

Instruction

USE OF ARTIFICIAL INTELLIGENCE IN INSTRUCTION:

First Reading. Proposed adoption of new policy.

_____ **Action** X **Information**

BACKGROUND INFORMATION:

Board Policy XXXX. Instruction. USE OF ARTIFICIAL INTELLIGENCE IN INSTRUCTION. This policy is being proposed due to (1) the proliferation of new artificial intelligence (AI) tools available to the general public, and (2) to act as a foundation for supporting new state law requiring the implementation of measures for student literacy in AI. The district's current technology policies underscore the importance of exercising caution while recognizing the vast opportunities inherent in instructional technology. Best practices in education suggest the necessity of delineating the specific uses of AI to address its unique characteristics and potential impacts. By establishing clear guidelines and policies for AI, the district aims to ensure that these technologies are utilized effectively, ethically, and in a manner that enhances educational outcomes for all students.

ADDITIONAL DATA:

A copy of a draft of the new Board Policy XXXX is attached.

FISCAL IMPACT:

None.

STAFF INFORMATION:

This is an information item.

Instruction

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The Governing Board recognizes the rapid advancement of artificial intelligence (AI) has created unprecedented opportunities and challenges within our educational system. Emphasizing the transformative potential of AI tools, the Board highlights the importance of integrating AI into instruction to enhance educational experiences and bridge the digital divide. By fostering collaboration among schools, the community, businesses, and the Education Service and Support Center (ESSC), the Board aims to build a technology-rich infrastructure that supports equitable access to information and learning resources.

The Board advocates for the thoughtful selection and implementation of AI technology, ensuring that all tools and applications align with district policies and meet the needs of students and staff. Staff training is highlighted as a critical component for the effective use of AI, with the ESSC playing a key role in providing necessary training programs. The Board also underscores the importance of extending learning beyond the classroom through the use of AI, promoting a global learning community, and developing students who have prepared minds for the future demands of our society.
(*cf.6162.7*)

Artificial Intelligence is a system of machine learning capable of performing complex and original tasks such as problem-solving, learning, reasoning, understanding natural language, and recognizing patterns in data. AI systems use algorithms, data, and computational power to simulate cognitive functions and make autonomous decisions, enabling them to perform a wide range of tasks and improve performance over time through learning and adaptation.

The Chula Vista Elementary School District recognizes that the use of AI, when used appropriately, can enhance student learning by improving educational efficiency, providing new and creative ways to support learning, and encouraging independent research, curiosity, critical thinking, and problem-solving.

The District authorizes staff members to utilize and permit students to engage in appropriate and legal use of AI as a supplemental tool to support and expand classroom instruction, facilitate personalized learning opportunities, and increase educational and learning opportunities, in accordance with the terms of this Policy.

Guidelines for the Use of AI

The District has developed the following guidelines and protocols for the use of AI:

Instruction

1. Before allowing students to use a specific AI platform in the classroom and before using an AI tool as a resource, employees must ensure that the platform has been vetted and approved by the District or otherwise meets the District's approved safety standards. The District will maintain an accessible list of approved AI tools.
2. Parental consent for the use of digital tools, including AI, is generally obtained through the District's annual technology agreement. However, the District shall require **specific additional parental consent** before authorizing student use of any AI service that:
 - a. Collects, stores, or shares student information outside of District-approved systems;
 - b. Requires the creation of a student-specific account with an external provider; or
 - c. Operates in an open or public environment where student inputs/outputs are visible beyond District oversight.

AI tools used within District-managed, closed systems that do not require external accounts or expose student data do **not** require additional parental consent beyond the existing technology agreement.

3. Evaluation of an AI tool may include determining whether it:
 - a. is an open or closed environment for purposes of data collection;
 - b. has a privacy setting where data sharing can be limited or blocked;
 - c. meets current student data privacy standards;
 - d. can be offered in an equitable manner;
 - e. minimizes or eliminates inherent bias; and
 - f. has safeguards to confirm accurate and factually correct information.
4. Any use of AI in the classroom or within the scope of class assignments and learning tasks must align with teachers' instructions and expectations. Teachers will clarify whether students are prohibited from using AI on a given assignment and will guide and monitor student use of AI to ensure compliance with District guidelines and policies, including the District's Acceptable Use Policy.
5. AI tools used in instruction must be selected from those approved by the District, and all approved AI vendors must comply with applicable

Instruction

provisions of the California Education Code regarding student data privacy.

6. The responsible and ethical use of AI shall be included as a topic within the District's digital citizenship curriculum so that students are explicitly taught how to use these tools appropriately. In accordance with California Assembly Bill 2876, the District will incorporate AI literacy into instructional programs in alignment with future updates to state curriculum frameworks, including mathematics, science, and history–social science, as required by law.
7. In addition, all AI tools and vendors authorized for classroom use must comply with state student data privacy laws, including applicable provisions of the California Education Code. The District shall not approve or allow any AI vendor that fails to meet these requirements for data security, privacy, and student rights.
8. Any student use of AI is subject to District and state rules regarding academic honesty and plagiarism. AI-generated content may not be submitted as a student's original work unless permitted by the teacher.

Prohibitions for the Use of AI

The District prohibits the following uses of AI.

1. Using any AI system to access, create, or display harmful or inappropriate matter that is threatening, obscene, disruptive, or sexually explicit, or that could be construed as harassment or disparagement of others based on their race/ethnicity, national origin, sex, gender, sexual orientation, age, disability, religion, or political beliefs, or interact with the AI in a manner that supports any of the above.
2. Using AI to simulate, replicate, or manipulate the likeness of an individual (including deepfakes, cartoons, or other representations) for any purpose other than an assignment explicitly authorized by the teacher is strictly prohibited.
3. Students shall not share confidential or personally identifiable information (PII) with any AI system. Staff may only use student data with AI tools that are District-approved, covered under a valid data privacy agreement, and compliant with applicable provisions of the California Education Code. Whenever possible, staff should anonymize or obfuscate identifiers (e.g.,

Instruction

names, addresses) before inputting information. Staff shall not use personal accounts or non-vetted AI tools for processing student data.

4. AI information should not be shared with the intent to threaten, intimidate, harass, or ridicule that person. Personally identifiable information includes, but is not limited to, a person's name, address, email address, telephone number, Social Security number, or other personally identifiable information.

Whenever a user is found to have violated District Board Policy, Administrative Regulation, or the District's Acceptable Use Agreement, the principal or designee may cancel or limit a user's privileges with respect to their use of AI, as appropriate. Inappropriate use may also result in disciplinary action and/or legal action in accordance with the law and Board policy.

Internet Safety and AI

The Superintendent or designee shall ensure that all District computers or devices with access to AI have protective measures to guard against materials that are obscene, contain child pornography, or are harmful to minors.
(*cf. 20 USC 6777; 47 USC 254; 47 CFR 54.520.*)

Harmful matter includes material that, to the average person applying contemporary statewide standards, appeals to prurient interests and depicts or describes, in a patently offensive way, sexual conduct lacking serious literary, artistic, political, or scientific value for minors. (Penal Code 313.)

The Superintendent or designee, with input from students and staff, shall regularly review and update procedures to enhance the safety and security of students using AI and help the District adapt to changing technologies and circumstances.

Legal Reference

State:

Ed. Code 49073.6: Student records; social media

Ed. Code 51006: Computer education and resources

Ed. Code 51007: Programs to strengthen technological skills

Instruction

Ed. Code 60044: Prohibited instructional materials

Pen. Code 313: Harmful matter

Pen. Code 502: Computer crimes; remedies

Pen. Code 632: Eavesdropping on or recording confidential communications

Pen. Code 653.2: Electronic communication devices; threats to safety

Federal:

15 USC 6501-6506: Children's Online Privacy Protection Act

16 CFR 312.1-312.12: Children's Online Privacy Protection Act regulations

20 USC 1232g: Family Educational Rights and Privacy Act

34 CFR Part 99: Family Educational Rights and Privacy Act regulations

20 USC 7101-7122: Student Support and Academic Enrichment Grants

20 USC 7131: Internet Safety

47 CFR 54.520: Internet safety policy and technology protection measures; E-rate discounts

47 USC 254: Universal service discounts (E-rate)