

**PALO VERDE COMMUNITY COLLEGE DISTRICT
ADMINISTRATIVE PROCEDURE**

5045

Student Records -- Challenging Content and Access Log

Reference: Education Code Sections 76222, 76232; Title 5, Sections 54630

Access to Records

A student has the right to inspect all official records related to himself/herself. A student having a financial aid record may not have access to the financial records of his/her parent(s). A student need only appear in person, with proper identification, at the college during regular business hours of the college day and request to see such records. If for some reason the records are not immediately available, the request shall be granted within a reasonable period of time, but in no case more than ten (10) working days after the request. The review shall be made in the presence of the respective custodian of the records.

Challenging Content

Any student may file a written request with the Superintendent/President to correct or remove information recorded in his or her student records that the student alleges to be: (1) inaccurate; (2) an unsubstantiated personal conclusion or inference; (3) a conclusion or inference outside of the observer's area of competence; or (4) not based on the personal observation of a named person with the time and place of the observation noted.

Within thirty (30) days of receipt of the request, the Superintendent/President shall meet with the student and the employee who recorded the information in question, if any, if the employee is presently employed by the district. The Superintendent/President shall then sustain or deny the allegations.

If the Superintendent/President sustains any or all of the allegations, he or she shall order the correction or removal and destruction of the information. If the Superintendent/President denies any or all of the allegations and refuses to order the correction or removal of the information, the student, within 30 days of the refusal, may appeal the decision in writing in accordance with the Students Rights and Grievances' process outlined in BP/AP 5500 - Standards of Conduct.

Within 30 days of receipt of an appeal, the Board shall, in closed session with the student and the employee who recorded the information in question, determine whether to sustain or deny the allegations. If the Board sustains any or all of the allegations, it shall order the Superintendent/President, or his or her designee, to immediately correct or remove and destroy the information. The decision of the Board shall be final.

If the final decision is unfavorable to the student, the student shall have the right to submit a written statement of his or her objections to the information. This statement shall become a part of the student's record until the information objected to is corrected or removed.

Whenever there is included in any student record information concerning any disciplinary action, the student shall be allowed to include in such record a written statement or response concerning the disciplinary action.

Whenever there is included in any student record information concerning any disciplinary action in connection with any alleged sexual assault or physical abuse, or threat of sexual assault, or any conduct that threatens the health and safety of the alleged victim, the alleged victim of that sexual assault or physical abuse shall be informed within three (3) days of the results of the disciplinary action and the results of any appeal. The alleged victim shall keep the results of that disciplinary action and appeal confidential.

Access Log

A log or record shall be maintained for each student's record that lists all persons, agencies, or organizations requesting or receiving information from the record and their legitimate interests. The listing need not include any of the following:

- Students seeking access to their own records;
- Parties to whom directory information is released;
- Parties for whom written consent has been executed by the student;
- Officials or employees having a legitimate educational interest.

The log or record shall be open to inspection only by the student and the Superintendent/President, and to the Comptroller General of the United States, the Secretary of Education, an administrative head of an education agency, and state educational authorities as a means of auditing the operation of the system.

See also BP/AP 3310 - Records Retention and Destruction

(Formerly a part of PVC Administrative Regulation 5110)

7/26/11 Board Information Item