OSBA Model Sample ESD Policy

Code: IKJ
Adopted:

Artificial Intelligence**

The Board ~~believes~~ **recognizes** that artificial intelligence (including generative artificial intelligence) is a ~~useful~~ tool **available to educators.** The Board also recognizes that generative artificial intelligence involves risk, including input and output bias, inaccuracies, and hallucinations. As such, it is critical that staff and student use is conducted responsibly.

Independent Student Use

Specific rules for the independent use of generative artificial intelligence for assigned student work may be developed by the teacher and communicated to students. Teachers should consider the following in establishing these rules:

1. Accessibility of programs and technology for all students outside of school;[1]

2. Student awareness of bias and inaccuracies and student ability to responsibly address those concerns; and

3. The teacher's ability to detect usage accurately and consistently.

Failure to follow these rules may result in incomplete credit or disciplinary action.

Student Use as Part of Class

Teachers may use generative artificial intelligence as part of instruction to further course objectives. Only applications approved by the ESD's [IT Department] will be allowed to be used as part of the class. All Terms of Use will be followed, along with any additional rules as established by the [IT Department] or the teacher. Students are not allowed to share logins or passwords.

Staff Use

ESD staff are authorized to use generative artificial intelligence to perform various work functions. Staff are responsible for ensuring their use complies with all laws, including, but not limited to copyright and privacy laws.

Staff Professional Development

The ESD will seek out professional development opportunities for staff to learn how to use generative artificial intelligence for various work functions.

[1] For example, do all students have access to computers and internet away from school; does the age of the students affect their ability to access generative artificial intelligence?

FERPA and Confidentiality

All laws regarding student records, confidentiality, privacy, and student internet use will be followed at all times. ESD employees are prohibited from sharing personally identifiable information (PII)[2] with any generative artificial intelligence application.

Violations

Students and staff in violation of policy or related rules may be subject to discipline and may be referred to law enforcement.

END OF POLICY

Legal Reference(s):

ORS 334.125

Americans with Disabilities Act Amendments Act of 2008, 42 U.S.C. §§ 12101-12133.
Children's Internet Protection Act (CIPA), 47 U.S.C. §§ 254(h) and (l); 47 C.F.R. § 54.520.
Children's Online Privacy Protection Act of 1998, 15 U.S.C. §§ 6501–6505
Family Educational Rights and Privacy Act (FERPA) of 1974, 20 U.S.C. § 1232g; 34 C.F.R. § 99.
Protection of Pupil Rights, 20 U.S.C. § 1232h.

[2] See Board policy JOB – Personally Identifiable Information for additional information.