

Student Surveys

The Magellan Charter School shall ensure that all notification and other requirements of state law are met, including all legal requirements regarding the surveying of students.

A. Surveys Involving Protected Information

1. Definition of Protected Information Survey

For purposes of this policy, the following are considered a “protected information”:

- a. Political affiliations or beliefs of the student or the student’s parent;
- b. mental or psychological problems of the student or the student’s family;
- c. sex behavior or attitudes;
- d. illegal, anti-social, self-incriminating, or demeaning behavior;
- e. critical appraisals of other individuals with whom respondents have close family relationships;
- f. legally recognized privileged or analogous relationships, such as those of lawyers, physicians, and ministers;
- g. religious practices, affiliations, or beliefs of the student or the student’s parent; or
- h. income (other than that required by law to determine eligibility for participation in a program or for receiving financial assistance under such program).

For purposes of this policy, a “protected information survey” is any survey, analysis, or evaluation that reveals information concerning any of the protected information.

2. Rules Regarding Protected Information Surveys

a. Protection of Student Privacy

Magellan Charter School will take measures to protect the identification and privacy of students participating in any protected topic survey. These measures may include limiting access to completed surveys and to survey results, as allowed by law.

b. Parental Notification

At least 10 days prior to the administration of a protected information survey, parents will be provided the opportunity to review both electronically and in person the

process for providing consent to participate in the protected topic survey and the full text of the protected topic survey.

c. Parental Consent

Before a student will be permitted to participate in any protected topic survey, the parent must provide prior written or electronic consent.

B. Well-Being Questionnaires and Health Screenings for Students in Third Grade

For students in third grade, MCS will provide parents with a copy of any student well-being questionnaire or health screening prior to administration of the questionnaire or screening. MCS will also provide parents with a notice containing the method for the parent to consent to the use of the questionnaire or form for his or her child. No well-being questionnaire or health screening shall be administered to a student in third grade without consent from the child's parent or legal guardian.

If a well-being questionnaire or health screening form falls under the definition of a protected information survey, all rules for protected topic surveys, as described above in subsection A.2 also apply.

C. Other Surveys Created by a Third Party

Parents have the right, upon request, to inspect any other survey created by a third party before the survey is administered or distributed to a student.

D. Collection of Student Data for Marketing Purposes

Magellan Charter School generally will not collect, disclose, or use personal student information for the purpose of marketing or selling the information or otherwise providing the information to others for that purpose. However, in the event the Board approves a collection, disclosure, or use of personal student information for one of those purposes, the school will (1) notify parents at the beginning of each school year of the specific or approximate dates of such collection, disclosure, or use, (2) allow parents to inspect any instrument used to collect the information before the instrument is administered or distributed to a student, and (3) offer the parent the opportunity to opt out of the collection, disclosure, or use of the student's personal information.

The preceding rules for the collection, disclosure, and use of personal student information do not apply if the school collects, discloses, or uses personal information from students for the exclusive purpose of developing, evaluating, or providing educational products or services for or to students or educational institutions, such as the following:

1. college or other postsecondary education recruitment or military recruitment;
2. book clubs, magazines, and programs providing access to low-cost literary products;

3. curriculum and instructional material used in grades 3 through 8;
4. tests and assessments used in grades 3 through 8 to provide cognitive, evaluative, diagnostic, clinical, aptitude, or achievement information about students (or to generate other statistically useful data for the purpose of securing such tests and assessments) and the subsequent analysis and public release of the aggregate data from such tests and assessments;
5. the sale by students of products or services to raise funds for school-related or education-related activities; and
6. student recognition programs.

G.S. 115C-76.65