



NYS Education Law §2-d Bill of Rights for Data Privacy and Security

Parents (includes legal guardians or persons in parental relationships) and Eligible Students (student 18 years and older) can expect the following:

1. A student's personally identifiable information (PII) cannot be sold or released for any commercial purpose. PII, as defined by Education Law §2-d and FERPA, includes direct identifiers such as a student's name or identification number, parent's name, or address; and indirect identifiers such as a student's date of birth, which when linked to or combined with other information can be used to distinguish or trace a student's identity. Please see FERPA's regulations at 34 CFR 99.3 for a more complete definition.
2. The right to inspect and review the complete contents of the student's education record stored or maintained by an educational agency. This right may not apply to parents of an Eligible Student (student 18 years and older).
3. State and federal laws such as Education Law §2-d ; the Commissioner of Education's Regulations at 8 NYCRR Part 121, the Family Educational Rights and Privacy Act ("FERPA") at 12 U.S.C. 1232g (34 CFR Part 99); Children's Online Privacy Protection Act (COPPA") at 15 U.S.C. 6501-6502 (16 CFR Part 312); Protection of Pupil Rights Amendment ("PPRA") at 20 U.S.C. 1232h (34 CFR Part 98); the Individuals with Disabilities Education Act ("IDEA") at 20 U.S.C. 1400 et seq.(at protect the confidentiality of personally identifiable information.
4. Safeguards associated with industry standards and best practices, including but not limited to, encryption, firewalls, and password protection, must be in place when data is stored or transferred.
5. A complete list of all student data elements collected by the State is available for public review at <http://www.p12.nysed.gov/irs/sirs/documentation/NYSEDstudentData.xlsx> or by writing to the Office of Information and Reporting Services, New York State Education Department, Room 863 EBA, 89 Washington Avenue, Albany, New York 12234.
6. The right to have complaints about possible breaches and unauthorized disclosures of PII addressed. Complaints should be directed as follows:

Carleen A. Dunne
Corporate Compliance and Privacy Officer
150 Stahl Road
Getzville, NY 14068
(716) 629-3469 or (716) 629-3456
Or via email: cdunne@thesummitcenter.org

Chief Privacy Officer
New York State Education Department
89 Washington Avenue
Albany, New York 12234
(518) 474-0937
Or via email: CPO@mail.nysed.gov.

7. To be notified in accordance with applicable laws and regulations if a breach or unauthorized release of PII occurs.
8. Summit workers that handle PII will receive training on applicable state and federal laws, policies and safeguards associated with industry standards and best practices that protect PII.
9. Summit contracts with vendors that receive PII will address statutory and regulatory data privacy and security requirements.

NOTE: Supplemental Information for Summit's Third Party Contractors can be found on the [Compliance Page](#) of The Summit Center website.