



Origination 10/2017  
Last 10/2024  
Approved  
Effective 10/2024  
Last Revised 10/2024  
Next Review 10/2027

Owner Wendy Davis: VP  
for  
Administration  
Area 4000 Students  
Policy 4009  
Numbers

## 4009 Release of Student Information

The Family Educational Rights and Privacy Act of 1974 (FERPA) controls access to student education records. Cochise College shall make a reasonable effort to extend to students and their parents the rights granted by the act.

### 1. Definitions

For the purposes of this policy, the college has used the following definitions of terms.

1. **Student** - any person who attends or has attended Cochise College.
2. **Parents or Guardians** – any person who can establish to the satisfaction of the college that the student is a dependent for income tax purposes.
3. **Education records** - any record (in handwriting, print, tapes, film, electronic, or other medium) maintained by the college or an agent of the college which is directly related to a student, **except:**
  - a. A personal record made by a staff member if it is kept in the sole possession of the maker of the record and is not accessible or revealed to any other person except a temporary substitute for the maker of the records.
  - b. An employment record of an individual whose employment is not contingent on the fact that he or she is a student, provided the record is used only in relation to the individual's employment.
  - c. Records maintained by Cochise College Security if the record is maintained solely for law enforcement purposes.
  - d. Alumni records which contain information about a student after he or she is no longer in attendance at the college and which do not relate to the person as a student.

## 2. Annual Notification

1. Students shall be notified of their FERPA rights annually by publication in the catalog, the student handbook and the class schedule.
2. Students may inspect and review their education records upon request to the appropriate record custodian.
3. Students should submit to the record custodian or an appropriate college staff person a written request which identifies as precisely as possible the record or records he or she wishes to inspect.
4. The record custodian or an appropriate college staff person shall make the needed arrangements for access as promptly as possible and notify the student of the time and place where the records may be inspected. Access must be given in 45 calendar days or less from the receipt of the request.
5. When a record contains information about more than one student, the student may inspect and review only the records which relate to him/her.

## 3. Right of College to Refuse Access

Cochise College reserves the right to refuse to permit a student to inspect the following records:

1. The financial statement of the student's parents.
2. Letters and statement of recommendation for which the student has waived his or her right of access, or which were placed in the file before January 1, 1975.
3. Records connected with an application to attend Cochise College or a component unit of Cochise College if that application was denied.
4. Those records which are excluded from the FERPA definition of education records.

## 4. Refusal to Provide Copies

Cochise College reserves the right to deny transcripts or copies of records not required to be made available by the FERPA if there is an unresolved disciplinary action against the student.

## 5. Fees for Copies of Records, Except Transcripts

The college charges for copies of records according to a fee schedule approved annually by the Cochise College Governing Board.

The following is a list of the types of records that the college may maintain, their locations, and their custodians.

Types	Location	Custodian
Admissions Records Cumulative Academic Records	Admissions and Records	Registrar

(Current students and former students)	Cochise College 901 N Colombo Ave Sierra Vista, AZ 85635	
Financial Records	Business Office Cochise College 901 N Colombo Ave Sierra Vista, AZ 85635	Director of Finance
Job Placement Records	Advising and Career Services Cochise College 901 N. Colombo Sierra Vista, AZ 85635	Director of Advising and Career Services
Progress Records	Advising and Career Services	Associate Vice President for Student Services
	Office for each Department	Appropriate Instructional Administrator
Financial Aid Records	Financial Aid Office Cochise College 901 N Colombo Ave Sierra Vista, AZ 85635	Director of Financial Aid
Disciplinary Records	Student Services Office Cochise College 901 N Colombo Ave Sierra Vista, AZ 85635	Associate Vice President for Student Services

## 6. Disclosure of Education Records

The college shall disclose information from a student's education records, including disciplinary records, only with the written consent of the student, **except**:

1. To school officials who have a legitimate educational interest in the records. A school official is:
  - a. A person employed by the college in an administrative, supervisory, academic or research, or support staff position.
  - b. A person elected to the Governing Board.
  - c. A person employed by or under contract to the college to perform a special task, such as the attorney or auditor.
2. A school official has a legitimate educational interest if the official is:
  - a. Performing a task that is specified in his or her position description or by a contract agreement.
  - b. Performing a task related to a student's education.
  - c. Performing a task related to the discipline of a student.

- d. Providing a service or benefit relating to the student or student's family, such as health care, counseling, job placement or financial aid.
3. To officials of another school, upon written request, in which a student seeks or intends to enroll.
4. To certain officials of the U.S. Department of Education, the Comptroller General, and state and local educational authorities, in connection with certain state or federally supported education programs.
5. In connection with a student's written request for or receipt of financial aid, as necessary to determine the eligibility, amount or conditions of the financial aid, or to enforce the terms and conditions of the aid.
6. If required by a state law requiring disclosure that was adopted before November 19, 1974.
7. To organizations conducting certain studies for or on behalf of the college.
8. To accrediting organizations to carry out their functions.
9. To appropriate parties in a health or safety emergency.
10. Request by Armed Services Recruiters covered under the Solomon Act.

## **7. Disclosure of Campus Security Records**

Investigative reports and other records created and maintained by campus security are not considered education records subject to FERPA. Accordingly, institutions may disclose information and records from campus security to anyone, including outside law enforcement authorities, without student consent. The college designates the Executive Dean of Student Services as the official responsible for communication with law enforcement units.

## **8. Record of Requests for Disclosure**

The college shall maintain a record of all written requests for and/or disclosure of information from a student's education records according to the schedule established by the Records Management Division, Arizona State Library, Archives and Public Records.

## **9. Directory Information**

The college designates the following items as Directory Information: student name, major field of study, participation in officially recognized extracurricular activities and sports, dates of attendance, full-time or part-time enrollment, degrees received, and most recent previously attended institution. The college may disclose any of those items without prior written consent, unless notified in writing to the contrary by the student in advance of any request.

## **10. Correction of Education Records**

Students have the right to ask to have records corrected that they believe are inaccurate, misleading, or in violation of their privacy rights. Following are the procedures for the correction of records:

1. A student must ask the appropriate official of the college to amend a record. In so doing, the student should identify the part of the record they want changed and specify why they believe it is inaccurate, misleading, or in violation of his or her privacy or other rights.
2. The college may comply with the request or it may decide not to comply. If it decides not to comply, the college shall notify the student of the decision and advise them of their right to a hearing to challenge the information believed to be inaccurate, misleading, or in violation of the student's rights.
3. Upon written request, the college shall arrange for a hearing, and notify the student, reasonably in advance, of the date, place, and time of the hearing.
4. The hearing shall be conducted by the appropriate official or committee. The hearing is not a criminal or civil legal proceeding; however, the student may be accompanied by an advisor. The advisor may be an attorney; however, the advisor may not participate in the hearing. The student shall be afforded a full and fair opportunity to present evidence relevant to the issues raised in the original request to amend the student's education records. The student may be assisted by one or more individuals, including an attorney.
5. The college shall prepare a written decision based solely on the evidence presented at the hearing. The decision shall include a summary of the evidence presented and the reasons for the decision.
6. If the college decides that the challenged information is not inaccurate, misleading, or in violation of the student's right of privacy, it shall notify the student that they have a right to place in the record a statement commenting on the challenged information and/or a statement setting forth reasons for disagreeing with the decision.
7. The statement shall be maintained as part of the student's education records as long as the contested portion is maintained. If the college discloses the contested portion of the record, it must also disclose the statement.

If the college decides that the information is inaccurate, misleading, or in violation of the student's right of privacy, it shall amend the record and notify the student, in writing, that the record has been amended.

## Approval Signatures

Step Description	Approver	Date
Final Approval	Crystal Wheeler: Executive AdminiAssist President/ Governing Board	10/2024
Employee Senate (or assigned committee)	Wendy Davis: VP for Administration	10/2024
ADCAB	Wendy Davis: VP for Administration	09/2024

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