

**AUDIO AND VIDEO SURVEILLANCE ON SCHOOL PROPERTY****Video Surveillance**

The Board authorizes the use of video devices on District property to ensure the health, welfare, and safety of all students, staff, and visitors to District property and to safeguard District buildings, grounds, and equipment, as well as for any other purpose to the extent either required or prohibited by law. The Superintendent will approve appropriate locations for surveillance devices.

Placement of the video cameras will be based on the presumption and belief that students, staff and visitors have no reasonable expectation of privacy in areas or at events that occur in plain view. However, there will be no video devices in bathrooms or locker rooms.

Signs will be posted on school buildings to notify students, staff, and visitors that video cameras may be in use. Parents and students will also be notified through the student handbook. Students will be responsible for any violations of school rules caught by video surveillance.

The District will retain copies of video recordings until they are erased, which may be accomplished by either deletion or copying over with a new recording.

Depending on the circumstances, video recordings may become a part of a student's educational record or a staff member's personnel record. The District will comply with all applicable laws related to record maintenance and retention.

**Video/Audio Recordings on School Buses**

While video surveillance is permitted on both District property and school buses, audio recording shall *only* be allowed on school buses while students are being transported to and from school or school activities. See RSA 570-A:2(k). The Superintendent shall ensure that there is a sign informing the occupants of school buses that such recordings are occurring.

Audio surveillance on school buses will only be reviewed if there has been a report of an incident or a complaint relative to conduct on the school bus, and only that portion of the audio recording which is relevant to the incident or complaint shall be reviewed.

In no event shall an audio or visual recording be retained for longer than 10 school days unless the school district determines that the recording is relevant to a disciplinary proceeding, or the court orders that it be retained for a longer period of time.

**Student Discipline**

Video and/or audio (if on school bus) recordings may be reviewed by District personnel for discipline purposes. If disciplinary action is taken as a result of the recording, the parent/guardian of the student may request to view the recording with the Principal or his/her designee.

Recordings containing evidence of a violation of student conduct rules and/or state or federal law will be retained until the issue of the misconduct is no longer subject to review or appeal as determined by board policy or applicable law. Any release or viewing of the video will be in accordance with applicable state and federal laws, including but not limited to the Family Educational Rights and Privacy Act (FERPA).

## **Student Instruction and School Activities**

Nothing in this policy shall preclude the use of audio or video recordings for student instructional purposes or for use in the instruction of teacher interns or student teachers after written notification to the parent or legal guardian of each affected student as to the purpose of, and privacy policy for, the recordings.

The School Board also authorizes the video and audio recording of synchronous and asynchronous instruction and the following school-related activities. The following purposes are not intended to be exhaustive and may be expanded or contracted by either administrative determination or School Board action:

- Extracurricular/co-curricular activities
- Musical performances, band, concert band, ensemble, orchestra, choir
- Drama activities
- Club events
- Sporting events, including both inter and intra-scholastic
- Other activities such as student senate, yearbook, school pride, ROTC
- Ceremonies, orientation, presentations, school assemblies or meetings, or any school events which occur outside of the physical classroom.

## **Special Education**

Video and audio recordings may be used for Special Education or Section 504 purposes, when a student's individualized education program or accommodation plan includes audio or video recording as part of the child's education. All such recordings will be maintained in accordance with the Family Education Rights and Privacy Act, 20 U.S.C. Section 1232g, and other applicable law(s).

## **Legal References:**

20 U.S.C. 1232g, Family Educational Rights and Privacy Act (FERPA)

34 C.F.R. 99, Family Educational Rights and Privacy Act Regulations

RSA 189:68, Student Privacy

RSA 570-A:2(k), Interception and Disclosure of Telecommunication or Oral Communications Prohibited

1<sup>st</sup> Reading: October 19, 2009

2<sup>nd</sup> Review: November 2, 2009

Adoption: November 16, 2009

## **Policy Revision**

1<sup>st</sup> Reading: April 3, 2023

2<sup>nd</sup> Review: May 1, 2023

3<sup>rd</sup> Review: May 15, 2023

Revision: May 15, 2023