



## **Annual Report on Data Privacy and Security**

**September 2016 - December 31, 2017**

### **1. Summary of Data Privacy and Security Activities**

#### **BACKGROUND**

NYS Education Law §2-to  
strengthen data privacy and security practices in educational agencies to protect the privacy and security of personally identifiable information (PII) and imposes requirements on both educational agencies and the third-party contractors they utilize to provide services that have access to PII. This annual report covers a period beginning in September 2016 when I took office through the following calendar year.

#### **DATA PRIVACY ADVISORY COUNCIL**

The Chief Privacy Officer formed the Data Privacy Advisory Council (DPAC) which comprises of representatives of the New York State United Teachers, Big 5, NYS PTA, School Administrators Association of NYS, New York State School Board Association, New York City Department of Education, New York State Council of School Superintendents, Future of Privacy Forum, a school attorney, New York Civil Liberties Union, Boards of Cooperative Educational Services (BOCES), Regional Information Centers (RICS), other stakeholders and privacy by aiding  
the Department in the work of drafting regulations to implement Education Law §2-d. Currently, the DPAC is working to provide input and recommending provisions for inclusion in regulations to implement NY Education Law Section 2-d; provide recommendations to further develop the parent bill of rights for student data privacy and security; provide input on data security and privacy standards for educational agencies and provide recommendations for best practice guidelines to minimize the collection of personally identifiable information.

## **WEBSITE AND COMPLAINT PROCESS**

The office maintains a website at <http://www.nysed.gov/student-data-privacy> which serves as a means of communicating updates about the regulatory process and other issues, includes a process by which parents, eligible students, teachers and principals may report unauthorized disclosures of personally identifiable information using an online form .

## **EDUCATION AND OUTREACH**

The office continues to serve as a resource for State Education Department (SED) employees and educational agencies such as school districts, Board of Cooperative Educational Services (BOCES), Regional Information Centers (RICS) the field for best practices concerning data privacy and security. The office also fields inquiries from school district teachers, administrators, parents and advocates on a wide range of data privacy concerns.

## **2. Summary of Reported Incidents**

The Education Department is committed to maintaining the privacy and security of student data and complying with New York Education Law, Section 2-d and has implemented an online complaints process. Only complaints about possible breaches of student, teacher or principal data are fielded through this process. Such complaints may be filed by a parent of a student or eligible student (student who is at least 18 ye

EDUCATION AN

party. No student personally identifiable information was maintained by the platform. Users were advised to reset passwords.

c. School District, May 2017

A district laptop that contained student personally identifiable information was accessed.

No

d. School District, November 2017

Due to a merge

The process was immediately cancelled. The district determined to look for alternatives

Temitope Akinyemi

Chief Privacy Officer