



Adopted: April, 1996

EMID 6067 Board Policy 524

Revised: June 23, 2004, June 18, 2008; January, 2015; February 17, 2015; October 19, 2016

524 COMPUTER ACCESS AND INTERNET USE AND SAFETY

I. PURPOSE

The purpose of this policy is to set forth policies and guidelines for access to EMID's computer system and acceptable and safe use of the Internet, including electronic communications.

II. GENERAL STATEMENT OF POLICY

In making decisions regarding student and employee access to EMID's computer system and the Internet, including electronic communications, EMID considers its own stated education and integration mission, goals, and objectives. Electronic information research skills are now fundamental to preparation of citizens and future employees. Access to the EMID computer system and to the Internet enables students and employees to explore thousands of libraries, databases, bulletin boards, and other resources while exchanging messages with people around the world. EMID expects that staff will blend thoughtful use of the EMID computer system and the Internet in the programs and will provide guidance and instruction to students in their use.

III. LIMITED PURPOSE

EMID provides students and employees with access to its computer system, which includes Internet access. The purpose of the system is more specific than providing students and employees with general access to the Internet. EMID's system has a limited purpose, which includes use of the system for program activities, educational research, and professional or career development activities. Users are expected to use Internet access through the district system to further educational and personal goals consistent with EMID's mission and school policies. Uses which might be acceptable on a user's private personal account on another system may not be acceptable on this limited-purpose network.

IV. USE OF SYSTEM IS A PRIVILEGE

While the school district's electronic systems are provided for the conduct of the school district's mission, it is understood that they may be used occasionally for personal use as well. Reasonable personal use is permitted, so long as it does not interfere with users' performance of their responsibilities and complies with applicable laws and policies. The personal use of both audio and video streaming media as well as the downloading of



excessively large files for personal use interferes with EMID's use of the Internet and delivery of electronic mail and is therefore not acceptable personal use of the Internet.

The use of EMID's system and access to use of the Internet and voice, video, and data technology is a privilege, not a right. Depending on the nature and degree of the violation and the number of previous violations, unacceptable use of the system or the Internet may result in one or more of the following consequences: suspension from a program or cancellation of use or access privileges; payments for damages and repairs; discipline under other appropriate EMID policies, including suspension or exclusion from programs; termination of employment; or civil or criminal liability under other applicable laws.

V. CONSISTENCY WITH OTHER SCHOOL POLICIES

Use of the computer system and the Internet voice, video, and data technology shall be consistent with EMID's policies and mission.

VI. IMPLEMENTATION; POLICY REVIEW

- A. EMID administration may develop appropriate user notification forms, guidelines and procedures necessary to implement this policy for submission to the Board for approval. Upon Board approval, such guidelines, forms and procedures shall be an addendum to this policy.
- B. The administration shall revise the user notifications, including student and parent / guardian notifications, if necessary, to reflect the adoption of these guidelines and procedures.
- C. EMID Internet policies and procedures are available for review by all parents/guardians, staff and members of the community.
- D. Because of the rapid changes in the development of the Internet, the Board shall conduct an annual review of this policy.

Legal References: 15 U.S.C. § 6501 et seq. (Children's Online Privacy Protection Act)
17 U.S.C. § 101 et seq. (Copyrights)
20 U.S.C. § 6701 et seq. (Enhancing Education Through Technology Act of 2001)
47 U.S.C. § 254 Children's Internet Protection Act of 2000 (CIPA)
47 C.F.R. § 54.520 (FCC rules implementing CIPA)
Minn. Stat. § 121A.0695 (School Board Policy; Prohibiting Intimidation and Bullying)
Minn. Stat. § 125B.15 (Internet Access for Students)
Minn. Stat. § 125B.26 (Telecommunication/Internet Access Equity Act)



Tinker v. Des Moines Indep. Cmty. Sch. Dist., 393 U.S. 503, 89 S.Ct. 733, 21 L.Ed.2d 731 (1969)
United States v. American Library Association, 539 U.S. 194, 123 S.Ct. 2297, 56 L.Ed.2d 221 (2003)
Layshock v. Hermitage Sch. Dist., 412 F. Supp. 2d 502 (2006)
J.S. v. Bethlehem Area Sch. Dist., 807 A.2d 847 (Pa. 2002)
Doninger v. Niehoff, 527 F. 3d 41 (2nd Cir. 2008)
R.S. v. Minnewaska Area Sch. Dist. No. 2149, No. 12-588, 2012 WL 3870868 (D. Minn, 2012)
Tatro v. Univ. Of Minnesota, 800 N.W. 2d 811 (Minn. App. 2011), aff'd on other grounds. 816 N.W. d2 509 (Minn. 2012)
S.J.W. v. Lee's Summit R-7 Sch. Dist., 696 F. 3d 771 (8th Cir. 2012)
Kowalski v. Berkeley County Sch., 652 F. 3d 656 (4th Cir. 2011)
Parents, Families, and Friends of Lesbians and Gays, Inc. v. Camdenton R-III Sch. Dist., 853 F. Supp 2d 888 (W.D.Mo. 2012)
M.T. v. York Sch. Dist., 937 A 2d 538 (Pa. Commiv. Ct. 2007)

Cross References:

EMID Policy 403 (Discipline, Suspension, and Dismissal of School District Employees)
EMID Policy 406 (Public and Private Personnel Data)
EMID Policy 505 (Distribution of Nonschool-Sponsored Materials on School Premises by Students and Employees)
EMID Policy 506 (Student Discipline)
EMID Policy 515 (Protection and Privacy of Pupil Records)
EMID Policy 519 (Interviews of Students by Outside Agencies)
EMID Policy 521 (Student Disability Nondiscrimination)
EMID Policy 522 (Student Sex Nondiscrimination)
EMID Policy 603 (Curriculum Development)
EMID Policy 606 (Textbooks and Instructional Materials)
EMID Policy 904 (Distribution of Materials on EMID Property by Nonschool Persons)