

<p><u>18 Pa. C.S.A. Sec. 6312</u></p>	<p><u>Child pornography - under state law, is any book, magazine, pamphlet, slide, photograph, film, videotape, computer depiction or other material depicting a child under the age of eighteen (18) years engaging in a prohibited sexual act or in the simulation of such act.</u></p> <p><u>The term harmful to minors is defined under both federal and state law.</u></p>
<p><u>20 U.S.C. Sec. 6777</u> <u>47 U.S.C. Sec. 254</u></p>	<p><u>Harmful to minors - under federal law, is any picture, image, graphic image file or other visual depiction that:</u></p> <ol style="list-style-type: none"> <u>1. Taken as a whole, with respect to minors, appeals to a prurient interest in nudity, sex or excretion;</u> <u>2. Depicts, describes or represents in a patently offensive way with respect to what is suitable for minors, an actual or simulated sexual act or sexual contact, actual or simulated normal or perverted sexual acts, or lewd exhibition of the genitals; and</u> <u>3. Taken as a whole lacks serious literary, artistic, political or scientific value as to minors.</u>
<p><u>18 Pa. C.S.A. Sec. 5903</u></p>	<p><u>Harmful to minors - under state law, is any depiction or representation in whatever form, of nudity, sexual conduct, sexual excitement, or sadomasochistic abuse, when it:</u></p> <ol style="list-style-type: none"> <u>1. Predominantly appeals to the prurient, shameful, or morbid interest of minors;</u> <u>2. Is patently offensive to prevailing standards in the adult community as a whole with respect to what is suitable for minors; and</u> <u>3. Taken as a whole lacks serious literary, artistic, political, educational or scientific value for minors.</u>
<p><u>18 Pa. C.S.A. Sec. 5903</u></p>	<p><u>Obscene - any material or performance, if:</u></p> <ol style="list-style-type: none"> <u>1. The average person applying contemporary community standards would find that the subject matter taken as a whole appeals to the prurient interest;</u> <u>2. The subject matter depicts or describes in a patently offensive way, sexual conduct described in the law to be obscene; and</u>

<p><u>47 U.S.C. Sec. 254</u></p>	<p>3. <u>The subject matter, taken as a whole, lacks serious literary, artistic, political, educational or scientific value.</u></p> <p><u>Technology protection measure - a specific technology that blocks or filters Internet access to visual depictions that are obscene, child pornography or harmful to minors.</u></p>
<p>3. Authority</p>	<p>The availability of access to electronic information does not imply endorsement by the district of the content, nor does the district guarantee the accuracy of information received. The district shall not be responsible for any information that may be lost, damaged or unavailable when using the network or for any information that is retrieved via the Internet.</p> <p>The district shall not be responsible for any unauthorized charges or fees resulting from access to the Internet or other network resources.</p>
<p><u>Pol. 218, 233, 317</u></p>	<p><u>The Board declares that computer and network use is a privilege, not a right. The district's computer and network resources are the property of the district. Users shall have no expectation of privacy in anything they create, store, send, receive or display on or over the district's Internet, computers or network resources, including personal files or any use of the district's Internet, computers or network resources. The district reserves the right to monitor, track, and log network access and use; monitor fileserver space utilization by district users; or deny access to prevent unauthorized, inappropriate or illegal activity and may revoke access privileges and/or administer appropriate disciplinary action. The district shall cooperate to the extent legally required with the ISP, local, state and federal officials in any investigation concerning or related to the misuse of the district's Internet, computers and network resources.</u></p> <p><u>The Board requires all users to fully comply with this policy and to immediately report any violations or suspicious activities to the Superintendent or designee.</u></p>
<p>47 U.S.C. Sec. 254</p> <p><u>Pol. 103, 103.1, 104, 248, 348</u></p>	<p>The Board establishes the following materials, in addition to those stated in law, and defined in this policy, that are inappropriate for access by <u>minors</u>:</p> <ul style="list-style-type: none"> <u>{ } Defamatory.</u> <u>{ } Lewd, vulgar, or profane.</u> <u>{ } Threatening.</u> <u>{ } Harassing or discriminatory.</u>

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Deleted: The district reserves the right to log network use and to monitor fileserver space utilization by district users, while respecting the privacy rights of both district users and outside users.*

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 The Board establishes that network use is a privilege, not a right; inappropriate, unauthorized and illegal use will result in cancellation of those privileges and appropriate disciplinary action.¶

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 construction of explosive devices, firearms, and/or weapons.¶
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 3. . Materials, information, data, and/or graphics that are sexually oriented, ¶
 obscene, or pornographic, to include chat rooms, e-mail, visuals, texts, and ¶
 . sounds.¶

<p><u>Pol. 249</u></p>	<p><u>{ } Bullying.</u></p>
<p><u>Pol. 218.2</u></p>	<p><u>{ } Terroristic.</u></p> <p><u>{ }</u> _____ <u>(specify others).</u></p>
<p><u>24 P.S.</u> <u>Sec. 4604</u> <u>20 U.S.C.</u> <u>Sec. 6777</u> <u>47 U.S.C.</u> <u>Sec. 254</u></p>	<p><u>The district reserves the right to restrict access to any Internet sites or functions it deems inappropriate through established Board policy, or the use of software and/or online server blocking. Specifically, the district operates and enforces a technology protection measure(s) that blocks or filters access to inappropriate matter by minors on its computers used and accessible to adults and students. The technology protection measure shall be enforced during use of computers with Internet access.</u></p>
<p><u>24 P.S.</u> <u>Sec. 4604</u></p>	<p><u>Upon request by students or staff, the Superintendent or designee shall expedite a review and may authorize the disabling of Internet blocking/filtering software to enable access to material that is blocked through technology protection measures but is not prohibited by this policy.</u></p>
<p><u>24 P.S.</u> <u>Sec. 4610</u> <u>20 U.S.C.</u> <u>Sec. 6777</u></p>	<p><u>Upon request by students or staff, building administrators may authorize the temporary disabling of Internet blocking/filtering software to enable access for bona fide research or for other lawful purposes. Written permission from the parent/guardian is required prior to disabling Internet blocking/filtering software for a student's use. If a request for temporary disabling of Internet blocking/filtering software is denied, the requesting student or staff member may appeal the denial to the Superintendent or designee for expedited review.</u></p>
<p><u>4. Delegation of Responsibility</u></p>	<p>The district shall make every effort to ensure that this resource is used responsibly by students and staff.</p>
<p><u>24 P.S.</u> <u>Sec. 4604</u></p>	<p><u>The district shall inform staff, students, parents/guardians and other users about this policy through employee and student handbooks, posting on the district web site, and by other appropriate methods. A copy of this policy shall be provided to parents/guardians, upon written request.</u></p> <p><u>Users of district networks or district-owned equipment shall, prior to being given access or being issued equipment, sign user agreements acknowledging awareness of the provisions of this policy, and awareness that the district uses monitoring systems to monitor and detect inappropriate use</u></p> <p><u>{ } and tracking systems to track and recover lost or stolen equipment.</u></p> <p><u>Student user agreements shall also be signed by a parent/guardian.</u></p>

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<p>20 U.S.C. Sec. 6777 47 U.S.C. Sec. 254 47 CFR Sec. 54.520</p>	<p>Administrators, teachers and staff have a professional responsibility to work together to help students develop the intellectual skills necessary to discern among information sources, to identify information appropriate to their age and developmental levels, and to evaluate and use the information to meet their educational goals.</p> <p>Students, staff and other authorized individuals have the responsibility to respect and protect the rights of every other user in the district and on the Internet.</p> <p>Building administrators shall make initial determinations of whether inappropriate use has occurred.</p> <p>The Superintendent or designee shall be responsible for recommending technology and developing procedures used to determine whether the district's computers are being used for purposes prohibited by law or for accessing sexually explicit materials. The procedures shall include but not be limited to:</p> <ol style="list-style-type: none"> Utilizing a technology protection measure that blocks or filters Internet access for minors and adults to certain visual depictions that are obscene, child pornography, harmful to minors with respect to use by minors, or determined inappropriate for use by minors by the Board. Maintaining and securing a usage log. Monitoring online activities of minors. 	<p>Deleted: discriminate</p> <p>Formatted: Font: Bold</p> <p>Deleted: staff</p> <p>Formatted: Font: Bold</p> <p>Deleted: The building administrator</p> <p>Deleted: have the authority to determine what is</p> <p>Formatted: Font: Bold</p> <p>Formatted: Font: Bold</p> <p>Deleted: implementing</p> <p>Formatted: None, Space Before: 0 pt, Don't keep with next, Don't keep lines together, Tab stops: 0.25", List tab + 0.3", Left + 0.61", Left + 1.7", Left + 2.2", Left</p> <p>Deleted: students</p> <p>Deleted: students</p> <p>Deleted: students</p> <p>Deleted: students</p>
<p>47 U.S.C. Sec. 254</p> <p>SC 1303.1-A Pol. 249</p>	<p>The Superintendent or designee shall develop and implement administrative regulations that ensure students are educated on network etiquette and other appropriate online behavior, including:</p> <ol style="list-style-type: none"> Interaction with other individuals on social networking web sites and in chat rooms. Cyberbullying awareness and response. 	<p>Formatted: None, Space Before: 0 pt, Don't keep with next, Don't keep lines together, Tab stops: 0.25", List tab + 0.3", Left + 0.61", Left + 1.7", Left + 2.2", Left</p> <p>Formatted: Tab stops: 0.3", Left + 0.61", Left + 1.7", Left + 2.2", Left + Not at 0.25"</p> <p>Formatted: None, Space Before: 0 pt, Don't keep with next, Don't keep lines together, Tab stops: 0.25", List tab + 0.3", Left + 0.61", Left + 1.7", Left + 2.2", Left</p> <p>Deleted: students and staff</p> <p>Deleted: 4. Guidelines¶</p>
<p>5. Guidelines</p>	<p>Network accounts shall be used only by the authorized owner of the account for its approved purpose. Network users shall respect the privacy of other users on the system.</p>	<p>Deleted: On an annual basis, students and parents/guardians will sign off and return the Computer</p> <p>Moved down [1]: Security</p> <p>Deleted: Agreement. This document, found in the Student Handbook, details student responsibilities regarding computers and Internet safety.¶</p> <p>Deleted: All communications and information accessible via the network should be assumed to be private property and shall not be disclosed.</p>

	<p>Safety</p> <p><u>It is the district's goal to protect</u> users of the network from harassment and unwanted or unsolicited <u>electronic communications</u>. Any network user who receives threatening or unwelcome <u>electronic communications</u> <u>or inadvertently visits or accesses an inappropriate site</u> shall report such immediately to a teacher or administrator. Network users shall not reveal personal information to other users on the network, including chat rooms, e-mail, <u>social networking web sites</u>, etc.</p>
<p>47 U.S.C. Sec. 254 <u>47 CFR Sec. 54.520</u></p> <p>Internet safety measures shall effectively address the following:</p> <ol style="list-style-type: none"> Control of access by minors to inappropriate matter on the Internet and World Wide Web. Safety and security of <u>minors</u> when using electronic mail, chat rooms, and other forms of direct electronic communications. Prevention of unauthorized online access by minors, including "hacking" and other unlawful activities. Unauthorized disclosure, use, and dissemination of personal information regarding <u>minors</u>. Restriction of <u>minors'</u> access to materials harmful to them. <p><u>Prohibitions</u></p> <p><u>Users are expected to act in a responsible, ethical and legal manner in accordance with district policy, accepted rules of network etiquette, and federal and state law. Specifically, the following uses are prohibited:</u></p> <ol style="list-style-type: none"> <u>Facilitating illegal activity.</u> <u>Commercial or for-profit purposes.</u> <u>Nonwork or nonschool related work.</u> <u>Product advertisement or political lobbying.</u> <u>Bullying/Cyberbullying.</u> <u>Hate mail, discriminatory remarks, and offensive or inflammatory communication.</u> <p><u>SC 1303.1-A Pol. 249</u></p>	<p>Internet safety measures shall effectively address the following:</p> <ol style="list-style-type: none"> Control of access by minors to inappropriate matter on the Internet and World Wide Web. Safety and security of <u>minors</u> when using electronic mail, chat rooms, and other forms of direct electronic communications. Prevention of unauthorized online access by minors, including "hacking" and other unlawful activities. Unauthorized disclosure, use, and dissemination of personal information regarding <u>minors</u>. Restriction of <u>minors'</u> access to materials harmful to them. <p><u>Prohibitions</u></p> <p><u>Users are expected to act in a responsible, ethical and legal manner in accordance with district policy, accepted rules of network etiquette, and federal and state law. Specifically, the following uses are prohibited:</u></p> <ol style="list-style-type: none"> <u>Facilitating illegal activity.</u> <u>Commercial or for-profit purposes.</u> <u>Nonwork or nonschool related work.</u> <u>Product advertisement or political lobbying.</u> <u>Bullying/Cyberbullying.</u> <u>Hate mail, discriminatory remarks, and offensive or inflammatory communication.</u>

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<p><u>Pol. 237</u></p>	<p>7. <u>Unauthorized or illegal installation, distribution, reproduction, or use of copyrighted materials.</u></p> <p>8. <u>Accessing, sending, receiving, transferring, viewing, sharing or downloading obscene, pornographic, lewd, or otherwise illegal materials, images or photographs.</u></p> <p>9. <u>Access by students and minors to material that is harmful to minors or is determined inappropriate for minors in accordance with Board policy.</u></p> <p>10. <u>Inappropriate language or profanity.</u></p> <p>11. <u>Transmission of material likely to be offensive or objectionable to recipients.</u></p> <p>12. <u>Intentional obtaining or modifying of files, passwords, and data belonging to other users.</u></p>	<p>Moved (insertion) [7]</p> <p>Moved (insertion) [8]</p> <p>Moved (insertion) [9]</p> <p>Moved (insertion) [10]</p>
<p><u>Pol. 814</u></p>	<p>13. <u>Impersonation of another user, anonymity, and pseudonyms.</u></p> <p>14. <u>Fraudulent copying, communications, or modification of materials in violation of copyright laws.</u></p> <p>15. <u>Loading or using of unauthorized games, programs, files, or other electronic media.</u></p> <p>16. <u>Disruption of the work of other users.</u></p> <p>17. <u>Destruction, modification, abuse or unauthorized access to network hardware, software and files.</u></p> <p><u>18. Accessing the Internet, district computers or other network resources without authorization.</u></p> <p><u>19. Disabling or bypassing the Internet blocking/filtering software without authorization.</u></p> <p><u>20. Accessing, sending, receiving, transferring, viewing, sharing or downloading confidential information without authorization.</u></p>	<p>Moved (insertion) [11]</p> <p>Moved (insertion) [12]</p> <p>Moved (insertion) [13]</p> <p>Moved (insertion) [14]</p> <p>Moved (insertion) [15]</p>

<p><u>Pol. 218, 233, 317</u></p>	<p><u>Illegal use of the network; intentional deletion or damage to files or data belonging to others; copyright violations; and theft of services shall be reported to the appropriate legal authorities for possible prosecution.</u></p> <p><u>General rules for behavior and communications apply when using the Internet, in addition to the stipulations of this policy.</u></p> <p><u>Vandalism shall result in loss of access privileges, disciplinary action, and/or legal proceedings. Vandalism is defined as any malicious attempt to harm or destroy data of another user. Internet or other networks; this includes but is not limited to uploading or creating computer viruses.</u></p> <p><u>Failure to comply with this policy or inappropriate use of the Internet, district network or computers shall result in usage restrictions, loss of access privileges, disciplinary action, and/or legal proceedings.</u></p>
	<p><u>References:</u></p> <p><u>School Code – 24 P.S. Sec. 1303.1-A</u></p> <p><u>PA Crimes Code – 18 Pa. C.S.A. Sec. 5903, 6312</u></p> <p><u>Child Internet Protection Act – 24 P.S. Sec. 4601 et seq.</u></p> <p><u>U.S. Copyright Law – 17 U.S.C. Sec. 101 et seq.</u></p> <p><u>Sexual Exploitation and Other Abuse of Children – 18 U.S.C. Sec. 2256</u></p> <p><u>Enhancing Education Through Technology Act – 20 U.S.C. Sec. 6777</u></p> <p><u>Internet Safety, Children’s Internet Protection Act – 47 U.S.C. Sec. 254</u></p> <p><u>Children’s Internet Protection Act Certifications, Title 47, Code of Federal Regulations – 47 CFR Sec. 54.520</u></p> <p><u>Board Policy – 103, 103.1, 104, 218, 218.2, 220, 233, 237, 248, 249, 317, 348, 814</u></p> <p><u>PSBA Revision 5/10</u></p>

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Enhancing Education Through Technology Act of 2001 – 20 U.S.C. Sec. 6777