

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. AbleSpace shall use student data solely for the intended purposes; to assist staff in the efficient management of students, including data collection, assessment, progress monitoring, and reporting. 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. Any request made directly to AbleSpace will be directed to the user. Additionally, any requests or complaints regarding the rights of parents or students to access records will also be referred to the user. AbleSpace will assist the user in making appropriate amendments to student data as needed.
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. (34 CFR Part 300); protect the confidentiality of a student's 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 student PII is stored or transferred.
5. Student data elements that may be collected include: Full Name, School, Grade, Date of Birth, Teacher, Room Number, Case Manager, Disability, and Assessment scores. The complete list can also be accessed at: [link](#)
6. The right to have complaints about possible breaches and unauthorized disclosures of PII addressed. Complaints may be emailed to support@ablespace.io
7. AbleSpace shall enter into written agreements with all sub-processors performing functions related to the purpose, in which they agree to protect student data in a manner consistent with this Pledge.



Harsh Tyagi
Privacy Officer
AbleSpace Inc.
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