



Student Records Policy

STUDENT RECORDS REQUIREMENTS AND BEST PRACTICES POLICY

Table of Contents

Introduction	3
Purpose	3
1. Policy Statements	3
2. Definitions and Student Record Components	4
3. Procedures	5
4. Use of Student Personal Information	7
5. Access to and Disclosure of Student Records	7
6. Transfer of Student Records	8
7. List of Appendices	9

Appendix 1: Form A – Status of Parent/Guardian (Admission to Canada and Residency)

Appendix 2: Legislation, Regulations and Orders Pursuant to Student Records

Appendix 3: Student Records – Requirements and Best Practice Guidelines for Independent Schools, June 2012

Appendix 4: Child, Family and Community Service Act

Note: For the purpose of this policy, the *lead administrator* in Our Lady of Good Counsel School is the Principal, Mr. Gerard Wright,

Introduction

Independent school authorities are well served by policies and practices regarding student records. Such policies and practices will benefit independent school students, parents, office staff, administrators, and authorities by providing guidance for the collection of information and its storage, use, transfer, and protection. Legal and public expectations regarding the confidentiality, disclosure and transfer of school student records are increasing, as are societal concerns regarding school record keeping and storage.

The legal framework for the development of this Student Records Requirements and Best Practices Policy is provided by section 6.1 of the *Independent School Act*, Sections 9 and 10 of the Independent School Regulation (the Regulation), the Student Records Order (I 1/07) ([the Order](#)), and the *Personal Information Protection Act* (PIPA). Section 9(2) of the Regulation obliges independent school authorities to, subject to the requirements of the Order, (a) establish written procedures regarding the storage, retrieval and appropriate use of student records, and (b) ensure confidentiality of the information contained in the student records and ensure privacy for students and their families.

In addition to the above, the Office of the Inspector of Independent Schools and FISA BC have collaborated in producing the [Student Records Requirements and Best Practice Guidelines for Independent Schools](#), Ministry of Education, July, 2021, which serves as a guide for independent school policy development in this area.

The school authority may add, modify, or remove portions of Our Lady of Good Counsel School Student Records Requirements and Best Practices Policy when it is considered appropriate to do so, if it is not in conflict with legal requirements and government policy.

Our Lady of Good Counsel School is committed to ensuring that student records are handled in accordance with all legal requirements.

Purpose

The purpose of this document is to define policy and to determine procedures for the collection of student information and its storage, use, disclosure, transfer and protection.

1. Policy Statements:

The following policy statements are provided to inform all parties who collect, store, use, disclose, transfer and protect student information.

Our Lady of Good Counsel School will:

- 1.1 Ensure that the lead administrator is responsible for the establishment, security and maintenance of the Student Record and Student File (as defined in this policy) for each student registered in the school according to the procedures defined in this policy.

- 1.2 Only collect, use or disclose personal information with the consent of the individual student or legal guardian, unless otherwise authorized under PIPA.
- 1.3 On or before collecting personal information, disclose to the individual student verbally or in writing the purposes for the collection of personal information.
- 1.4 Only collect, use or disclose personal information for purposes that a reasonable person would consider appropriate in the circumstances and that fulfill the purposes disclosed by the school or are otherwise permitted under PIPA.
- 1.5 Secure Student Records and Student Files with access within the school authority restricted to those individuals who, by the nature of their work, are required to have access to the information.
- 1.6 Provide access to personal information about an individual student to the individual student (if capable of exercising PIPA rights), and to a parent or legal guardian of the individual student during school hours and under the supervision of the lead administrator or designate.
- 1.7 Subject to legal requirements, ensure that personal information will be retained only for the period of time required to fulfill the purpose for which it was collected.
- 1.8 Inform parents that concerns, complaints and questions about personal information handling policies and practices of the school authority may be directed to the school's Privacy Officer by calling the school office.

2. Definitions and Student Record Components:

2.1 Elements of the Student Record:

- i. The Permanent Student Record (PSR), as defined in the Students Records Order (I 1/07):
 - a. Form 1704, PSB 048 (revised 1997) completed according to the Permanent Student Record Instructions that are effective at the time of completion; and
 - b. Student Progress Reports for the two most recent years or an official transcript of grades;
- ii. All documents listed as inclusions on Form 1704 (see 2.2 below);
- iii. A copy of the student's current Student Learning Plan, if any; and
- iv. A copy of the student's current Individual Education Plan (IEP), if any.

2.2 Permanent Student Record (Form 1704) Inclusions

The following inclusions must be listed on Form 1704, including document date, title and expiry date or date rescinded (if applicable), and copies of the documents listed must be filed with the PSR:

- i. Health Services information as indicated by the medical alert checkbox, such as diabetes, epilepsy, anaphylaxis producing allergies, and any other condition which may require emergency care;
- ii. Court orders as indicated by the legal alert checkbox;
- iii. Other legal documents, e.g. name change or immigration document;
- iv. Support services information (e.g. psychometric testing, speech and hearing tests, adjudication requirements for completing assessment activities)
- v. Current IEP and/or Case Management Plan (CMP) where applicable; and
- vi. Notification of a student being home schooled.

The following inclusions may be listed on PSR Form 1704, including document date, title and expiry date or date rescinded (if applicable) and if listed, copies of the documents must be filed with the PSR:

- i. Records of information which an educator deems relevant and important to the educational program of the student;
- ii. Award information; and
- iii. Standardized test scores (if deemed relevant and important to the educational program of the student).

If the above optional inclusions are NOT listed on PSR Form 1704, then they may be included in the Student File (see section 2.3, viii below).

2.3 Student File

Additional items must (see i below) or may (see ii – viii below) be included in the school's student records as part of the Student File. **The school secretary regularly updates the student records as new information arrives.** Hard copies of student records received are dated and signed by the school secretary, electronic files received are electronically date stamped and signed by the school secretary. These items include:

- i. Student eligibility information (required):
 - a. Legal name of child – verify the original and file a photocopy or scanned copy of birth certificate or similar legitimate identification document;
 - b. Official name(s) of parent(s) or guardian(s) with home and work contact information; and
 - c. Form A: Verification that parent/guardian is legally admitted to Canada and a resident of BC and student is eligible for funding (see Appendix I, Form A, used to collect this information);
- ii. Care Card number;
- iii. Emergency contact numbers;
- iv. Doctor's name and contact information;
- v. Previous Student Progress Reports (other than the two most recent years required in the PSR);
- vi. Student discipline reports are filed separate from the student records;
- vii. Reports of important meetings/discussions relating to the student; and
- viii. Standardized test scores, records of information which an educator deems relevant and important to the educational program of the student, and award information IF NOT listed as inclusions on the PSR (see section 2.2 above).

2.4 Sensitive Student Information. This may include information which by its nature requires that school staff observe a high level of confidentiality. Examples include:

- i. Psychiatric reports;
- ii. Family assessments;
- iii. Referrals to or reports from school arranged counselling services; or
- iv. Record of a school-initiated report of alleged sexual or physical abuse made to a child

protection social worker under section 14 of the Child, Family and Community Service Act.

3. Procedures

3.1 The lead administrator or designate will be responsible for:

- i. Updating the PSR Form 1704 as information changes and the student progresses through the system: All files will be checked for inclusions at the end of each school year.
- ii. Ensuring that electronic copies of documents are stored on a server in a physically secure location. If information is accessed through the Internet, an encrypted connection (<https://>) must be established before authenticating. Access is restricted to those employees (such as designated records clerks, administration, teachers, and counsellors) who, by the nature of their work, are required to have access; and
- iii. Ensuring that the school authority takes necessary precautions to safeguard against deprecated or obsolete forms of storage. The electronic storage of PSRs and other personal information requires the school authority to have an adequate backup plan and recovery strategy for potential hardware failure and database corruption. The Permanent Student Records are kept in locked fireproof filing cabinets in the office. All student progress reports are filed electronically. The files are backed up on one of two external hard drives, which are swapped out weekly. The hard drive not connected to the server is stored in the fireproof filing cabinet in the principal's office.

We are planning to move to the above electronic storage of PSRs but currently remain storing paper copies in fire safe cabinets in the Secretary's office.

3.2 Student Record and Student File Retention:

- i. Student Records – Active Students
 - a. Student Records are locked in fireproof cabinets. Access is restricted to those employees (such as designated records clerks, administrators, teachers, and counsellors) who, by the nature of their work, are required to have access.
 - b. The school authority protects personal information from unauthorized access, collection, use, disclosure, copying, modification, or disposal, or similar risks. Procedures for such protection are outlined in sections 5 and 6 below.
 - c. The lead administrator or designate will regularly review Student Records to ensure that the information is current and complies with legal requirements. *Required inclusions must be listed on the PSR – see section 2.2 above.*
- ii. Student Records – Inactive Students
 - a. Unless another school requests a Student Record (see section 6 below), the school authority archives Student Records for 55 years after a student has withdrawn and not enrolled in another K-12 school or graduated from the school.
 - b. The archived Student Records are stored securely and in a manner that ensures their preservation from calamity (fire, flood, etc.) Access is limited to the lead administrator or designate.

- c. The designated records clerk keeps a record of Student Records that are destroyed (shredded) after 55 years.
- iii. Student Files – Active Students
 - a. Student Files are locked in cabinets in each school. Access is restricted to those employees (such as designated records clerks, administrators, teachers, and counsellors) who, by the nature of their work, are required to have access.
 - b. The school authority protects personal information from unauthorized access, collection, use, disclosure, copying, modification, or disposal, or similar risks. Procedures for such protection are outlined in sections 5 and 6 below.
 - c. The lead administrator or designate will regularly review Student Files to ensure that the information is relevant and important to the educational program of the student.
- iv. Student Files – Inactive Students
 - a. The school authority archives Student Records for 55 years after the student has withdrawn and not enrolled in another K-12 school or graduated from the school.
 - b. The archived Student Records are stored securely and in a manner that ensures their preservation from calamity (fire, flood, etc.) Access is limited to the administration or designate.
The lead administrator or designate is responsible for determining the relevancy of the contents in Student Records before being archived.

3.3 Currency of Student Records:

- i. Student eligibility information (see Appendix I) will be updated during student registration each year.
- ii. As stated above, the lead administrator or designate will regularly review Student Records and Student Files to ensure that the information is current and complies with legal requirements.
- iii. The school secretary and learning resource staff will update the student records at the beginning of the year and throughout the year upon the entry of new students. The learning resource staff will review students for whom they case manager at the end of the year.

3.4 Security of Student Information Off Campus

The lead administrator is responsible for ensuring that personal information taken off campus is safely stored and that personal information is protected. When on an off-site class trip, information that might be needed for emergency personnel are provided by the school secretary and kept in sealed envelopes. Parents supervisors are instructed not to open the envelopes unless there is an emergency. Parent supervisors are also instructed to return the sealed envelopes at the end of the field trip. Sealed envelopes are kept by classroom teachers for subsequent field trips. All records are destroyed at the end of the

year.

3.5 Handling of Sensitive Student Information

Access to Sensitive Student Information is restricted to the lead administrator or a person or persons authorized by the lead administrator to access such information defined in section 2.4 of this policy.

The lead administrator or designate will obtain parental consent (written, dated and signed) for the collection, use and disclosure of Sensitive Student Information, including psychiatric reports and family assessments, and will store these as highly confidential documents with restricted access.

Sensitive Student Information will only be disclosed or transferred in accordance with the law.

The lead administrator is responsible for ensuring that school initiated reports under section 14 of the *Child, Family and Community Service Act* are retained only for the purpose of child protection proceedings and that information is not disclosed to third parties or transferred to other schools. Such reports are strictly confidential and should only be stored where the lead administrator or designate can access them.

3. Use of Student Personal Information

The school authority may use an individual student's personal information for the following purposes, assuming that the school has disclosed such purposes to the individual verbally or in writing on or before collecting the personal information:

- 4.1 To communicate with the student and/or the student's parent or legal guardian, to process a student's application, and to provide a student with the educational services and co-curricular programs provided by the school authority.
- 4.2 To enable the authority to operate its administrative function, including payment of fees and maintenance of ancillary school programs such as parent voluntary groups and fundraising activities.
- 3.3 To provide specialized services in areas of health, psychological or legal support, or as adjunct information in delivering educational services that are in the best interests of the student.

5. Access to and Disclosure of Student Records

Information is collected under the authority of the [Independent School Act](#) and will be used for educational program purposes and when required may be provided to health services, social services or other support services as outlined in the School Act. The information collected is protected under the [Personal Information Protection Act](#). While disclosures may be made to parents/guardians regarding

their children/students in accordance with PIPA, disclosures should not be made that would reveal private information about other students or individuals.

- i. A student (capable of exercising PIPA rights) and a parent/legal guardian of a student is permitted (unless restricted by a court order) to:
 - a. Examine the Student Record and Student File kept by a school authority pertaining to that student, while accompanied by the lead administrator or designate to interpret the records; and
 - b. Receive a copy of any student record upon request. The school authority reserves the right to recover the direct cost of copying records.

An entitled person may access and verify personal information in the Student Record and Student File pertaining to the particular student with appropriate notice to the school administration. Access will be provided during school hours.

- ii. Access to a Student Record or Student File will only be granted, upon assurance of confidentiality (with consent), to professionals who are planning for or delivering education, health, social or other support services to that student. Consent will be obtained in writing, listing the name and date of birth of the student, the name and signature of the parent/guardian, and the date of the request.
- iii. When applicable, graduating students will be provided with interim and/or final transcripts for Grades 10, 11 and 12 courses when graduating, and upon future request of the graduate. Copies will be mailed directly to institutions of higher learning or as requested by the graduate. The school authority reserves the right to assess a reasonable fee for transcript requests.
- iv. In the case of a request for personal student information from separated or divorced parents, the school authority will be guided by the legal custody agreement, a copy of which should be provided to the lead administrator. In cases where the lead administrator is unsure if the non-custodial parent is entitled to access personal student information, the school's legal counsel will be consulted for a recommendation.

6. Transfer of Student Records

- i. On receipt of a request for student records from a school, a Board of Education, or an independent school authority from within British Columbia where the student is (or will be) enrolled, the school authority will transfer that student's PSR (including declared inclusions), for a student to the requesting school, Board of Education, or authority. Included in the transferable permanent student record are the following items:
 - a. Updated permanent Student Record Form
 - b. Student progress reports (minimum includes the two most recent years)
 - c. Current Individual Education Plan
 - d. Documents listed as inclusions
- ii. When transferring from a CISVA school to another CISVA school, transfer the ORIGINAL permanent student record, 2 years of student progress reports, current IEP and inclusions in

the original green file. Before transferring files, check that documents in the file are deemed transferable. Check that all the documents for transfer are not expired or rescinded and still currently reflect the student's needs. Consult with an administrator / designate as needed regarding the transfer of sensitive material.

- iii. When transferring from a CISVA school to an Independent school in or out of BC, transfer a COPY of the permanent student record, 2 years of the most recent student progress reports, current IEP and any inclusions.
- iv. When transferring from a CISVA school to a public school in or out of BC, transfer a COPY of the permanent student record, 2 years of the most recent student progress reports, current IEP and any inclusions.
- v. Students with IEPs and a green file: The school secretary will consult with the administrator to discuss potential sensitive or irrelevant information. The school secretary will arrange for the parents to sign a Release of Confidential Information before transferring files.
- vi. Students with sensitive information or litigation query: The school secretary will consult with the administrator to discuss potentially sensitive or irrelevant information. The school secretary will arrange for the parents to sign a Release of Confidential Information before transferring files.
- vii. If the requesting institution is outside British Columbia, a photocopy of the PSR will be sent (including declared inclusions), along with the current Student Learning Plan (if any), and the current IEP (if any).
- viii. Requests for a student's record from a public school require that the public school administration provide a copy of the PSR (including declared inclusions) and current Student Learning Plan (if applicable) and IEP (if applicable) to the independent school authority. The original PSR must be retained by the public school.

The school authority will only transfer sensitive, confidential information (e.g. psychiatric assessments) after dated and signed parent/guardian consent has been obtained.

The school authority will not transfer a record of a Section 14 *Child, Family and Community Service Act* report of alleged sexual or physical abuse made to a child protection social worker.

A Student Record will be reviewed when a student transfers. The lead administrator will ensure that the documents listed as inclusions are still required inclusions (e.g., not expired, or rescinded) or still deemed to be relevant and important to the educational program of the student. Expired, rescinded, or irrelevant inclusions will be removed from the Student Record and the documents themselves will be shredded.

The school secretary keeps an electronic file with a record of student record transfers, including student

name, date of birth, name and address of receiving school and date of record transfer.

List of Appendices

- A. Appendix 1: Form A – Status of Parent/Guardian (Admission to Canada and Residency)
- B. Appendix 2: Links to information on Student Record legislation:
 - i) [PIPA](#)
 - ii) [Independent School Act \[RSBC 1996\] Chapter 216](#)
 - iii) [Independent School Regulation](#)
 - iv) Student Records Order: <http://www.bced.gov.bc.ca/legislation/schoollaw/k/i1-07.pdf>
- C. Appendix 3: Links to Student Record Policy:
[Student Records – Requirements and Best Practice Guidelines for Independent Schools, June 2012](#)
- D. Appendix 4: Link to the Child, Family and Community Service Act:
http://www.bclaws.ca/EPLibraries/bclaws_new/document/ID/freeside/00_96046_01

