



STUDENTS

3270

Charter School-Provided Access to Electronic Information, Services, and Networks

General

Internet access and interconnected computer systems are available to the Charter School's students and faculty. Electronic networks, including the Internet, are a part of the Charter School's instructional program in order to promote educational excellence by facilitating resource sharing, innovation, and communication.

In order for the Charter School to be able to continue to make its computer network and Internet access available, all users, including students must take responsibility for appropriate and lawful use of this access. Students utilizing school-provided Internet access are responsible for good behavior online. The same general rules for behavior apply to students' use of Charter School-provided computer systems. Students must understand that one student's misuse of the network and Internet access may jeopardize the ability of all students to enjoy such access. While the Charter School's teachers and other staff will make reasonable efforts to supervise use of network and Internet access, they must have student cooperation in exercising and promoting responsible use of this access, and students must be held responsible and accountable for their own conduct.

Curriculum

In accordance with this policy and the Board of Director's philosophy to ensure the safety of all students, the Charter School shall provide an appropriate planned instructional component for internet safety which shall be integrated into the Charter School's regular instructional program. In compliance with the Children's Internet Protection Act this instruction will include information on the safe use of social networking sites and instant messaging, the characteristics of cyber-bullying, and recommended responses.

The use of the Charter School's electronic networks shall be consistent with the curriculum adopted by the Charter School, as well as the varied instructional needs, learning styles, abilities, and developmental levels of the students, and shall comply with the selection criteria for instructional materials and library-media center materials. Staff members may, consistent with the Charter School's educational goals, use the Internet throughout the curriculum.

The Charter School's electronic network is part of the curriculum and is not a public forum for general use.

Acceptable Uses

All use of the Charter School's electronic network must be in support of education and/or research, and in furtherance of the Charter School's stated educational goals; or for a legitimate school business purpose. Use is a privilege, not a right. Students have no expectation of privacy in any materials that are stored, transmitted, or received via the Charter School's electronic network or Charter School computers. The Charter School reserves the right to access, monitor, inspect, copy, review and store, at any time and without prior notice, any and all usage of the computer network and Internet access and any and all information transmitted or received in connection with such usage, including email and instant messages.

1. **Unacceptable Uses of Network:** The following are considered examples of unacceptable uses and constitute a violation of this policy. Additional unacceptable uses can occur other



than those specifically listed or enumerated herein:

- A. Uses that violate the law or encourage others to violate the law, including but not limited to transmitting offensive or harassing messages; offering for sale, use, or purchase any substance the possession or use of which is prohibited by the Charter School's student discipline policy, local, state, or federal law; viewing, transmitting or downloading pornographic materials or materials that encourages others to violate local, state, or federal law; information pertaining to the manufacture of weapons, intruding into the networks or computers of others; and downloading or transmitting confidential, trade secret information, or copyrighted materials.
- B. Uses that cause harm to others or damage to their property, person, or reputation, including but not limited to engaging in defamation (harming another's reputation by lies); employing another's password or some other user identifier that misleads message recipients into believing that someone other than you is communicating; reading another person's communications; sharing another person's pictures, private information, or messages without their permission; or otherwise using his or her access to the network or the Internet;
- C. Uploading a worm, virus, other harmful form of programming or vandalism; participating in "hacking" activities or any form of unauthorized access to other computers, networks, or other information. Users will immediately notify the school's system administrator if they have identified a possible security problem. Users will not go looking for security problems, because this may be construed as an illegal attempt to gain access;
- D. Uses amounting to harassment, sexual harassment, bullying, or cyber-bullying defined as using a computer, computer system, or computer network to convey a message in any format (audio, video, text, graphics, photographic, or any combination thereof) that is intended to harm another individual;
- E. Uses that jeopardize the security of student access and of the computer network or other networks on the Internet; uses that waste Charter School resources including downloading very large files without permission from a teacher, unnecessary printing, and consuming excess file space on shared drives;
- F. Uses that are commercial transactions, including commercial or private advertising. Students and other users may not sell or buy anything over the Internet. Students and others should not give information to others, including credit card numbers and social security numbers;



- G. The promotion of election or political campaigns, issues dealing with private or charitable organizations or foundations, ballot issues, or proselytizing in a way that presents such opinions as the view of the Charter School;
- H. Sending, receiving, viewing or downloading obscene materials, materials harmful to minors, or materials that depict the sexual exploitation of minors;
- I. Disclosing identifying personal information or arranging to meet persons met on the internet or by electronic communications; sharing one's password with others or allowing them to use one's account;
- J. Downloading, installing, or copying software or other files without authorization of the Executive Director and/or Principal or the Executive Director and/or Principal's designee;
- K. Posting or sending messages anonymously or using a name other than one's own;
- L. Attempting to bypass internal or external security systems or controls using Charter School equipment. Students and staff may only access the internet using the Charter School network);
- M. Plagiarism of material accessed online. Teachers will instruct students in appropriate research and citation practices; and
- N. Using the network while access privileges are revoked.

Internet Safety

Each Charter School computer with Internet access shall have a filtering device that blocks entry to visual depictions that are obscene, pornographic, or harmful or inappropriate for students, as defined by the Children's Internet Protection Act and as determined by the Executive Director and/or Principal or designee.

The Charter School will also monitor the online activities of students, through direct observation and/or technological means, to ensure that students are not accessing such depictions or other material that is inappropriate for minors. The Executive Director and/or Principal or designee shall enforce the use of such filtering devices.

The term "harmful to minors" is defined by the Communications Act of 1934 (47 USC Section 254 [h][7]), as meaning any picture, image, graphic image file, or other visual depiction that:

1. Taken as a whole and with respect to minors, appeals to a prurient interest in nudity, sex, or excretion; or
2. Depicts, describes, or represents, in a patently offensive way with respect to what is suitable for minors, an actual or simulated sexual act or sexual contact, actual or simulated normal or perverted sexual acts, or a lewd exhibition of the genitals; or



3. Taken as a whole, lacks serious literary, artistic, political, or scientific value for minors.

The term “harmful to minors” is defined in Section 18-1514(6), Idaho Code as meaning one or both of the following:

1. The quality of any material or of any performance of any description or representation, in whatever form, of nudity, sexual conduct, sexual excitement, or sadomasochistic abuse, when it:
 - A. Appeals to the prurient interest of minors as judged by the average person, applying contemporary community standards; and
 - B. Depicts or describes representations or descriptions of nudity, sexual conduct, sexual excitement, or sadomasochistic abuse which are patently offensive to prevailing standards in the adult community with respect to what is suitable material for minors and includes, but is not limited to, patently offensive representations or descriptions of:
 - I. Intimate sexual acts, normal or perverted, actual or simulated; or
 - II. Masturbation, excretory functions, or lewd exhibits of the genitals or genital area. Nothing herein contained is intended to include or proscribe any matter which, when considered as a whole, and in context in which it is used, possesses serious literary, artistic, political, or scientific value for minors, according to prevailing standards in the adult community, with respect to what is suitable for minors.
2. The quality of any material or of any performance, or of any description or representation, in whatever form, which, as a whole, has the dominant effect of substantially arousing sexual desires in persons under the age of eighteen (18) years.

Internet Filtering

Filtering is only one of a number of techniques used to manage students’ access to the Internet and encourage acceptable usage. It is not viewed as a foolproof approach to preventing access to material considered inappropriate or harmful to minors. Anything that falls under at least one of the categories below shall be blocked or filtered. This list will be updated as required.

1. **Nudity/pornography:** Prevailing U.S. standards for nudity, provocative semi-nudity, sites which contain pornography or links to pornographic sites;
2. **Sexuality:** Sites which contain material of a mature level, images or descriptions of sexual aids, descriptions of sexual acts or techniques, and sites which contain inappropriate personal ads;
3. **Violence:** Sites which promote violence, images or descriptions of graphically violent acts, or graphic autopsy or crime-scene images;
4. **Crime:** Information on performing criminal acts such as drug or bomb making, computer hacking, illegal file archives, and software piracy;
5. **Drug Use:** Sites which promote the use of illegal drugs, and material advocating the use of illegal drugs, such as marijuana or LSD, or abuse of any drug. Exception: material with valid-educational use;
6. **Tastelessness:** Images or descriptions of excretory acts, such as vomiting or urinating, and graphic medical images outside of a medical context;



7. **Language/Profanity:** Passages or words too coarse to be softened by a word filter; profanity within images, sounds, or multimedia files; and adult humor;
8. **Discrimination/Intolerance:** Material advocating discrimination, including racial and religious intolerance, and sites which promote intolerance, hate, or discrimination;
9. **Interactive Mail/Chat:** Sites which contain or allow inappropriate email correspondence and sites which contain or allow inappropriate chat areas;
10. **Inappropriate Banners:** Advertisements containing inappropriate images or words;
11. **Gambling:** Sites which allow or promote online gambling;
12. **Weapons:** Sites which promote illegal weapons and sites which promote the use of illegal weapons;
13. **Self Harm:** Sites containing content on self-harm, including cutting, and sites that encourage anorexia, bulimia, etc.; and
14. **Judgment Calls:** A page deemed likely to have more questionable material in the future, such as sites under construction whose names indicate questionable material.

Filtering should also be used in conjunction with:

1. Educating students to be “Net-smart”;
2. Using recognized Internet gateways as a searching tool and homepage for students in order to facilitate access to appropriate material;
3. Using “Acceptable Use Agreements”;
4. Using behavior management practices for which Internet access privileges can be earned or lost; and
5. Appropriate supervision, either in person or electronically.

The system administrator and/or Internet Safety Coordinator and/or Executive Director and/or Principal shall monitor student Internet access.

Review of filtering technology and software shall be done on a periodic basis and is the responsibility of the Internet Safety Coordinator. It shall be the responsibility of the Internet Safety Coordinator to bring to the Executive Director and/or Principal or designee any suggested modification of the filtering system and to address and assure that the filtering system meets the standards of Idaho Code 18-1514 and any other applicable provisions of Chapter 15, Title 18, Idaho Code.

Confidentiality of Student Information

Personally identifiable information concerning students may not be disclosed or used in any way on the Internet without the permission of a parent or guardian and the student or, if the student is eighteen (18) or over, the permission of the student. Students should be aware that conduct on the Charter School’s computers and/or using the Charter School’s server may be subject to public disclosure depending upon the nature of the communication. Users should never give out private or confidential information about themselves or others on the Internet, particularly credit card numbers and social security numbers. Staff members may approve exceptions in the case of applications for college or employment. A supervising teacher or administrator may authorize the release of directory information, as defined by law, for internal administrative purposes or approved educational projects and activities.

Student Use of Social Media

Students will be held accountable for the content of the communications that they post on social media websites and are responsible for complying with Charter School policy. Students may not disrupt the learning atmosphere, educational programs, school activities, and/or the rights of others.



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All requirements of this policy apply to use of social media through the Charter School network or equipment or as part of a class assignment.

Internet Access Conduct Agreements

Each student and his or her parent/guardian will be required to sign and return to the school upon enrollment the Internet Access Conduct Agreement prior to having access to the Charter School's computer system and/or Internet Service. The Internet Access Conduct Agreement shall remain valid and fully in force for duration of child's enrollment with school.

Warranties/Indemnification

The Charter School makes no warranties of any kind, express or implied, in connection with its provision of access to and use of its computer networks and the Internet provided under this policy. The Charter School is not responsible for any information that may be lost, damaged, or unavailable when using the network, or for any information that is retrieved or transmitted via the Internet. The Charter School will not be responsible for any unauthorized charges or fees resulting from access to the Internet, and any user is fully responsible to the Charter School and shall indemnify and hold the Charter School, its directors, administrators, teachers, and staff harmless from any and all loss, costs, claims, or damages resulting from such user's access to its computer network and the Internet, including but not limited to any fees or charges incurred through purchases of goods or services by the user. The user or, if the user is a minor, the user's parent(s)/legal guardian(s) shall agree to cooperate with the Charter School in the event of the school's initiating an investigation of a user's use of his or her access to its computer network and the Internet.

Violations

If any user violates this policy, the student's access to the school's internet system and computers will be denied, if not already provided, or withdrawn and he or she may be subject to additional disciplinary action. The system administrator and/or the Internet Safety Coordinator and/or the Executive Director and/or Principal will make all decisions regarding whether or not a user has violated this policy and any related rules or regulations and may deny, revoke, or suspend access at any time, with his, her, or their decision being final. Actions which violate local, state, or federal law may be referred to the local law enforcement agency.

If the actions of the individual are also in violation of other Charter School discipline policies, said student shall be subject to additional possible disciplinary action based upon these policies.

Internet Safety Coordinator

The Executive Director and/or Principal shall serve, or appoint someone to serve, as "Internet Safety Coordinator" with responsibility and authority for ensuring compliance with the requirements of federal law, state law, and this policy. The Internet Safety Coordinator shall develop and maintain administrative procedures to enforce the provisions of this policy and coordinate with the appropriate Charter School personnel regarding the internet safety component of the Charter School's curriculum.

The Internet Safety Coordinator shall handle any complaints about the enforcement of this policy or refer them to other appropriate personnel depending on the nature of the complaint.



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The Internet Safety Coordinator shall maintain documentation evidencing that instruction by school personnel on internet safety is occurring Charter School wide.

Public Notification

The Internet Safety Coordinator shall inform the public via the main Charter School webpage of the Charter School's procedures regarding enforcement of this policy and make them available for review at the Charter School office.

Submission to State Superintendent of Public Instructions

This policy shall be filed with the State Superintendent of Public Instruction no later than August 1, 2011 and every five (5) years after initial submission and subsequent to any edit to this policy thereafter.

Cross Reference: 3330 Student Discipline

Legal Reference: I.C. § 33-132 Local School Boards Internet Use Policy Required
Children's Internet Protection Act, P.L. 106-55420 U.S.C. § 6801, et seq.
47 U.S.C. § 254(h) and (l)

Policy History:

Adopted on: December 15, 2016

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Callie Hatch, Board Chair