

## Statement of Assurances

As Chief School Officer, I am assuring that the district will operate according to the requirements under the Smart Schools Bond Act, as detailed in the guidance documents located on the NYSED Smart Schools Bond Act website at [http://www.p12.nysed.gov/mgtserv/smart\\_schools/](http://www.p12.nysed.gov/mgtserv/smart_schools/)

Specifically, I assure that the District will:

- Make and submit for reimbursement, expenditures consistent with the approved Smart Schools Investment Plan.
- Comply with all Education Law requirements and Commissioner Regulations under Title 8, Chapter II, Subchapter J, Part 155 for capital projects at educational facilities. See: [http://www.p12.nysed.gov/facplan/Laws\\_Regs/8NYCRR155.htm](http://www.p12.nysed.gov/facplan/Laws_Regs/8NYCRR155.htm)
- Comply with all Education Law requirements and Commissioner Regulations, under Sections 3602-e and 3602-ee of Education law and Subpart 151-1 of the Commissioners Regulations for new Prekindergarten classrooms.
- Comply with State Technology Law §106-b which disallows schools from purchasing and using any biometric identifying technology, including but not limited to, facial recognition technology, unless and until the use of such technology is authorized by the Commissioner of Education.
- Comply with the Family Education Rights and Privacy Act (FERPA,) and its implementing federal regulations at Section 99.3 of Title 34 CFR, and Section 2-d of the New York State Education Law related to the protection of personally identifiable information (PII.)
- Use such fiscal control and fund accounting procedures as will ensure proper disbursement of, and accounting for, funds under the Smart Schools Bond Act;
- Make reports to the State Education Department as may be necessary to enable the Department to perform its duties under the program.

The District will maintain on file and provide to the State Education Department as requested:

- A detailed accounting of expenditures, including other sources of funding used to support the District's Smart Schools Investment Plan; and
- Documentation to support any variances requested by the district, if applicable; and
- A copy of the Smart Schools Investment Plan approved by the Board of Education.
- A data security and privacy policy consistent with State Education Department regulations and guidelines that will implement the National Institute for Standards and Technology Framework for Improving Critical Infrastructure Cybersecurity Version 1.1 (NIST Framework.)
- Any Privacy Risk Assessment required by the Department (SED,) as applicable for certain high-risk technology investments, such as facial recognition. No student data or image will be created or maintained by the operation of such a system.

Superintendent's Signature: *Michael M. O'Brien* Date: 6-14-2023