

ARTICLE 16 - PERSONAL RIGHTS

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- 16.2 **Privacy.** The privacy of an employee's mailbox, office, e-mail, *LMS messages, chat*, phones, computer, *cloud-based file storage, any other electronically saved files, work-related media*, and personal material shall be respected. No information from these sources shall be gathered, stored or exchanged. Exceptions to such notice may be justified due to emergency situations, shall be limited as much as feasible, and shall be reported as soon as feasible to the employee and the Association. "Emergency situations" are defined as, and limited to, physical threats to people, property, or situations that present a substantial legal or financial risk to the College. Any breach of normal privacy in these circumstances shall be done with the cooperation, and in the presence of, a third party. ***This article does not modify the College's obligation to fulfill public records requests. The College will alert the faculty member to the request, will constrain searches narrowly tailored to fulfill the request, will not retain copies of the records, and will allow the faculty member to be present and to have an Association representative serve as the third party present.***