SAN DIEGO COUNTY OFFICE OF EDUCATION **POLICY NO. 0441**

CLASSIFICATION: **Philosophy, Goals, Objectives, and Comprehensive Plans** **ADOPTED:**

SUBJECT: **Artificial Intelligence** **PAGE:** **1 of 4**

The San Diego County Board of Education ("County Board") recognizes the transformative potential of Artificial Intelligence ("AI") to increase student and staff access to useful information; support educator effectiveness; expand educational access for students, including students with disabilities and multilingual learners; and improve the efficiency of educational and operational services. The Board equally recognizes the potential for AI to threaten equity, socioeconomic status, and belonging, as well as undermine student achievement, academic integrity, data privacy, and well-being of students and staff.

Definitions

AI is defined as an engineered or machine-based system that varies in its level of autonomy and that can, for explicit or implicit objectives, infer, from the input it receives, how to generate outputs that can influence physical or virtual environments. (Education Code 33328.5.) Given the evolving nature of AI, including but not limited to large language models, known as "generative artificial intelligence," more specific definitions and parameters of AI use shall be set forth in Administrative Regulation 0441, Artificial Intelligence.

Principles

The County Board is committed to supporting the responsible, ethical, and human-centered approach to AI by students and staff in accordance with the following principles:

1. Student-Centered: When used, AI shall enhance the learning experience for students and support digital citizenship and AI literacy.

2. Staff-Empowered: When used, AI shall serve as a tool to support staff in the performance of their duties and responsibilities. Decisions affecting San Diego County Office of Education ("SDCOE") students, employees, families, and/or

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operations shall rest with the professional expertise and human judgment of SDCOE staff.

3. Ethical Use and Transparency: SDCOE - approved forms of AI shall be used ethically and transparently by all staff and students, with careful consideration of potential biases, and in compliance with all applicable intellectual property, privacy, and copyright laws.

4. Accountability and Responsibility: AI shall be procured, adopted, and used in a manner that ensures accountability by those who use it; those who use AI are responsible for that use, including when and how it is used and for verifying the accuracy and appropriateness of AI-generated content.

5. Equity and Access: Across all SDCOE schools and programs, when AI is used, it shall be implemented in a manner that protects students' digital and data rights, supports equitable access to technology and instruction, and does not create or widen disparities in learning opportunities among student groups.

6. Secure and Private: SDCOE shall prioritize security and the privacy of all student and employee data when changing existing practices or adopting new practices regarding AI, consistent with the Family Educational Rights and Privacy Act (FERPA), the Children's Online Privacy Protection Act (COPPA), the Student Online Personal Information Protection Act (SOPIPA) and SDCOE's cybersecurity and data privacy framework.

7. Environmental Stewardship: SDCOE recognizes that AI systems require significant natural and technological resources. When evaluating and adopting AI tools and infrastructure, SDCOE shall consider opportunities to support environmental sustainability, energy efficiency, and responsible resource use, as appropriate and feasible.

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8. Professional Development: SDCOE shall provide ongoing professional development and other learning opportunities for staff in all aspects of AI, with a particular focus on the ethical and responsible use of AI.

9. Community Engagement: SDCOE shall engage with students, families, employees, and union partners to build our policy framework to expand AI literacy, explore the permitted uses of AI, and identify prohibited and/or harmful uses of AI.

10. Continuous Improvement: SDCOE shall regularly evaluate the use of AI by students and staff and adapt its policies, procedures, and professional development to align with best practices, evolving technologies, and, when appropriate, state recommendations, including forthcoming guidance and model policies issued pursuant to Senate Bill 1288, along with feedback from student-led initiatives.

Implementation

SDCOE's use of AI shall be guided by the organization's North Star goal of reducing poverty and increasing belonging through educational opportunity.

The county superintendent or designee shall ensure that the use of AI is consistent with this policy and with related Board Policies and shall establish Administrative Regulations and procedures to implement it, including a process for vetting and approving AI tools prior to use. Related policies include, but are not limited to:

1. BP/AR 4040, Acceptable Use of Technology
2. BP 0442, Cybersecurity
3. AR 6163, Student Use of Technological Resources

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SDCOE Support to Local Educational Agencies

This policy governs SDCOE's internal use of AI by its students and staff. As a county office of education serving school districts, charter schools, and other local educational agencies, SDCOE anticipates a future addendum addressing the model frameworks, tool-vetting resources, professional learning, and shared services it may offer to support the responsible implementation of AI by the agencies it serves, while respecting the local governance authority of each agency's own governing board.

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Board Policy: 4040

Administrative Regulation: 0441, 0442, 4040

Legal Reference: **Education Code**
98, 33328.5, 49060-49085, 51006, 51007, 60010
Business & Professions Code
22584-22585 – Student Online Personal Information Protection Act (SOPIPA)
Penal Code
502
United States Code
20 U.S.C. 1232(g), 20 U.S.C. 1232(h), 20 U.S.C. 7101-7122, 47 U.S.C. 254, 16 C.F.R. 312, 34 C.F.R. 99