

**Willamette Education
Service District**

Code: **IIBGA**
Adopted: 7/8/03
Readopted: 3/8/05; 6/22/10
Orig. Code(s): None

Electronic Communication System

The ESD is committed to the establishment of an electronic communications system for the advancement and promotion of learning and teaching. The following policy is an attempt to ensure the safety of staff, students, parents, and computer systems while providing the opportunity to use and utilize networking technology and the Internet to enhance the educational process.

The Superintendent will establish administrative regulations for the use of the ESD'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. Educating minors about appropriate on-line behavior, including cyberbullying awareness and response, and interacting with other individuals on social networking sites and in chat rooms;
3. Monitoring the on-line activities of minors;
4. Denying access by minors to inappropriate matters on the Internet and World Wide Web;
5. Ensuring the safety and security of minors when using electronic mail, chat rooms, and other forms of direct electronic communications;
6. Prohibiting unauthorized online access, including so-called "hacking" and other unlawful activities by minors;
7. Prohibiting unauthorized disclosure, use, and dissemination of personal information regarding minors;
8. Installing measures designed to restrict minors' access to materials harmful to minors.

The ESD computer network accounts may be available to ESD students and staff, subject to the following conditions:

1. A student under the age of 18 unless emancipated may use computer networks only with written permission of his/her parent or other person in parental relationship;
2. Use of computer networks to promote or participate in unlawful activities is prohibited;

3. Users of ESD computer networks are required to obey laws and legal agreements governing copyrights;
4. The ESD may suspend or revoke the access of a user to the computer network and Internet if the user violates the ESD Code of Policies and Rules.

Disclaimers

1. The ESD does not make any warranties, expressed or implied, including without limitation those of merchantability and fitness for a particular purpose that the functions or services performed by or the information or software contained on the system will meet the requirements of the system user;
2. The ESD does not warrant that the system will be uninterrupted or error free;
3. The ESD system will be provided on an as is available basis;
4. The ESD does not warrant that identified defects will be corrected;

The ESD will not be responsible for damages or liability resulting from a system user divulging his/her personal or system information;

1. Inaccurate and/or objectionable material;
 - a. The ESD system may provide access to other electronic communication systems that contain inaccurate and/or objectionable material;
 - b. Parents or other persons in parental relationship of a student are expected to monitor the student's home usage of the ESD system.
2. Opinions, advice, services, and all other information expressed by system users, information providers, service providers, or other third party individuals in the system are those of such individuals and not of the ESD.

The ESD will assume no responsibility or liability for any membership or telephone charges including, but not limited to, long distance charges, per minute or unit charges, and/or equipment or line costs incurred by any home usage of the ESD system;

3. A system user may order services or merchandise which may be accessed throughout the ESD system from an individual or agency outside the ESD.

The Superintendent will establish procedures that provide safety for students, staff, parents, and other persons in parental relationship, and for the computer system. The procedures will also provide opportunity for students and staff to utilize networking technology and the Internet to enhance the educational process.

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) (2008); 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.