PPRA/UT FERPA Notice and Consent/Opt-Out for Specific Activities

The Protection of Pupil Rights Amendment (PPRA), 20 U.S.C. § 1232h, and Utah FERPA, UCA § 53E-9-203, requires Noah Webster Academy to notify you and obtain consent or allow you to opt your child out of participating in certain school activities. These activities include a student psychological or psychiatric examination, test, or treatment; a survey; analysis; or evaluation that concerns one or more of the following eight areas ("protected information surveys"):

1. Political affiliations or beliefs of the student or student's parent;
2. Mental or psychological problems of the student or student's family;
3. Sexual behavior, orientation, 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 relationships, such as with lawyers, doctors, or ministers;
7. Religious practices, affiliations, or beliefs of the student or the student's parent; or
8. Income, other than as required by law to determine program eligibility.

This parental notification requirement and opt-out opportunity also apply to the collection, disclosure or use of personal information collected from students for marketing purposes ("marketing surveys"). Please note that parents are not required by PPRA/UT FERPA to be notified about the collection, disclosure, or use of personal information collected from students for the exclusive purpose of developing, evaluating, or providing educational products or services for, or to, students or educational institutions. Additionally, the notice requirement applies to the conduct of certain physical exams and screenings. This includes 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. This does not include hearing, vision, or scoliosis screenings, or any physical exam or screening permitted or required by State law.

Following is a schedule of activities requiring parental notice and consent or opt-out for the upcoming school year. This list is not exhaustive and, for surveys and activities scheduled after the school year starts, Noah Webster Academy provides parents, within a reasonable period of time prior, though not less than 2 weeks prior, to the administration of the surveys and activities, notification of the surveys and activities, an opportunity to opt their child out, as well as an opportunity to review the surveys. (Please note that this notice and consent/opt-out transfers from parents to any student who is 18 years old or an emancipated minor under State law.)

A copy of the educational or student survey questions to be asked of the student in obtaining the desired information is available at the school for you to inspect and review or you may contact the school director for a copy.

Under Utah law, you also have a reasonable opportunity to obtain written information concerning the following by contacting the school director:

- records or information, including information about relationships, that may be examined or requested;
- the means by which the records or information shall be examined or reviewed;
- the means by which the information is to be obtained;
- the purposes for which the records or information are needed;
- the entities or persons, regardless of affiliation, who will have access to the personally identifiable information; and
- a method by which a parent of a student can grant permission to access or examine the personally identifiable information.

Noah Webster Academy provides a Leader in Me Survey to scholars in October and April of each year.

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