

Who Owns Student Data? An Educator's Guide to Terms of Service and Privacy Policies

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Slides:

<https://www.slideshare.net/audreywatters/student-data-workshop>

Questions for Discussion:

- Do you read the Terms of Service?
- Have onerous Terms of Services or Privacy Policies ever made you change your mind about using an app?
- What was the last app you signed your students up for (or asked them to sign up for)? What do its TOS say? What are its privacy policies?
- Who has access to the data in the apps you and your students use?
- What do you tell students and/or parents about privacy policies? Do you keep a list of all the apps you use in the classroom (*and* their TOS) for parents and students to examine?
- Can students and/or parents download their data from the apps you use in the classroom? (Is that data actually usable? Can you import it into other apps?)
- Does privacy matter? Why? Why not?

A Close Look at Terms of Service:

[Apple TOS](#)

[Edmodo TOS](#)

[Google TOS](#) (How do these differ from [Google Apps for EDU TOS](#)?)

[Coursera TOS](#)

[Boundless TOS](#)

[TurnItIn TOS](#)

[Khan Academy TOS](#)

[Twitter TOS](#)

[Evernote TOS](#)

Others?

[Duolingo.com](#)

What Should You Look For in Terms of Service?

- What kind of rights do you give up on?
- Is your data a business asset?
- When you give your data to a company, you need to keep in mind that this company can

get acquired by another company, with different policies. What happens in that case?

- Can the Terms of Service be changed?
- Are changes proposed as a request for feedback, or imposed unilaterally as a take-it-or-leave-it deal?
- What is the scope of the copyright license Do you grant only the necessary rights? (Copyright law gives you control over how your content (texts, photos, videos, etc.) can be used, by whom they can be distributed, modified, etc. Sometimes, online services need your permission to perform certain tasks with your content. That's why they ask you to grant them a copyright license. But sometimes, the copyright license is so broad, that your content can be exploited by others without asking you.)
- Can you get your data back?
- What happens if you try to cancel your account? Can you get your data out of the service? Once you subscribe to the service, will you have the right to leave it and remove your data?
- How long are logs kept?
- What happens with the content you generate on the service?
- Can you control your privacy?
- Once a service has your personal data, how much control do you have over how it will be used and how long?

References:

[CIPA](#)

[COPPA](#)

[FERPA](#)

[Terms of Service; Didn't Read](#)

Readings:

[A Better BetterLesson](#)

[Privacy Tools: Opting Out from Data Brokers](#)

[Snapchat's Bad Security Shows How Data Use Policies Fail](#)

[Top Ed-Tech Trends of 2013: Data vs Privacy](#)

[The Day and the Data: Catching Policy Up to Reality](#)

[The Failure of Privacy Notices and Consumer Choice](#)

[What Privacy Is For](#)

[Who Owns Your Education Data?](#)

[Why Would Anybody Share Anything on ShareMyLesson or BetterLesson?](#)

TO BE FILLED OUT IN WORKSHOP:

App name:

Thoughts on its TOS:

App name:

Thoughts on its TOS:

App name:

Thoughts on its TOS: