SDPC - Resources to Address Operational Issues

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Tue Aug 1 4:30-5:20 pm   East Ballroom
Session Overview

- “Tactical Privacy”?
- Low Hanging First Fruit
- Privacy Framework in Action II
- Privacy Framework in Action II
- Digital Tools Governance Framework
- Connect Project
“TACTICAL PRIVACY?”

Student Data Privacy Consortium
**SDPC Goals**

Establish a community of stakeholders who have various needs addressed through policy, technology and/or effective practice sharing around effective privacy management,

Identify projects that have on-the-ground and real-world impact on student data privacy enabling schools, districts, state and vendors find resources, adapt them to their unique context and implement needed protections,

Development of tools and resources to address operational issues not currently being addressed,

Leverage partnership organizations working in the privacy space to have their good work utilized and no reinvention of existing work,

Development of a clearinghouse of student data privacy operational issues and resources to support schools, districts, states and vendors in managing those issues – no matter where the resources originate.
Governance

The Governance leadership serves the SDPC leadership in various functions including:

**Meeting Delivery** (scheduling, note taking, document (physical and digital) generation, etc.)

**Finance and Outreach Support** (invoicing, marketing, finance reporting, outreach, etc.)

**Project Support** (management, maintenance, expansion, curating of the resources, tools, etc.)
“Big Picture” Strategy

- Triangulated Community Model
- Core product = Standardized contracts based on jurisdiction (build upon MSPA model)
- Additional projects
Digital Tools Governance: This project centers around developing a comprehensive framework for aligning a school system’s policy landscape, strategic programming, tactical processes, and accountability mechanisms to support the system’s vision of how its digital tool ecosystem will advance its overall mission and goals while minimizing its risks of data privacy and security incidents. Also in this project, the SDPC and its partners are developing a standard for vendor application profiles for a subsequent global identifier project.

Privacy Contract Framework: The first SDPC project, this work leverages the Massachusetts Student Privacy Alliance (MSPA) framework for contract sharing across 50 districts. With clear benefits to agencies as well as vendors through optimizing the legal processes of jurisdictional provision coverage, this project exponentially expands the MSPA work across states and provides technical tools to streamline contract preparation/management.
LOW HANGING FRUIT

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The first project leverages work done by the Massachusetts Student Privacy Alliance (MSPA) and their work around a "common contract" for usage across 60 districts. This project looks to exponentially leverage and expand upon this work.

**Privacy Contract Framework**

**Track 1: No Contract**
For schools, districts or regional organizations / associations or state agencies that do not yet have a model/template contract designed specifically for their jurisdiction.

**Track 2: Have Contract**
For schools, districts or regional organizations / associations or state agencies that do have a model/template contract designed specifically for their jurisdiction and are ready to create a jurisdictional specific alliance for the purpose of utilizing shared model contracts.

**Track 3: Vendors**
For Vendors

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Student Data Privacy: SDPC Project #1 The Contract Framework
Are your students safe online? Join us!
Search the MSPA Database

Search By District Name

District: Select One
Name:

Search

Search By Resource Name

Resource Name: Select One

Search

Search By Agreement Type

Agreement Type: Select One

Search
Digital Resources

Below is a list of digital resources that have been vetted for both educational alignment and student data privacy protections. Both "Approved" and "Not Approved" resources are listed. The information listed includes: Resource Name and Purpose, Company, Status, Grade Level and Content Area the resource is used, and a link to the contract/agreement addressing the required student data privacy terms.

Additional information about Student Data Privacy in Cambridge Public Schools can be found [here](#).

<table>
<thead>
<tr>
<th>Status Key</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Approved</td>
<td>Contract is signed and app is in use.</td>
</tr>
<tr>
<td>Approved w/ Guardian Release</td>
<td>Guardians signed a contract to allow it to be used in a specific classroom with a specific group of students. (<a href="#">Email Gina</a> for contract)</td>
</tr>
<tr>
<td>Not Approved</td>
<td>Vendor was unable to sign the contract and, therefore, teachers are not allowed to use the app with students.</td>
</tr>
</tbody>
</table>

### Application Table

<table>
<thead>
<tr>
<th>Application</th>
<th>Company Name</th>
<th>Status</th>
<th>Agreement Type</th>
<th>Grade Level</th>
<th>Content Area</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>AP Registration Service</strong></td>
<td>Total Registration</td>
<td>Approved</td>
<td>Agreement</td>
<td>9, 10, 11, 12</td>
<td>Other</td>
</tr>
<tr>
<td><strong>Achieve 3000</strong></td>
<td>Achieve 3000</td>
<td>Approved</td>
<td>Agreement</td>
<td>6, 7, 8</td>
<td>English Language Arts</td>
</tr>
<tr>
<td><strong>ALEKS</strong></td>
<td>McGraw Hill School Education, LLC</td>
<td>Approved</td>
<td>Agreement</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Here you can refine your contract further. Please tweak your current contract on the right by using the tools below. The contract will auto-save so, no worries!

**ADD CUSTOM TEXT**

**MANAGE CLAUSES**

**KEY**
- *Minimum Clause Set = [ ]
- *Jurisdiction-Specific = [ ]
- Additional Clauses to Consider = [ ]
- *Recommended

Show **entries**

<table>
<thead>
<tr>
<th>Clause</th>
<th>Jurisdiction</th>
<th>Category</th>
<th>Order</th>
</tr>
</thead>
<tbody>
<tr>
<td>This California Student Data Privacy Agreement (&quot;DPA&quot;) is entered into by and between the [Insert name of School District or Local Education Agency] (hereinafter referred to as &quot;LEA&quot;) and [Insert Name of Provider] (hereinafter referred to as &quot;Provider&quot;) on [Insert Date]. The Parties agree to the terms as stated herein.</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
| CA | Purpose | [ ] | [ ]
| [] | | | |

**Print the Agreement**

**ACPE Demo**

**Definition, Use and Treatment of "Data."** In the course of performing Services, the Contractor will obtain confidential student data. Student data includes all Personally Identifiable Information ("PII"), directory data, confidential student record information, and other non-public information. This data includes, but is not limited to student data, meta data (e.g. logs, cookies, web beacons, etc.), and user content ("Data Files"). Any data or metadata a 3rd party will collect (e.g. analytics, etc.) is a function of the use of the provider’s service.

**Data Sharing and Re-Disclosure**

Client understands that Vendor may rely on one or more sub-contractors to provide the Service under this Agreement, which may have access to Confidential Data. Vendor will provide Client with the name and address of each such sub-contractor before this DSP Amendment becomes signed and effective. Through the term of the Agreement, Vendor will also provide prior notice to Client if Vendor plans to engage a new sub-contractor that may have access to Confidential Data. Client
PRIVACY FRAMEWORK IN ACTION I – MAINE NEEDS

Student Data Privacy Consortium
Maine Student Privacy Driver

• Title 20-A: EDUCATION
  o Part 1: GENERAL PROVISIONS
    ✷ Chapter 13: THE STUDENT INFORMATION PRIVACY ACT

PRIVACY FRAMEWORK IN ACTION II – CA STYLE

Student Data Privacy Consortium
Where are We Now?

[Image of tablet displaying text: state set of laws legislation. making our rules make legislation]
Where are We Now?

- CA Education Code 49073.1
  Incorporates AB 1584
- CA Education Code 49073.6
  Incorporates AB 1442
- CA Civil Code 1798
  Data breach reporting requirements >500 records
- CA Business & Professions Code 22584
  Incorporates SB 1177, SOPIPA and AB 2799, ELPIPA
How do We Apply These Laws to Our Technology Programs?

1. Get Ahead
2. Spin Around
3. Head in Sand
How do We Make Sense of These New Laws?
How do We Make Sense of These New Laws?


Data Stewardship

https://www.flickr.com/photos/gdsteam/28135900406
How do We Make Sense of These New Laws?
ENHIBIT "A"
FORM OF GENERAL OFFER OF TERMS

1. Offer of Terms
Provider may agree, by signing this Form of General Offer of Terms ("Form"), to be bound by the terms and conditions of this DPA and any other LEAs who purchase the Services referenced in the Service Agreement and sign the Form below in the space indicated. Provider’s signature shall be no way bind Provider to the price, terms, or schedule of services. Signed in the Original Service Agreement or to any other provision not addressed in this DPA. Provider may withdrawal the General Offer in the event of (1) A material change in the applicable privacy statute; (2) a material change in the Services and products subject listed in this Agreement; (3) termination of the Service Agreement on [DATE] years after the date Provider’s signature to the Form. Provider shall notify the California Student Data Privacy Alliance in the event of any withdrawal so that this information may be transmitted to the Alliance’s users.

[INSERT PROVIDER’S NAME]

[DATE OF AGREEMENT]

2. LEA Acceptance
LEA, by signing a Service Agreement with Provider, and by its signature below, agrees to be bound in all respects by all terms and conditions of this DPA, as fully as if it had been an original signatory thereto.

[DATE OF AGREEMENT]

[INSERT PROVIDER’S NAME]
California Student Privacy Alliance

California Challenges

- 1100 LEAs
- 68 have joined been trained and are actively uploading agreements
- 84 signed CSDPAs with Exhibit E

- Spreading the word to LEAs
  - Conferences and sessions, articles in blogs and journals, CETPA Regional Groups (19 in the state), COE

- Spreading the word to providers
  - Agreements with high profile providers, Clever, etc.
Free resource for:

- Transparency
- Inventory control
- Calibration
- Process Flow

California Student Privacy Alliance
California Student Privacy Alliance

Features

- Shows apps in use by district with agreement status
- Searches by app, district, or agreement type - no login needed
- Redirect listing on LEA website
- Teacher request for app review
https://secure2.cpsd.us/cspa/

California Student Privacy Alliance

Are your students safe online? Join us!
LEA: “It was great to see where the CSDPA system is headed and we are excited by the possibility of standardizing some of the contractual work that we’ve been so mired in recently. This is a great project and we look forward to using it, and supporting it.

Provider: “...very balanced and reasonable agreement.”

Provider: “…looking for a way to simplify our relationship with schools and districts by signing a template agreement such as the California Student Data Privacy Agreement.”
DIGITAL TOOLS GOVERNANCE

Student Data Privacy Consortium
Digital Tool Governance

Craft a Vision

Monito and Adapt

Assess the Terrain

Develop the Plan

Mobilize and Deploy

Know your goal before you begin…

- Ensure Accountability Mechanisms and Metrics are Working
- Monitor Metrics and Provide Feedback
- Adapt and Rework as Necessary

- New Policies & Procedures
- Implementation Strategy
- Communications Plan & Documents
- Accountability Mechanisms & Metrics
- Peoples’ Roles & Responsibilities
- Resources Needed

- Create Cross-functional Teams
- Communicate Goals, Plans, & Expectations
- Provide Training & Resources
- Fully Engage & Walk the Walk
- Celebrate Accomplishments

- Tone at the Top?
- Policies in Place?
- Stakeholders?
- Risk and Liabilities?
- Ground View?
- Blind Spots?

• Know your goal before you begin…
WHAT’S NEXT?
“CONNECT!”

Student Data Privacy Consortium
Goal: Support data stewards and their institutions to address student data privacy from application identification to application utilization.

- Application Vetting (Digital Tools Governance/SDPC App)
- Privacy Contract Wording (Contract Builder)
- Technical Requirements (Technical Standards)
- Workflow Automation (SDPC Application)
- Automate Data Exchanges via Privacy Requirements (TBD)

- Stakeholder Communications at Each Step
Information

- SDPC Site: https://privacy.a4l.org
  - MSPA Site: https://secure2.cpsd.us/mspa/index.php
  - CETPA Site: http://cetpa.net
  - CSPA Site: https://secure2.cpsd.us/cspa/

- Steve Carr - Stephen.carr@cetpa.net
- Charlotte Ellis - Charlotte.Ellis@maine.gov
- Larry Fruth – lfruth@a4l.org
- Dana Greenspan - dgreenspan@vcoe.org
- Teddy Hartman - theodore_hartman@hcpss.org
- Steve Smith - ssmith@cpsd.us
- Mark Williams Mwilliams@f3law.com