

## **General**

Internet access and interconnected computer systems are available to FBCS students, faculty, and guests (users). Electronic networks, including the Internet, are a part of the FBCS instructional program in order to promote educational excellence by facilitating resource sharing, innovation, and communication.

In order for the FBCS to be able to continue to make its computer network and Internet access available, all students, staff, and guests (users) must take responsibility for appropriate and lawful use of this access. Users utilizing school-provided information services are responsible for good behavior online. The same general rules for behavior apply to users' use of school-provided computer systems. Users must understand that one person's misuse of the network and/or Internet access may jeopardize the ability of all users to enjoy such access. While the FBCS staff is authorized to take reasonable action to implement, supervise, and enforce the provisions of this policy, user cooperation in exercising and promoting responsible use of this access is required.

Acceptable use of information services is confined to educational purposes only. All use of the FBCS electronic network must be: (1) in support of education and/or research in furtherance of the FBCS stated educational goals; or, (2) for a legitimate school business purpose. Use of school-provided information services is a privilege, not a right. Users shall have no expectation of privacy in any data that are stored, transmitted, or received via the FBCS electronic network or FBCS computers. FBCS reserves the right to monitor, inspect, copy, review, and store – at any time and without prior notice – any and all usage of the computer network and/or Internet services and any and all information transmitted or received in connection with such usage.

## **Unacceptable Usage**

The following are specifically considered unacceptable uses of school-provided information services and constitute a violation of this policy; this is not intended to be an exhaustive list, and other uses may be deemed unacceptable uses on a case-by-case basis.

- Uses that violate the law or encourage others to violate the law, including but not limited to: transmitting offensive or harassing messages; offering for sale or use any substance the possession or use of which is prohibited by FBCS policy; viewing, transmitting, or downloading pornographic materials or materials that encourage others to violate the law; intruding into the networks or computers of others; and/or, downloading or transmitting confidential information, trade secret information, or copyrighted materials.
- Uses that cause harm to others or damage to their property, including but not limited to: engaging in defamation (harming another's reputation by lies); employing another's password or some other user identifier that misleads message recipients into believing that someone other than the actual user is communicating; otherwise using another's access to the network or the Internet without authorization; uploading a worm, virus, other harmful form of programming or vandalism; participating in "hacking" activities or any form of unauthorized access to other computers, networks, or other information.
- Uses that jeopardize the security of student access and of the computer network or other networks on the Internet.

- Uses that do not foster an environment of educational excellence. Internet Safety FBCS computers and other school-owned technology-related services shall have filtering that prohibits sending, receiving, downloading, or viewing materials that are: obscene; pornographic; harmful to minors; or, that depict sexual exploitation of a minor as defined by, but not limited to, the Children’s Internet Protection Act and Chapter 15 of Title 18 of Idaho Code [Ref. R14], and/or as determined by the Charter Administrator or his/her designee.

FBCS will also monitor the online activities of users, through direct observation and/or technological means, to ensure that users are not accessing material that is deemed harmful to minors as defined by, but not limited to, Section 18-1514 of Idaho Code [Ref. R14]. The Charter Administrator or his/her designee shall enforce the use of such filtering devices.

The term “harmful to minors” is defined by 47 USC §254(h)(7) [Ref. R12] as meaning any picture, image, graphic image file, or other visual depiction that:

- Taken as a whole and with respect to minors, appeals to a prurient interest in nudity, sex, or excretion;
- Depicts, describes, or represents, in a patently offensive way with respect to what is suitable for minors, an actual or simulated sexual act or sexual contact, actual or simulated normal or perverted sexual acts, or a lewd exhibition of the genitals; and/or,
- Taken as a whole, lacks serious literary, artistic, political, or scientific value as to minors.

Filtering should only be viewed as one of a number of techniques used to manage students’ access to the Internet and encourage acceptable usage. It should not be viewed as a foolproof approach to preventing access to material considered inappropriate or harmful to minors. Filtering will be used in conjunction with:

- Internet safety for students integrated into the FBCS instructional program;
- Using recognized Internet gateways such as a searching tool and/or homepage for students, in order to facilitate access to appropriate material;
- Utilizing “Acceptable Use Agreements”;
- Using behavior management practices whereby Internet access privileges can be earned or lost; and,
- Appropriate supervision, in person and/or electronically.

The system administrator and/or the Charter Administrator shall monitor student Internet access.

The system administrator may, with the approval of the Charter Administrator or his/her designee, temporarily disable portions of the content filtering service and/or other technology-based protection systems on an individual basis. The content must be deemed necessary for purposes of bona fide research or other educational projects being conducted by students age 18 and older.

### **Policy Enforcement**

The system administrator and/or the Charter Administrator (or his/her designee) is authorized to take reasonable measures to implement and enforce this policy. The system administrator and/or the Charter Administrator (or his/her designee) is also authorized to enforce additional content filtering and/or conduct monitoring, and to select additional technology as deemed necessary to support this policy and an environment of educational excellence.

This policy will be made available for review online and at the FBCS office. Additionally, the FBCS office will address any questions regarding procedure and complaints related to this policy.

### **Internet Access Conduct Agreements**

Each student and his/her parent(s)/legal guardian(s) will be required to sign and return to the school at the beginning of each school year the Computer Use Agreement prior to having access to the FBCS computer system and/or Internet service.

### **Warranties / Indemnification**

FBCS makes no warranties of any kind, express or implied, in connection with its provision of access to and use of its computer networks and/or the Internet provided under this policy. FBCS is not responsible for any information that may be lost, damaged, or unavailable when using the network, or for any information that is retrieved and/or transmitted via the Internet. The user or, if the user is a minor, the user's parent(s)/legal guardian(s) agrees to cooperate with FBCS in the event of the school initiating an investigation of a user's use of his/her access to its computer network and/or the Internet.

### **Violations**

If any user violates this policy, access will be denied (if not already provided) or withdrawn and he/she may be subject to additional disciplinary action as deemed appropriate by the Charter Administrator or his/her designee. The system administrator and/or the Charter Administrator (or his/her designee) will make all decisions regarding whether or not a user has violated this policy and/or any related rules or regulations. Access may be denied, revoked, or suspended at any time, with any such decision being final.

Legal Reference: 47 USC §254 [Ref. R12] ..... Communications Act of 1934  
18 IC §15 [Ref. R14] ..... Children and Vulnerable Adults

### **Policy History:**

Revised on: June 13<sup>th</sup>, 2013

Adopted on June 25, 2013