliance with state and federal law.

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### VII. Lessons Learned/Next Steps:

Adoption of revised Board Policy concerning student use of technology. Information and correspondences concerning this matter have previously been shared with the District. Further updates will be provided as necessary.

**Policy 6163.4: Student Use Of Technology**

**Status:** ADOPTED

**Original Adopted Date:** 07/01/2007 | **Last Revised Date:** 07/01/2015 | **Last Reviewed Date:** 07/01/2015

~~The Governing Board recognizes that information technology tools and content support and advance the district's educational mission. Every effort shall be made to provide equal access to technology throughout the district's schools and classes, and wherever students are expected or required to access technology resources to complete coursework or participate in instructional activities.~~

~~(cf. 0440 – District Technology Plan)~~

~~(cf. 4040 – Employee Use of Technology)~~

~~(cf. 6010 – Goals and Objectives)~~

~~(cf. 6162.7 – Use of Technology in Instruction)~~

~~(cf. 6163.1 – Library Media Centers)~~

#### ~~Technology Resources~~

~~Technology resources provided by the district are intended to be used to support the instructional program and further student learning. The Superintendent or designee shall establish and administer regulations governing student access to technology that defines proper use, and ensures compliance with legislative and district requirements for privacy, security and safety. Students have no expectation of privacy; district staff may monitor or examine all system activities and content to ensure compliance with district policy. Students who fail to abide by district rules shall be subject to disciplinary action, revocation of the user account and/or legal action as appropriate.~~

~~Parents/guardians who do not wish their children to access specific technology resources must submit a request in writing to the administrator of any school their children attend.~~

~~(cf. 5125.2 – Withholding Grades, Diploma or Transcripts)~~

~~(cf. 5144 – Discipline)~~

~~(cf. 5144.1 – Suspension and Expulsion/Due Process)~~

~~(cf. 5145.12 – Search and Seizure)~~

~~(cf. 6162.6 – Use of Copyrighted Materials)~~

~~The Governing Board intends that technological resources provided by the district be used in a safe and responsible manner in support of the instructional program and for the advancement of student learning. All students using these resources shall receive instruction in their proper and appropriate use.~~

~~Teachers, administrators, and/or library media specialists are expected to review the technological resources and online sites that will be used in the classroom or assigned to students in order to ensure that they are appropriate for the intended purpose and the age of the students.~~

~~The Superintendent or designee shall notify students and parents/guardians about authorized uses of district technology, user obligations and responsibilities, and consequences for unauthorized use and/or unlawful activities in accordance with this Board policy and the district's Acceptable Use Agreement.~~

District technology includes, but is not limited to, computers, the district's computer network including servers and wireless computer networking technology (Wi-Fi), the Internet, email, cloud based resources (e.g. Google Classroom), USB drives, wireless access points (routers), Chromebooks, tablet computers, smartphones and smart devices, telephones, cellular telephones, personal digital assistants, pagers, MP3 players, wearable technology, any wireless communication device including emergency radios, and/or future technological innovations, whether accessed on or off site or through district-owned or personally owned equipment or devices.

Before a student is authorized to use district technology, the student and his/her parent/guardian shall sign and return the Acceptable Use Agreement. Annually, the student and their parent/guardian shall read and sign the Student Acceptable Use Agreement.

In that agreement, the parent/guardian shall agree not to hold the district or any district staff responsible for the failure of any technology protection measures or user mistakes or negligence and shall agree to indemnify and hold harmless the district and district staff for any damages or costs incurred.

The district reserves the right to monitor student use of technology within the jurisdiction of the district without advance notice or consent. Students shall be informed that their use of district technology, including, but not limited to, computer files, email, text messages, instant messaging, and other electronic communications, is not private and may be accessed by the district for the purpose of ensuring proper use. Students have no reasonable expectation of privacy in use of the district technology. Students' personally owned devices shall not be searched except in cases where there is a reasonable suspicion, based on specific and objective facts, that the search will uncover evidence of a violation of law, district policy, or school rules.

The Superintendent or designee may gather and maintain information pertaining directly to school safety or student safety from the social media activity of any district student in accordance with Education Code 49073.6 and BP/AR 5125 - Student Records.

Whenever a student is found to have violated Board policy or the district's Acceptable Use Agreement, the principal or designee may cancel or limit a student's user privileges or increase supervision of the student's use of the district's equipment and other technological resources, as appropriate. Inappropriate use also may result in disciplinary action and/or legal action in accordance with law and Board policy.

The Superintendent or designee, with input from students and appropriate staff, shall regularly review and update procedures to enhance the safety and security of students using district technology and to help ensure that the district adapts to changing technologies and circumstances.

### Internet Safety

The Superintendent or designee shall ensure that all district computers with Internet access have a technology protection measure that protects against access to visual depictions that are obscene, child pornography, or harmful to minors and that the operation of such measures is enforced. (20 USC 7131; 47 USC 254; 47 CFR 54.520)

To reinforce these measures, the Superintendent or designee shall implement rules and procedures designed to restrict students' access to harmful or inappropriate matter on the Internet and to ensure that students do not engage in unauthorized or unlawful online activities.

Harmful matter includes matter, taken as a whole, which to the average person, applying contemporary statewide standards, appeals to the prurient interest and is matter which depicts or describes, in a patently offensive way, sexual conduct and which lacks serious literary, artistic, political, or scientific value for minors. (Penal Code 313)

The district's Acceptable Use Agreement shall establish expectations for appropriate student conduct when using the Internet or other forms of electronic communication, including, but not limited to, prohibitions against:

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1. Accessing, posting, submitting, publishing, or displaying harmful or inappropriate matter that is threatening, obscene, disruptive, or sexually explicit, or that could be construed as harassment or disparagement of others based on their race/ethnicity, national origin, sex, gender, sexual orientation, age,

disability, religion, or political beliefs

2. Intentionally uploading, downloading, or creating computer viruses and/or maliciously attempting to harm or destroy district equipment or materials or manipulate the data of any other user, including so-called "hacking"
3. Distributing personal identification information, including the name, address, telephone number, Social Security number, or other personally identifiable information, of another student, staff member, or other person with the intent to threaten, intimidate, harass, or ridicule that person

The Superintendent or designee shall provide age-appropriate instruction regarding safe and appropriate behavior on social networking sites, chat rooms, and other Internet services. Such instruction shall include, but not be limited to, the dangers of posting one's own personal identification information online, misrepresentation by online predators, how to report inappropriate or offensive content or threats, behaviors that constitute cyberbullying, and how to respond when subjected to cyberbullying.

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Policy Reference Disclaimer:

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

<b>State</b>	<b>Description</b>
Ed. Code 49073.6	Student records; social media
Ed. Code 51006	Computer education and resources
Ed. Code 51007	Programs to strengthen technological skills
Ed. Code 60044	Prohibited instructional materials
Pen. Code 313	Harmful matter
Pen. Code 502	Computer Crimes, remedies
Pen. Code 632	Eavesdropping on or recording confidential communications
Pen. Code 653.2	Electronic communication devices, threats to safety
<b>Federal</b>	<b>Description</b>
15 USC 6501-6506	Children's Online Privacy Protection Act
16 CFR 312.1-312.12	Children's Online Privacy Protection Act
20 USC 7101-7122	Student Support and Academic Enrichment Grants
20 USC 7131	Internet Safety
47 CFR 54.520	Internet safety policy and technology protection measures, E-rate discounts
47 USC 254	Universal service discounts (E-rate)
<b>Management Resources</b>	<b>Description</b>
Court Decision	New Jersey v. T.L.O., (1985) 469 U.S. 325
CSBA Publication	Cyberbullying: Policy Considerations for Boards, Policy Brief, July 2007
Federal Trade Commission Publication	How to Protect Kids' Privacy Online: A Guide for Teachers, December 2000
Website	<a href="#">California Coalition for Children's Internet Safety</a>
Website	<a href="#">Center for Safe and Responsible Internet Use</a>

Website	<a href="#">Federal Trade Commission, Children's Online Privacy Protection</a>
Website	<a href="#">Federal Communications Commission</a>
Website	<a href="#">American Library Association</a>
Website	<a href="#">CSBA</a>
Website	<a href="#">California Department of Education</a>
Website	<a href="#">U.S. Department of Education</a>

## Cross References

Code	Description
0440	<a href="#">District Technology Plan</a>
0440	<a href="#">District Technology Plan</a>
1113	<a href="#">District And School Web Sites</a>
1113	<a href="#">District And School Web Sites</a>
1113-E PDF(1)	<a href="#">District And School Web Sites</a>
1114	<a href="#">District-Sponsored Social Media</a>
1114	<a href="#">District-Sponsored Social Media</a>
3260	<a href="#">Fees And Charges</a>
3260	<a href="#">Fees And Charges</a>
3512	<a href="#">Equipment</a>
3512-E PDF(1)	<a href="#">Equipment</a>
4040	<a href="#">Employee Use Of Technology</a>
4040-E PDF(1)	<a href="#">Employee Use Of Technology</a>
4131	<a href="#">Staff Development</a>
5125	<a href="#">Student Records</a>
5125	<a href="#">Student Records</a>
5125.2	<a href="#">Withholding Grades, Diploma Or Transcripts</a>
5131	<a href="#">Conduct</a>
5131.2	<a href="#">Bullying</a>
5131.2	<a href="#">Bullying</a>
5131.8	<a href="#">Mobile Communication Devices</a>
5144	<a href="#">Discipline</a>
5144	<a href="#">Discipline</a>
5144.1	<a href="#">Suspension And Expulsion/Due Process</a>
5144.1	<a href="#">Suspension And Expulsion/Due Process</a>
5144.2	<a href="#">Suspension And Expulsion/Due Process (Students With Disabilities)</a>
5145.12	<a href="#">Search And Seizure</a>

5145.12	<a href="#"><u>Search And Seizure</u></a>
5145.3	<a href="#"><u>Nondiscrimination/Harassment</u></a>
5145.3	<a href="#"><u>Nondiscrimination/Harassment</u></a>
5145.7	<a href="#"><u>Sexual Harassment</u></a>
5145.7	<a href="#"><u>Sexual Harassment</u></a>
5145.9	<a href="#"><u>Hate-Motivated Behavior</u></a>
5148.2	<a href="#"><u>Before/After School Programs</u></a>
5148.2	<a href="#"><u>Before/After School Programs</u></a>
6142.8	<a href="#"><u>Comprehensive Health Education</u></a>
6142.8	<a href="#"><u>Comprehensive Health Education</u></a>
6162.6	<a href="#"><u>Use Of Copyrighted Materials</u></a>
6162.6	<a href="#"><u>Use Of Copyrighted Materials</u></a>
6162.8	<a href="#"><u>Research</u></a>
6162.8	<a href="#"><u>Research</u></a>
6163.1	<a href="#"><u>Library Media Centers</u></a>