

Data Privacy and Legal Notice

This Notice establishes Fort Valley State Universities (“FVSU”) data privacy and legal notice with respect to the gathering and dissemination of information we obtain from you on FVSU’s websites located at fvsu.edu (“Site”) and with any applicable privacy standards and legal requirements in regard to the data collected.

FVSU is the operator of this Site, although software, hosting and other functions may be provided by third parties (“Service Providers”). This Data Privacy and Legal Notice (“Notice”) describes the type of information FVSU and its Service Providers collect from visitors to this Site, what we do with that information, and how visitors can update and control the use of information collected by this Site.

This Notice does not necessarily describe information collection policies on other sites, such as separate sites operated by our Service Providers that USG does not control. Many of the resources linked from FVSU’s site are not maintained by FVSU. FVSU cannot monitor all linked resources, only those pages that fall directly within FVSU’s World Wide Web structure. FVSU is in no way responsible for the privacy practices or the content of these linked resources, and the statements, views, and opinions expressed therein are neither endorsed by nor do they necessarily reflect the opinion of FVSU. Any links to non-FVSU information or resources are provided as a courtesy. They are not intended to endorse, nor do they constitute an endorsement by FVSU of the linked materials.

This Notice may be changed from time to time and without notice. Continued use of the Site after any such changes constitutes acceptance of the new terms. If you do not agree to abide by these new terms or any future terms, please do not use the Site. This site is not directed to children under 13 years of age, and children under 13 years of age shall not use this Site to submit any personal information about themselves. [reference note below]

Note: In accordance with the Federal Trade Commission (FTC) Children’s Online Privacy Protection Rule (“COPPA”) (<https://www.ftc.gov/enforcement/rules/rulemaking-regulatory-reform-proceedings/childrens-online-privacy-protection-rule>).

Information Collected

When visiting the Site, FVSU may collect certain routing information, including, but not limited to, the Internet Protocol (“IP”) address of your originating Internet Service Provider (“ISP”), and information provided by “cookies” stored on your hard drive. FVSU may also collect aggregate information about the use of the Site, including, but not limited to, which pages are most frequently visited, how many visitors the Site receives daily, and how long visitors stay on each page. FVSU may disclose and publish aggregate information on an aggregate basis to any party through any means, but such aggregate information will not disclose any personal information. Any information collected through this Site may also be used in aggregate by system administrators in the administration of the Site. This information helps FVSU understand aggregate uses of the site, track usage trends, and improve services. Visitors may also be

required to provide certain personal information in order to access various features and information on the Site. Such information may include, among other things, name, address, and phone number. If you do not want to provide such information, you may choose not to access those features of the Site. Any personal information that you choose to provide through the Site will be protected in accordance with the provisions of this Notice.

Cookies

Cookies are small pieces of data that may be stored by a Web browser. Cookies are often used to remember information about preferences and pages visited. This information is stored for visitor's convenience and may be used in the aggregate to monitor and enhance the Site. For example, when you visit some sites on the Web you might see a "Welcome Back" message. The first time you visited the site a cookie may have been set on your computer; when you return, the cookie is read again. You can refuse to accept cookies, disable cookies, and/or remove cookies from your hard drive. However, if you do not accept cookies from the Site, you may lose access to the Site or experience decreased performance of the Site.

Security and Accuracy of Confidential Information

FVSU does its best to reasonably ensure that the personal information obtained from you is accurate. Visitors may review the information saved or submitted via the Site at any time up to the point when it is purged. In the event that there is an error in your personal information, we will correct the information upon your request. We have put in place reasonable physical, technical, and administrative safeguards designed to prevent unauthorized access to our use of the information collected online. While we strive to protect visitor's personal information by encryption and other means, we cannot guarantee or warrant the security of the information you transmit to us, and if you choose to use the Site, you do so at your own risk.

Please keep in mind that any information you disclose on our Site can be collected and used by visitors to the Site.

If you post any data within a public forum on any FVSU websites that data is now public.

Sharing of Information

FVSU is committed to maintaining the privacy of your personal information. FVSU does not actively share personal information gathered from the Site. However, there may be some instances in which FVSU will need to do so as required by law (including but not limited to the Georgia Open Records Act), as necessary to protect FVSU interests, and/or with Service Providers acting on FVSU's behalf. FVSU also complies with the Family Educational Rights and Privacy Act ("FERPA"), which generally prohibits (with some exceptions) the release of education records without student permission. For more details on FERPA, currently enrolled students should see their institution's specific policies.

Questions

If you have questions about this Notice or you believe that your personal information has been released without your consent or if you wish to correct information held by FVSU, please contact us at dataprivacy@fvsu.edu.

Privacy Notice

Lawful Basis for Collecting and Processing Personal Data

FVSU is an organization of higher education involved in education, research, and community development. In order for FVSU to educate its students both in class and online, engage in world-class research, and provide community services, it is essential and necessary, that FVSU have lawful basis to collect, process, use, and maintain data of students, employees, applicants, research subjects, visitors and others involved in its educational, research, and community programs. The lawful basis includes, without limitation, admission; registration; delivery of classroom, online, and study abroad education; grades; communications; employment; applied research; development; program analysis for improvements; and records retention. Examples of data that FVSU may need to collect in connection with the lawful basis are: name, email address, IP address, physical address or other location identifiers, photos, as well as some sensitive personal data obtained with prior consent.

Most of FVSU's collection and processing of personal data will fall under the following categories:

Definition:

Data subject: is any person whose personal data is being collected, held or processed.

1. Processing is necessary for the purposes of the legitimate interests pursued by FVSU or third parties in providing education, employment, research and development, and/or community programs.
2. Processing is necessary for the performance of a contract to which the data subject is party or in order to take steps at the request of the data subject prior to entering into a contract.
3. Processing is necessary for compliance with a legal obligation to which FVSU is subject.
4. The data subject has given consent to the processing of his or her personal data for one or more specific purposes.

There will be some instances where the collection and processing of personal data will be pursuant to other lawful bases.

Types of Personal Data and Special Categories of Sensitive Personal Data, where FVSU gets this data and why

FVSU receives personal data and special categories of sensitive personal data from multiple sources. Most often, this data comes directly from the data subject or under the direction of the

data subject who has provided it to a third party (for example, application for admission to a USG institution through use of a common application).

Individual Rights of the Data Subject

Individual data subjects can expect the following, if requested:

- Information about how FVSU is collecting the data;
- The FVSU Data Privacy Committee Chair contact information;
- The purposes and legal basis/legitimate interests of the data collection/processing;
- Information about who received any personal data;
- If FVSU intends to transfer personal data to another country or international organization;
- The period the personal data will be stored;
- The existence of the right to rectify incorrect data or erase applicable personal data, restrict or object to processing, and the right to data portability;
- The existence of the right to withdraw consent at any time;
- The right to lodge a complaint with a supervisory authority (regulators, etc.);
- Why the personal data are required and possible consequences of the failure to provide the data;
- The existence of automated decision-making, including profiling; and,
- If the collected data are going to be further processed for a purpose other than that for which it was collected.

Note: Exercising of these expectations is a guarantee to be afforded a process and not the guarantee of an outcome. Any data subject who wishes to exercise any of the above-mentioned expectations may do so by filing or submitting such request at dataprivacy@fvsu.edu.

Security of Personal Data

All personal data and special categories of sensitive personal data collected or processed by FVSU must comply with USG Cybersecurity Plan, as authorized by the Board of Regents Policy Manual Section 10.4 Cybersecurity: <https://www.usg.edu/policies>. Anyone suspecting that his or her sensitive personal data has been exposed to unauthorized access, report your suspicion to ithelpdesk@fvsu.edu. Otherwise, questions concerning more general data privacy can be sent to dataprivacy@fvsu.edu.

FVSU will not share your information with third parties except as necessary to meet one of FVSU's lawful purposes.

Georgia Open Records Act

As an entity of the government of the State of Georgia, FVSU are subject to the provisions of the [Georgia Open Records Act \(ORA\)](#). Except for those records that are exempt from disclosure under the ORA, the ORA provides that all citizens are entitled to view the records of state agencies on request and to make copies for a fee.

Data Retention

FVSU keep the data it collects for the time periods specified in the University System of Georgia Records Retention Schedules: https://www.usg.edu/records_management/schedules/.