

FERPA Compliance Statement

Precision Start™ by Third Eye Education Analytics LLC Last Updated: August 31, 2026

This statement summarizes how Precision Start™ complies with the Family Educational Rights and Privacy Act (FERPA, 20 U.S.C. § 1232g; 34 CFR Part 99). It is intended for school general counsel and compliance officers reviewing the platform.

1. School Official Designation

Third Eye Education Analytics LLC ("Provider") operates as a **school official with a legitimate educational interest** under FERPA's school official exception (34 CFR 99.31(a)(1)).

Legitimate Educational Interest: Provider's role is limited to delivering diagnostic skill grouping and intervention planning services that the school would otherwise perform internally. Provider analyzes pre-unit assessment data to identify prerequisite skill gaps, groups students by shared instructional need, generates intervention lesson plans, and tracks intervention effectiveness -- all functions that directly support the school's educational mission.

Supporting Activities: A Data Processing Agreement (DPA) is executed with each school before any student data enters the system. The DPA codifies:

- The educational purpose of the data processing
- Direct control by the school over its data
- Restrictions on re-disclosure
- Use limitations matching FERPA's school official requirements

2. FERPA Compliance Framework

2.1 Direct Control by the School

The school maintains direct control over Provider's processing of Student Data:

- Schools authorize which staff can access the platform
- Schools determine which students' data is processed
- Schools control demographic data sharing through opt-in settings
- Schools can opt out of cross-school analytics at any time
- Schools may request data export, modification, or deletion at any time
- Schools own all Student Data; Provider acquires no ownership rights

2.2 Use Limitation

Student Data is used **only** for the educational purposes described in the DPA: skill-based tier classification, prerequisite skill gap analysis, instructional grouping, intervention plan generation, progress monitoring and RTI documentation, within-school analytics for system improvement, and equity reporting (when opted in).

Student Data is **never** used for advertising, marketing, commercial profiling, sale to third parties, training of any third-party AI model, or any purpose unrelated to instructional planning.

2.3 No Re-Disclosure

Provider does not re-disclose Student Data to third parties except to subprocessors under contractual obligations consistent with FERPA, when required by law, or with the school's explicit written authorization.

2.4 Audit Trail

Every access to Student Data is logged with user identity, action taken, resource accessed, school context, and timestamp. Audit logs are available to schools upon request.

3. Specific FERPA Provisions

3.1 Education Records (34 CFR 99.3)

Provider processes records that meet the FERPA definition of "education records." Provider maintains these records on behalf of the school.

3.2 Personally Identifiable Information (34 CFR 99.3)

Provider processes: student names, assessment performance data, tier classifications, group assignments, and progress monitoring data.

Provider does NOT process: Social Security numbers, dates of birth, parent contact information, disciplinary records, health records, or any PII beyond what is necessary for instructional grouping.

3.3 Directory Information (34 CFR 99.37)

Provider does not designate any data as "directory information" or release any data in directory information format.

3.4 Parental Rights (34 CFR 99.10-99.22)

Provider supports schools in fulfilling parental rights under FERPA:

- **Right to inspect and review:** Schools can export complete student records
- **Right to request amendment:** Schools can modify records within the platform
- **Right to consent to disclosure:** Provider does not disclose data without school authorization
- **Right to file a complaint:** Provider supports schools in responding to complaints

3.5 De-Identification (34 CFR 99.31(b))

Cross-school analysis uses de-identified data with minimum group size ($n \geq 5$). De-identification follows the FERPA standard.

4. Data Subject Categories

Category	Examples	FERPA Treatment
Student PII	Names, assessment results, classifications	Education records under FERPA
Teacher data	Names, emails, override decisions	Not student records

Administrator data	Names, emails, processing actions	Not student records
Demographic data (opt-in)	IEP/504/EL status, race, ethnicity, gender	Education records when linked to identified students
Audit log data	User actions and timestamps	Education records when referencing identified students

5. State Law Compliance

Provider complies with the District of Columbia Student Data Protection Act and other applicable state student privacy laws.

6. Provider's FERPA Commitments

Third Eye Education Analytics LLC commits to: (1) operating as a school official under FERPA, (2) using data only for educational purposes, (3) maintaining school control, (4) limiting access to authorized personnel and automated systems, (5) providing audit logs on request, (6) supporting parental rights, (7) restricting re-disclosure, (8) notifying of compelled disclosures, (9) returning or deleting data on request, and (10) cooperating with DOE investigations.

7. Documentation and Verification

Schools may request: the DPA, Privacy Policy, Subprocessor List, Security Overview, Breach Notification Plan, audit log samples, and vendor security questionnaire responses.

8. Contact

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