

JRR ©
STUDENT SURVEYS

Student surveys will be prepared, administered, retained, and communicated to parents and students in a manner consistent with state and federal laws. The requirements of the Arizona Revised Statutes shall be as specified in the relevant statutes and subsequent regulations.

Catalina Foothills School District (CFSD) will comply with all statutes pertaining to surveys including the requirement that notwithstanding any other law, the District shall obtain written informed consent from the parent of a student before administering any survey that is retained by the District or the department of education for longer than one (1) year and that solicits personal information about the student regarding any of the following which are listed in A.R.S. [15-117](#) subsection "A:"

1. Critical appraisals of another person with whom a pupil has a close relationship.
2. Gun or ammunition ownership.
3. Illegal, antisocial or self-incriminating behavior.
4. Income or other financial information.
5. Legally recognized privileged or analogous relationships, such as relationships with a lawyer, physician or member of the clergy.
6. Medical history or medical information.
7. Mental health history or mental health information.
8. Political affiliations, opinions or beliefs.
9. Student biometric information.
10. The quality of home interpersonal relationships.
11. Religious practices, affiliations or beliefs.
12. Self-sufficiency as it pertains to emergency, disaster and essential services interruption planning.
13. Sexual behavior or attitudes.
14. Voting history.

A.R.S. [15-117](#) subsection "D" does not apply to:

1. Mental health screening pursuant to section 15-104 or the identification of or programming for students with disabilities or gifted students pursuant to chapter 7, article 4 and 4.1 of this title.

2. Class instruction, discussion, or assignments on subjects within the purview of the course.
3. Private schools.
4. Any nationally recognized college entrance exam that a student chooses to take regardless if the administration of the exam takes place on district property.
5. Any survey conducted that contains questions soliciting information pursuant to subsection A if the survey does not require a student's name or any other personally identifiable information.
6. Any survey conducted or implemented by the Arizona criminal justice commission.
7. Any method of surveying a student that is conducted because a person has a reasonable belief that a minor is or has been a victim of abuse pursuant to section 13-3620.

CFSD will not administer surveys under A.R.S. [15-117](#), except as allowed in subsection "D": 1-7. Separate parent permission will be required for any survey under A.R.S. subsection D:5.

A parent of a student that has a reasonable belief that the District has violated subsection "A," may file a complaint with the attorney general or the county attorney or the county in which an alleged violation of this section occurred. The attorney general or the county attorney for the county in which the violation occurred may initiate a suit in the superior court in the county in which the District is located for the purpose of complying with this section.

After receiving written notice of an alleged failure to comply with this section, and determining that a violation has occurred, the District is not subject to a penalty or cause of action under this section if the District cures the violation. For the purposes of this subsection, "cure" means to destroy any information gathered in violation of this section and to provide written instruction to the individual circulating the survey, to be kept on file for one (1) year after receipt of the written notice of the alleged failure to comply.

The District will comply with the provisions of the Family Educational Rights and Privacy Act (FERPA), the Individuals with Disabilities Education Act (IDEA), and the Protection of Pupil Rights Act (PPRA).

If a parent or eligible student believes that the District is violating the FERPA, that person has a right to file a complaint with the U.S. Department of Education. The address is:

The Family Policy Compliance Office
U.S. Department of Education
400 Maryland Avenue, SW
Washington, DC 20202-4605
Telephone number: (202) 260-3887

Annual Notification

At the beginning of every school year, every school district and charter school shall obtain written informed consent from the parent of a pupil to participate in any survey pursuant to A.R.S. [15-117](#) for the entire year. A parent of a pupil may at any time revoke consent for the

pupil to participate in any survey pursuant to subsection A of section [15-117](#). For any pupil who is at least eighteen years of age, the permission or consent that would otherwise be required from the pupil's parent pursuant to this section is required only from the pupil. All surveys conducted pursuant to subsection A of section [15-117](#) shall be approved and authorized by the school district or charter school. The school district or charter school is subject to the penalties prescribed in subsection L of section [15-117](#). A teacher or other school employee may not administer any survey pursuant to subsection A of section [15-117](#) without written authorization from the school district or charter school.

Adopted: February 13, 2018

LEGAL REF.:

A.R.S.

[15-101](#)

[15-102](#)

[15-104](#)

[15-117](#)

[15-141](#)

[15-142](#)

[15-249](#)

[15-741](#)

20 U.S.C. 1232g, the Family Educational Rights and Privacy Act

20 U.S.C. 1232h, the Protection of Pupil Rights Amendment

20 U.S.C. 1400 et seq., Individuals with Disabilities Education Act

20 U.S.C. 7908

34 C.F.R. 98

34 C.F.R. 300

CROSS REF.:

[JI](#) - Student Rights and Responsibilities

[JICEC](#) - Freedom of Expression

[JII](#) - Student Concerns, Complaints, and Grievances

[JR](#) - Student Records

[KB](#) - Parental Involvement in Education

[LC](#) - Relations with Education Research Agencies