

HB 2567 Administration

Guidance

Statute	Guidance
<p>Sec. 27 - A nonacademic test, questionnaire, survey or examination containing any questions about the personal and private attitudes, values, beliefs or practices of the student or the student's parents, guardians, family members, associates, friends or peers that is administered during the school day shall not be administered to any student enrolled in kindergarten or grades one through 12, unless the parent:</p> <ol style="list-style-type: none"> 1. Is notified in writing not more than four months in advance of the administration of such test, questionnaire, survey or examination that this such test, questionnaire, survey or examination is to be administered, and notification includes: <ol style="list-style-type: none"> a. copy of the test, questionnaire, survey or examination that is to be administered; b. information on how the parent or guardian may provide written consent to authorize the student to take such test, questionnaire, survey or examination; c. the name of the company or entity that produces or provides the test, questionnaire, survey or examination to the school; and d. whether the school will receive or maintain the resulting data and an explanation of how the school intends to use and maintain such data; 	<p>Surveys etc. require:</p> <ul style="list-style-type: none"> • written parental notification not more than 4 months in advance of the administration • notification includes: copy of the survey (on web site); instructions pertaining to providing written consent; the name of the company or entity that provides or produces the survey • how the school will receive and maintain the data collected; how the school will utilize and maintain the data <p>Screeners and other measures that impact academic progress and instructional practice such as:</p> <ul style="list-style-type: none"> • mySAEBRS through Fastbridge • Panorama • Xello • All ACT products including Mosaic • NAEP • Some locally developed measures <p>Although the above measures are considered academic and not subject to HB 2567, KSDE suggests promoting family engagement and transparency when collecting this type of data. Family engagement and transparency are enhanced by posting the tools online; following parent</p>

<p>2. The parent must “opt-in” with consent either by written or electronic signature. Written consent from the parent shall be provided separately for each individual test, questionnaire, survey or examination that is to be administered.</p> <p>1. However, the student shall have the right to refuse even after the parent consents, and may “opt-out” of taking it. Prior to administering the test, each student shall be informed they have the right to refuse to take it without suffering any consequences.</p> <p>Prior to the administration of any such test, questionnaire, survey or examination, a school district shall post and maintain a copy of such test, questionnaire, survey or examination on the school district website.</p> <p>No personally identifiable student data shall be collected through any such test, questionnaire, survey or examination.</p> <p>If any school district employee becomes aware that a student may be at risk of suicide by a credible report from the student, the student's peers or another school district employee, after attempting to notify the parent, designated school personnel may administer a suicide risk assessment or screening tool. If parent cannot be verbally notified, as soon as contact is made, school personnel will provide the parent all information obtained from the risk assessment administered to the student.</p>	<p>opt-in procedures; sharing how data is collected and utilized; and providing links to online resources associated with the tools</p> <ul style="list-style-type: none"> • the “parent” must opt-in; written consent shall be provided separately for each survey that is to be administered • the student has the right to refusal and may opt-out • USD’s shall post copies of such surveys on their web site • No personally identifiable student data shall be collected • If a student is deemed to be a threat to themselves or others school personnel may administer a suicide risk assessment or screening tool. The designated personnel should remain with the student while other staff attempt to contact the parent. When contact is made the school personnel will provide all information obtained from the risk assessment.
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