

Students

SUBJECT: MILITARY RECRUITERS' ACCESS TO STUDENTS

In accordance with law, the District will comply with a request by a Military Recruiter for names, addresses, and telephone listings of eligible students. Eligible student under ESEA and the National Defense Authorization Act is defined as a secondary student who is 17 years of age or older or in the eleventh grade (or its equivalent) or higher. Under ESEA and the National Defense Authorization Act, parents must be notified that the District by law routinely discloses students' names, addresses, and telephone listings to Military Recruiters upon request, subject to a parents' or eligible student's request not to disclose such information with written parental verification of such request.

Under FERPA, the District must provide notice to parents or eligible students of the types of student information that it releases publicly. This type of information, commonly referred to as "directory information," which is released by the District includes - but is not limited to - such items as students' names, addresses, and telephone listings. The notice must include an explanation of a parent's or eligible student's right to request that "directory information" not be disclosed without prior written consent of the parent or eligible student. Eligible student under FERPA is defined as a student 18 years of age or older or who is attending an institution of post-secondary education.

A single notice provided through a mailing, student handbook, or other method that is reasonably calculated to inform parents or eligible students of the above information is sufficient to satisfy the notification requirements of FERPA, ESEA, and the National Defense Authorization Act. The notification will advise the parent or eligible student of how to opt out of the public, nonconsensual disclosure of directory information and the disclosure of name, address, and telephone listing to Military Recruiters; and will state the method and timeline within which to do so.

Further, in compliance with the ESEA and the National Defense Authorization Act, the District will give Military Recruiters the same access to secondary school students as they provide to postsecondary institutions or to prospective employers.

If a parent or eligible student opts out of providing directory information (or any subset of such information) to third parties, the opt-out relating to the student's name, address, or telephone listing applies to requests from Military Recruiters as well. For example, if the opt-out states that telephone numbers will not be disclosed to the public, the District may not disclose telephone numbers to Military Recruiters.

The Superintendent or designee will ensure that appropriate notification is provided regarding the opt-out rights prohibiting release of directory information and/or release of name, address and telephone listing to Military Recruiters.

(Continued)

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SUBJECT: MILITARY RECRUITERS' ACCESS TO STUDENTS (Cont'd.)

Elementary and Secondary Education Act of 1965, § 9528, 20 USC § 7908 as amended
by the No Child Left Behind Act of 2001

Family Educational Rights and Privacy Act of 1974, 20 USC § 1232(g)

National Defense Authorization Act § 544, 10 USC § 503

34 CFR § 300.571

Education Law § 2-a

8 NYCRR § 3.33

Adoption Date: November 8, 2018