The New York State Education Department, Office of Special Education is sharing the following resource provided by the United States Department of Education’s Student Privacy Policy Office regarding the Family Educational Rights Privacy Act (FERPA) and Virtual Learning. Resources are provided for informational purposes only and do not constitute NYSED endorsement of any websites or other sources. Please be aware that websites listed may change. The information provided is true and complete to the best of our knowledge.

Additionally, New York State Education Law § 2-d and 8 NYCRR Part 121 outline requirements for educational agencies related to the protection of the personally identifiable information (PII) of students in the student’s records, as well as PII related to annual professional performance reviews (APPR). More information can be found on Education Law § 2-d and 8 NYCRR Part 121 on NYSED’s data privacy and security web page http://www.nysed.gov/data-privacy-security.

Family Educational Rights Privacy Act (FERPA) and Virtual Learning
On Monday, March 30, 2020, the United States Department of Education’s Student Privacy Policy Office (SPPO) presented a webinar on “Student Privacy – FERPA and Virtual Learning During COVID-19.” The webinar was in response to the many questions SPPO received about FERPA as educators and students shift to learning online during this time of social distancing. SPPO distilled most of the questions into 10 common scenarios and questions about FERPA. For each scenario, they identify key FERPA requirements and takeaways and other questions to consider for best practices. Included at the end of the presentation is a listing of other available resources.

All event materials, including the webinar recording, are posted on SPPO’s website as follows:
- **Webinar Recording:**

- **Webinar Slide Deck:**

Additional related resources on the SPPO website include the following:
- **FERPA & COVID-19 FAQs**
- **FERPA & COVID-19 FAQs (Esp)**
- **FERPA & Virtual Learning Resource List**

Questions may be submitted to the Student Privacy help desk at FERPA@ed.gov.

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