

Children's Internet Protection Act



Children's Internet Protection Act

The (CIPA) was signed into law on December 21, 2000.



The relevant authority with responsibility for administration of the eligible school or library must certify they have complied with CIPA if they receive Internet access or internal connections through Universal Service Funds – E-Rate:

School Authorities must certify:

- **Technology Protection Measure**
- **Internet Safety Policy**
- **Adopt and Enforce a policy to monitor online activities of minors**
- **Public Notice or Hearing or Meeting**

Recap of Continuing Requirements

1. Internet safety policy
2. Technology protection measure (filter)
3. Public notice of – and public meeting or hearing on – the Internet safety policy

For a detailed discussion of CIPA requirements:

[Children's Internet Protection Act](#)

website guidance

[Form 486 Instructions](#)

[Form 479 Instructions](#)

Recap of Continuing Requirements

1. Internet Safety Policy issues to be addressed:

- Access by minors to inappropriate material
- Safety/security of minors when using e-mail, chat rooms, other direct electronic communications
- Unauthorized access, including “hacking” and other unlawful activities by minors online
- Unauthorized disclosure, use and dissemination of personal information regarding minors
- Measures designed to restrict minors’ access to materials harmful to minors
 - TIP: You must retain a copy of your policy for 6 years.

Recap of Continuing Requirements

- **2. Technology protection measure (filter)**
- **Specific technology that blocks or filters Internet access**
- **Must protect against access by adults and minors to visual depictions that are obscene, child pornography, or harmful to minors**
- **Can be disabled for adults engaged in bona fide research or other lawful purposes**

TIP: Retain documentation demonstrating that your filter is in place.

Recap of Continuing Requirements

3. Public notice and public meeting or hearing

- **Proposed policy must be addressed at a public meeting or hearing for which reasonable public notice was given.**
 - **For private schools, “public” notice means notice to their appropriate constituent group.**

TIP: Retain documentation of public notice (e.g., newspaper ad, flyer, announcement in other publication) and documentation of hearing or meeting (e.g., board agenda, meeting minutes).



New requirements under CIPA

FOR SCHOOLS – By July 1, 2012, amend your existing Internet safety policy (if you have not already done so) to provide for the education of minors about appropriate online behavior, including interacting with other individuals on social networking sites and in chat rooms, and cyberbullying awareness and response.

FCC Order FCC-11-125A1 CIPA Order (8/11/11) *Effective date of July 1, 2012 : Please note this order designates a "Minor" as anyone under the age of 17.*

Arkansas Department of Education

Internet Safety Policy Requirements

- **Education of Minors on appropriate online behavior, including interacting with other individuals on social networking websites**
- **Cyberbullying Awareness**
- **Cyberbullying Response**
- **Access by minors to inappropriate matter on the Internet and World Wide Web**
- **The safety and security of minors when using electronic mail, chat rooms, and other forms of direct electronic communications**
- **Unauthorized access including "hacking" and other unlawful activities by minors online**
- **Unauthorized disclosure, use, and dissemination of personal information regarding minors**
- **Measures designed to restrict minors' access to materials harmful to minors**

Additional information on new requirements

“Social networking” and “cyberbullying” are not defined, nor are specific procedures or curricula detailed for schools to use in educating students.

Congress’ intent is that local authorities should make decisions in this area.

Resources are available to assist in this process if needed – e.g.,

OnGuard

<http://onguardonline.gov/>

Public Notice and Hearing

The authority with responsibility for administration of the district/school must provide reasonable public notice and hold at least one public hearing or meeting to address a proposed technology protection measure and Internet safety policy.

New Public Notice or Hearing:

Anytime you make a change to your technology protection measure or your internet acceptable use policy, you **MUST notify your community of the change.**

The notice and hearing can be done at your regularly scheduled board meeting or governing body meeting.

Additional information on new requirements

Schools do not need to hold a new public meeting or hearing about amendments adopted to meet the new requirements unless required to do so by state or local rules.

Forms 486 and 479 will not be amended because the existing language includes a certification of compliance with all statutory requirements.

Instructions for these forms will be revised to list the new requirement from the Protecting Children in the 21st Century Act.

Revisions to the current rules detailed in the Order:

Do not impose additional obligations but codify existing statutory requirements

Simplify the application process by including important definitions

Will not require re-filing forms



Document Retention

- **Be sure to keep copies of the board agenda and minutes.**
- **Please document the educational training of the minors staff or community. Dated training documentation should include:**
 - **Agenda**
 - **Curriculum**
 - **Attendance Sheet/Roster (Preferable signed)**
 - **Evaluations**
 - **Advertisements of Training**
 - **Reports**

Note: Tech Plans, Acceptable Use Policy and Internet Safety Policy, Cyberbullying Policy should be listed as 4 separate agenda items. (Even if they are contained in the AUP).

For Additional Information:

- **Technology Planning (Coming Soon)**

[http://adetechresources.arkansas.gov/word
press/](http://adetechresources.arkansas.gov/wordpress/)

- AUP– Acceptable Use Policy Guidance
- Master Plan for Education Technology
- Budget Tool

- **FCC – www.fcc.gov**

- CIPA Information

- **USF – www.sl.universalservice.org**

- CIPA Information
- E-Rate Program

Legal Considerations

◆ Federal Law

- **Children's Internet Protection Act**
- **Protecting Children in the 21st Century Act**

◆ Arkansas Law

- **Act 905** Ark. Code Ann. § 6-18-514, 2011., requires the Board of Directors of every school district in the state to adopt policies to prevent bullying/cyberbullying.

◆ District Board Policy and Procedures

- **2012- Acceptable Use Policy**
- **2012 - Internet Safety Policy**

Federal Laws

CIPA - Children's Internet Protection Act

www.fcc.gov/guides/childrens-internet-protection-act

COPPA - Children's Online Privacy Protection Act

<http://www.coppa.org/coppa.htm>

Protecting Children in the 21st Century

<http://thomas.loc.gov/cgi-bin/query/z?c110:S.49:>



Thank you

Belinda.Kittrell@arkansas.gov