# EDUCATIONAL DATA AND ITS USES

MSBO certification course
Rob Dickinson, MPAAA Executive Director

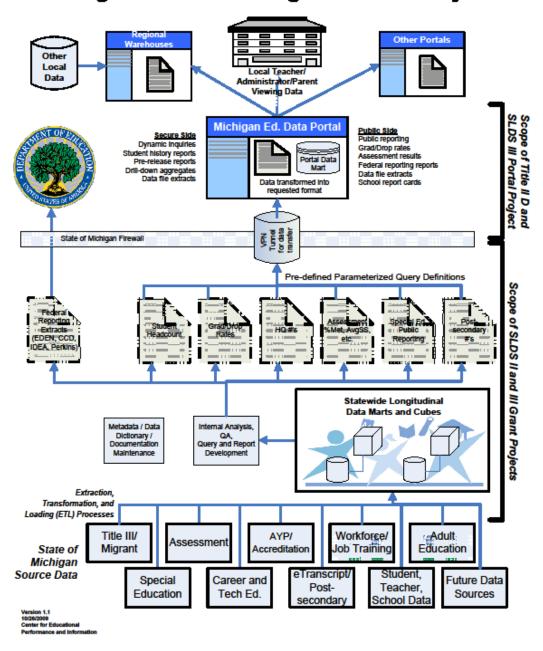
### Educational Data and its Uses

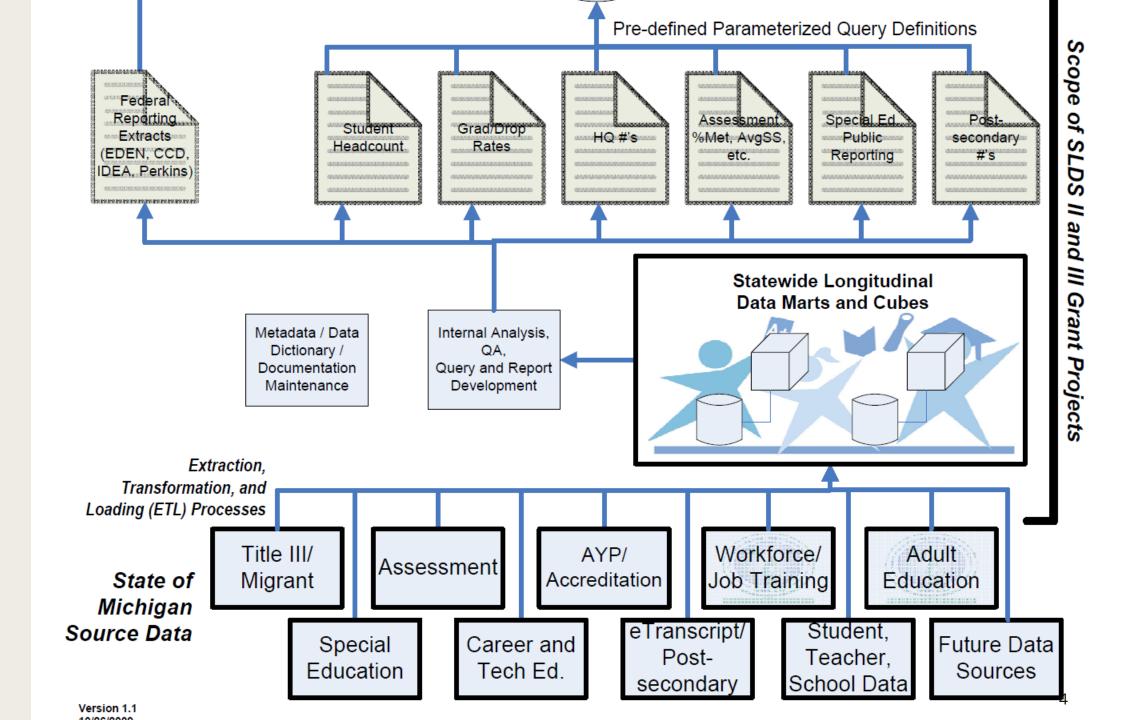
### Agenda

- Data Flow Overview
- MiSchoolData Portal
- State and Federal Reporting
- Types of School Records What is an official record?
- FERPA regulations

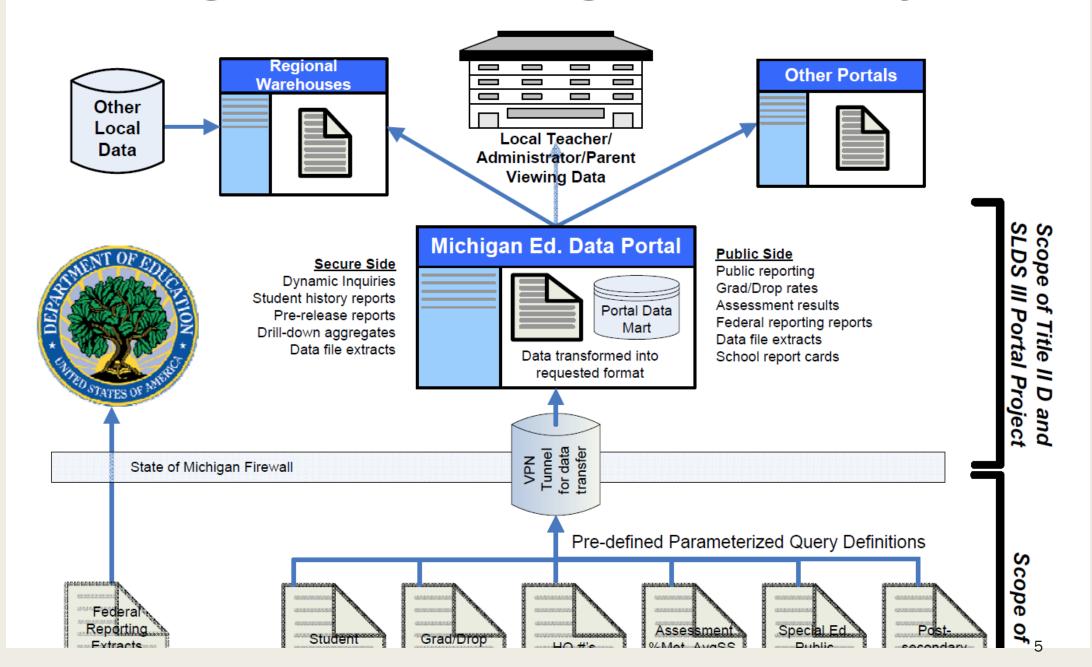
Questions?

#### Michigan Statewide Longitudinal Data System





### Michigan Statewide Longitudinal Data System



# MiSchoolData Portal

https://www.mischooldata.org/

- Michigan's official public portal for educational data
- Online data back as far as 2002
- Data files into early 1990's
- Constantly growing, new reports added regularly

# MiSchoolData Portal

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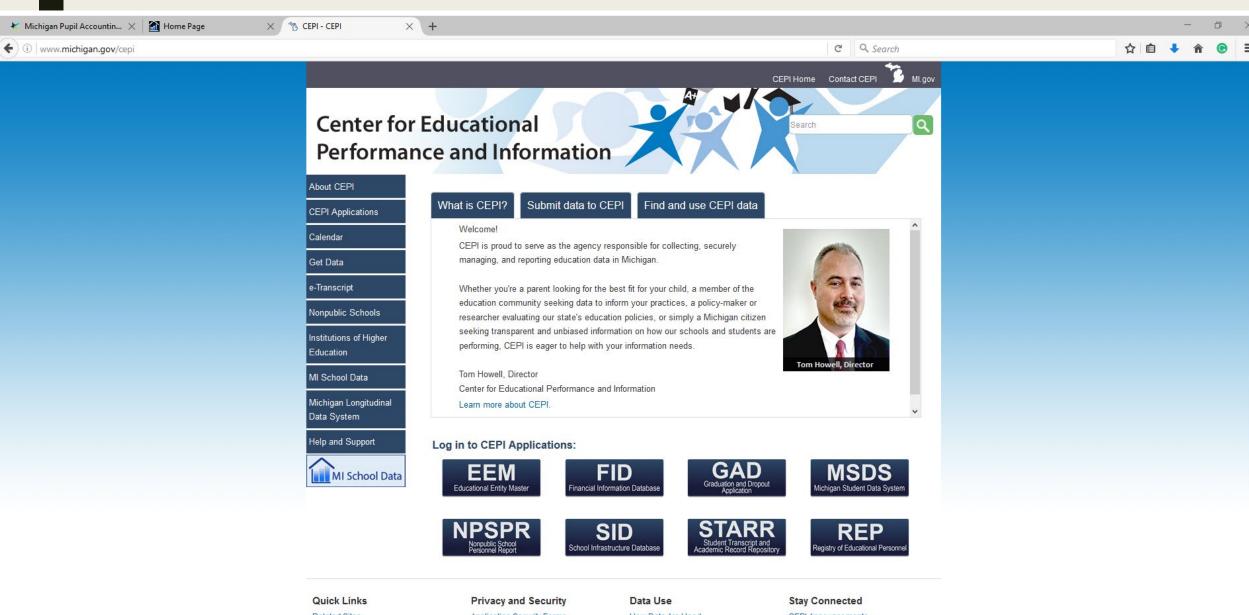
(go to portal)

- Reporting by CEPI to other branches of Michigan government & federal government
  - Federal: EDEN, CRCD, IDEA, Perkins
  - SOM: Safety report, Grad rates, legislative reports
- CRDC: Civil Rights Data Collection
  - federal report- Office of Civil Rights (OCR)
    - Not requested of state educational agencies, but directly from locals to USED to locals
    - No funding to allow CEPI to provide data

- Every piece of information CEPI collects is REQUIRED by some state or federal report
- History:
  - Early on, LOTS of "nice to have" collection
  - Caused lawsuits that continue to this day
  - 'Unfunded Mandates' Durant lawsuits
  - All non-required data no longer collected
  - CEPI staff reviews regularly

www.Michigan.gov/cepi

CEPI's website



Related Sites MPAAA Michigan Dept. of Education

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Institutions of Higher Education

MI School Data

Michigan Longitudinal Data System

Help and Support



Whether you're a parent looking for the best fit for your child, a member of the education community seeking data to inform your practices, a policy-maker or researcher evaluating our state's education policies, or simply a Michigan citizen seeking transparent and unbiased information on how our schools and students are performing, CEPI is eager to help with your information needs.



Tom Howell, Director

Center for Educational Performance and Information

Learn more about CEPI.

#### Log in to CEPI Applications:

















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#### Privacy and Security

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# Center for Educational Performance and Information







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CEPI

#### How Your Data Are Used

The matrices below show how the data CEPI collects or will collect in the upcoming school year support federal and state reporting requirements, MI School Data reports as well as planned uses of data.

- Registry of Educational Personnel Data Use Matrix
- Financial Information Database Data Use Matrix XII
- School Infrastructure Database Data Use Matrix X
- Student Transcript and Academic Record Repository Data Use Matrix
- Michigan Postsecondary Data Inventory Data Use Matrix 

   Inventory Data Use Matrix

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The matrices show whether a field is required, optional, or required only if relevant. (E.g., districts only report Title I eligibility for students who are Title I eligible.)

Note: The Michigan Student Data System matrix has multiple tabs because of the large number of federal reporting requirements associated with these data. Its Data Summary tab lists (and links to) each of these functional areas/tabs. In addition, the Report Notes tab identifies other ways MSDS data support education. For example, CEPI matches information from the Department of Health and Human Services to identify children who are eligible for free meals. This direct certification process means children receive meals without having to complete an application - and schools avoid cumbersome paperwork. This school year we directly certified more than 700,000 children (90-95% percent of eligible children).

www.Michigan.gov/cepi

Data use Martix

### Citing CEPI Data

- All data available in the public areas of MiSchoolData is public information
- Free to use and publish
- CEPI asks users of their data to cite them as a source

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#### **CITING CEPI DATA**

How to properly cite data provided by Michigan's Center for Educational Performance and Information (CEPI) and the MI School Data website.



#### PLEASE CITE OUR DATA

We ask users of CEPI data to please cite us in your publication.

Data requires citations for the same reasons journal articles and other types of publications require citations: to acknowledge the original author/producer and to help others find the resource. A dataset citation includes all of the same components as any other citation, however, standards for the citation of data are not uniformly agreed upon and you should follow the style manual you use.

Since all data provided on this site has its own URL extension, all report titles are unique to the search parameters and the date in which you retrieve the data is different for everyone, a single citation for the datasets provided by <a href="MI School Data">MI School Data</a> is not possible. However, we recommend you include these five components in the order and format suggested by the style manual you use:

- 1. Author (the creator of the dataset)
- 2. Title (the report name)
- 3. Year (the school year or fiscal year that the data represents)
- 4. URL
- 5. Date accessed (month, day and year)

#### **EXAMPLES**

#### **Dataset**

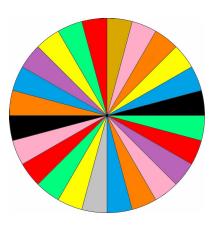
Michigan's Center for Educational Performance and Information, Student Count for Barry ISD, Hastings Area School District, Hastings High School, All Grades and All Students (2010-11). https://www.mischooldata.org/DistrictSchoolProfiles/StudentInformation/StudentCounts/StudentCount.a spx (accessed April 8, 2015).

Graphic Representation of Data

# **BREAK**



When we return, we'll spin the wheel for a gift card prize!



### School Records - Poll #1

### Quiz - Which of these is/are not a school record?

- A copy of the School Board meeting agenda
- An email sent to you with the approved minutes of the last School Board meeting
- The file you submitted to CEPI for your Fall General Collection
- The log of your text messages with your colleagues
- The backup tape of your SIS system's data that is stored remotely

### 4 general types of records

- Personal Records
- Non-Records
- Transitory Records
- Official Records

#### **Personal Records**

Records or documents at your workplace that are unrelated to your job

- An email from your spouse asking you to buy milk on the way home
- You family recipe book that you are working on over your lunch break
- Your IM chain with your office mates deciding what to have for lunch
- Emails coming to you as a member of your child's school's PTA

#### Personal Records

- Retention:
  - There is no requirement to retain these records
  - May violate your District's policies
- Best Practice:
  - Do not violate your District's policies on non-work use of district resources, and delete all non-work information ASAP

#### Non-Records

Documents in the possession of the district not being used to record an official function

- Copies of documents or records
- Draft versions of documents
- Old versions of SOME documents
- Letters of transmittal that add no information
- Notes or recordings that have transcribed to a permanent record

#### More Non-Records

- Publications that are received from the outside as reference materials
- Mass mailings you receive
- Advertisements, SPAM, and junk mail
- Tracking documents or checklists that provide assistance in business processes
- Internal documents kept for your individual use as a reference

#### Non-Records

- Retention:
  - There is no requirement to retain these records
  - May keep or dispose of when they are no longer needed
- Best Practice:
  - Maintain an effective filing/recordkeeping system that allows efficient recall of needed information, and quick disposal when no longer needed.

### **Transitory Records**

Temporary value, work related, but no lasting value

- Email from your boss saying you can sign up for a conference
- IM from a colleague asking you to buy more pens
- Paper memo moving the time/place of the next staff meeting
- Email you send a colleague asking for a copy of last month's financials

### **Transitory Records**

- Retention:
  - Retain these records as long as the situation they refer to lasts, or they are replaced with updated documents/records
  - May keep or dispose of when they are no longer needed
- Best Practice:
  - Maintain an effective filing/recordkeeping system that allows efficient recall of needed information, and quick disposal when no longer needed.
  - Make sure official documents are created to replace the temporary ones, or else they may become official.

#### Official Records

Documents and information that is prepared, owned or used in the performance of the district's official functions

- Purchase order approving payment of your conference registration
- Student Transcripts
- MSDS submission files

### Official School Records

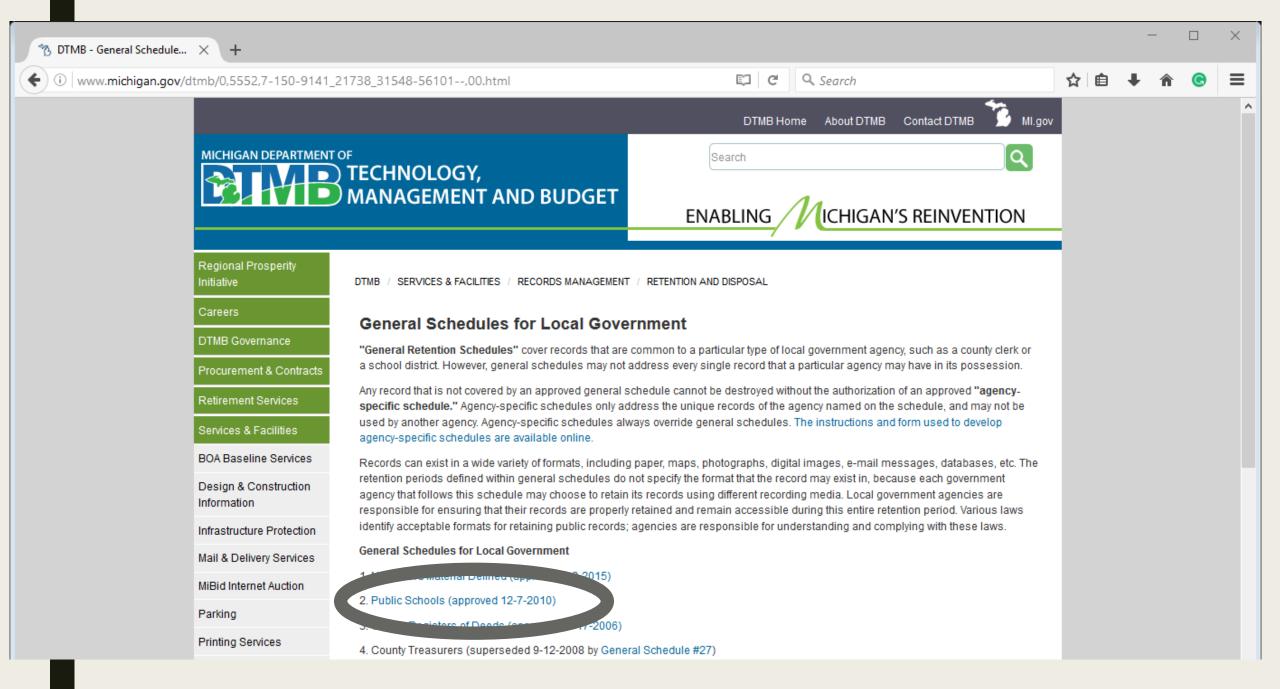
### **Retention Policy**

State of Michigan Records management Service Retention and Disposal Schedule

http://www.michigan.gov/dtmb/0,5552,7-150-9141\_21738\_31548-56101--,00.html

0r

google 'Michigan records retention' – select 1<sup>st</sup> choice



STATE OF MICHIGAN RECORDS MANAGEMENT SERVICES

### Records Retention and Disposal Schedule for Michigan Public Schools



Photo of a school in Montague, Michigan, 1912, courtesy of the Archives of Michigan, Lansing.

#### Approved December 7, 2010



Records Management Services 3400 N. Grand River Ave. Lansing, Michigan 48909 (517) 335-9132

http://www.michigan.gov/recordsmanagement/

# Retention and Disposal Schedule Retention Policy

- 236 different specific types of documents across
   22 different areas
- Minimum retention period actual use
  - Discard when no longer needed
- Maximum retention permanent
  - You may not EVER discard
- School schedule updated 4/11/2023

### Retention and Disposal Schedule

### Retention Policy – Some highlights

- General correspondence 2 years after creation
  - Paper and electronic
- Meeting minutes/records(non-Board) 2 years
- Board meeting minutes & documents –
   Permanent
- Financial records (most of them) 7 years
- Personnel files employment + 6 years
  - Cited for unprofessional conduct 50 years

### Retention and Disposal Schedule

### Retention Policy - More highlights

- Payroll register 50 years
  - MSPERS retirement info
- Pupil Accounting records (locals) 3 years
- Pupil Accounting records (ISD) 7 years
- CA-60 files Graduation + 60 years
- Any non-special ed record IN the CA-60 -Graduation

Item	Series Title	Series Description	Retention Period
Number			
1400A-	Student Files and Data -	These records document each student enrolled in	RETAIN UNTIL:
	Academic Records (formerly	classes at the school district (including adult	Student graduates
	CA-60) (supersedes item	education, cooperative education such as career	or student's
	#1407, 1408, 1409)	and technical education, shared time pupils, and	expected
		dual enrollment pupils), and follow the student	graduation date
		from enrollment through graduation, transfer, or	PLUS: 60 years
		withdrawal. The academic records include	THEN: Destroy
		personal information about the student that may	
		be collected on the CA-60 form/folder, on some	
		other form that is used by the school district, or in	
		the student information system, transcripts,	
		approved personal curriculums, withdrawal	
		documents, and GED test results, as well as	
		disclosure documents, amendment documents,	
		and destruction documents that are applicable to	
		the academic records.	

1400B-	Student Files and Data - Other	These records document each student enrolled in	RETAIN UNTIL:
	Records (supersedes item	classes at the school district (including adult	Student graduates,
	#1407, 1408, 1409)	education, cooperative education such as career	or student's
		and technical education, shared time pupils, and	expected
		dual enrollment pupils). They may include, but	graduation date
		may not be limited to, most recent enrollment	THEN: Destroy
		records, emergency contact information, photos	
		from each school year, early childhood education	
		program records, school of choice applications,	
		attendance records, report cards, academic	
		progress reports, educational development plans	
		(EDP), court orders (relating to divorce, custody,	
		foster care, etc.), disciplinary records (including	
		police reports, suspension or expulsion notices,	
		etc.), age of majority release forms, social	
		developmental evaluations, non-special	
		education service notes and assessments and	
		evaluations, language assessments, and	
		correspondence, as well as disclosure documents,	
		amendment documents, and destruction	
		documents that are applicable to the non-	
		academic records.	

### Retention and Disposal Schedule

#### Retention Policy – best practices

- For each area of documents determine who is the Keeper of the official record
- Make sure all Keepers know what they are responsible for, and the schedule for their records
- Permanent records may be given to State Archives for storage

### School Records

## Circling back - Which of these is/are not a school record?

- A copy of the School Board meeting agenda
- An email sent to you with the approved minutes of the last School Board meeting
- The file you submitted to CEPI for your Fall General Collection
- The log of your text messages with your colleagues
- The backup tape of your SIS system's data that is stored remotely

# Sharing Records FOIA and FERPA

- **■** Freedom of Information Act (FOIA)
  - All District records not exempted may be requested
- Federal Educational Rights and Privacy Act (FERPA)
  - Allows student record to be seen by appropriate individuals

### **Sharing Records**

#### Release of records under FOIA

- Anyone can request records from a public body
- Ask to inspect, copy, or receive a copy of the record
- No age restrictions (cannot refuse the request of a minor BECAUSE they are a minor)
- 5 days to respond with the record, or request for more information, or a 10-day extension to prepare for complex requests
- Not required to CREATE documents, merely share existing ones

### **Sharing Records**

#### Review of records under FERPA

- Parents have the right to view their children's educational records
- Students assume that right when they turn 18
- Districts have obligation not to share records with outside parties without parental consent
- Districts must provide parents notice of their rights under FERPA

# Protecting Records FOIA and FERPA

- Freedom of Information Act (FOIA)
  - Exempt records are not required to be shared
  - Reasonable costs can be charged
- Federal Educational Rights and Privacy Act (FERPA)
  - Any record containing Personally Identifiable
     Information (PII) is protected

# Protecting Records FOIA Exceptions

- Student records covered by FERPA
  - FERPA trumps FOIA
- Law enforcement records
- Records covered by attorney-client privilege
- Pending bids on public contracts
- Test questions and answers or scoring keys
- records relating to civil actions
- Requests by prisoners in County, state or federal correctional facilities

### Getting Help

#### **FOIA Assistance**

- Michigan Attorney General Website
- https://www.michigan.gov/ag/foiaOR
- Go to www.michigan.gov/ag
- Select 'FOIA / OMA' from top menu

### Getting Help

#### **FOIA Assistance**

- Frequently Asked Questions
- Informational pamphlets to distribute
- All current legal citations
- Open Meetings handbook as well

#### Federal Educational Rights and Privacy Act

- Parents have the right to view their children's educational records
- Students assume that right when they turn 18
- Districts have obligation not to share records with outside parties without parental consent
- Districts must provide parents notice of their rights under FERPA

#### What are educational records?

- Every record that the district holds that contains Personally Identifiable Information (PII)
  - Exception personal notes for personal use only
- PII Any information that discloses an individual's identity
  - Even summary data that can reasonably point to an individual

#### Parents:

- FERPA defines a parent as a natural parent, a guardian, or an individual acting in the place of a parent or guardian. In the case of divorce or separation of a student's parents, both parents maintain full rights under FERPA unless some legally binding document or law revokes those rights.
- It is NOT the school's responsibility to hunt down or find those documents. Only to act on them when they are presented.

#### Accessing and viewing records

- District has 45 days after a written request to make records available
- District must comply with reasonable requests for explanation of documents
- Copies do not have to be made, so long as parent can view documents

#### Amending records

- Parent has the right to request that incorrect data be corrected in the record.
- School is obligated to CONSIDER the request.
- If the school decides to not change the data, they must inform the parent of their right to a hearing.
- If a hearing is held, and the decision is made to not change the data, the parent has the right to put a statement into the student's file explaining their position on the contested information.
- School has to maintain that statement and produce it whenever it discloses the contested data on the student.

#### Amending records

- Under FERPA, school are not required to consider requests to change:
  - A grade for a student because they feel the student should have been given a better grade
  - Opinions
  - Disability placement decisions regarding the student
  - Discipline decisions regarding the student

#### Student rights

- When a student turns 18, their FERPA rights transfer from the parents to the student
  - Also applies when a student enters college (fulltime) at any age
- Parents may no longer view students records, unless:
  - Student is listed as a dependent on parent's current tax records
  - Pursuant to a health emergency
  - Student consents

#### Sharing protected records

- District may not disclose information without parental consent, unless:
  - Directory Information
  - Exempt recipient

#### **Directory information**

- Information that is not harmful, or intrusive to privacy
  - Name
  - Address & other contact information
  - Date and place of birth
  - May NEVER include Social security number
- District may determine what it constitutes directory information

#### **Directory information**

- Student numbers
  - Can be considered directory information
  - Can be displayed on student ID

#### UNLESS

- Number is used as a password, without other PIN or counter code, to gain access to student data
- In that case, it cannot be on the badge, and is not eligible to be considered directory information

#### **Directory information**

- May be disclosed without consent if:
  - Annually, notice is given to all parents of what records district deems to be directory
  - Gives parents the option to opt out of disclosure
- If parent opts out, Directory info for that student MUST NOT BE PROVIDED.
  - Most SIS have FERPA opt-out check boxes
  - Important that custom reports reference that status

#### Exempt recipients (within the district)

- Records may be shared with:
  - Employees of the district with a 'legitimate educational interest'
  - Teachers, administrators
  - Attorneys, counselors, nurses
  - IT staff
  - Contractors, consultants, 3<sup>rd</sup> parties providing services

#### Exempt recipients (outside the district)

- Records may be shared with:
  - Public health and law enforcement
  - Emergency responders
    - Only for imminent or already existing emergencies. Not as preparation for future hypothetical events

#### Exempt recipients (outside the district)

- Records may be shared with:
  - Child Protective Services
    - Permission exists once identity is confirmed
    - In-person with ID
    - Written requests on CPS forms/stationary
    - Telephone if identity confirmation method exists
      - 'Passcode of the day'

#### Exempt recipients (outside the district)

- Records may be shared with:
  - School a student transfers to
  - Accrediting organizations
  - Local, state or federal officials with audit or program evaluation needs
  - Organizations the student has applied to for admission for school, or for financial aid
  - To comply with a subpoena or judicial order

#### **Annual Notice**

- Must include:
  - Parent's rights to inspect records
  - Right to request corrections
  - Right of consent to disclosure of PII
  - Procedure for inspecting records
  - Procedure to requesting corrections
  - Information of reporting complaints to USED Family Policy Compliance Office
- Frequently included in student handbook

#### Training assistance

- Privacy Technical Assistance Center (PTAC)
  - Part of US Department of Education
- http://ptac.ed.gov
- Rules, current case law
- Training videos
- Will track learning, provide documentation of compliance
- Excellent source for training staff

## Getting Help

- CEPI Helpdesk
  - -(517) 335-0505, Option 3
  - cepi@michigan.gov
- MPAAA
  - Rob@mpaaa.org
  - *(517)* 853-1413

### Finalize Credit for Attendance

**New Process:** The MSBO Evaluation is your record for attendance.

#### Please complete by November 9

- ✓ Receive an email from survey monkey for the MSBO evaluation. Your evaluation will be your record for attendance.
- ✓ Receive e-mail from MOECSnoreply@michigan.gov to fill out an evaluation for SCECHs.