HUSCH BLACKWELL

Education Privacy Law

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Knowledgeable resources for your unique environment.

Like most sophisticated businesses, educational institutions maintain large amounts of sensitive data that is regulated by federal and state agencies. Husch Blackwell attorneys advise education clients on privacy laws and how they specifically apply in this unique environment including data surrounding students, faculty and employees, donor relations, research and other matters. From implementation of new software and applications to breach response, Husch Blackwell attorneys provide comprehensive counseling to the increasingly electronic campus.

Our guidance includes:

Data privacy and security program development

Advisement on privacy laws, including FERPA and HIPAA as well as those specific to government agencies

Audits of current data privacy and security policies

Breach analysis and response

Best practices training

Experienced in Education

Husch Blackwell's Higher Education team has more than 30 dedicated higher education attorneys with hundreds of years of collective experience representing over 250 educational institutions. Our data privacy attorneys round out the education team's compliance capabilities and work closely with other lawyers ingrained in the education industry to ensure well-rounded compliance measures across the many facets of the institution.

Practice Highlights

- Conducted detailed audits of multiple public and private institutions' data privacy and security policies, then worked closely with institutions to implement data privacy and security programs that comply with U.S. Department of Education guidelines.

- Trained colleges and universities on data privacy and security best practices.

- Developed a standalone privacy policy for a university's new virtual counseling service utilizing computer learning technology, in compliance with state privacy laws such as the Illinois Biometric Information Privacy Act

- Established privacy protocols to ensure that online student testing services are secure.

- Served as breach counsel to multiple institutions and university foundations after their third-party service provider, Blackbaud, was the victim of a ransomware attack that stole donor information.

- Served as breach counsel to a Missouri state university after a phishing attack, working with a third-party forensic firm to conduct a comprehensive investigation, and communicating with the Missouri Attorney General's Office.

- Created an online privacy policy and terms of use for a university's return-to-campus COVID-19 symptom questionnaire app, in compliance with the GDPR, FERPA, CCPA, Illinois Biometric Information Privacy Act and other state laws.

- Worked with state university and its foundation to draft a data processing agreement for the sharing of donor and student information.

- Counseled colleges and universities across the country on the spectrum of real-time information security incidents including ransom ware, phishing and stolen information.

Husch Blackwell is a proud member of the International Association of Privacy Professionals, the world's largest and most recognized accrediting organization for privacy professionals.

We are closely following the CCPA and other privacy developments on our blog: https://www.bytebacklaw.com

Business is no longer usual. Neither are our solutions.

As a finalist firm in the Changing Lawyer Awards, we know the importance of driving and embracing change to advance organizations, and we're passionate about the use of technology to serve our clients. We're equally passionate about crafting a shared vision with clients—a vision that not only solves problems, but that moves our clients forward.

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