

Electronic Communications System

Purpose

The district has obtained access to MESD/OPEN Network, a regional electronic communication system, which includes Internet access, provided through an agreement with Multnomah County Educational Service District (MESD). The district may provide access to its employees, Board members, students, and guests.

The Network system has a limited educational purpose. The term “educational purpose” includes use of the system for classroom activities, professional or career development, and limited high-quality personal research.

Student use of the system will also be governed by the student disciplinary code. District employment policy and the collective bargaining agreement will also govern employee use. All use will be in compliance with the MESD Internet Policy, the acceptable use provisions of the Oregon Public Education Network (OPEN), and the Internet service provider.

Responsibilities

The superintendent, or his/her designee, will serve as the coordinator to oversee the district system and will work with the MESD superintendent or his/her designee, and other state organizations, as necessary.

The building principal, or his/her designee, will serve as the building-level coordinator for the system; will approve building-level activities, ensure teachers receive proper training in the use of the system and the requirements of this policy, establish a system to ensure adequate supervision of students using the system, maintain executed user agreements and be responsible for interpreting the Acceptable Use Guidelines at the building level.

The superintendent will establish administrative regulations for use of the district’s electronic communication system to comply with copyright law.

The superintendent will establish administrative regulations for the use of the district’s system including compliance with the following provisions of the Children’s Internet Protection Act:

1. Technology protection measures, installed and in continuous operation, that protect against Internet access by both adults and minors to visual depictions that are obscene, child pornography or, with respect to the use of the computers by minors, harmful to minors;
2. Monitoring the online activities of minors through direct supervision and other means;

3. Denying access by minors to inappropriate matter on the Internet and World Wide Web;
4. Ensuring the safety and security of minors when using electronic mail, chat rooms and other forms of direct electronic communications;
5. Prohibiting unauthorized access, including so-called “hacking” and other unlawful activities by minors on-line;
6. Prohibiting unauthorized disclosure, use and dissemination of personal information regarding minors; and
7. Installing measures designed to restrict minors’ access to materials harmful to minors.

Violations

Failure to abide by district policy and administrative regulations governing use of the district’s system may result in the suspension and/or revocation of system access. Additionally, student violations may result in discipline up to and including expulsion. Staff violations may also result in discipline up to and including dismissal. Fees, fines or other charges may also be imposed. Violations of law will be reported to law enforcement officials and may result in criminal or civil sanctions.

District Limitation of Liability

The district and the ESD makes no warranties of any kind, either express or implied, that the functions or the services provided by or through the district system will be error-free or without defect. The district will not be responsible for any damage users may suffer, including but not limited to, loss of data or interruptions of service. The district is not responsible for the accuracy or quality of the information obtained through or stored on the system. The district will not be responsible for financial obligations arising through the unauthorized use of the system. Users will indemnify and hold the ESD and district harmless from any losses sustained as the result of intentional misuse of the system by user.

END OF POLICY

Legal Reference(s):

[ORS 30.765](#)
[ORS 133.739](#)
[ORS 163.435](#)
[ORS 164.345](#)
[ORS 164.365](#)
[ORS 167.060](#)
[ORS 167.065](#)
[ORS 167.070](#)
[ORS 167.080](#)
[ORS 167.087](#)

[ORS 167.090](#)
[ORS 167.095](#)
[ORS Chapter 192](#)
[ORS 332.107](#)
[ORS 336.222](#)
[ORS 339.250](#)
[ORS 339.260](#)
[ORS 339.270](#)

[OAR 581-021-0050](#)
[OAR 581-021-0055](#)
[OAR 584-020-0040](#)
[OAR 584-020-0041](#)

Children’s Internet Protection Act, 47 U.S.C. Sections 254 (h) and (l); 47 CFR Section 54.520 (2001).
 Copyrights, Title 17, as amended, United States Code; 19 CFR Part 133 (2000).

Oregon Attorney General's Public Records and Meetings Manual, pp. 24-26, Appendix H, Department of Justice (2001).
Safe and Drug-Free Schools and Communities Act, 20 U.S.C. Sections 7101-7117.
Drug-Free Workplace Act of 1988, 41 U.S.C. Sections 701-707; 34 CFR Part 85, Subpart F.
Controlled Substances Act, 21 U.S.C. Section 812, schedules I through V, 21 CFR 1308.11-1308.15 (2000).
Drug-Free Schools and Communities Act Amendments of 1989, P.L. 101-226, 103 Stat. 1928.
Americans with Disabilities Act of 1990, 42 U.S.C. Sections 12101-12213; 29 CFR Part 1630 (2000); 28 CFR Part 35 (2000).
Family Educational Rights and Privacy Act, 20 U.S.C. Section 1232g; 34 CFR Part 99 (2000).
Oregon Government Standards and Practices Commission, Advisory Opinion No. 98A-1003 (July 9, 1998).
No Child Left Behind Act of 2001, P.L. 107-110, Title II, Section 2441.