

Availability of Information to the Public (FOIA) (Part 5)

“keep” - The public should have access to voting records and process/protocols of all public government agencies.

Equal Access to Justice (Part 21)

“keep” - All people should have equal access to justice, especially children and their families.

Modify - there should be some time once a complaint is filed to respond -- can a 90 day time to address complaints be added. There needs to be more accountability -- sanctions should be taken when educators/schools are in non-compliance.

Modify - “Persons who believe there has been a violation of the civil rights laws enforced by OCR may file discrimination complaints with the office. The complaint process provides a forum for resolution of alleged discrimination against individuals protected by the civil rights laws. During FY 1996, OCR received 4,828 discrimination complaints alleging a wide range of civil rights concerns affecting access to equal educational opportunities. Of the total, OCR received 868 Title VI complaints alleging race, color or national origin discrimination. Complaints alleged a variety of discriminatory situations, including issues related to:

- Dissemination of materials (literature) that promote discriminatory behaviors towards children and teachers*

Debt Collection (Part 30)

“modify” - Betsy Devos should not benefit off debt collection from college students.

§98.3 Access to instructional material used in a research or experimentation program.

“modify.”

Oftentimes teachers are not provided the proper materials to execute these projects and have to resort to search The Internet and/or other venues to find materials. Also, just because one has a list of tapes, films, manuals, etc. does not necessarily mean that all would be used in the project, or used in their entirety.

Parents inspecting and or rendering a non-professional opinion of the tentative materials to be used in a project undermines the pedagogical integrity of the teacher as well as placing an undue burden on the quality of instruction.

§98.4 Protection of students' privacy in examination, testing, or treatment.

“modify” :

"4) Illegal, anti-social, self-incriminating and demeaning behavior;" - Teachers do not have the right to know of prior bad acts of students? Why?

Please clarify what sorts of Parental Rights

We want an office that protects a child's right to privacy about their mental health needs

This needs to be fixed to say parent or guardian - we have lots of kids who may live w/ grandparents, aunts/uncles - this will require them now to go through hoops to get legal right for children in their care

§99.5 What are the rights of students?

"Modify":

Section C - Parents and student should have a right to all of their personal information.

§99.10 What rights exist for a parent or eligible student to inspect and review education records?

"modify"

Add guardian after parent

§99.11 May an educational agency or institution charge a fee for copies of education records?

"modify"

After "may charge a fee" delete; this is discriminatory to parents in poverty; "for a copy" insert "for more than 2 copies". Insert ", or guardian" after "made for the parent". Add to end "The educational agency or institution will assist with the transmission of an electronic copy of records to the receiving party when requested by the parent or guardian."

§99.31 Under what conditions is prior consent not required to disclose information?

Comments you can put as "rescind"

(B) A contractor, consultant, volunteer, or other party to whom an agency or institution has outsourced institutional services or functions may be considered a school official under this paragraph provided that the outside party

Comments you can put as "rescind"

(ii) Nothing in the Act or this part prevents a State or local educational authority or agency headed by an official listed in paragraph (a)(3) of this section from entering into agreements with organizations conducting studies under paragraph (a)(6)(i) of this section and redisclosing personally identifiable information from education records on behalf of educational agencies and institutions that disclosed the information to the State or local educational authority or agency headed by an official listed in paragraph (a)(3) of this section in accordance with the requirements of §99.33(b).

Comments you can put as “modify”

Under what conditions is prior consent not required to disclose information?

Insert “not” after “An educational agency or institution may”. Strike (B) and (ii).

§99.33 What limitations apply to the redisclosure of information?

§99.34 What conditions apply to disclosure of information to other educational agencies or institutions?

“rescind”

Strike this entire sections above. Children have a right to their personal information and it should not be shared without their consent or their parents consent.

§99.38 What conditions apply to disclosure of information as permitted by State statute adopted after November 19, 1974, concerning the juvenile justice system?

“modify”

a) Records will not be released without full consent of the parent/guardian

“modify”

Add “, or guardian” after “written consent of the parent”. Add “, or the student.” after “of the student”

Nondiscrimination on the Basis of Handicap in Programs or Activities Receiving Federal Financial Assistance (Part 104)

Enforcement of Nondiscrimination on the Basis of Handicap in Programs or Activities Conducted by the Department of Education (Part 105)

“Keep” the above - The federal government must oversee states so that they uphold their obligation to children and adults with disabilities. We see, in schools, that children with disabilities are excluded from activities like field trips.

Nondiscrimination on the Basis of Sex In Education Programs Or Activities Receiving Federal Financial Assistance (Part 106)

Comments you can put as “keep” - The federal government must oversee states so that they uphold their obligation to children and adults with disabilities. We see in schools that children with disabilities excluded from activities like field trips.

Modify - Currently it only covers discrimination of race, color, or national origin. It should be modified to include religion, sex, and sexual orientation. NEA approved NBI #17 at the 2017 NEA RA. “The NEA stands for all students including immigrant students, students from religious minorities, students of color, and LGBTQ students and will act to ensure that their civil rights are fully protected.” It’s incumbent upon us to call on society to take action to promote a culture of safety, support, and affirmation that ensures civil rights for all students by adopting policies that respect the civil rights of all students.” In every instance where the regulation cover groups are specified as “race, color, and/or ethnic origin” the regulation should be modified.

Nondiscrimination on the Basis of Age in Programs or Activities Receiving Federal Financial Assistance (Part 110)

“keep” - The federal government must oversee states so that they uphold their obligation to children and adults with disabilities. We see, in schools, that children with disabilities are excluded from activities like field trips.

Title I Improving The Academic Achievement Of The Disadvantaged (Part 200)

“keep” - The USDOE must hold states accountable for not serving disadvantaged families and supplement with funds where needed

Impact Aid Programs (Part 222)

*“keep” -The mission of the **Impact Aid Program** is to disburse **Impact Aid** payments to local **educational** agencies that are financially burdened by federal activities and to provide technical **assistance** and support services to staff and other interested parties.*

Credit Enhancement For Charter School Facilities Program (Part 225)

Comments you can put as “rescind” - Charter schools are not public schools and should not receive public funds. Commit to funding public education equitably

Who is eligible to receive a grant? The following are eligible to receive a grant under this part (225.2)

“modify”

(a) A public entity, such as a State or local governmental entity;

-----strike out next two sections (b) A private nonprofit entity; or

(c) A consortium of entities described in paragraphs (a) and (b) of this section.

State Charter School Facilities Incentive Program (Part 226)

“rescind” - Charters schools are not public schools and should not receive public tax dollars. Commit to funding public education equitably.

Equity Assistance Center Program (Part 270)

“keep” - This would provide assistance to schools requesting help to deal with issues arising from desegregation. One might think, we desegregated schools in the 60s, why do we still need this? However, states like Mississippi are still dealing with this. Schools in Cleveland, MS are still not fully desegregated. Here is a post about this from CNN. There was no ordinance keeping the schools segregated, they just never fully integrated. Schools could still use assistance with managing the integration as we move forward. This work is NOT done.

Assistance to States for the Education of Children with Disabilities (Part 300)

“keep” - the federal government must oversee this and hold states accountable for upholding the education of children with disabilities.

Early Intervention Program for Infants and Toddlers with Disabilities (Part 303)

“keep” the federal government must oversee this and hold states accountable for upholding the education of children with disabilities. Early intervention is one of the most proven bits of research we have in closing the achievement/opportunity gap.

Service Obligations under Special Education Personnel Development to Improve Services and Results for Children with Disabilities (Part 304)

Comments you can put as “keep” - educators must be trained yearly in latest research to service and educate children with disabilities.

Protection and Advocacy of Individual Rights (Part 381)

“keep” the federal government must oversee this and hold states accountable for upholding the education of children with disabilities.

Training of Interpreters for Individuals who are Deaf and Individuals who are Deaf Blind (Part 396)

“keep” - educators must receive professional development on new techniques and we must have a ready pool of educators to act as interpreters.

Limitations on Use of Subminimum Wage (Part 397) “Special wage certificate” means a certificate issued to an employer under section 14(c) of the FLSA that authorizes payment of subminimum wages (i.e., wages less than the statutory minimum wage) under certain conditions.

“rescind” - No one should be paid below minimum wage

Native Hawaiian Vocational Education Program (Part 402)

State Vocational and Applied Technology Education Program (Part 403)

Bilingual/Native/Hawaiian Native vocational training all RRTF wants to rescind.

Bilingual Vocational Training Program (Part 427)

Bilingual Vocational Instructor Training Program (Part 428)

Bilingual Vocational Materials, Methods, and Techniques Program (Part 429)

Adult Education State Administered Basic Grant Program (Part 461)

Strengthening Historically Black Graduate Institutions Program (Part 609)

Developing Hispanic Serving Institutions Program (Part 606)

Strengthening Institutions Program for HBCUs (Part 607)

Strengthening Historically Black Colleges and Universities Program (Part 608)

“Keep” all of the above programs - it is the federal government's job to fund/supplement these programs!