1. Research, conducted in established or commonly accepted educational settings that specifically involves normal educational practices that are not likely to adversely impact students’ opportunity to learn required educational content or the assessment of educators who provide instruction (EXCEPT) = Research that includes CHILDREN or involves TRIBAL LAW requires IRB confirmation.

2. Research that includes only interactions involving educational tests (cognitive, diagnostic, aptitude, achievement), survey procedures, interview procedures, or observation of public behavior (including visual or auditory recording) if at least one of 3 criteria are met:
   i. the information obtained is recorded by the investigator in such a manner that the identity of the human subjects cannot readily be ascertained, directly or through identifiers linked to the subjects; 
   ii. any disclosure of the human subjects' responses outside the research would not reasonably place the subjects at risk of criminal or civil liability or be damaging to the subjects' financial standing, employability, educational advancement, or reputation; OR
   iii. the information obtained is recorded by the investigator in such a manner that the identity of human subjects can readily be ascertained, directly or through identifiers linked to the subjects, and an IRB conducts a limited review to make the determination required by 45 CFR 46.111(a)(7) AND iv. the research is not subject to subpart D. (REGS) = Exemption 2iii requires IRB confirmation. For this exemption, any disclosure of the human subjects’ responses outside the research could place the subjects at risk of criminal or civil liability or be damaging to the subjects’ financial standing, employability, educational advancement, or reputation. (EXCEPT) = Research that includes CHILDREN requires IRB confirmation.

3i. Research involving benign behavioral interventions in conjunction with the collection of information from an adult subject through verbal or written responses (including data entry) or audiovisual recording if the subject prospectively agrees² to the intervention and information collection and at least one of the following criteria is met:
   a) The information obtained is recorded by the investigator in such a manner that the identity of the human subjects cannot readily be ascertained, directly or through identifiers linked to the subjects; 
   b) Any disclosure of the subjects’ responses outside the research would not reasonably place the subjects at risk of criminal or civil liability or be damaging to the subjects’ financial standing, employability, educational advancement, or reputation; OR
   c) The information obtained is recorded by the investigator in such a manner that the identity of the human subjects can readily be ascertained, directly or through identifiers linked to the subject, and an IRB conducts a limited IRB review to make the determination required by 45 CFR 46.111(a)(7) (REGS) = Exemption 3ic requires IRB confirmation. For this exemption, any disclosure of the human subjects’ responses outside the research could place the subjects at risk of criminal or civil liability or be damaging to the subjects’ financial standing, employability, educational advancement, or reputation. (EXCEPT) = Research that involves DECEPTION requires IRB confirmation.

1 Children may be included if procedures include educational tests or observation of public behavior only— and the Lead Researcher does not participate in the activities being observed.
2 If deception involved, there must be a prospective agreement to participate. Subject must be aware that there is an element of deception involved in the nature or purpose of the research.
4. Secondary research **uses of identifiable private information or identifiable biospecimens**, if at least one of the following criteria is met:
   i. The identifiable private information or identifiable biospecimens are publicly available; **OR**
   ii. Information, which may include information about the biospecimens, is recorded by the investigator in such a manner that the identity of human subjects cannot readily be ascertained directly or through identifiers linked to the subjects, the investigator does not contact the subjects, and the investigator will not re-identify subjects; **OR**
   iii. **The secondary research activity is regulated under HIPAA**; **OR**
   iv. The secondary research is conducted by or on behalf of a federal entity and involves the use of federally-generated non-research information provided that the original collection was subject to specific federal privacy protections and continues to be protected **(EXCEPT)** Research that involves HIPAA or is Secondary Research Conducted by or on Behalf of a Federal Entity requires IRB confirmation.

5. Research and Demonstration Projects Conducted or Supported by a Federal Department or Agency **(EXCEPT)** = Exemption 5 requires IRB confirmation.

6. Taste and food quality evaluation and consumer acceptance studies, if:
   i. wholesome foods without additives are consumed; **OR**
   ii. if a food is consumed that contains a food ingredient at or below the level and for a use found to be safe, or agricultural chemical or environmental contaminant at or below the level found to be safe, by the Food and Drug Administration or approved by the Environmental Protection Agency or the Food Safety and Inspection Service of the U. S. Department of Agriculture. **(EXCEPT)** = Exemption 6 requires IRB confirmation.

7. Storing and maintaining identifiable private information or identifiable biospecimens for secondary research use. **(REGS)** = Exemption 7 requires IRB confirmation.

8. The secondary research use of identifiable private information and identifiable biospecimens for specific secondary research studies. **(REGS)** = Exemption 8 requires IRB confirmation.