

THE SCHOOL DISTRICT OF JENKINTOWN

SECTION: OPERATIONS

TITLE: PUBLIC ACCESS TO SCHOOL DISTRICT RECORDS

ADOPTED: March 3, 2003

REVISED: November 10, 2008

<p>1. Purpose</p> <p>801-AR</p> <p>2. Guidelines</p> <p>65 P.S. Sec. 67.101 et seq</p>	<p style="text-align: center;">801. PUBLIC ACCESS TO SCHOOL DISTRICT RECORDS</p> <p>The purpose of this policy is to establish and provide for the enforcement of reasonable rules governing the examination or the making of extracts, copies, photographs or photocopies of school district records that are public records or to which the public may have access as defined below. The district shall post at the administration office and on the district’s web site, information regarding this policy as required by law.</p> <p>Procedures regarding this policy are promulgated in the administrative procedures related to this policy.</p> <p><u>Open Records Officer</u></p> <p>The Board shall designate an Open Records Officer, who shall be responsible for enforcing district policy regarding public access to district records.</p> <p><u>General</u></p> <p>The district shall not limit the number of records requested.</p> <p>When responding to a request for access, the district is not required to create a record that does not exist nor to compile, maintain, format or organize a record in a manner which the district does not currently use.</p> <p><u>Records Requests</u></p> <p>The district shall not require an explanation of the reason for the request of records or the intended use of the requested record, unless otherwise required by law.</p> <p>Original district records shall not be removed from the district building, nor from the control or supervision of the Open Records Officer or his/her designee.</p>
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The determination of whether the requested information is a "public record" or information to which the community may have access will be made by the Open Records Officer in consultation with the district solicitor's office.

Fees

Fees for duplication and, where applicable, document retrieval will be charged according to a fee schedule which shall be periodically updated and included in a regulation issued pursuant to this policy.

No fee may be imposed for review of a record to determine whether the record is subject to access under law.

Prior to granting access, the district may require prepayment of estimated fees when the fees required to fulfill the request are expected to exceed \$100.

References:

School Code – 24 P.S. Sec. 408, 518

Right-to-Know Law – 65 P.S. Sec. 67.101 et seq.

Americans With Disabilities Act – 42 U.S.C. Sec. 12101 et seq.

Accessibility to Communications, Title 28, Code of Federal Regulations – 28 CFR Sec. 35.160, 35.164