

## **Parental Notice and Acknowledgment During Remote Learning**

As you are aware, upon the reopening of schools August 17, 2020, Lexington City Schools will be delivering your child's educational services by remote learning in a plan adopted by the LCS Board of Education. Our remote learning toolbox can be accessed here [http://www.lexcs.org/distance\\_learning](http://www.lexcs.org/distance_learning) . Even as we move into in-person instruction during the fall of 2020, there may be students who have elected to participate virtually or who may be required to do so due to COVID-19 and other health-related concerns.

While we traditionally deliver regular and special educational services to students in person and often individually in our school facilities, remote learning will require such services to be delivered online, in some cases via livestream, to students who may be in the presence of other family members, caregivers, or other individuals in their homes while such instruction is taking place virtually. LCS will take every measure to protect your student's education records which are considered confidential pursuant to the Family Education Rights and Privacy Act ("FERPA"). The term "education records" is defined as:

Those records, files, documents, and other materials, which (i) contain information directly related to a student; and (ii) are maintained by an educational agency or institution or by a person acting for such agency or institution.

FERPA does not protect the confidentiality of information generally; rather, FERPA applies to the disclosure of tangible records and of information derived from tangible records. Therefore, FERPA does not specifically prohibit observation of what occurs in your child's classroom and the potential presence of a family member or caretaker who may casually observe a virtual lesson or classroom activity while a child is participating in remote learning should also not constitute any such violation.

As a parent/guardian of an LCS student, you acknowledge receipt of this notification. Should you have further questions, please contact either Emy Garrett (K-5) or David Miller (6-12) at 336-242-1527.