

**District School Board of Indian River County, Florida
6500 - 57th Street, Vero Beach, FL 32967**

If a person decides to appeal any decision made by the Board with respect to any matter considered at these meetings, he will need to ensure that a verbatim record is made which includes the testimony and evidence upon which the appeal is to be made.

INVOCATION: Shortly before the opening gavel that officially begins a School Board meeting, the Chairman will introduce the Invocation Speaker. No person in attendance is or shall be required to participate in this observance and the personal decision of each person regarding participation will have no impact on his or her right to actively participate in the School Board's business meeting.

Date: August 13, 2019

Time: 6:00 p.m.

Room: Joe N. Idlette, Jr. Teacher Education Center (TEC)

Business Meeting Agenda

- I. CALL MEETING TO ORDER
- II. PLEDGE OF ALLEGIANCE TO THE FLAG
- III. ADOPTION OF ORDERS OF THE DAY
- IV. PRESENTATIONS
 - A. Musical Rendition by SRHS Encore**
 - B. Short Video on School Initiatives**
 - C. March of Dimes Presentation**
 - D. Veteran of the Month**
- V. CITIZEN INPUT
- VI. CONSENT AGENDA
 - A. Approval of Minutes – Dr. Moxley**
 - 1. 2019-07-02-Updated Business Mtg Minutes
 - 2. 2019-07-19 Budget Workshop Minutes
 - 3. 2019-07-23-Superintendent's Workshop Minutes
 - 4. 2019-07-23 Business Meeting Minutes
 - 5. 2019-07-30 Interlocal Government Workshop Minutes
 - 6. 2019-07-30 Budget Public Hearing

Superintendent recommends approval.
 - B. Approval of Personnel Recommendations – Dr. Moxley**

Attached is a list of personnel recommendations that includes personnel additions, terminations, and/or changes. Superintendent recommends approval.

C. Approval of Renewed Collaborative Agreement with Economic Opportunity Council of Indian River/Okeechobee Counties Head Start – Mrs. Dampier

Economic Opportunity Council of Indian River/Okeechobee Counties Head Start provides services for students with disabilities ages 3 to 5 in the local Indian River Head Start programs. Referral services for these students are provided by the School District and Project Child Find. Renewal Contract is for the 2019-2020 school year. This is an ongoing renewal contract with no cost to district. Insurance has been approved by Risk Management. Superintendent recommends approval.

D. Approval of Agreement Renewal with Environmental Learning Center for 2019-2020 – Mrs. Dampier

The Environmental Learning Center contract is an agreement to provide environmental educational services to the students during the 2019-2020 school year. The Environmental Learning Center (ELC) will instruct third and fourth grade students during an on-site visit to the ELC. This program will service approximately, 2600 students from our schools. Instruction is guided through the *Splash* curricula for third grades and an environmental education program for the fourth-grade students entitled *Lagoon Days*. The contract amount will be on a per class basis; \$ 420.00 for each 3rd grade class that attends and \$ 470.00 for each 4th grade class. The total estimated cost would be \$ 56,440. Insurance has been approved by Risk Management. Superintendent recommends approval.

E. Approval to Dispose of Surplus Property – Mr. Fagan

This request is for approval to dispose of surplus property in accordance with Florida Statutes 274.05 and 274.06. The attached lists represent property to be deleted from various inventories and/or for items that have been declared surplus. After Board approval, property will be recycled and/or auctioned. Superintendent recommends approval.

F. Approval to Reject All Proposals for Request for Proposal #14-0-2019JC Legal Services – Mr. Fagan

This Request for Proposal was for legal services, to include specific individual practice areas, such as real estate, labor law, employment law, premises liability/tort defense, and worker's compensation. Three proposals were received. Request approval to reject all bids. Award of this RFP would not result in a material cost savings to the district. Please see backup. Superintendent recommends approval.

G. Approval of 2019-2020 Transportation Service Agreement Renewal – Mr. Teske

Attached is the 2019-2020 Transportation Agreement with Dasie Bridgewater Hope Center, Inc. (DHC). The agreement includes the use of the District's Transportation Services from designated pick-up locations to sites in Indian River County for their sponsored programs. Superintendent recommends approval.

VII. ACTION AGENDA

A. Approval to Set Public Hearing Date to Adopt New, Revised, and Repealed District School Board Policies – Dr. Moxley

On July 23, 2019, the District School Board discussed new, revised, and repealed Board Policies and requested to move forward with the adoption process. The purpose of the revisions is to be consistent with present practice and legislation. The Public Hearing and adoption will be noticed for the regular Business meeting on September 24, 2019. Superintendent recommends approval.

VIII. SUPERINTENDENT'S REPORT

IX. DISCUSSION

ADD-ON:

Superintendent Search Firm, HYA Contract – Chairman Zorc

X. SCHOOL BOARD MEMBER MATTERS

XI. INFORMATION AGENDA

No information items

XII. SUPERINTENDENT'S CLOSING

XIII. ADJOURNMENT

Any invocation that may be offered before the official start of the School Board business meeting is and shall be the voluntary offering of a private citizen to and for the benefit of the School Board pursuant to Resolution #2015-08. The views and beliefs expressed by the Invocation Speaker have not been previously reviewed or approved by the School Board and do not necessarily represent their individual religious beliefs, nor are the views or beliefs expressed intended to express allegiance to or preference for any particular religion, denomination, faith, creed, or belief by the School Board. No person in attendance at this meeting is or shall be required to participate in any invocation and such decision whether or not to participate will have no impact on his or her right to actively participate in the public meeting.

Anyone who needs a special accommodation to participate in these meetings may contact the School District's American Disabilities Act Coordinator at 564-3175 (TTY 564-2792) at least 48-hours in before the meeting. NOTE: Changes and amendments to the agenda can occur 72-hours prior to the meeting. All business meetings will be held in the Joe N. Idlette, Jr. Teacher Education Center (TEC) located in the J.A. Thompson Administrative Center at 6500 – 57th Street, Vero Beach, FL 32967, unless otherwise specified. Meetings may broadcast live on Comcast/Xfinity Ch. 28, AT&T Uverse Ch. 99, and the School District's website stream; and may be replayed on Tuesdays and Thursdays at the time of the original meeting. For a schedule, please visit the District's website at www.indianriverschools.org/iretv. The agenda can be accessed by Internet at <http://www.indianriverschools.org>.

The District School Board of Indian River County met on July 2, 2019, at 10:00 a.m. The Special Business Meeting was called and attended by a majority of the members of the Board, and held in the Joe N. Idlette, Jr. Teacher Education Center located in the School District Office at the J.A. Thompson Administrative Center located at 6500 – 57th Street, Vero Beach, Florida 32967. District School Board Members attending were: Chairman Laura Zorc, Vice Chairman Tiffany M. Justice, and Board Members: Teri Barenborg, Jacqueline Rosario, and Dr. Mara Schiff. Dr. Susan Moxley, Superintendent of Schools, was present; and Neysa Borkert, Attorney, was present on behalf of Suzanne D’Agresta, School Board Attorney.

Special Business Meeting Minutes

- I. Meeting was called to order by Chairman Zorc at 10:00 a.m.
- II. PLEDGE OF ALLEGIANCE TO THE FLAG was led by Dr. Moxley.

Chairman Zorc asked Dr. Moxley to explain the purpose of the meeting. Dr. Moxley explained that this was for the item that was pulled from the June 25, 2019 Business Meeting and was time sensitive.

- III. ADOPTION OF THE ORDERS OF THE DAY
Chairman Zorc called for a Motion to accept the Adoption of the Orders of the Day. Mrs. Justice moved approval. Mrs. Rosario seconded the motion and it carried unanimously, with a 5-0 vote.
- IV. CITIZEN INPUT
There was no Citizen Input.
- V. CONSENT AGENDA
Chairman Zorc called for a Motion. Mrs. Justice moved approval. Dr. Schiff seconded the motion and it carried unanimously, with a 5-0 vote.

A. Approval of Personnel Recommendations – Dr. Moxley

Attached is a list of personnel recommendations that includes personnel additions, terminations, and/or changes. Superintendent recommends approval.

- VI. ACTION AGENDA
A. Approval to Increase the Health Insurance Fund – Dr. Moxley
Health Insurance Fund increase by 6.2%, (\$1,159,000) for Benefits’ plan year 2019-20, (Oct 1, 2019 to September 30, 2020) recommended by the employee benefits consultants, Aon and the Health Insurance Advisory Task Force (HIATF) as discussed

at the Board Workshop held May 14, 2019. Please see attached documentation. Superintendent recommends approval.

Chairman Zorc recognized Dr. Moxley to present this Action Item. Dr. Moxley introduced Amanda Lorenz, Actuarial Consultant from Aon, and asked Ms. Lorenz to come to the podium to speak along with Meri-De Mercado, Coordinator of Risk Management and Benefits. Ms. Lorenz and Ms. Mercado reviewed the back-up documents with the Board Members.

Chairman Zorc called for a Motion. Mrs. Rosario moved approval. Dr. Schiff seconded the motion. Mrs. Rosario had questions on the past recommendations. Chairman Zorc called for a 10-minute recess for Ms. Mercado and Ms. Lorenz to see if they could obtain this information for the Board.

Recess was called at 10:20 a.m. Chairman Zorc reconvened the meeting at 10:40 a.m.

Chairman Zorc recognized Dr. Moxley to share information that was located during the recess that would assist in the question from Mrs. Rosario. Each of the Board Members provided their opinions and thoughts of which increase percentage they wished to support. There was clarification of when AON became the new broker for the District and why. Chairman Zorc also asked Ms. Liz Cannon to come to the podium and share some details that she had. After the Board Members discussed their opinions, Chairman Zorc recognized Mrs. Rosario. Mrs. Rosario made a motion to amend her motion of 6.2% to 4.6% increase. Dr. Schiff seconded the amended motion. Chairman Zorc called for the vote. Mrs. Rosario and Dr. Schiff voted in favor of the 4.6% increase. Chairman Zorc, Mrs. Justice, and Mrs. Barenborg voted NAY. Mrs. Barenborg then made a motion to amend the 6.2% increase to 5.0% increase. Chairman Zorc seconded the motion and called for a vote. The 5% increase passed with a 3-2 vote. Chairman Zorc, Mrs. Barenborg, and Mrs. Rosario voted in favor of the 5% increase. Mrs. Justice and Dr. Schiff voted NAY. Chairman Zorc called for the vote of the 6.2% increase based on the original motion. The vote for the 6.2% increase did not carry, the final vote was 0-5. All Board Members opposed. **ADDED: Under Robert's Rules of Order, this vote resulted in the denial of the main motion as amended by the motion to amend, and no action was taken by the Board.**

VII. SUPERINTENDENT'S REPORT

Dr. Moxley thanked the Board Members for their decision. She explained that she would monitor the reports and knew this was a difficult decision.

VIII. DISCUSSION

No discussion items

IX. SCHOOL BOARD MEMBER MATTERS

Each of the Board Members shared some outside meeting information.

X. INFORMATION AGENDA

No information items

XI. SUPERINTENDENT'S CLOSING

Dr. Moxley wished a safe 4th of July to everyone.

XII. ADJOURNMENT – Chairman Zorc

Meeting adjourned at approximately 11:43 a.m.

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The District School Board of Indian River County met on July 23,2019, at 9:02 a.m. The Budget Workshop was held in the Joe N. Idlette, Jr. Teacher Education Center located in the School District Office at the J.A. Thompson Administrative Center located at 6500 – 57th Street, Vero Beach, Florida 32967. District School Board Members attending were: Chairman Laura Zorc, Vice Chairman Tiffany Justice (arrived at 9:23 a.m.), and Board Members: Teri Barenborg and Jacqueline Rosario (via telephone). Dr. Susan Moxley, Superintendent of Schools; and Suzanne D’Agresta, School Board Attorney, were also present. Dr. Mara Schiff was absent.

Budget Workshop Minutes

I. Meeting was called to order by Chairman Zorc at 9:02 a.m.

II. Purpose of the Meeting

Chairman Zorc recognized Dr. Moxley. Dr. Moxley introduced the presenters for the Budget Workshop - Mr. Ron Fagan, Chief Financial Officer; Mrs. Kim Copeman, Director of Finance; Mr. Jon Ford, Ford and Associates; and Mr. Ratiesh Patel, Nabors, Giblin, and Nickerson, PA.

Dr. Moxley recognized Mr. Fagan to start with the presentations.

Approval of the TRIM Ad was discussed. Mr. Fagan gave a summary of the 2018/2019 Budget Review and how this budget will continue to be updated on a daily basis. He went on to review the 2019/2020 Tentative Budget.

Chairman Zorc called for a break at 9:12 a.m. and reconvened at 9:16 a.m.

Chairman Zorc recognized Dr. Moxley, who turned the Workshop back over to Mr. Fagan. Mr. Fagan reviewed the PowerPoint presentation. All of the questions from the Board Members were answered as they reviewed each page of the PowerPoint.

Chairman Zorc called for a break at 9:58 a.m. and reconvened at 9:59.

Chairman Zorc recognized Dr. Moxley. Dr. Moxley went on to the Board Office Budget. Each line of the proposed budget was reviewed and discussed. Some changes were requested and noted. Travel was another item that was discussed and Dr. Moxley also reviewed the new State Guidelines. After reviewing each line and asking for some follow-up on items, they moved on to the TAN Update. Mr. Fagan reviewed the PowerPoint presentation with the Board Members. Mr. Ford and Mr. Ratiesh were available for the questions or concerns the Board Members had. The Board Members thanked everyone for all of the information provided. They gave special thanks to Mr. Patel and Mr. Ford for taking the time to come to the Workshop.

III. Presentations

- 1) FY 2018/19 Budget Review
- 2) FY 2019/20 Tentative Budget Review
- 3) Board Office Budget
- 4) TAN Update

IV. ADJOURNMENT – Chairman Zorc

Meeting adjourned at approximately 11:03 a.m.

The District School Board of Indian River County met on Tuesday, July 23, 2019, at 12:00 p.m. The Superintendent's Workshop was held in the Joe N. Idlette, Jr. Teacher Education Center located in the School District Office at the J.A. Thompson Administrative Center located at 6500 – 57th Street, Vero Beach, Florida 32967. District School Board Members attending were: Chairman Laura Zorc, Vice Chairman Tiffany Justice, and Board Members: Teri Barenborg, Jacqueline Rosario (via telephone). Dr. Susan Moxley, Superintendent of Schools; and Suzanne D'Agresta, School Board Attorney, were also present. Dr. Mara Schiff was absent

Superintendent's Workshop Minutes

- I. Meeting was called to order by Chairman Zorc at 12:00 p.m.
- II. Purpose of the Meeting
Chairman Zorc recognized Dr. Moxley. Dr. Moxley reviewed the presentations that were going to be covered at the workshop. She also explained the workshop was for information only.
- III. Presentations
 - 1) Audit Committee Report Review
Dr. Moxley introduced Mr. Robert Auwaerter, 2018/2019 Audit Committee Chairman. Mr. Auwaerter reviewed a PowerPoint Presentation that was provided for the previous Board Members on September 11, 2018. They reviewed each of the slides and had an open discussion. Mr. Jeff Carver, Director of Purchasing, was present in the audience and was asked to come forth and answer some questions with regards to the last portion of the Audit Committee's Presentation, Review Cost and Delivery of Legal Services and their recommendations. The Board Members thanked Mr. Auwaerter and Mr. Carver for their input.

Chairman Zorc called for a 10-minute recess at 1:05 p.m. The workshop reconvened at 1:12 p.m.

- 2) Equity Update/African American Achievement Plan
Dr. Moxley introduced Dr. Deborah Long, Coordinator of Equity and School Improvement. Dr. Long shared a PowerPoint Presentation along with introducing the four Principals that participated in the ULLC Plan. The Principals are as follows: Ms. Aretha Vernetta, Principal of Dodgertown Elementary School; Ms. Tosha Jones, Principal of Gifford Middle School; Ms. Beth Hofer, Principal of Oslo Middle School; and Ms. Letitia Whitfield-Hart, Principal of Sebastian Elementary School. Each of the Principals shared their experiences with the Board Members and Dr. Moxley. They reviewed data and reports. All of the Board Members questions were answered. Dr. Long also provided a report on the African American Achievement Plan.

Chairman Zorc called for a 10-minute recess at 2:32 p.m. The workshop reconvened at 2:40 p.m.

Dr. Moxley ask to present the NEOLA Updates before the Superintendent Search Recruiting Quotes due to time sensitivity. The Board Members agreed and the workshop continued.

3) NEOLA Updates

Dr. Moxley recognized Mrs. Brenda Davis, Administrative Assistant to the Superintendent. She thanked Mrs. Davis for her hard work on these changes that are being presented. Dr. Moxley reviewed the summary chart with the Board Members. Staff Members were called upon for explanations when it was needed.

4) Superintendent Search Recruiting Quotes

Dr. Moxley explained how the three firms were selected to be presented. She shared some additional information from the Summary Page that was provided to the Board Members. Mr. Carver, Director of Purchasing, was introduced by Dr. Moxley as a presenter. He explained that the letter went to five firms, as well as posting the letter on the website for any firm that wished to submit. The Board Members did express they wished to interview the recruiting firms. It was agreed to have the firms come in for a face to face interview. It was decided by consensus to have a Discussion on July 30, 2019, 5:01 p.m. Public Hearing. Then Tuesday, August 6, 2019, and Tuesday, August 13, 2019 were given to Dr. Moxley as dates to have the recruiting firms come in for interviews and will pull this from the Business Meeting Agenda this evening.

5) Strategic Plan Update

Dr. Moxley reviewed a PowerPoint Presentation. She reviewed each of the five goals listed. Dr. Brian McMahon, Performance Data Analyst, and Mr. Chris Taylor, Director of Assessment and Accountability joined in the presentation. Dr. McMahon shared additional data in some of the areas. Dr. Moxley said she would like to plan a Strategic Plan Review for a workshop. It was decided that if the candidates come in on the 6th of August, the Board would use their Discussion Session to review the Strategic Plan.

IV. ADJOURNMENT – Chairman Zorc
Meeting adjourned at approximately 4:15 p.m.

The District School Board of Indian River County met on July 29, 2019, at 6:00 p.m. The Business Meeting was held in the Joe N. Idlette, Jr. Teacher Education Center located in the School District Office at the J.A. Thompson Administrative Center located at 6500 – 57th Street, Vero Beach, Florida 32967. District School Board Members attending were: Chairman Laura Zorc, Vice Chairman Tiffany M. Justice, and Board Members: Teri Barenborg and Jacqueline Rosario (via telephone). Dr. Susan Moxley, Superintendent of Schools; and Suzanne D’Agresta, School Board Attorney, were also present. Dr. Mara Schiff was absent.

Business Meeting Minutes

- I. Meeting was called to order by Chairman Zorc at 6:00 p.m.
- II. PLEDGE OF ALLEGIANCE TO THE FLAG was led by Chairman Zorc.
- III. ADOPTION OF ORDERS OF THE DAY
Chairman Zorc asked the Board Members if there were any items they wished to have moved from Consent to Action. There were none. Chairman Zorc called for a MOTION. Mrs. Justice moved approval. Mrs. Barenborg seconded the motion and it carried unanimously, with a 4-0 vote.
- IV. PRESENTATIONS
Chairman Zorc recognized Dr. Moxley for the Presentations. Dr. Moxley provided a brief overall summary of the Presentations and then recognized Mrs. Cristen Maddux, Public Information Officer.
 - A. Short Video on School Initiatives**
Mrs. Maddux shared detailed information on the Mobile Café’s the District has and how they are used. The video shown was an overall view of the operation.
 - B. Veteran of the Month – Jim Burk**
Mrs. Maddux recognized Mr. Jim Burk and asked him to come to the podium. Mrs. Maddux provided a bio of Mr. Burk’s Veteran History. He spoke to the audience and a group photo with the Board Members and Dr. Moxley was taken.
- V. CITIZEN INPUT
Liz Cannon - 7/2/2019 Special Business Meeting Minutes, Grading, and Superintendent’s Hiring. The Board Members spoke to the 7/2/2019 Special Business Meeting Minutes.

Claudia Wahl – Employee Investigations and Process with Public Input
Mrs. Barenborg made a brief comment.

Major Milo Thornton – SRO Agreements
Judy Waylen – Job Descriptions in ESE

VI. CONSENT AGENDA

Chairman Zorc requested Consent A6, B16, and B17 to be pulled. She then called for a MOTION. Mrs. Justice moved approval as noted with pulling A6, B16, and B17 to Action.
Mrs. Barenborg seconded the motion and it carried unanimously, with a 4-0 vote.

A. Approval of Minutes – Dr. Moxley

1. 2019/06/21 - Budget Workshop Minutes
2. 2019/06/21 - Special Business Meeting Minutes
3. 2019/06/25 - Budget Workshop Minutes
4. 2019/06/25 - Business Meeting Minutes
5. 2019/06/25 - Superintendent’s Workshop Minutes
6. 2019/07/02 - Special Business Meeting Minutes

Superintendent recommends approval.

B. Approval of Personnel Recommendations – Dr. Moxley

Attached is a list of personnel recommendations that includes personnel additions, terminations, and/or changes. Superintendent recommends approval.

C. Approval of Renewal - Multi-District Program Agreement with St. Lucie County/Indian River County for the 2019-2020 School Year – Mrs. Dampier

Attached is a copy of the Multi-District Program Agreement for the 2019-2020 school year with St. Lucie County School District. St. Lucie County serves students with disabilities such as Intellectual, Physical, Orthopedic, Other Health Impaired, Traumatic Brain Injury, Speech/Language, Deaf or Hard of Hearing, Blind or Visually Impaired, Dual/Sensory Impaired, Emotional/Behavioral, Specific Learning, Hospitalized/Homebound, Physical or Occupational Therapy, or Autism Spectrum disorder. St. Lucie County provides services for hearing impaired students who require a specialized hearing impaired program. St. Lucie County collects the FTE for each student served, transportation is provided by the School District of Indian River County. There is a transportation cost to the district of approximately \$30,000 per year. Superintendent recommends approval.

D. Approval of Grant Application for Students Attired For Education (SAFE) Act Incentive Fund - Mrs. Dampier

The purpose of the Students Attired for Education (SAFE) Act Incentive Fund is to provide funding for school districts to establish and implement a standard student attire policy, to promote safe and supportive learning environments, and improve school safety and discipline. Project funds will be utilized to support evidenced-based personalized social emotional learning for identified students in grade(s) PK-12. Total grant allocation is 120,204.00. Superintendent recommends approval.

E. Approval of Mental Health Assistance Allocation Plan - Senate Bill ~~7026~~ 7030, effective for 2019-2020 School Year – Mrs. Dampier

The purpose of the Mental Health Assistance Allocation Plan is to expand school-based mental health services consistent with statutory requirements for the Mental Health Assistance Allocation in accordance with section 1011.62(16), Florida Statutes. The plan includes evidence-based mental health coordinated school- and community-based services that will support the needs of students. The total allocation is \$515,958.00. The Mental Health Plan for the 2019-2020 School Year is attached. Superintendent recommends approval.

F. Approval of renewal for the Adult Education and Family Literacy Grant 2019-2020 – Mrs. Dampier

This discretionary/continuation grant will provide the Technical College with funds (\$151,203) which will enable the school to continue to provide quality literacy education to adults and to English Language Learners. Treasure Coast Technical College served 400 students who enrolled in ABE/GED/ESOL in 2018-2019. TCTC has collaborated with several agencies in an effort to better serve the citizens of Indian River County. No cost to the school district. Superintendent recommends approval.

G. Approval to issue Purchase Order(s) / Spend authority to Various Vendors for Recurring Expenditures - Mr. Fagan

Pursuant to School Board Policy 6320, the Superintendent's authority is limited to purchase commodities and/or contractual services where the total amount does not exceed \$50,000 and does not exceed the applicable appropriation in the District Budget. Since daily operations sometimes require the perpetual issuance of purchase orders that may result in single purchase orders that exceeds \$50,000, the Purchasing Department is requesting that the Board grant authority to the Superintendent to issue purchase orders that are necessary in the normal course of operations during fiscal year 2020. The vendors on the attached list are companies and/or firms that the District will procure commodities and/or contractual services from during fiscal year 2020 that are either formal bid exempt or are in accordance with a properly awarded public bid or term contract. These purchases will be recurring in nature for fiscal year 2020 and not having the authority to release these purchase orders could result in delayed service delivery to students. This list represents recurring purchases from vendors who provide products and services including but not limited to utilities, HVAC, Food Services, instructional equipment, existing copier leases, insurance, and the purchase of testing/instructional and copyrighted materials. All other non-recurring purchase requests that exceed \$50,000.00 will be presented to the Board on an individual basis. Superintendent recommends approval.

H. Approval to Advertise the 2019 - 2020 Proposed Tentative Budget and Millage Rates for the express Purpose of Advertising the Budget in Accordance with the Truth-in-Millage Requirements – Mr. Fagan

The purpose of this item is to authorize the Superintendent to take the necessary steps, including making final adjustments to proposed revenues, expenditure projections, fund balances, and millage rates based on action to be taken by the Indian River County Property Appraiser and Florida Department of Education. On July 1, 2019 the Indian River County Property Appraiser certified to the Florida Department of Revenue the Taxable Assessed Valuation for school purposes. In addition, pursuant to Florida Statutes 1011.62 (4)(a)1.a. on July 19, 2019, the Commissioner of Education will certify to each District School Board the millage rates that when applied to 96 percent of the estimated state total taxable value for school purposes, will generate the prescribed aggregate required local effort for that year for all Districts. This statutory action by these bodies will have the effect of changing the School District's budgetary estimates. This request for authorization is necessary in order to advertise the 2019-2020 Proposed Tentative Budget and Millage Rates, along with the Proposed Capital Projects to be funded from the capital outlay and debt service millage proceeds in preparation for the Public Hearing to be held on July 30, 2019, at 5:01 p.m. in the Teacher Education Center (TEC). A brief overview and description of the Proposed Tentative Budget and Millage Rates will be presented by staff. Superintendent recommends approval.

I. Approval of 2019-2020 Transportation Service Agreement Renewals – Mr. Teske

Attached are the 2019-2020 Transportation Agreements with Boys & Girls Clubs of Indian River County (BGIRC), Gifford Youth Achievement Center (GYAC), and Environmental Learning Center (ELC). The agreements include the use of the District's Transportation Services from designated pick-up locations to sites in Indian River County for their respective, sponsored programs. Superintendent recommends approval.

J. Approval of 2019-2020 Transportation Service Agreement Renewals – Mr. Teske

Attached is the 2019-2020 Transportation Agreements with Sebastian Charter Jr. High School, North County Charter High School, Imagine Charter, Indian River Charter High School, and St. Peter's Academy. The agreement includes the use of the District's Transportation Services from designated pick-up locations to sites in Indian River County for their respective, sponsored programs. Superintendent recommends approval.

K. Approval of School Transportation Bus Routes for 2019-2020 – Mr. Teske

The Board has been provided the 2019-2020 SDIRC Transportation Routes. Stop locations along with AM & PM times of service are indicated for each of the 84 routes that will be provide students transportation to and from designated school locations. Superintendent recommends approval.

L. Approval of Agreement #B2-18-64 for Security Officer Services with Veterans Security Corps of America, Inc - Mr. Teske

Pursuant to the terms and conditions of Brevard County Piggyback Bid #B2-18-64, the Operations Department is requesting approval of this agreement for a period of one year and to issue purchase orders not to exceed \$79,230.22. The contract period is July 23, 2019 through June 30, 2020. All pricing, specifications, terms, and conditions will in accordance with Brevard County RFP#B2-18-64. Please see attached agreement. Superintendent recommends approval.

M. Approval of Indian River County Sheriff's Department School Resource Officer Agreement (SRO) for 2019-2020 – Mr. Teske

In 1995 the District engaged in the first written inter-local cooperative agreement with the Indian River County Sheriff's Department to place School Resource Officers (SRO) in District schools. Under Senate Bill 7026 Public Safety Analysis Section 26, For the protection and safety of school personnel, property, students, and visitors, each district school board and school district superintendent shall partner with law enforcement agencies to establish or assign one or more safe-school officers at each school facility within the district by implementing any combination of the following options which best meets the needs of the school district. The proposed agreement is a revision of the current agreement, with the placement 24 School Resource Officers. This is a cost shared item with SDIRC and the Indian River County Sheriff's Department. The cost to the District's General Fund is \$1,039,988.00. Superintendent recommends approval.

N. Approval of City of Vero Beach Police Department School Resource Officer Agreement (SRO) for 2019-2020 – Mr. Teske

In 1995 the District engaged in the first written inter-local cooperative agreement with the City of Vero Beach Police Department to place School Resource Officers (SRO) in District schools. Under Senate Bill 7026 Public Safety Analysis Section 26, For the protection and safety of school personnel, property, students, and visitors, each district school board and school district superintendent shall partner with law enforcement agencies to establish or assign one or more safe-school officers at each school facility within the district by implementing any combination of the following options which best meets the needs of the school district. The proposed agreement is a revision of the current agreement, with the placement two (2) School Resource Officers. This is a cost shared item with SDIRC and the City of Vero Beach Police Department. The cost to the District's General Fund is \$60,041. Superintendent recommends approval.

O. Approval of City of Sebastian Police Department School Resource Officer Agreement (SRO) for 2019-2020 – Mr. Teske

In 1995 the District engaged in the first written inter-local cooperative agreement with the Indian River Sheriff's Department to place School Resource Officers (SRO) in District schools. Under Senate Bill 7026 Public Safety Analysis Section 26, For the protection and safety of school personnel, property, students, and visitors, each district school board and school district superintendent shall partner with law enforcement agencies to establish or assign one or more safe-school officers at each school facility within the district by implementing any combination of the following options which best meets the needs of the school district. The proposed agreement is a revision of the current agreement, with the placement two (2) School Resource Officers. This is a cost shared item with SDIRC and the City of Sebastian Police Department. The cost to the District's General Fund is \$52,500.00. Superintendent recommends approval.

ADD-ON ITEMS

P. Approval of Administrative Organizational Chart – Dr. Moxley

The administrative organizational chart reflects several changes: 1) name change for the Executive Director of Exceptional Student Education (ESE) and Student Services; 2) restructuring of the department to delete the Director of Exceptional Student Education and add a Coordinator of Exceptional Student Education (ESE) and Coordinator of Student Services. Each of these areas need to have a focused oversight that reports directly to the Executive Director. This department is currently being reviewed and other areas may be streamlined for operational efficiencies and effectiveness. 3) The Director of Technology Services will move to report to the Chief Financial Officer. This was previously discussed at the June 28th Business Meeting. Superintendent recommends approval.

Q. Approval to Terminate Support Staff Employee – Dr. Moxley

The Superintendent recommends termination of support staff employee, Jeff Cox. The grounds for this termination are contained in the attached Charging Letter. Superintendent recommends approval.

R. Approval to Terminate Support Staff Employee – Dr. Moxley

The Superintendent recommends termination of support staff employee, Megan Cooney. The grounds for this termination are contained in the attached Charging Letter. Superintendent recommends approval.

Chairman Zorc recognized Dr. Moxley at this time. Dr. Moxley spoke regarding the SRO Agreements that were just approved. She wanted to thank Major Milo for coming to the meeting and for the partnership. Mrs. Justice thanked the taxpayers for their support. Mrs. Rosario spoke to the Multi-District Agreement that was approved.

VII. ACTION AGENDA

Chairman Zorc asked to see A6, 7/2/2019 Special Business Meeting Minutes be amended. She asked for them to be pulled and brought back to the 8/13/2019 Business Meeting. Chairman Zorc went on to Consent B16 and B17. She recognized Dr. Moxley to speak to this. Dr. Moxley reviewed the two job descriptions with the Board Members. Dr. Moxley has asked Mrs. Dampier and Dr. Pierandozzi to get with Human Resources to obtain the Pay Grade, table these items, and bring them back to the end of the Action Agenda. The Board Members agreed.

A. Approval of Annual Equity Report for ~~2018-2019~~ 2019-2020 – Dr. Moxley

Approval is requested for the Annual Equity Report for 2019-8-2019 that will be submitted to the Department of Education. Superintendent recommends approval.

Chairman Zorc recognized Dr. Moxley. Dr. Moxley reviewed the item. Chairman Zorc called for a MOTION. Mrs. Barenborg moved approval. Mrs. Justice seconded the motion and it passed unanimously, with a 4-0 vote.

B. Superintendent Search Recruiting Proposals – Chairman Zorc

Discussion of submitted Superintendent Search proposals with the Board Members making a selection of the organization to conduct the search process. Recommendation to be made following Board Discussion on this item.

Chairman Zorc recognized Dr. Moxley. Dr. Moxley shared that they are pulling this item from the agenda until after the interviews as discussed in the Superintendent's Workshop earlier that day.

C. Approval of Resolution #2020-02, Tax Anticipation Notes, Series 2019 –Mr. Fagan

The purpose of this action is to adopt the attached Resolution #2020-02 authorizing the issuance of Tax Anticipation Notes (TAN), Series 2019, in the amount of not-to-exceed \$15 million to provide interim funds for the payment of operating expenses; approve the form of documents in connection with the issuance of the notes; delegate to the Superintendent and appropriate staff the authority to accept the most favorable bid for the notes, subject to certain restrictions; and to take all necessary actions in connection with the issuance of the notes. The issuance of the TAN is required in order to provide necessary, short-term financing to position the District in such a manner that it is able to meet projected cash flow deficits of the General Fund. Based upon staff analysis, it is projected that the District will experience cash receipt deficits ranging from \$2.1 million to \$7.3 million during the month of October 2019. These cash flow deficits are mainly attributable to the intense slow-down of cash receipts from the Tax Collectors' Office that is usually experienced from July through the middle of November every year. Superintendent recommends approval.

Chairman Zorc recognized Dr. Moxley. Dr. Moxley reviewed the item with the Board and the audience. Mrs. Justice moved approval. Mrs. Barenborg seconded the motion. Mr. Fagan, Chief Financial Officer, was asked to come to the podium to speak regarding the \$15 million. Each of the Board Members took the opportunity to speak to this item. Mr. Ford, Ford and Associates, came to the podium to speak and answer questions. A Roll Call was taken.

Mrs. Barenborg -	Yay
Mrs. Rosario -	Yay
Mrs. Justice -	Yay
Mrs. Zorc -	Yay
Dr. Schiff -	Absent

The Resolution 2020-02 passed unanimously, with a 4-0 vote.

D. Approval of Community Partnership regarding a Grant with Dodgertown Elementary School and University of Central Florida (UCF) Parent Services – Dr. Moxley

On June 28, 2019, a memorandum was received from Chancellor Jacob Oliva regarding the Community School Grant Program. Community schools are improving student success and well-being in Florida by engaging and supporting parents and community organizations in their efforts to positively impact student learning and development. The state has established the Community School Grant Program as part of Senate Bill 7070 and the 2019-20 General Appropriations Act. The Children’s Home Society of Florida (CHS) is in the process of applying to the University of Central Florida for a Planning Grant as part of the Community School Grant Program. UCF’s Center for Community Schools will be accepting applications for up to \$75,000 to fund the planning of Community Partnership Schools in 2019-20. If awarded the grant, the coordination of the program would be housed at Dodgertown Elementary School. The grant would fund one program director and supplies for the coordination of services for our parents and students. As part of the partnership, the SDIRC would provide space on the Dodgertown campus consisting of one classroom for the program director to meet with parents and students. The Children’s Home Society of Florida has requested a letter of support from the SDIRC to include in the grant application that includes the in-kind contribution of classroom space.

Chairman Zorc recognized Dr. Moxley. Dr. Moxley explained the item to the Board Members and audience, along with how the program will work. Chairman Zorc called for a MOTION. Mrs. Justice moved approval. Mrs. Barenborg seconded the motion and it carried unanimously, with a 4-0 vote. The Board Members all spoke to this item.

Chairman Zorc recognized Dr. Moxley to report back on Consent B16 and B17 Pay Grade that was tabled from the beginning of the Action Agenda. Dr. Moxley was provided with the information from Mrs. Dampier and Dr. Pierandozzi, after they met with Human Resources. Dr. Moxley explained that B16 and B17 Job Descriptions should both reflect *Pay Grade - Admin VIII*. After the brief explanation, Chairman Zorc called for a Motion. Mrs. Justice moved approval. Mrs. Barenborg seconded the motion and it carried unanimously, with a 4-0 vote.

VIII. SUPERINTENDENT'S REPORT

Dr. Moxley shared many exciting things that have been happening within the District along with upcoming events before the start of school on Monday, August 12, 2019.

IX. DISCUSSION

No discussion items

X. SCHOOL BOARD MEMBER MATTERS

Chairman Zorc and Mrs. Barenborg shared some things they participated in. Mrs. Rosario's call dropped during this time.

XI. INFORMATION AGENDA

No information items

XII. SUPERINTENDENT'S CLOSING

Dr. Moxley thanked the Board Members for the productive day.

XIII. ADJOURNMENT – Chairman Zorc

Meeting adjourned at approximately 7:32 p.m.

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The District School Board of Indian River County hosted an Interlocal Government Workshop on July 30, 2019, at ~~12:00 p.m.~~ **9:00 a.m.**, in the Joe N. Idlette, Jr. Teacher Education Center located in the School District Office at the J.A. Thompson Administrative Center located at 6500 – 57th Street, Vero Beach, Florida 32967. District School Board Members attending were: Chairman Laura Zorc., and Board Members: Teri Barenborg (left at 10:35), Jaqueline Rosario, and Dr. Mara Schiff. Dr. Susan Moxley, Superintendent of Schools; and Suzanne D’Agresta, School Board Attorney, were also present. Vice Chairman Tiffany M. Justice was absent.

Interlocal Government Workshop Minutes

- I. The Workshop was called to order by Chairman Zorc at 9:00 a.m.
- II. PLEDGE OF ALLEGIANCE TO THE FLAG was led by Chairman Laura Zorc.

Chairman Zorc asked the invited attendees to introduce themselves. Everyone introduced themselves and what local government office they were affiliated with. Chairman Zorc passed around the handouts that were going to be reviewed.

III. PRESENTATIONS

Chairman Zorc recognized AON to start with their presentation. There was a PowerPoint that was used. The questions were held off until the end of the presentations. Chairman Zorc explained to the guests that the School District has a committee called HIATF – Health Insurance Advisory Taskforce. She then had the AON presenters finalize their presentation. The representatives from AON were: Luci-Ann S. Tafuri, Assistant Vice President; Jeff Jinks, Vice President-Health & Benefits; and Paul Boutin, Sr. Vice President.

Chairman Zorc went on to recognize CareHere for their presentation. The representatives from CareHere were: Lacie Gallaher-Marsh, Sr. Director of Operations; Patrick McElenry, Director of Business Development; and Dianna Baise, RN, Director of Clinical Services. They shared their PowerPoint presentation with the group.

Chairman Zorc then recognized Mr. Jason Brown, County Administrator for the IRC Board of County Commissioners; and Ms. Suzanne Boyll, IRC Director of Human Resources, to share the counties health insurance plan. Mr. Brown shared some information and turned the rest of their presentation over to Ms. Boyll.

Chairman Zorc called for a 10-minute recess at 10:35 a.m. The workshop reconvened at 10:57 a.m.

Chairman Zorc opened the floor up for questions and started with both Commissioner Joe Flescher and then Commissioner Tim Zorc. Each of their questions were answered. Ms.

Laura Turner and Colleen Boyer from the Indian River County Sheriff's Office asked a couple of questions, which were answered. Mr. Paul Carlisle, City Manager – City of Sebastian, asked about the International Rx Benefits.

Ms. Liz Cannon, IRCEA President and Member of the HIATF Committee, joined the table with a couple of questions. Chairman Zorc then recognized Mrs. Rosario and Dr. Schiff for their questions. After all of the questions were answered, Chairman Zorc thanked everyone for coming to the workshop.

The meeting was adjourned by Chairman Zorc at 12:44 p.m.

Chairman Zorc then invited everyone to have lunch in the Multi-Purpose Room, provided by the School Districts Food Service Department and then go to the CareHere facility for a tour. Mrs. D'Agresta, Ms. Colleen Boyer, Ms. Laura Turner, Commissioner Tim Zorc, Mr. Jason Brown, Mrs. Rosario, and Chairman Zorc came to the CareHere facility and took a tour of the main building along with the new lab building, located right next to the main facility.

The tour ended at 1:51 p.m.

The District School Board of Indian River County met on July 30, 2019, at 5:01 p.m. The Business Meeting was held in the Joe N. Idlette, Jr. Teacher Education Center located in the School District Office at the J.A. Thompson Administrative Center located at 6500 – 57th Street, Vero Beach, Florida 32967. District School Board Members attending were: Chairman Laura Zorc, Vice Chairman Tiffany M. Justice, and Board Members: Jacqueline Rosario and Dr. Mara Schiff. Dr. Susan Moxley, Superintendent of Schools; and Suzanne D’Agresta, School Board Attorney, were also present. Board Member Teri Barenborg was absent.

Public Hearing Tentative Budget/Millage Meeting Minutes

- I. Meeting was called to order by Chairman Zorc at 5:01 p.m.
- II. PLEDGE OF ALLEGIANCE TO THE FLAG by Chairman Zorc.
- III. ADOPTION OF ORDERS OF THE DAY
Chairman Zorc asked if there was anything any of the Board Members wished to move from Consent to Action. There was nothing. Mrs. Justice moved approval. Dr. Schiff seconded the motion and it carried unanimously, with a 4-0 vote.
- IV. CITIZEN INPUT
Claudia Wahl – Academic Performance Data
- V. CONSENT AGENDA
Chairman Zorc called for a Motion to accept the Consent Agenda. Mrs. Justice moved approval. Mrs. Rosario seconded the motion and it carried unanimously, with a 4-0 vote.
 - A. Approval of Personnel Recommendations – Dr. Moxley**
Attached is a list of personnel recommendations that includes personnel additions, terminations, and/or changes. Superintendent recommends approval.
- VI. ACTION AGENDA
 - A. Public Hearing for Adoption of Revised School Board Bylaw– Dr. Moxley**
On June 25, 2019, The Board moved approval to set a Public Hearing date to adopt a revised bylaw to be consistent with present practice. The policy change process was followed in accordance with Florida Statutes, under Florida Administrative Procedures Act, Chapter 12- Rulemaking; and Board Bylaw -131. The purposed bylaw is attached. Superintendent recommends approval.

Chairman Zorc recognized Dr. Moxley. Dr. Moxley read the information to the Board Members and the audience. Chairman Zorc asked Dr. Moxley if she had documented the public hearing properly in accordance with State Statutes. Dr. Moxley confirmed.

The Chairman then recessed the meeting to conduct the public hearing as advertised. She also asked Dr. Moxley, if there were any written responses to the advertised public hearing. She said there were none. Chairman Zorc invited the public to address any issues with this public hearing at this time. No one spoke. The Chairman then concluded the public hearing on the Adoption of the Revised School Board Bylaw and she reconvened the meeting. Chairman Zorc called for a Motion. Mrs. Justice moved approval. Dr. Schiff seconded the motion and it carried unanimously, with a 4-0 vote.

B. Tentative Budget Proposal – Mr. Fagan

Chairman Zorc recognized Dr. Moxley. Dr. Moxley explained this was to present the Tentative Budget for FY 2019/2020.

VII. Purpose of the Public Hearing

Chairman Zorc recognized Dr. Moxley. Dr. Moxley explained the Purpose of the Public Hearing and the process. She asked Mr. Fagan, Chief Financial Officer, to come to the Podium.

VIII. Discussion of Millage Rates

Dr. Moxley asked Mr. Fagan to come back to the podium to discuss the Millage Rates. Mr. Fagan provided the Board Members with a sheet showing some corrections to page 9 of 95 and page 17 of 107. He explained these were typos and had nothing to do with the advertisement. He explained what TRIM (Truth in Millage) represented and reviewed the Notice, along with other millage information.

IX. Public Hearing on Millage Rates

Chairman Zorc asked Dr. Moxley if she had documented the public hearing properly in accordance with State Statutes. Dr. Moxley confirmed. The Chairman then recessed the meeting to conduct the public hearing as advertised. She also asked Dr. Moxley, if there were any written responses to the advertised public hearing. Dr. Moxley said there were none. Chairman Zorc invited the public to address any issues with this public hearing at this time. No one spoke. The Chairman then concluded the public hearing on the Millage Rates and she reconvened the meeting.

X. Approval of Resolution #2020-03 for the Adoption of the Tentative Millage Rates as Advertised for 6.569 Mills, representing Required Local Effort, Basic Discretionary, Additional Voted Millage and Capital Outlay – Mr. Fagan

Chairman Zorc called for a MOTION to accept Resolution #2020-03. Mrs. Justice moved approval and Dr. Schiff seconded the motion. Chairman Zorc then called for a Roll Call vote by Mrs. Esplen.

Mrs. Rosario - Yay
Dr. Schiff - Yay
Mrs. Justice - Yay
Mrs. Zorc - Yay
Mrs. Barenborg - Absent

Mrs. Esplen advised Chairman Zorc that the motion passed unanimously, with a 4-0 vote.

XI. Discussion of Budget

Chairman Zorc recognized Dr. Moxley. Dr. Moxley asked Mr. Fagan to come back to the podium to review the Budget Information. He reviewed some items in the Budget.

XII. Public Hearing on Proposed Budget

Chairman Zorc asked Dr. Moxley if she had documented the public hearing properly in accordance with State Statutes. Dr. Moxley confirmed. he Chairman then recessed the meeting to conduct the public hearing as advertised. She also asked Dr. Moxley, if there were any written responses to the advertised public hearing. Dr. Moxley said there were none. Chairman Zorc invited the public to address any issues with this public hearing at this time. No one spoke. The Chairman then concluded the public hearing on the Proposed Tentative Budget and she reconvened the meeting.

XIII. Approval of Resolution #2020-04 for Adoption of Tentative Budget as Advertised and Presented at this Hearing, and to Establish a Final Public Hearing Date – Mr. Fagen

Chairman Zorc called for a MOTION to accept Resolution #2020-04. Mrs. Rosario moved approval and Mrs. Justice seconded the motion. Chairman Zorc then called for a Roll Call vote by Mrs. Esplen.

Mrs. Rosario - Yay
Dr. Schiff - Yay
Mrs. Justice - Yay
Mrs. Zorc - Yay
Mrs. Barenborg - Absent

Mrs. Esplen advised Chairman Zorc that the motion passed unanimously, with a 4-0 vote.

XIV. Closing Comments

(Next Steps in Adoption of Budget and Millage Levy).

Chairman recognized Dr. Moxley. Dr. Moxley shared that staff would notify the Property Appraiser of the tentative millage rates and tentative adopted budget. Dr. Moxley also said that the District will operate within the Tentative Budget until the Final Hearing on Tuesday, September 10, 2019.

ADD-ON

XV. Discussion:

Superintendent Search – Chairman Zorc

Chairman Zorc brought up the request of Mrs. Barenborg wanting to discuss the Characteristics of the Superintendent. Through the Boards discussion, it was consensus to wait until they interview and meet with the two recruiting firms. Due to the time sensitivity, Chairman Zorc asked each Board Member to come to the August 6th meeting with three to five questions to ask each firm.

XVI. ADJOURNMENT – Chairman Zorc

Meeting adjourned at approximately 6:19 p.m.

CONSENT AGENDA 8/13/19

Personnel Recommendations

1. Instructional Leaves

Gamez, Aleida – Fellsmere Elementary, 8/12/19 – 10/8/19

Losey, Tracy – Pelican Island Elementary, 8/9/19 – 8/19/19

Siguig, Samantha – Rosewood Magnet, 9/3/19 – 10/18/19

Romance, Laurie – Treasure Coast Elementary, 8/5/19 – 5/29/20

Seaman, David – VBHS, 8/5/19 – 8/16/19

Stonom, Lea – Osceola Magnet, 8/5/19 – 5/29/20

Wood, Holly – VBHS, 8/5/19 – 10/1/19

2. Instructional Transfers

Lukomski, Joy – from Treasure Coast Elementary, Speech Pathologist (1.0) to Treasure Coast Elementary, Speech Pathologist (.8) 7/29/19

Rhue, Julie – from Osceola Magnet, 5th Grade Teacher to Citrus Elementary, Resource Teacher (Science Coach) 8/5/19

3. Instructional Separations

Cappelen, Lorraine – Glendale Elementary, exiting DROP 8/31/19

Kunz, McKenna – Indian River Academy, resignation 5/29/19

Masterson, Wesley – Oslo Middle, resignation 5/29/19

Matz, Eric – VBHS, resignation 8/6/19

Schulster, Steven – Oslo Middle, resignation 7/26/19

Vaughn, Susanne – SRHS, resignation 5/29/19

Vito-Hil, Joyce – Sebastian Elementary, entering DROP 12/1/19

Westlake, Wendy – Indian River Academy, entering DROP 8/1/19

4. Instructional Employment

Arbuckle, Natalie – Fellsmere Elementary, Intermediate Teacher 8/5/19

Higgins, Rachel – ESE, Speech and Language Pathologist 8/9/19

Ohs, Holly – VBHS, Guidance Counselor 8/7/19

Wagner, Dawn – Liberty Magnet, Intermediate Teacher 8/5/19

5. Support Staff Leaves

Ostrowski, Mary – Sebastian Elementary, 8/12/19 – 10/6/19

6. Support Staff Transfers

Bennett-Campbell, Dawn – from TCTC, Career and Technical Education Advisor to VBHS, Guidance Counselor 8/21/19

7. Support Staff Separations

Alfaro, Elizabeth – Food and Nutrition Services, resignation 8/20/19

Barlatier, Filbert – Transportation, resignation 5/24/19

Barrett, Liliana – Gifford Middle, resignation 5/24/19

Durni, David – Beachland Elementary, resignation 8/16/19

Goodwin, Debra – Food and Nutrition Services, resignation 5/3/19
Howell, Kristen – VBHS, resignation 8/21/19
Monroe, Veronsie – VBHS, retirement 1/15/20
Rachko, Gloria – VBHS, retirement 7/31/19
Remy, Alejandro – Wabasso, resignation 5/29/19
Stinson, Autraya – Transportation, resignation 7/30/19
Stutzman, Audrey – Food and Nutrition Services, resignation 5/24/19
Vaughn, Heidi – Food and Nutrition Services, resignation 5/24/19
Vazquez, Maria Elena – SRHS, entering DROP 9/1/19

8. Support Staff Employment

Anthony, Kathy – Alternative Center for Education, ESE Teacher Assistant
8/12/19
Buckner, Christopher – Alternative Center for Education, ESE Teacher Assistant
8/12/19
King, Shakita – Vero Beach Elementary, Secretary I 8/12/19
**Leaderstorf, Nadine – Food and Nutrition Services, Food Service Assistant
(4 hour) 8/12/19**
McGill, Laura – ESE, Behavior Intervention Specialist 8/1/19
Merino, Maximo – Purchasing, Printer-Press Operator 8/14/19
Rivera, Adalinda – Sebastian Elementary, Custodian 8/12/19
Valdera, Nancy – Food and Nutrition Services, Food Service Assistant (4 hour)
8/12/19
**White, Jamie – Beachland Elementary, Food Service Assistant (4 hour)
8/12/19**

9. Administrative Employment

Decker, Roxanne – Vero Beach Elementary, Assistant Principal 8/14/19
Duchemin, Dawn – Storm Grove Middle, Assistant Principal 8/14/19
**Jacobs, Christina – Curriculum and Instruction, Coordinator of Student
Services 8/14/19**
**Osypan, Benjamin – Human Resources, Assistant Superintendent of
Human Resources and School Administration, pending clearance**
**Pappalardo, Matina – ESE, Coordinator of Exceptional Student Education,
pending clearance**

10. Approval of Placement in Instructional Substitute Pool

Barrie, Woodrow – Human Resources, Substitute Teacher 8/12/19
Campagna, Cari – Human Resources, Substitute Teacher 8/12/19
Cruickshank, Kimberly – Human Resources, Substitute Teacher 8/12/19
Erpenbeck, Sarah – Human Resources, Substitute Teacher 8/12/19

11. Approval of Placement in Support Staff Substitute Pool

Carradi, Ronald – Transportation, Substitute Bus Driver 8/6/19
Cruickshank, Kimberly – Human Resources, Substitute Teacher Assistant
8/12/19

Cushman, Kathryn – Human Resources, Substitute Teacher Assistant 8/12/19

Hagney, Robert – Transportation, Substitute Bus Driver 8/5/19

Helms, Cathy – Food and Nutrition Services, Substitute Food Service Assistant
8/6/19

Meritil, Willard – Transportation, Substitute Bus Driver 8/5/19

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COLLABORATIVE AGREEMENT
THE SCHOOL BOARD OF INDIAN RIVER COUNTY
AND
ECONOMIC OPPORTUNITY COUNCIL OF INDIAN RIVER AND OKEECHOBEE COUNTIES HEAD START

The School Board of Indian River County, hereinafter referred to as the "Board" and the Economic Opportunity Council of Indian River and Okeechobee Counties Head Start, hereinafter referred to as "EOC-IROCHS", this 13th day of August, 2019, enter into this collaborative agreement to provide services to children with disabilities, ages three through five, enrolled in Centers located in Indian River County.

WHEREAS, under the Part B, of the Individuals with Disabilities Education Act (P.L. 102-119, Amendment 105-17), schools are responsible for providing appropriate assessments for Exceptional Student Education eligibility, for children three to five years of age, who are suspected of having qualifying disabilities, and determining their eligibility for special programs; and

WHEREAS, under the Equal Opportunity Act of 1965 (P.L. 92-424), Head Start programs were mandated to set aside 10% of their enrollment for children with disabilities and EOC-IROCHS actively recruits, enrolls and serves children with disabilities; and

WHEREAS, the BOARD and EOC-IROCHS both desire to establish and implement educational programs for children with disabilities ages three to five; and

WHEREAS, both parties wish to comply with all established laws, rules and regulations for such Exceptional Student Education programs;

NOW THEREFORE, in consideration of mutual covenants herein contained, the parties agree as follows:

1. The BOARD agrees to:
 - a. Ensure that students served in the EOC-IROCHS student education program are properly referred by EOC-IROCHS staff for evaluation, eligibility and recommendation for placement by BOARD'S Procedures of the Exceptional Student Education Department.
 - 1.) Provide training and advice on appropriate screening instruments or assist with appropriate screenings.
 - 2.) Schedule multi-disciplinary meetings as needed with the EOC-IROCHS Coordinator for students who may be considered for assessment, targeted interventions or referred for outside agency assistance after a review of data collected by EOC-IROCHS staff.
 - 3.) Provide certified/licensed psychologists and other specialists to evaluate those children suspected of having disabilities, within a reasonable amount of time based on receipt of referral and parent consent to release information to the BOARD, receipt of pertinent student information, and amount of referrals presently being considered. If a comprehensive multi-disciplinary evaluation cannot be scheduled in an established time frame, EOC-IROCHS will be notified no later than thirty (30) working days after referral so that alternative arrangements can be made for the evaluation.
 - 4.) Provide for the use of valid tests and evaluation materials, administered and interpreted by trained personnel, in agreement with established standards.
 - 5.) For children, not proficient in the English language, the BOARD will make every effort to assure the use of an interpreter in the child's home language or other evaluation materials that are appropriate for non- English speakers.

- 6.) Notification of staffing will be sent to EOC-IROCHS staff/parents and appropriate BOARD personnel approximately ten (10) days prior to the staffing date.
 - b. Provide Multi-Disciplinary Staffing Committee, consisting of a minimum of three (3) professional personnel, including appropriate EOC-IROCHS staff, to review: screeners; intervention data; anecdotal teacher information; evaluation results; and determine eligibility/ineligibility of those children for special programs. If eligibility is established, an Individual Education Plan or Individual Family Services Plan will be developed by the Committee for implementation. Appropriate documentation will be provided to Head Start.
 - c. Ensure parental involvement in the development and implementation of individualized educational plans (IEP) and family support plans.
 - d. Provide resources to parents related to the implementation of the Individuals with Disabilities Education Act (IDEA) as it relates to prekindergarten children with disabilities at their schools.
 - e. Provide EOC-IROCHS personnel with reports every nine (9) weeks on each child being given direct service.
 - f. Provide in-service training to EOC-IROCHS staff and parents in the areas of appropriate identification, IEP/IFSP compliance, and program information/implementation, and mainstreaming activities.
 - g. Provide technical assistance and materials to EOC-IROCHS staff, on request in the areas of appropriate identification, IEP/IFSP compliance, and program information/implementation and inclusion activities.
 - h. Provide EOC-IROCHS with consultative services related to Exceptional Student Education programs.
 - i. Invite EOC-IROCHS to participate in the Multi-Disciplinary team transition meeting, when appropriate. Provide assistance in ensuring the timely and appropriate transition of children in the EOC-IROCHS program to a BOARD operated school program, when applicable.
 - j. Include children who are eligible for Exceptional Student Education in the appropriate counts and afford them all their rights.
 - k. Arrange and make provisions for transportation, in accordance with established procedures for children who receive full time Exceptional Student Education services in Indian River County.
2. The EOC-IROCHS agree to:
- a. Provide adequate and necessary materials and supplies for the children in the program.
 - b. Provide an appropriate classroom facility and educational environment to include a locking file cabinet and storage area.
 - c. Complete health screening on all children, within 45 days of child's enrollment in the EOC-IROCHS program, as required in the Head Start Performance Standards.
 - d. Engage qualified mental health consultants to observe children in a classroom setting as part of the health screening process.

- e. Conduct developmental screening on all children to include gross motor, fine motor, speech, expressive language, receptive language, social/emotional, self-help and cognitive areas, within 45 days of child's enrollment.
- f. Provide appropriate Immunization and medical records (including a copy of the birth certificate and social security/Medicaid numbers), for children who have been referred for evaluation, provide developmental screening information.
- g. Provide BOARD with appropriate personnel including interpreters, to create an effective Evaluation and Multi-Disciplinary Staffing Committee.
- h. Provide appropriate training of EOC-IROCHS staff and parents in regards to various disabilities.
- i. Make referrals to the BOARD of any child suspected of having disabilities within fifteen (15) days.
- j. Participate in Child Find activities to assist in recruiting children with disabilities.
- k. Assist programs in reporting the number of children receiving services under an individual educational plan to the local education agency for the Full Time Equivalency (FTE) child count and other data as requested by the Department of Education.
- l. Provide BOARD with copies of staff credentials.
- m. Indemnification and Harmless. Each party shall indemnify and hold harmless the other from and against any losses, claims, damages, injuries, liability, and expenses (including attorneys' fees), arising out of the negligence of its respective members, employees, agents, and officers. Nothing contained herein shall be deemed a waiver of the School Board's sovereign immunity as set forth in section 768.28, Florida Statutes.

During the term of this Agreement, EOC-IROCHS shall maintain the following insurance coverage in accordance with the requirements hereinafter stated: a minimal of Commercial general liability coverage with limits of at least \$1,000,000.00 per occurrence; \$2,000,000.00 aggregate. Professional liability or errors and omissions insurance with coverage of at least \$100,000.00 per occurrence; \$300,000.00 aggregate including coverage for corporal punishment and sexual misconduct. The insurance shall be issued by insurers licensed and authorized to issue policies of insurance in Florida, and each policy required shall be issued by a carrier with preferably a BEST rating of A+ or better. THE SCHOOL BOARD OF INDIAN RIVER COUNTY shall be named as an additional insured on each policy and the Contractor shall provide certificates of insurance for each policy showing the SCHOOL BOARD as an additional insured, before beginning services under this contract providing 30 day advance notice of cancellation or nonrenewal endorsement.

- 3. Both parties agree:
 - a. Provide Exceptional Student Education and related services in the least restrictive environment as required by the child's needs.
 - b. To comply with Federal, State and local policies of nondiscrimination against any child on the basis of race, creed, national origin, tribal affiliation, religion, sex or disability.
 - c. To comply with all federal, state, and district laws, rules and regulations.
 - d. In the event that any part, term or provision of this agreement is by a court of competent jurisdiction found to be illegal, unenforceable, or in direct conflict with federal, state or local laws,

the validity of the remaining portions and provisions shall not be affected, and the rights and obligations of the party shall be construed and enforced as if this agreement did not contain a particular part, term or provision held to be so invalid.

- e. This agreement may be amended or modified only in writing and executed by both parties. This agreement may be terminated by either party. If either party terminates for convenience herein, it shall not be liable for breach of contract, lost profits, or other such damages whether consequential or inconsequential.
- f. To review and/or update collaboration agreement annually.
- g. Provide parents with information on their rights according to Individuals with Disabilities Act (IDEA).
- h. Keep all information given and received as confidential as required by state and federal law.
- i. Disputes shall be resolved through mediation or in accordance with conflict resolution procedures. If a dispute is not resolved pursuant to mutually agreed conflict resolution, then either party may terminate this agreement with or without cause by giving the other party thirty days written notice of termination.

IN WITNESS WHEREOF, this agreement has been executed effective on the date and year first above written and shall cover the EOC-IROCHS school year schedule commencing 2019-2020 school year.

The School Board of Indian River County, Florida

BY: _____
Laura Zorc, Chairman

ATTEST:

BY: _____
Susan Moxley, Ed.D., Superintendent

Date Approved: _____

Economic Opportunity Council of Indian River and Okeechobee Counties Head Start

Wendell Sanders
WITNESS

BY: Angela Davis Green
EXECUTIVE DIRECTOR

[Signature]
WITNESS

7/3/19
DATE

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**MEMORANDUM OF
AGREEMENT BETWEEN
THE ENVIRONMENTAL LEARNING CENTER
AND
THE SCHOOL BOARD OF INDIAN RIVER COUNTY**

Agreement made and entered in Indian River County, Florida this **27th day of August, 2019** by and between the School Board of Indian River hereinafter referred to as the School Board and the Environmental Learning Center, Inc., hereinafter referred to as the ELC.

PURPOSE

The purpose of this agreement is to provide the third and fourth grade students of the School Board an environmental education program and to provide limited access of the ELC facility (as identified in this agreement) to the School Board for educational activities to be provided.

NOW, THEREFORE, in consideration of the mutual promises, covenants and conditions stated, it is understood and agreed, as follows:

1. This contract for Professional Services is effective **August 27, 2019 through August 26, 2020.**
2. The ELC shall provide STEM-oriented environmental education program for third-grade called NEW-Splash that is in line with fourth-grade Florida Sunshine Standards and Next Generation Science Standards.
3. The ELC shall provide STEM-oriented environmental education program for fourth-grade called NEW-Lagoon Days that is in line with fourth-grade Florida Sunshine Standards and Next Generation Science Standards.
4. The ELC shall ensure that both grade level curricula are standards based.
5. The ELC shall provide a teacher orientation for third and fourth grade teachers prior to the start of the environmental education program for each grade level.
6. The ELC will be responsible for recording the contact with students of the School Board. A statement of the services rendered by the ELC shall be submitted to the School Board at the conclusion of each program

7. This agreement shall be construed for all purposes under the laws of the State of Florida and may not be changed, modified, altered or amended, except by an instrument in writing signed by the parties to this Agreement. If any provision of this Agreement is declared: void, such provision shall be deemed severed so that all remaining terms and provision of the Agreement shall otherwise remain in full force and effect.

8. The School Board authorizes the ELC to perform services on a yearly basis. The School Board will exercise control over the curriculum provided by the ELC to ensure the quality and appropriateness of services provided by the ELC to the School District.

9. **INSURANCE**

During the term of this Agreement, the ELC shall maintain a minimum of \$1,000,000 liability insurance coverage. As evidence of such coverage, the ELC shall furnish the School Board with a Certificate of Insurance naming the School Board as additional insured prior to commencing services under this Agreement and annually, thereafter. ELC shall fully indemnify the School Board for any claim and their liability shall not be limited by the amount of insurance coverage.

10. **COMPENSATION**

In payment for the aforementioned services rendered by ELC, it shall be the obligation of the School District to pay **\$420.00 for each 3rd grade class that attends and \$470.00 for each 4th grade class**. The invoice submitted by the ELC at the end of each program period will be based on the total number of participating classes and billed at the rate stated above.

11. **ADDITIONAL NOTES**

On the days that the weather is not appropriate, or the water quality does not meet health standards, ELC has the authority to cancel and reschedule the classes accordingly or provide indoor activities.

12. **REGULATIONS AND ORDINANCES**

The ELC shall comply with all applicable Federal and State civil rights and anti-discrimination laws and regulations, including but not limited to Title VI and Title VII, Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1973, as amended, (Nondiscrimination against the Handicapped), and Americans with Disabilities Act. It is expressly understood that upon receipt of substantial evidence of such discrimination, the School Board shall have the right to terminate this contract for breach.

- (a) In the event any of the provisions of this contract are violated by the contractor, the Superintendent or his designee shall give written notice to the contractor stating the deficiencies and, unless the deficiencies are corrected within ten (10) days, recommendation will be made to the School Board for immediate cancellation. Upon cancellation thereunder, the School Board of Indian River County, Florida, may pursue any and all legal remedies as provided herein and by law. The School Board reserves the right to terminate this contract at any time and for any reason, upon giving thirty (30) days' prior written notice to the other party.

If said contract should be terminated for convenience as provided herein, the School Board shall be relieved of all obligations under said contract. The School Board shall only be required to pay to the contractor that amount of the contract actually performed to the date of termination.

- (b) The ELC shall not assign the responsibility for performance under this contract to another party without prior written approval of the district. The provider shall not enter into subcontracts for any of the work contemplated under this contract without obtaining prior written approval of the district. All subcontracts shall be subject to all provisions of this contract and to any conditions of approval deemed necessary by the district. The ELC will be responsible for all performance of any subcontractor.

13. CONFIDENTIALITY OF STUDENT RECORDS

For the purposes of performing the above scope of services only, the ELC is hereby designated a school official for the purposes of receiving limited confidential student information and the ELC shall remain under the direct control of the School Board with respect to the use and maintenance of the confidential student information. The ELC acknowledges and agrees that it will not disclose the confidential student information to any other person or entity, and will only use the confidential student information for the purpose listed in paragraphs 2 and 3 above and for no other purpose. Upon the completion of the services, the ELC shall return to School Board all original and any copies of the confidential student information, and shall not retain any confidential student information. As the ELC will be receiving student information that is otherwise confidential, the ELC shall fully comply with the requirements of §1002.22 and §1002.221, Florida Statutes, and any other law or regulation, either federal or State of Florida, regarding confidentiality of student information and records. Further, the ELC for itself, and its officers, employees, agents, representatives, contractors, and subcontractors, shall fully indemnify and hold the School Board and its officers and employees harmless for any violation of this provision, including, but not limited to defending the School Board and its officers and employees against any complaint, administrative or judicial proceeding, payment of any penalty imposed upon the

School Board, or payment of any and all costs, damages, judgments, or losses incurred by or imposed upon the School Board arising out of the breach of this provision by the ELC, or its officers, employees, agents, representatives, contractors, and subcontractors, to the extent that the ELC shall either intentionally or negligently violate this provision, or § 1002.22 or § 1002.221, Florida Statutes. This provision shall survive the termination of or completion of all obligations under this Agreement and shall be fully binding upon the ELC until such time as any proceeding which may be brought on account of this provision is barred by any applicable statute of limitations.

14. INDEMNIFICATION/HOLD HARMLESS AGREEMENT

The ELC shall, in addition to any other obligation to indemnify the School Board of Indian River County, Florida, protect, defend, indemnify and hold harmless the School Board, its agents, officers, elected officials and employees from and against all claims, actions, liabilities, losses (including economic losses), costs arising out of any actual or alleged bodily injury, sickness, disease or death, or injury to or destruction of tangible property including the loss of use resulting therefrom, or any other damage or loss arising out of, or claimed to have resulted in whole or part from any actual or alleged act or omission of the ELC, subcontractor, anyone directly or indirectly employed by any of them, of anyone for whose acts any of them may be liable in the performance of the work, or violation of law, statute, ordinance, governmental administration order, rule or regulation by the ELC in the performance of the work; or liens, claims or actions made by the ELC or any subcontractor or other party performing the work. The indemnification obligations hereunder shall not be limited to any limitation on the amount, type of damages, compensation or benefits payable by or for the ELC or any subcontractor under workers' compensation acts, disability benefit acts, other employee benefit acts or any statutory bar. This provision shall survive the termination of or completion of all obligations under this Agreement.

15. NO WAIVER

Nothing herein is intended to serve as a waiver of sovereign immunity by the School Board.

16. DEBARMENT

By signing this Agreement, the ELC certifies, to the best of its knowledge and belief, that it and its principals:

- a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by a federal department or agency.
- b. Have not, within the preceding five-year period, been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under public transaction; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements or receiving stolen property.
- c. Are not presently indicted or otherwise criminally charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in the preceding paragraph (b).
- d. Have not within the preceding five-year period had one or more public transactions (federal, state or local) terminated for cause or default.
- e. Have not been debarred by the School Board pursuant to School Board policy 6320.

The ELC agrees to notify School Board within 30 days after the occurrence of any of the events, actions, debarments, proposals, declarations, exclusions, convictions, judgments, indictments, information, or terminations as described in subparagraphs (a) -(e) above, with respect to the ELC or its principals.

- f. The School Board is not obligated and does not agree to pay any federal, state, or local tax as a result of this agreement. The only exemption regarding payment of taxes shall be for situations that involve re-sale of product to the public for the purpose of fund-raising.

17. EQUAL EMPLOYMENT OPPORTUNITY

The parties shall not discriminate against any employee or participant in the performance of the duties, responsibilities, and obligations under this Agreement because of race, color, religion, gender, age, marital status, disability, political or religious beliefs, or national or ethnic origin.

18. **ACCESS TO RECORDS/FLORIDA'S PUBLIC RECORDS LAWS**

This Agreement shall be subject to Florida's Public Records Laws, Chapter 119 Florida Statutes. ELC understands the broad nature of these laws and agrees to comply with Florida's Public Records Laws and laws relating to records retention . ELC shall keep records to show its compliance with program requirements. ELC and its subcontractors must make available, upon request of the School Board, the United States Department of Education, the Comptroller General of the United States, the Florida Department of Education, or any of their duly authorized representatives , any books, documents, papers, and records of ELC which are directly pertinent to this specific Agreement for the purpose of making audit, examination, excerpting, and transcribing. ELC shall retain all records for five (5) years after final payment is made or received and all pending matters are completed pursuant to Title 34, Sections 80.36(b)(1). Exempt or confidential information should not be disclosed unless authorized by law. ELC shall destroy any duplicate records which are exempt from public records disclosure as set forth in Chapter 119. Upon termination of this agreement all public records in possession of ELC must be transferred to School Board at no cost. If records are stored electronically, the records must be provided in a compatible format to School Board's operating system.

19. **BACKGROUND SCREENING REQUIREMENTS**

In accordance with the requirements of §1012.465, §1012.32 and §1012.467, Florida Statutes, and School Board Policies as amended from time to time, the ELC agrees that, if the ELC receives remuneration for services, the ELC and all of its employees who provide or may provide services under this Contract will complete criminal history checks, and all background screening requirements, including level 2 screening requirements as outlined in the above-referenced statutes and School Board Policies prior to providing services to The School Board of Indian River County. This policy exempts non-instructional contractors **who are under the direct supervision of a school district employee or contractor who has had a criminal history check and otherwise meets the criminal background screening requirements.** For purposes of this paragraph, the term “direct supervision” means that a school district employee or contractor is physically present with a non-instructional contractor when the contractor has access to a student and the access remains in the school district employee’s or the contractor’s direct line of sight. Additionally, the ELC agrees that each of its employees, representatives, agents, subcontractors, or suppliers who are permitted access on school grounds when students are present, who has direct contact with students or who has access to or control of school funds must meet level 2 screening requirements as described in the above-referenced statutes and School Board Policies. A non-instructional contractor who is exempt from the screening requirements set forth in §1012.465, §1012.468 or §1012.467, Florida Statutes, is subject to a search of his or her name or other identifying information against the registration information regarding sexual predators and sexual offenders

maintained by the Department of Law Enforcement under §943.043 and the national sex offender public registry maintained by the United States Department of Justice. Further, upon obtaining clearance by School Board, the School Board will issue a photo identification badge, which shall be worn by the individual at all times in plain sight while on School Board property when students are present. The ELC agrees to bear any and all costs associated with acquiring the required background screening -- including any costs associated with fingerprinting and obtaining the required photo identification badge. The ELC agrees to require all its affected employees to sign a statement, as a condition of employment with the ELC in relation to performance under this Agreement, agreeing that the employee will abide by the heretofore described background screening requirements, and also agreeing that the employee will notify the ELC /Employer of any arrest(s) or conviction (s) of any offense enumerated in School Board Policy 8475 within 48 hours of its occurrence. The ELC agrees to provide the School Board with a list of all its employees who have completed background screening as required by the above-referenced statutes and who meet the statutory requirements contained therein. The ELC agrees that it has an ongoing duty to maintain and update these lists as new employees are hired and in the event that any previously screened employee fails to meet the statutory standards. The ELC further agrees to notify the School Board immediately upon becoming aware that one of its employees who was previously certified as completing the background check and meeting the statutory standards is subsequently arrested or convicted of any disqualifying offense. Failure by the ELC to notify the School Board of such arrest or conviction within 48 hours of being put on notice and within five (5) business days of the occurrence of qualifying arrest or conviction, shall constitute grounds for immediate termination of this Agreement. The parties further agree that failure by the ELC to perform any of the duties described in this section shall constitute a material breach of the Agreement entitling the School Board to terminate this Agreement immediately with no further responsibility to make payment or perform any other duties under this Agreement.

20. WRITTEN NOTICE DELIVERY

Any notice required or permitted to be given under this agreement by one party to the other party shall be in writing and shall be given and deemed to have been given immediately if delivered in person to the recipient's address set forth in this section or on the date shown on the certificate of receipt in placed in the United States mail, postage prepaid, by registered or certified mail with return receipt requested, addressed to the receiving party at the address hereinafter specified.

Contractor Vendor Address: The address for the Contractor Vendor for all purposes under this agreement and for all notices hereunder shall be:

Contractor/Vender: **Environmental Learning Center**
Contact's Name/Title 255 Live Oak Drive, Vero Beach, FL 32963
Address:

School Board's Address: The address for the School Board of Indian River County for all purposes under this agreement and for all notices hereunder shall be:

School Board of Indian River County
Attn: Superintendent Dr. Susan Moxley
6500 57th Street
Vero Beach, FL 32967

In Witness Whereof, the parties have set their hands and seal effective the day and year first written above.

School Board of Indian River County

ATTEST:

Laura Zorc, Chairwoman

Dr. Susan Moxley, Superintendent

Date:

Date:

Environmental Learning Center, Inc.

Barbara Schlitt Ford, Executive Director

Date: _____



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
7/16/2019

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Vero Insurance Inc, a Marsh & McLennan Agency LLC Company 3339 Cardinal Dr Vero Beach FL 32963	CONTACT NAME: Marie Daniels PHONE (A/C, No, Ext): 722-321-2022 E-MAIL ADDRESS: Marie@veroinsurance.com	FAX (A/C, No):
	INSURER(S) AFFORDING COVERAGE	
INSURED ENVIRLEARN Environmental Learning Center c/o Barb Ford 255 Live Oak Drive Vero Beach FL 32963	INSURER A: National Casualty Company NAIC # 11991	
	INSURER B: United States Liability Insurance Co 25895	
	INSURER C: Philadelphia Indemnity Insurance Co. 18058	
	INSURER D:	
	INSURER E:	
INSURER F:		

COVERAGES **CERTIFICATE NUMBER: 47972815** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			KKO0000022928700	3/15/2019	3/15/2020	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 300,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 Crime \$ 200,000
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY			KKO0000022928800	3/15/2019	3/15/2020	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$			XKO0000022929000	3/15/2019	3/15/2020	EACH OCCURRENCE \$ 4,000,000 AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A				PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
A B C	Abuse Directors & Officers Accident			KKO0000022928700 NPP1587592 PHPA034868	3/15/2019 3/15/2019 3/15/2019	3/15/2020 3/15/2020 3/15/2020	Abuse PP/Agg D&O Limit Accident \$1ML/\$2ML 2,000,000 100,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Certificate Holder is listed as additional insured with respects to General Liability.



CERTIFICATE HOLDER **CANCELLATION**

School District of Indian River County 6500 57th Street Vero Beach FL 32967 USA	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
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**Surplus Property Records ACT/RCY
Auction/Recycle Items - Revenue Generating**

Barcode	Description	Original Value	Current Depreciation	Current Value	Capitalized Code	Serial #	Manufacturer	Acquisition Date	Room
00055267	FOOD WARMING CABINET FWE SERVER	\$ 1,197.97	\$ 1,197.97	\$ -		6410 83-15544	V085378	5/13/1983	RCY4
00067793	PROJECTOR,VIDEO TAPE LCD SHARP PROJ VIDEO	\$ 2,729.00	\$ 2,729.00	\$ -		6410 617586	V011846	12/15/1994	RCY4
00067796	PROJECTOR,VIDEO TAPE LCD SHARP PROJ VIDEO	\$ 2,729.00	\$ 2,729.00	\$ -		6410 61733D	V011846	12/15/1994	RCY4
00068301	JACK TRANSMISSION JACK	\$ 1,184.23	\$ 1,184.24	\$ (0.01)		6410 N714T15878	V080170	1/15/1995	RCY4
00071757	OVEN BLODGETT ELECTRIC OVEN/TOP	\$ 2,656.50	\$ 2,656.50	\$ -		6410 030598ZA084T	V083528	4/23/1998	RCY4
00072867	COUNTER DELFIELD REFRIG.COUNTER	\$ 2,834.00	\$ 2,834.00	\$ -		6410 C87383002M	V017925	7/9/1999	RCY4
00073170	COUNTER BUS THEME CASHIER STAND	\$ 1,400.00	\$ 1,400.00	\$ -		6410 93093202M	V017925	10/13/1999	RCY4
00073171	COUNTER BUS THEME ALL PURPOSE COUNTER	\$ 2,473.00	\$ 2,473.00	\$ -		6410 93093201M	V017925	10/13/1999	RCY4
00075865	SHELLEYGLASS (CAFETERIA) CASHIER STAND	\$ 1,482.00	\$ 1,482.00	\$ -		6410 99319001M	V083445	2/2/2001	RCY4
00075866	SHELLEYGLASS (CAFETERIA) CASHIER STAND	\$ 1,482.00	\$ 1,482.00	\$ -		6410 99319008M	V083445	2/2/2001	RCY4
00075867	SHELLEYGLASS (CAFETERIA) COLD SERVING UNIT W/DROP IN FREEZER	\$ 2,195.00	\$ 2,195.00	\$ -		6410 99319007M	V083445	2/2/2001	RCY4
00075868	SHELLEYGLAS (CAFETERIA) COLD SERVING UNIT	\$ 2,195.00	\$ 2,195.00	\$ -		6410 99319002M	V083445	2/2/2001	RCY4
00075870	SHELLEYGLASS (CAFETERIA) COLD PAN COUNTER (W/REFRIG.BASE)	\$ 5,670.00	\$ 5,670.00	\$ -		6410 99319003M	V083445	2/2/2001	RCY4
00075871	SHELLYGLAS HEATED---(CAFETERIA) SERVING COUNTER---W/6" SNEEZE GUARD	\$ 6,175.00	\$ 6,175.00	\$ -		6410 99319004M	V083445	2/2/2001	RCY4
00075872	SHELLYGLAS HEATED---(CAFETERIA) SERVING COUNTER---W/6" SNEEZE GUARD	\$ 6,175.00	\$ 6,175.00	\$ -		6410 99319005M	V083445	2/2/2001	RCY4
00078503	DATAMATION PC (36 MODULE) SECURITY CART -	\$ 1,775.00	\$ 1,775.00	\$ -		6430 N/A	V086738	8/19/2002	RCY4
00078538	BENQ PROJECTOR (DIGITAL) 1800 LUMENS - W/CASE (3 YR.WARRANTY)	\$ 3,300.00	\$ 3,300.00	\$ -		6430 99J2777B012250003E	V083624	9/23/2002	RCY4
00078541	BENQ PROJECTOR (DIGITAL) 1800 LUMENS - W/CASE (3 YR.WARRANTY)	\$ 3,300.00	\$ 3,300.00	\$ -		6430 99J2777B012300001E	V083624	9/23/2002	RCY4
00078542	BENQ PROJECTOR (DIGITAL) 1800 LUMENS - W/CASE (3 YR.WARRANTY)	\$ 3,300.00	\$ 3,300.00	\$ -		6430 99J2777B012300001E	V083624	9/23/2002	RCY4
00078545	VIDEONICS MXPRO -- TV STUDIO VIDEO SWITCHER - (DIGITAL)	\$ 1,475.00	\$ 1,475.00	\$ -		6410 210588	V083023	8/30/2002	RCY4
00079601	SONY 36" VEGA FD TRINITRON	\$ 1,028.00	\$ 1,028.00	\$ -		6410 9031724	V070978	4/30/2003	RCY4
00080613	LCD PROJECTOR 2200 LUMENS XG BENQ 5 LBS JONES/TECH	\$ 2,025.00	\$ 2,025.00	\$ -		6430 99J7677B663440006E	V004110	12/8/2003	RCY4
00080614	LCD PROJECTOR 2200 LUMENS XG 5 LBS JONES/TECH	\$ 2,025.00	\$ 2,025.00	\$ -		6430 99J7677B663440008C	V004110	12/8/2003	RCY4
00081163	SMART BOARD 580 72" DIAGONAL FS 540 FLOOR STAND	\$ 1,748.00	\$ 1,748.00	\$ -		6430 SB580-112056	V087807	4/30/2004	RCY4
00081646	PRO IMAGE EXCEL 3000 FUJI FILM POSTER PRINTER 3000 WIDE	\$ 4,225.00	\$ 4,225.00	\$ -		6410 91203014	V004110	12/14/2004	RCY4
00081920	MILK COOLER DBL DROP FRONT	\$ 3,738.60	\$ 3,738.60	\$ -		6410 0309036000527M	V017925	12/2/2004	RCY4
00082377	ULTP2000 AUDIO ENHANCEMENT SPEAKER- SYSTEM FOR TEAM TEACHING ON WALLMOUNT	\$ 1,620.00	\$ 1,620.00	\$ -		6410 10971-246	V089332	8/31/2005	RCY4
00082384	LATITUDE D610,PENTIUM M770 (2.13GHZ) SXGA ATI MOBILITY RADEON X300 (PENAGOS	\$ 2,132.00	\$ 2,132.00	\$ -		6410 98S2L81	V086738	10/25/2005	RCY4
00082712	ESQ TABLET PC W/MOTION FLEX DOC WIRELESS KEY BOARD A/C POWER PACK	\$ 3,472.00	\$ 3,472.00	\$ -		6410 00152098-M1600	V088414	5/8/2006	RCY4
00082729	KYOCERA 5030N COLOR LASER PRINTER	\$ 1,695.00	\$ 1,695.00	\$ -		6410 APE5501837	V021400	1/31/2006	RCY4
00083034	SHELLEY WELLHOT FOOD COUNTER COLOR- SUNFLOWER YELLOW 36"HIGH	\$ 7,235.55	\$ 7,235.56	\$ (0.01)		6410 FW1100238BY	V017925	6/30/2006	RCY4
00083036	WARMING CABINET CLEAR LEXAN FRONT	\$ 3,001.00	\$ 3,001.00	\$ -		6410 03064801	V083445	6/30/2006	RCY4
00083410	71996 TI NAVIGATOR SYSTEM W/SE TEACHERPACK NAVIGATOR 4-USER KIT (MCMAHON)	\$ 8,848.00	\$ 8,848.00	\$ -		6910 2051000139/205100C	V087107	8/7/2006	RCY4
00084354	MOBILE HEATED CABINET UHS FWE 120VOLTSTEMP SENSOR 1300 WATTS	\$ 3,140.00	\$ 3,140.00	\$ -		6410 07162328	V017925	6/30/2007	RCY4
00084356	MOBILE HEATED CABINET UHS FWE 120 VOLTTEMP SENSOR 1300 WATTS	\$ 3,140.00	\$ 3,140.00	\$ -		6410 07162321	V017925	6/30/2007	RCY4
00084357	MOBILE HEATED CABINETS UHS FWE 120 VOLTTEMP SENSOR 1300 WATTS	\$ 3,140.00	\$ 3,140.00	\$ -		6410 07162323	V017925	6/30/2007	RCY4
00084359	MOBILE HEATED CABINET UHS FWE 120 VOLTTEMP SENSOR 1300 WATTS	\$ 3,140.00	\$ 3,140.00	\$ -		6410 07162322	V017925	6/30/2007	RCY4
00084360	MOBILE HEATED CABINET UHS FWE 120 VOLTTEMP SENSOR 1300 WATTS	\$ 3,140.00	\$ 3,140.00	\$ -		6410 07162326	V017925	6/30/2007	RCY4
00084482	ZOEC MACBOOK PRO,15 INCH BATTERY,USA LAPTOP W/ISIGHT CAMERA *T1* JOE BLANCO	\$ 3,420.00	\$ 3,420.00	\$ -		6410 W87382U7XAG	V002920	9/28/2007	RCY4
00084684	ULTIMA SCH LAMINATOR 65 HEATSE 115V GBC 1U	\$ 1,848.00	\$ 1,848.00	\$ -		6410 TL02616G	V025881	3/10/2008	RCY4
00085030	HP TABLET W/OUTDOOR VIEW NOTEBOOK * GAIL HODGKISS *	\$ 1,635.00	\$ 1,635.00	\$ -		6410 2CE82024X6	V087664	6/30/2008	RCY4
00085046	PROOFER/WARMER, MOBILE,- S/S DOOR,VOLT-120, TRAY SLIDES	\$ 4,036.20	\$ 4,036.20	\$ -		6410 08210403	V083445	6/30/2008	RCY4
00085393	PANASONIC CAMCORDER W/CASE CARRING CASE	\$ 1,276.95	\$ 1,276.95	\$ -		6430 18HK00325	V006627	11/17/2008	RCY4
00085667	TELEPROMPTER ON CAMCORDER TRIPOD WITH CASE MD	\$ 1,039.20	\$ 1,039.20	\$ -		6430 N/A	V099397	2/9/2009	RCY4
00086113	PROOFER/WARMER, MOBILE, WINSTON HINGE SWING RIGHT	\$ 4,394.65	\$ 4,394.65	\$ -		6410 20090824-040	V083445	9/24/2009	RCY4
00086231	TABLETS WITH/SERIES DOCKING STATION, 2700 ULTRA SLIM BATTERY AND ADAPTER	\$ 1,808.00	\$ 1,808.00	\$ -		6410 2CE946FCFY	V087664	12/10/2009	RCY4
00086605	MILK COOLER, 16 CASE, STAINLESS STEEL-INT/EXT 6"CASTERS	\$ 5,957.60	\$ 5,957.60	\$ -		6410 15179331	V083445	6/30/2011	RCY4
00086606	MILK COOLER, 16 CASE, STAINLESS STEEL-INT/EXT 6"CASTERS	\$ 5,957.60	\$ 5,957.60	\$ -		6410 15176119	V083445	6/30/2011	RCY4
00086818	TRACK TIMING SYSTEM LENOVO EAGLE EYE GOLD PACKAGE	\$ 3,599.00	\$ 3,341.93	\$ 257.07		6410 2516F90	V090087	1/31/2012	RCY4
00086866	MACBOOK PRO, 13INCH .9GHZ,*TITLE I* DUALCORE INTEL CORE 17 PROTECTION PLAN	\$ 1,399.00	\$ 1,399.00	\$ -		6410 C1MHXA6FDTY4	V002920	7/24/2012	RCY4
00087673	MILK CARTON DISPENSER BEVERAGE AIRE CHARGE-10.50	\$ 3,095.00	\$ 1,842.26	\$ 1,252.74		6410 11009213	V017925	5/15/2014	RCY4
00087727	STEAMER, CONVECTION, ELECTRIC BOILER- FREE DOUBLE STACKED CLEVELAND 208 VOLT	\$ 11,697.36	\$ 7,101.97	\$ 4,595.39		6410 1.40223E+12	V083445	4/15/2014	RCY4
00088105	DELFIED COLD PAN SERVING COUNTER 36"HICOLOR-BLUE SNEEZE GUARDS 34" HIGH	\$ 7,586.23	\$ 3,341.56	\$ 4,244.67		6410 1.50415E+12	V101286	6/3/2015	RCY4
		\$ 66,778.70	\$ 66,778.71	\$ (0.01)					

Grand Total \$ 239,749.34 \$ 229,399.50 \$ 10,349.84

Total Records

53

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SDIRC 14-0-2019JC RFP for Legal Services Summary

Firm	Location	Real Estate	Real Estate Per Trans.	Labor	Employment	Premises Liability	Workers Compensation	Hourly Rate Shareholder	Hourly Rate Assoc.
GrayRobinson, P.A	Miami, FL	Yes	\$750	Yes	Yes	Yes	No	\$250.00	\$195.00
Broussard, Cullen & Blastic, P.A.	Orlando, FL	No	NA	No	No	No	Yes	\$125.00	\$100.00
Weiss, Serto, Helfman, Cole & Bierman P.L.	Boca Raton, FL	No	NA	Yes	Yes	No	No	\$275.00	NA

SDIRC Current Legal Services Available through SCERMP

Firm	Location	Real Estate	Real Estate Per Trans.	Labor	Employment	Premises Liability	Workers Compensation	Hourly Rate Shareholder	Hourly Rate Assoc.
Carman, Beachamp & Sang	Winter Park, FL	No	NA	Yes	Yes	Yes	No	\$185.00	\$145.00
Williams, Leininger & Crosby	Stuart, FL	No	NA	Yes	Yes	Yes	No	\$185.00	\$145.00
Hayes, Schloss & Alcocer, P.A.	West Palm Beach, FL	No	NA	No	No	No	Yes	\$135.00	NA
Conroy Simberg	West Palm Beach, FL	No	NA	No	No	No	Yes	\$145.00	NA

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TRANSPORTATION SERVICES AGREEMENT

This **AGREEMENT** is between:

Company: School Board of Indian River County
Address: 6500 57th Street
Vero Beach, FL 32967

And

Company: Dasie Bridgewater Hope Center, Inc.
Address: 8445 64th Avenue/P.O. Box 701483
Wabasso, FL 32970

The **SCHOOL BOARD OF INDIAN RIVER COUNTY**, herein after referred to as the "**SBIRC**" and the **Dasie Bridgewater Hope Center, Inc.** herein after referred to as the **DHC**.

Services under this agreement shall include the following periods: July 1, 2019 until June 30, 2020. Services under this agreement shall begin July 1, 2019 or the date this **AGREEMENT** is signed by both parties, whichever is later and shall be completed by June 30, 2020. This agreement consists of pages 1 through 4.

1. **SELLING, TRANSFERRING OR ASSIGNING CONTRACT**

This contract may not be sold, transferred or assigned without the written approval of the **Dasie Bridgewater Hope Center, Inc.** and the written approval of **SBIRC**.

2. **CONDITIONS OF CONTRACT**

DHC shall, at their own expense, obtain all necessary permits, pay all licenses, fees and taxes required to comply with all local ordinances, state and federal law, rules and regulations applicable to business to be carried on under this contract.

3. **INDEMNITY/HOLD HARMLESS AGREEMENT**

DHC shall indemnify and hold harmless **SBIRC** against any losses, claims, damages, injuries, liability, and expenses (including attorneys' fees), arising out of the negligence of its respective member, employees, agents, and officers. Nothing contained herein shall be deemed a waiver of the School Board's sovereign immunity as set forth in section 768.28, Florida Statutes.

4. **DESCRIPTION OF ENTITY AND OFFICES TO BE SERVED**

The customers to be served under the **AGREEMENT** are youths residing in Indian River County, Florida. The service to be provided is school bus transportation from designated pick-up locations to sites in Indian River County for **Dasie Bridgewater Hope Center, Inc.** sponsored programs and back from **Dasie Bridgewater Hope Center, Inc.** sponsored programs to the designated pick-up locations.

The **SBIRC** contact will be:

Jennifer B. Idlette
Director of Transportation

(772) 978-8810
Phone Number

The **DHC** contact will be:

Verna Wright
Name

(772) 589-3535
Phone Number

Kim Wright/Alissia Cypress
Name

(772) 589-3535
Phone Number

5. **SCOPE OF SERVICES TO BE PERFORMED**

A. The following services will be performed by the **SBIRC**:

- All granting of transportation services requests shall be subject to the availability of drivers and vehicles. The **SBIRC** reserves the right to cancel any services that may interfere with the daily operations of the **SBIRC**.
- Provide buses to transport eligible youths from strategic pick-up sites in Indian River County to **Dasie Bridgewater Hope Center, Inc.** for **Special Services** and from designated sites back to the assigned strategic pick-up locations.
- Inspect all buses prior to service. If any damages occur to the interior of the bus, caused by **DHC** riders, it will be the responsibility of the **DHC**.
- Provide **DHC** contact person with a dated Mileage Checklist and Log Sheet Report showing the beginning, ending and total mileage traveled for each bus.

B. The following services will be performed by the **Dasie Bridgewater Hope Center, Inc.**

- Pay **SBIRC** in accordance with the rate schedule listed in #7 Rate Schedule.
- Inspect all buses prior to service. If any damages occur to the interior of the bus, caused by **DHC** riders, it will be the responsibility of the **DHC**.

6. **ADDITIONAL SUMMER BUS USAGE**

SBIRC shall provide:

- A. One (1) school bus for use by the **DHC** to transport youths participating in the **DHC summer program**. Use of the bus shall be for transportation from **DHC** to sponsored program locations and the return from sites to **DHC**.
- B. It shall be the responsibility of **SBIRC** to inspect all buses prior to service.

- C. It shall be the responsibility of **DHC** to provide to **SBIRC** contact person a dated Mileage Checklist and Log Sheet Report showing the beginning, ending, and total mileage for the bus assigned.
- D. **DHC** will be responsible for repair of any interior damage, other than normal wear and tear, to the school bus used by the DHC that is incurred as a result of such use.

7. **TRANSPORTATION SERVICE FEE**

DHC shall pay **SBIRC** in accordance with the outside vendor billing schedule which includes the hourly rate of pay for assigned driver and/or attendant, \$1.72 per mile, plus fringe benefits.

Payment will be due when invoices are processed and received by **DHC**.
Invoices must be sent to:

Company: Dasie Bridgewater Hope Center
Address: 8445 64th Avenue/P.O. Box 701483
Wabasso, FL 32970

Contact Name: Verna Wright or Alissia Cypress
Telephone Number: 772-589-3535

The invoice shall be sent upon receipt of the Mileage Checklist and Log Sheet Report.

Either party can cancel the contract with thirty (30) days written notice to the last known address of **DHC** and **SBIRC**.

8. **SEVERABILITY**

If any portion of this **AGREEMENT** is held invalid, it is agreed that such invalidity shall not affect any of the remaining portions.

The parties agree to comply with all the terms and provisions of this **AGREEMENT**, including the attachments.

District Transportation Contact: Jennifer B. Idlette, Director of Transportation
Telephone Number: (772) 978-8810

APPROVED BY:

Dasie Bridgewater Hope Center, Inc.


Signature

Verna Wright
Typed Name

Executive Director

Title
8-1-19
Date

APPROVED BY:

The School Board of Indian River County

Signature

Susan Moxley, Ed.D.
Typed Name

Superintendent of SDIRC

Title

Date

Signature

Laura Zorc
Typed Name

Chairman of School Board of IRC

Title

Date

Revised: 7/31/19

Summary Points for Recommended Board Policy Changes - Volume 19, Number 2 & Special Release on School Safety

Policy #	Policy Title	Summary Points	Owner
100	Definitions	Revised. Bylaw 0100 was revised to remove the definition of "Relative," because Florida law provides for varying definitions of the term "relative" depending on the particular issue. Thus, instead of providing a uniform definition of "Relative," we have cited to the applicable statutory definition of "Relative" when that term is used throughout our policy templates. Clarity is also provided to the definition of "Superintendent" by stating that s/he is a Constitutional Officer under the Florida Constitution and that use of capital "S" "Superintendent" or lower case "s" "superintendent" in policy implies that the Superintendent has authority to delegate his/her responsibilities, unless such delegation is expressly prohibited by law.	Superintendent
123	Standards for Boardmanship	Revised. This bylaw is revised so that the language addressing the standards of boardmanship that are expected of Board members matches that which is set forth in the FSBA Bylaws and Policies.	Superintendent
124	Standards of Ethical Conduct for Board Members	NEW. The bylaw is being added to include the provisions set forth in Section 7 of HB-1279 for F.S. 1001.421. The Bylaw name change is Board requested.	Superintendent
141.2	Conflict of Interest	Revised. Revised to include reference to Bylaw 0124.	Superintendent
147.1	Travel and Per Diem	NEW. The adoption of Bylaw 0147.1 is intended to address certain limitations on Board member travel. Pursuant to Florida Chapter Law 2018-5, Board members seeking to spend \$500.00 for travel outside their county must obtain prior approval from the Board, confirm that such travel is for official business of the Board, and be in compliance with the rules of the State Board of Education. Additionally, Board members seeking to travel outside of Florida must include an itemized list detailing all anticipated travel expenses including, but not limited to, the anticipated costs of all means of travel, lodging, and subsistence. The public must also be given an opportunity to speak on any Board member's specific travel agenda item prior to the Board taking action on whether to approve or deny the travel request.	Superintendent

Summary Points for Recommended Board Policy Changes - Volume 19, Number 2 & Special Release on School Safety			
Policy #	Policy Title	Summary Points	Owner
0165	Meetings	Revised. Board requested. Adding language for the calling of Special Meetings.	Superintendent
9270	Home Education Programs	Revised. Revisions include provisions addressing that the District is not to assign a grade level to a home school student, registration requirements, notification requirements, participation in certain activities, and other minor matters. These revisions are the result of 2018-134. Revisions also include School Board requested additions to mirror Statute.	Superintendent
1242	Professional Development	Revised. Revisions to these policies (#'s 1242, 3242, & 4242) incorporate amendments to F.A.C. Rule 6A-5.071. In November of 2018, FL DOE amended the rule to rename "Master Inservice Plan" to "Professional Learning Catalog." Other amendments to the rule address the content of Catalogs, review/approval processes, and data maintenance/reporting.	Curriculum & Instruction
2371	Hope Scholarships	Revised. On March 1, 2019, the Florida Department of Education (FL DOE) issued a Memorandum to all School District Superintendents regarding the Hope Scholarship Program. See: https://info.fl DOE.org/docushare/dsweb/Get/Document-8483/dps-2019-10.pdf . Importantly, FL DOE strongly takes the position that F.S. 1002.40 does not require substantiation of an incident in order for the District to be required to provide notice to a student's parent of the availability of the Hope Scholarship Program. Neola is of the position that the legislative intent expressed in F.S. 1002.40(1) makes clear that the program should only be available to those students who were "subjected to an incident" as opposed to those who simply report an incident. Policy 2371V1 incorporates Neola's interpretation of F.S. 1002.40.	Curriculum & Instruction
2460.01	Least Restrictive Environment	DELETE. Policy 2460.01 contains language very similar to that in Policy 2460. It is, therefore, in our judgment, duplicative, redundant, and unnecessary. It is recommended that this policy be rescinded by Board action.	Curriculum & Instruction

Summary Points for Recommended Board Policy Changes - Volume 19, Number 2 & Special Release on School Safety			
Policy #	Policy Title	Summary Points	Owner
3242	Professional Development	Revised. Revisions to these policies (#'s 1242, 3242, & 4242) incorporate amendments to F.A.C. Rule 6A-5.071. In November of 2018, FL DOE amended the rule to rename "Master Inservice Plan" to "Professional Learning Catalog." Other amendments to the rule address the content of Catalogs, review/approval processes, and data maintenance/reporting.	Curriculum & Instruction
4242	Professional Development	Revised. Revisions to these policies (#'s 1242, 3242, & 4242) incorporate amendments to F.A.C. Rule 6A-5.071. In November of 2018, FL DOE amended the rule to rename "Master Inservice Plan" to "Professional Learning Catalog." Other amendments to the rule address the content of Catalogs, review/approval processes, and data maintenance/reporting. Policy 4242 was also revised to remove references to "teachers" as opposed to "staff members." The policy pertains to staff members, so teachers should not have been included in the policy.	Curriculum & Instruction
5112	Entrance Requirements	Revised. Special Release-School Safety-May 2019. On May 8, 2019, Florida Governor Ron DeSantis approved Senate Bill 7030 ("SB 7030"). SB 7030 (Florida Chapter Law 2019-22), titled "Implementation of Legislative Recommendations of the Marjory Stoneman Douglas High School Public Safety Commission," includes numerous legislative changes related to school safety and security.	Curriculum & Instruction
5225	Absences for Religious Holidays	Revised. District Requested. Removing the school year dates, as holidays stay the same each year.	Curriculum & Instruction
5500	Student Conduct	Revised. Special Release-School Safety-May 2019. On May 8, 2019, Florida Governor Ron DeSantis approved Senate Bill 7030 ("SB 7030"). SB 7030 (Florida Chapter Law 2019-22), titled "Implementation of Legislative Recommendations of the Marjory Stoneman Douglas High School Public Safety Commission," includes numerous legislative changes related to school safety and security.	Curriculum & Instruction

Summary Points for Recommended Board Policy Changes - Volume 19, Number 2 & Special Release on School Safety			
Policy #	Policy Title	Summary Points	Owner
5540	The Schools and Investigations Involving Students	Revised. The revision to Policy 5540 is technical and merely updates the website link for reporting suspected child abuse, abandonment, or neglect.	Curriculum & Instruction
8462	Student Abuse, Abandonment, & Neglect	Revised. District Requested for consistency. The revision to Policy 8462 is technical and merely updates the website link for reporting suspected child abuse, abandonment, or neglect.	Curriculum & Instruction
6233	District Budget	Revised. Policy 6233 was revised as a result of Florida Chapter Law 2018-5 which now requires the superintendent to reduce the District's administrative expenditures if the projected portion of the general fund's ending fund balance not classified as restricted, committed, or nonspendable in the District's approved operating budget falls below three percent (3%) of projected general fund revenues for two consecutive fiscal years.	Finance
6322	Construction Contracting and Bidding	Revised. Policy 6322 was revised to correct a clerical error from the 19-1 release regarding the Board's ability to negotiate directly with a bidder.	Finance
6325	Procurement - Federal Grants/Funds	Revised. Policy 6325 now specifies that the School Board must take affirmative steps to assure that small businesses (in addition to others) are used in accordance with Federal law. Policy 6325 also references AP 6325 which has been revised substantially as addressed infra.	Finance
6480	Expenditures	Revised. This policy was revised to clarify the procedure that must be undertaken by the School Board to amend its budget when it seeks to exceed the amount budgeted by function and object. Additionally, the policy was revised to address spending limitations imposed under Florida law when certain financial conditions exist.	Finance

Summary Points for Recommended Board Policy Changes - Volume 19, Number 2 & Special Release on School Safety

Policy #	Policy Title	Summary Points	Owner
6550	Travel Expense Reimbursement	Revised. The adoption of Bylaw 0147.1 is intended to address certain limitations on Board member travel. Pursuant to Florida Chapter Law 2018-5, Board members seeking to spend \$500.00 for travel outside their county must obtain prior approval from the Board, confirm that such travel is for official business of the Board, and be in compliance with the rules of the State Board of Education. Additionally, Board members seeking to travel outside of Florida must include an itemized list detailing all anticipated travel expenses including, but not limited to, the anticipated costs of all means of travel, lodging, and subsistence. The public must also be given an opportunity to speak on any Board member's specific travel agenda item prior to the Board taking action on whether to approve or deny the travel request.	Finance
6605	Crowdfunding	Revised. This policy was revised to emphasize that crowdfunding activities must adhere to state and federal laws applicable to student privacy. Additional language was also added to specify that proceeds from crowdfunding activity becomes the property of the District or school and that District personnel are prohibited from accepting cash or equivalent payments. Finally, the definition of "crowdfunding" was slightly modified.	Finance
9211	Parent Organizations, Booster Clubs, and Other Fund-Raising Activities	Revised. The revisions to this policy are intended to more clearly distinguish between school-based and outside support organizations. Moreover, since outside support organizations typically provide financial support to school districts and are involved in school district activities, we included revised policy language that allows school districts to more closely monitor these organizations.	Finance

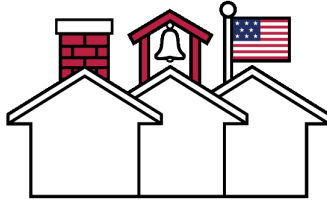
Summary Points for Recommended Board Policy Changes - Volume 19, Number 2 & Special Release on School Safety			
Policy #	Policy Title	Summary Points	Owner
1130	Appointment, Assignment, Transfer, and Promotion of Administrators	Revised. Revisions to these policies specify that neither the superintendent nor a Board member may appoint or employ a relative to work under their direct supervisions that were required by legislation approved during the 2018 legislative session, and as referenced in Florida Chapter Law 2018-5. These provisions take effect on July 1, 2019. Importantly, these limitations do not apply to employees appointed or employed before the election or appointment of the superintendent or a Board member.	Human Resources
1210	Standards of Ethical Conduct	Revised. Policy 1210 was revised to clarify that the term "administrator" includes the superintendent and "administrative personnel" as those terms are defined in F.S. 1012.01. Language was also added to the policy specifying certain circumstances within which the superintendent may be required to forfeit his/her salary for one (1) year. See, F.S. 1001.42(7).	Human Resources
1590	Personnel File	Revised. Board Requested. Adding Statute language and General Records Schedule reference.	Human Resources
3120	Employment of Instructional Staff	Revised. Revisions to this policy are the result of changes to F.A.C. Rule 6A-1.0503 which now includes a definition for "In-Field." Outdated references to "highly qualified" and "NO CHILD LEFT BEHIND" were also removed.	Human Resources
3130	Appointment, Assignment, Transfer, and Promotion of Instructional Staff	Revised. Revisions to these policies specify that neither the superintendent nor a Board member may appoint or employ a relative to work under their direct supervisions that were required by legislation approved during the 2018 legislative session, and as referenced in Florida Chapter Law 2018-5. These provisions take effect on July 1, 2019. Importantly, these limitations do not apply to employees appointed or employed before the election or appointment of the superintendent or a Board member.	Human Resources

Summary Points for Recommended Board Policy Changes - Volume 19, Number 2 & Special Release on School Safety			
Policy #	Policy Title	Summary Points	Owner
3220	Evaluation of Instructional Personnel	Revised. Policy 3220 was revised to specify that the District "may" as opposed to "shall" measure student learning growth using the formulas approved by the Commissioner and the standards for performance levels adopted by the State Board for courses associated with the Statewide, standardized assessments administered under F.S. 1008.22. See, F.S. 1012.34 (7)(b).	Human Resources
3590	Personnel File	Revised. Board Requested. Adding Statute language and General Records Schedule reference.	Human Resources
4130	Assignments	Revised. Revisions to these policies specify that neither the superintendent nor a Board member may appoint or employ a relative to work under their direct supervisions that were required by legislation approved during the 2018 legislative session, and as referenced in Florida Chapter Law 2018-5. These provisions take effect on July 1, 2019. Importantly, these limitations do not apply to employees appointed or employed before the election or appointment of the superintendent or a Board member.	Human Resources
4162	Drug and Alcohol Testing of Employees Who Perform Safety Sensitive Functions	Revised. Policy 4162 was revised to clarify that individuals who drive vehicles designed to transport 16 or more people (including the driver) are required to have a CDL license.	Human Resources
4590	Personnel File	Revised. Board Requested. Adding Statute language and General Records Schedule reference.	Human Resources
7540	Technology	Revised. Revisions are proposed for Policy 7540 Technology to replace the previous definition of "social media" with a reference to the new definition in Bylaw 0100 and to replace previous language about the use of social media with references to new Policy 7544 which addresses that topic.	IT

Summary Points for Recommended Board Policy Changes - Volume 19, Number 2 & Special Release on School Safety			
Policy #	Policy Title	Summary Points	Owner
7540.02	Web Content, Services, and Apps	Revised. Policy 7540.02 Web Content, Apps, and Services was revised to include an optional section through which the Board can authorize one-way communication with constituents via web content, apps, and services. Additional revisions are proposed for Policy 7540.02 to address the continuing issue of ADA compliance of District websites, web content, apps, and services.	IT
7540.03	Student Technology Responsible Use And Safety	Revised. District Requested for consistency. Changing the title of the responsible staff member.	IT
7540.04	Staff Technology Responsible Use and Safety	Revised. Revisions are proposed for Policy 7540.04 Staff Technology Acceptable Use and Safety so that the language allows Districts to reference the new social media policy and procedure, if and when it is adopted.	IT
7544	Use of Social Media	NEW. The purpose of the policy is to provide Districts with a policy that authorizes the Superintendent to establish controls that govern the use of social media in the District.	IT
8330	Student Records	Revised. Special Release-School Safety-May 2019. On May 8, 2019, Florida Governor Ron DeSantis approved Senate Bill 7030 ("SB 7030"). SB 7030 (Florida Chapter Law 2019-22), titled "Implementation of Legislative Recommendations of the Marjory Stoneman Douglas High School Public Safety Commission," includes numerous legislative changes related to school safety and security.	IT
7440.01	Video Surveillance and Electronic Monitoring	NEW. Policy 7440.01 is a new policy intended to address the School Board's use of video surveillance and electronic monitoring. In our experience, including in Florida and other states, most school districts utilize such equipment. Importantly, although not contained in the policy, Districts must be aware that the General Records Schedule (GS1-SL) for State and Local Government Agencies (Item #302) requires that surveillance recordings created to monitor activities occurring inside and/or outside of public buildings and/or public property (including school buses) must be retained for no less than 30 days.	Operations

Summary Points for Recommended Board Policy Changes - Volume 19, Number 2 & Special Release on School Safety			
Policy #	Policy Title	Summary Points	Owner
8405	School Safety and Security	Revised. Special Release-School Safety-May 2019. On May 8, 2019, Florida Governor Ron DeSantis approved Senate Bill 7030 ("SB 7030"). SB 7030 (Florida Chapter Law 2019-22), titled "Implementation of Legislative Recommendations of the Marjory Stoneman Douglas High School Public Safety Commission," includes numerous legislative changes related to school safety and security.	Operations
8407	Safe-Schools Officers	Revised. Special Release-School Safety-May 2019. On May 8, 2019, Florida Governor Ron DeSantis approved Senate Bill 7030 ("SB 7030"). SB 7030 (Florida Chapter Law 2019-22), titled "Implementation of Legislative Recommendations of the Marjory Stoneman Douglas High School Public Safety Commission," includes numerous legislative changes related to school safety and security.	Operations
8420	Emergency Management, Emergency Preparedness, and Emergency Response Agencies	Revised. Special Release-School Safety-May 2019. On May 8, 2019, Florida Governor Ron DeSantis approved Senate Bill 7030 ("SB 7030"). SB 7030 (Florida Chapter Law 2019-22), titled "Implementation of Legislative Recommendations of the Marjory Stoneman Douglas High School Public Safety Commission," includes numerous legislative changes related to school safety and security.	Operations
8431	Preparedness for Toxic Hazard and Asbestos Hazard	Revised. The revisions to this policy is technical and merely deletes "Material" from "Material Safety Data Sheets." SDS (formerly MSDS) is the current industry term. District Requested changes include the addition of hazardous chemical use in classrooms/labs, application of pesticides, and compliance with the Asbestos Hazard Emergency Response Act and OSHA, while applying responsibility for these items to the Assistant Superintendent of Operations.	Operations

Summary Points for Recommended Board Policy Changes - Volume 19, Number 2 & Special Release on School Safety			
Policy #	Policy Title	Summary Points	Owner
8500	Food Service Program	Revised. The revisions to this policy primarily relate to dietary modifications. In particular, Neola has been advised by the United States Department of Agriculture (USDA) that school districts should not wait for medical certification to initially accommodate a student's request for a dietary modification; rather, the school district should approve the request, provide the student with notice that h/she must provide medical certification within so many days and, if no certification is provided, the dietary modification may be discontinued. Moreover, USDA is of the opinion that dietary modifications need to be reviewed and approved by the student's IEP or Section 504 Team.	Operations



Book	Policy Manual
Section	Vol. 19, No. 2 - Revised
Title	Copy of DEFINITIONS
Code	*po0100 SM/bd 06 24 19
Status	
Adopted	August 13, 2013
Last Revised	December 11, 2018

0100 - **DEFINITIONS**

Whenever the following items are used in these bylaws and policies, they shall have the meaning set forth below:

Administrative Procedures

A statement, based on policy, usually written, which outlines and/or describes the means by which a policy should be implemented and which provides for the management cycle of planning, action, and assessment or evaluation.

Agreement

A collectively negotiated contract with a recognized bargaining unit.

Apps and Services

Apps and services are software (i.e., computer programs) that support the interaction of wireless communication devices over a network, or client-server applications in which the user interface runs in a web browser. Apps and services are used to communicate/transfer information/data that allow students to perform actions/tasks that assist them in attaining educational achievement goals/objectives, enable staff to monitor and assess their students' progress, and allow staff to perform other tasks related to their employment. Apps and services also are used to facilitate communication to, from, and among and between staff, students, parents, Board members, and/or other stakeholders and members of the community.

Board

The School Board of Indian River County.

Bylaw

Policy of the Board for its own governance.

Chairman

The presiding officer of the Board. (See Bylaw 0163)

Compulsory School Age

All children who have attained the age of six (6) years or who will have attained the age of six (6) years by February 1st of any school year or who are older than six (6) years of age but who have not attained the age of sixteen (16) years,

except as otherwise provided in Florida statute, are required to attend school regularly during the entire school term. F.S. 1003.21

District

The School District. When referencing the local School District, School District will be capitalized.

District-Based Noninstructional Administrators

Included in this classification are persons with District-level administrative or policymaking duties who have broad authority for the management of policies and general School District operations related to the noninstructional program. Such personnel often report directly to the Superintendent and supervise other administrative employees. This classification includes assistant, associate, or deputy superintendents and directors of major noninstructional areas, such as personnel, construction, facilities, transportation, data processing, and finance. (F.S. 1012.01(2)(b))

Due Process

The safeguards to which a person is entitled in order to protect his/her rights.

Information Resources

The Board defines information resources to include any data/information in electronic, audio-visual, or physical form, or any hardware or software that makes possible the storage and use of data/information. This definition includes but is not limited to electronic mail, voice mail, social media, text messages, databases, CD-ROMs/DVDs, websites, motion picture film, recorded magnetic media, photographs, digitized information, or microfilm. This also includes any equipment, computer facilities, or online services used in accessing, storing, transmitting, or retrieving electronic communications.

Major Tangible Personal School Property

Means any tangible personal property, of a nonconsumable nature, owned by the Board which has a capitalized value equal to or greater than the value defined in Florida statute and a normal life expectancy of one (1) year or more. (F.S. 274)

May

Is used when an action by the Board or its designee is permitted but not required.

Meeting

Is any gathering which is attended by or open to all of the members of the Board, held with the intent on the part of the members of the body present to discuss or act as a unit upon the specific public business of that body. All meetings shall comply with Florida Laws (Sunshine Law).

Minor Tangible Personal School Property

Those items which are tangible, of a nonconsumable nature, with a life expectancy of one (1) year or more and with a value less than that amount defined in Florida statute. (F.S. 274)

Parent

Means either or both parents of a student, any guardian of a student, any person in a parental relationship to a student, or any person exercising supervisory authority over a student in place of a parent (F.S. 1000.21). Both parents will be considered to have equal rights unless a court of law decrees otherwise.

Policy

A general, written statement by the Board which defines its expectations or position on a particular matter and authorizes appropriate action that must or may be taken to establish and/or maintain those expectations.

Principal

The principal shall be the administrative and supervisory head of the school to which assigned by the Board and shall be responsible for the enforcement of all Board regulations and Florida State statutes which pertain to the office. In policy, "Principal" or "principal" ~~capitalization of Principal~~ implies the authority to delegate ~~delegation of~~ responsibilities to appropriate staff members unless prohibited by law or Board policy. F.S. 1001.41, 1212.28

Property

All buildings, grounds, and other real or personal school property belonging to, held by, or used by the Board shall be termed to be school property.

Real Property

That portion which is used as a site or school plant for purposes of carrying out the school program. This includes any equipment which is permanently attached to or is an integral part of the building or site.

Relative

~~The mother, father, sister, brother, spouse, parent of spouse, child, grandparents, grandchild, or dependent in the immediate household as defined in the negotiated, collectively bargained agreement.~~

Rule

A statement of general applicability that implements, interprets, or prescribes law or policy, or describes the procedures or practice requirements of the District. As used in this document, the term "rule" and "policy" shall have the same definition.

School Property Custodian

The custodian of school property is the person to whom responsibility for the custody of property under his/her control has been delegated by the Superintendent or the Board. This is not to be confused with the building custodian who is responsible for cleaning and maintaining the building and grounds.

Shall

This word is used when an action by the Board or its designee is required. (The word "will" or "must" signifies a required action.)

Social Media

Social media are online platforms where users engage one another and/or share information and ideas through text, video, or pictures. Social media consist of any form of online publication or presence that allows interactive communication, including, but not limited to, text messaging, instant messaging, websites, web logs ("blogs"), wikis, online forums (e.g., chat rooms), virtual worlds, and social networks. Examples of social media include, but are not limited to, Facebook, Facebook Messenger, Google Hangouts, Twitter, LinkedIn, YouTube, Flickr, Instagram, Pinterest, Skype, and Facetime. Social media does not include sending or receiving e-mail through the use of District-issued e-mail accounts. Apps and web services shall not be considered social media unless they are listed on the District's website as District-approved social media platforms/sites.

Student

A person who is officially enrolled in a school or program of the District.

Superintendent

As a Constitutional Officer under the Florida Constitution, the Superintendent is t~~The~~ chief executive officer of the School District. In policy, "Superintendent" or "superintendent" ~~-capitalization of Superintendent~~ implies the authority to delegate~~delegation of~~ responsibilities to appropriate staff members unless prohibited by law.

Technology Resources

The Board defines technology resources to include computers, laptops, tablets, e-readers, cellular/mobile telephones, smartphones, web-enabled devices, video and/or audio recording equipment, projectors, software and operating systems that work on any device, copy machines, printers and scanners, information storage devices (including mobile/portable storage devices such as external hard drives, CDs/DVDs, USB thumb drives and memory chips), the computer network, Internet connection, and online educational services and apps.

Textbook

This word is used to describe the learning material duly adopted and required as standard work for the study of a particular subject. It may be bound and printed with a hard or soft cover, or it may be electronic, e.g., computer

software, interactive videodisc, magnetic media, CD ROM, computer courseware, on-line service, electronic medium, or other means of conveying information.

Vice-Chairman

The Vice-Chairman of the Board.

Wireless Communication Devices

Wireless communication devices ("WCDS") include computers, laptops, tablets, e-readers, cellular/mobile phones, smartphones, and/or other web-enabled devices of any type.

Work Session or Work Shop

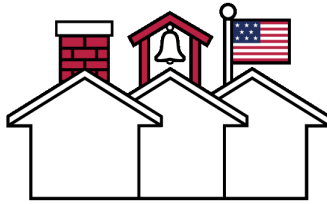
A meeting called by the Board Chairman, Superintendent, or a majority of the Board for the purpose of exploring matters that constitute the business of the District.

Statutory and Code of Notations - **A.** Citations to Florida statute are noted as F.S. **B.** Citations to the rules of the State Board of Education are noted as F.A.C. (Florida Administrative Code) **C.** Citations to the Federal Register are noted as F.R. **D.** Citations to the Code of Federal Regulations are noted as C.F.R. **E.** Citations to the United States Code are noted as U.S.C.

Revised 3/4/14
Revised 2/14/17
Revised 12/11/18

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Legal	F.S. 274
	F.S. 1001.21
	F.S. 1001.41
	F.S. 1003.21
	F.S. 1012.01(3)(b)
	F.S. 1012.28



Book Policy Manual
Section Vol. 19, No. 2 - Revised
Title Copy of STANDARDS OF BOARDMANSHIP
Code *po0123 sm/Bd 06 27 19
Status
Adopted August 13, 2013

0123 **STANDARDS FOR BOARDMANSHIP**

~~While serving on the School Board, each member shall agree to uphold the following standards:~~

- ~~A. remember that the first and greatest concern must be the educational welfare of all students attending the public schools, regardless of ability, race, creed, sex, or socio-economic status;~~
- ~~B. obey the law of Florida and the United States and bring about desired changes through legal and ethical procedures;~~
- ~~C. respect the confidentiality of privileged information;~~
- ~~D. recognize that as an individual Board member there is no authority to speak or act for the Board;~~
- ~~E. avoid conflicts of interest or the appearance thereof;~~
- ~~F. delegate authority for the administration of the schools to the Superintendent and staff;~~
- ~~G. encourage ongoing communications among Board members, the Board, students, staff, and the community;~~
- ~~H. render all decisions based on the available facts and independent judgment rather than succumbing to the influence of individuals or special interest groups;~~
- ~~I. make a concerted effort to attend all Board meetings and workshops;~~
- ~~J. become informed concerning the issues to be considered at each meeting;~~
- ~~K. improve boardmanship by studying educational issues and by participating in in-service programs;~~
- ~~L. support the employment of staff members based on qualifications and not as a result of influence;~~
- ~~M. cooperate with other Board members and the Superintendent to establish a system of regular and impartial evaluations of all staff;~~
- ~~N. cooperate in assessing the effectiveness of the Board as a whole as well as each Board member;~~
- ~~O. refrain from using the Board position for personal benefit or the benefit of family members or business associates;~~
- ~~P. express personal opinions but, once the Board has acted, accept the will of the majority;~~
- ~~Q. encourage recognition of the achievements of students and staff and the involvement and support of business and community members; and~~

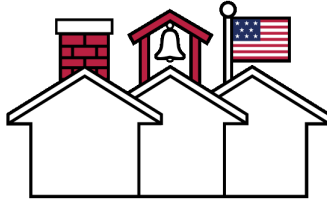
R. ~~comply with all duties and responsibilities set forth in the K-20 Education Code and the Code of Ethics for Public Officers and Employees.~~

As a member of the School Board, each Board member shall promote the best interest of the School District as a whole, and, to that end, each Board member shall adhere to the following educational and ethical standards:

- A. make decisions in terms of the educational welfare of all children, regardless of ability, race, creed, sex, or social standing;
- B. bring about desired changes through legal and ethical procedures, upholding and enforcing all laws, State Board of Education policies, and court orders pertaining to schools;
- C. recognize that decisions must be made by the Board as a whole and that when made, these decisions must be supported by the entire Board;
- D. focus Board action on policymaking, goal setting, planning, and evaluation and insist on regular and impartial evaluation of all staff;
- E. support school personnel in the proper performance of their duties;
- F. hold confidential all matters pertaining to the educational system that may needlessly harm individuals or the system and respect the confidentiality of information that is privileged under applicable law;
- G. attend all scheduled Board meetings and workshops insofar as is possible and become informed on the issues to be considered at these meetings;
- H. work with the Superintendent, neither undermining nor intruding into the areas legally assigned to the school administration;
- I. make policy decisions only after full discussion at public Board meetings and render these decisions based on available facts refusing to surrender that judgment to individuals or special groups;
- J. encourage the free expression of opinion by all Board members and seek systematic communication between the Board and students, staff and all elements of the community;
- K. inform myself about current educational issues through study and participation in appropriate programs and/or workshops;
- L. refrain from using my Board position for personal or political gain;
- M. encourage recognition of the achievements of students and staff and of the involvement of business and community members;
- N. listen to the community and make decisions based on the best interest of the system as a whole;
- O. support legislation and funding which will help to improve the educational opportunities and environment for students and staff;
- P. remember always that my first and greatest concern must be the educational welfare of all the students attending the District and that we must provide appropriate curriculum, facilities, and motivation so that students will be encouraged to love learning, enabling them to achieve their fullest and highest potential.

Pursuant to F.S. 1001.42(7), a Board member may not knowingly sign and transmit to any State official a report of alleged misconduct by instructional personnel or school administrators which affects the health, safety, or welfare of a student which the Board member knows to be false or incorrect, or knowingly fail to adopt policies that require instructional personnel and school administrators to report alleged misconduct by other instructional personnel and school administrators, or that require the investigation of all reports of alleged misconduct by instructional personnel and school administrators, if the misconduct affects the health, safety, or welfare of a student. Violation of these provisions will result in the forfeit of the Board member's salary for one (1) year.

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Section Vol. 19, No. 2 - Revised
Title REVISED BYLAW - VOL. 19, NO. 2 - STANDARDS OF ETHICAL CONDUCT FOR BOARD MEMBERS
Code *po0124 NEW SM/bd 7 24 2019
Status

NEW

0124 - Standards of Ethical Conduct for Board Members

Option #1

Members of the School Board recognize their individual duty to promote the best interests of the District. In doing so, members of the Board shall be guided by and adhere to the following ethical principles:

1. Members of the Board value the worth and dignity of every person, the pursuit of truth, devotion to excellence, acquisition of knowledge, and the nurture of democratic citizenship. Essential to the achievement of these standards are the freedom to learn and to teach and the guarantee of equal opportunity for all.
2. Members of the Board share the primary professional concern for the student and for the development of the student's potential. Members of the Board will, therefore, strive for professional growth and will seek to exercise the best professional judgment and integrity.
3. Members of the Board strive to achieve and sustain the highest degree of ethical conduct because they are aware of the importance of maintaining the respect and confidence of their colleagues, of students, of parents, and of other members of the community.

Members of the Board shall strive to fulfill the following obligations:

A. Obligation to the student requires that members of the Board do what is necessary and appropriate so that:

1. students are protected from conditions harmful to learning and/or to the students' mental and/or physical health and/or safety is protected as well.
2. students are not unreasonably restrained from independent action in pursuit of learning.
3. students are not unreasonably denied access to diverse points of view.
4. subject matter relevant to a student's academic program is not intentionally suppressed or distorted.
5. students are not intentionally exposed to unnecessary embarrassment or disparagement.
6. student's legal rights are not intentionally violated.

7. students are not harassed or discriminated against on the basis of race, color, nationality or ethnic origin, sex (including sexual orientation, transgender status, or gender identity), disability (including HIV, AIDS, or sickle cell trait), pregnancy, marital status, age (except as authorized by law), national or ethnic origin, political beliefs, or social and family background, military status, ancestry, or genetic information and each student is protected from harassment or discrimination.
8. District staff members, administrators, or officials do not exploit a relationship with a student for personal gain or advantage.
9. personally identifiable information obtained in the course of professional service is kept in confidence, unless disclosure serves professional purposes or is required by law.

B. Obligation to the public requires that the members of the Board do what is necessary and appropriate so that:

1. District staff members, administrators, and officials distinguish between personal views and those of the District.
2. facts concerning an educational matter are not intentionally distorted or misrepresented in direct or indirect public expression.
3. institutional privileges are not used for personal gain or advantage. (see also Bylaw 0141.2, *Conflict of Interest*).
4. District staff members, administrators, and officials do not accept a gratuity, gift, or favor that might influence professional judgment. (see also Bylaw 0141.2, *Conflict of Interest*).
5. District staff members, administrators, and officials do not offer a gratuity, gift, or favor to obtain special advantages. (see also Bylaw 0141.2, *Conflict of Interest*).

C. Obligation to the profession of education requires that members of the Board do what is necessary and appropriate so that:

1. all District staff members, administrators, and official maintain honesty in all professional dealings.
2. a District staff member, administrator, or official is not denied professional benefits or advantages or participation in any professional organization not on the basis of race, color, national or ethnic origin, sex (including sexual orientation, transgender status, or gender identity), disability (including HIV, AIDS, or sickle cell trait), pregnancy, marital status, age (except as authorized by law), religion, political beliefs, or social and family background, military status, ancestry, or genetic information .
3. District staff members, administrators, or officials do not interfere with a District staff member's, administrator's, or official's exercise of political or civil rights and responsibilities.
4. a District staff member, administrator, or official does not engage in harassment or discriminatory conduct which unreasonably interferes with an individual's performance of professional or work responsibilities or with the orderly processes of education or which creates a hostile, intimidating, abusive, offensive, or oppressive environment; and, further, so that each District staff member, administrator, or official is protected from such harassment or discrimination.
5. a District staff member, administrator, or official does not make malicious or intentionally false statements about another District staff member, administrator, or official.
6. a District staff member, administrator, or official does not use coercive means or promises of special treatment to influence professional judgments of a colleague.
7. a District staff member, administrator, or official does not misrepresent one's own professional qualifications.
8. District staff members, administrators, or officials do not submit fraudulent information on any document in connection with professional activities.
9. District staff members, administrators, or officials do not make any fraudulent statement or fail to disclose a material fact in one's own or another's application for a professional position.

- 10. District staff members, administrators, or officials do not withhold information regarding a position from an applicant or misrepresent an assignment or conditions of employment.
- 11. a District staff member, administrator, or official does not assist with entry into or continuance in the profession of any person known to be unqualified in accordance with the *Principles of Professional Conduct for the Education Profession in Florida*, other applicable Florida statutes, State Board of Education rules, and Board policies.
- 12. a District staff member, administrator, or official self-reports within forty-eight (48) hours to appropriate authorities (as determined by the District) any arrests/charges involving the abuse of a child or the sale and/or possession of a controlled substance. Such notice shall not be considered an admission of guilt nor shall such notice be admissible for any purpose in any proceeding, civil or criminal, administrative or judicial, investigatory or adjudicatory. In addition, Board members shall self-report any conviction, finding of guilt, withholding of adjudication, commitment to a pretrial diversion program, or entering of a plea of guilty or Nolo Contendere for any criminal offense other than a minor traffic violation within forty-eight (48) hours after the final judgment.
- 13. a District staff member, administrator, or officials understand their duty to report to appropriate authorities any known allegation of a violation of the Florida School Code or State Board of Education rules as defined in F.S. 1012.795(1).
- 14. a District staff member, administrator, or official does not seek reprisal against any individual who has reported any allegation of a violation of the Florida School Code or State Board of Education rules as defined in F.S. 1012.795(1).
- D. Members of the Board shall not have any interest, financial or otherwise, direct or indirect; engage in any business transaction or professional activity; or incur any obligation of any nature that is in substantial conflict with the proper discharge of his/her duties in the public interest. (see also Bylaw 0141.2, *Conflict of Interest*).
- E. All Board members shall adhere to the principles enumerated above.

Mandatory Training

Members of the Board shall complete four (4) hours of ethics training each calendar year that addresses, at a minimum, the constitutional "Sunshine Law" provisions (Article II, Section 8), the statutory *Code of Ethics for Public Officers and Employees* (F.S. Chapter 112, Part III), and the public records and public meetings laws. This requirement may be satisfied by completion of a continuing legal education class or other continuing professional education class, seminar, or presentation if the required subjects are covered.

Members of the Board are also required to complete training annually on the standards of ethical conduct established in this bylaw.

Responsibilities Related to Allegations of Misconduct

Pursuant to F.S. 1001.42(7), a Board member may not knowingly sign and transmit to any State official a report of alleged misconduct by instructional personnel or school administrators which affects the health, safety, or welfare of a student which the Board member knows to be false or incorrect, or knowingly fail to adopt policies that require instructional personnel and school administrators to report alleged misconduct by other instructional personnel or school administrators, or that require the investigation of all reports of alleged misconduct by instructional personnel and school administrators, if the misconduct affects the health, safety, or welfare of a student. Violation of this provision will result in the forfeit of the Board member's salary for one (1) year.

- F.S. 112.312
- F.S. 112.313
- F.S. 112.3142
- F.S. 112.3148
- F.S. 112.3149
- F.S. 1001.42(6)
- F.S. 1001.421
- F.S. 1012.23
- F.A.C. 6A-10.081

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Legal References

[F.S. 112.312](#)

[F.S. 112.313](#)

[F.S. 112.3142](#)

[F.S. 112.3148](#)

[F.S. 112.3149](#)

[F.S. 1001.42\(6\)](#)

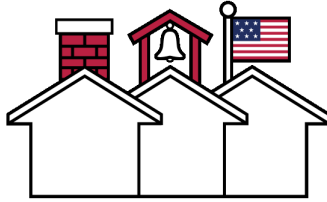
[F.S. 1001.421](#)

[F.S. 1012.23](#)

[F.A.C. 6A-10.081](#)

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Legal	F.S. 112.312
	F.S. 112.313
	F.S. 112.3142
	F.S. 112.3148
	F.S. 112.3149
	F.S. 1001.42(6)
	F.S. 1001.421
	F.S. 1012.23
	F.A.C. 6A-10.081



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Section Vol. 19, No. 2 - Revised
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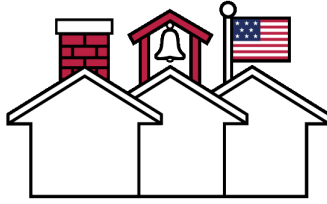
0141.2 CONFLICT OF INTEREST

[AIn addition to the provisions of Bylaw 0124, pertaining to conflicts of interests, a](#) School Board member shall not have any direct financial interest in a contract with the School District nor shall s/he furnish directly any labor, equipment, or supplies to the District.

It is not the intent of this policy to prevent the District from contracting with corporations or businesses because a Board member is an employee of the firm. The policy is designed to prevent placing a Board member in a position where his/her interest in the public schools and his/her interest in his/her place of employment may conflict even though such conflict may not exist.

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Legal F.S. 112.311, 286.xx, 1001.42



Book Policy Manual
Section Vol. 19, No. 2 - Revised
Title NEW BYLAW - VOL. 19, NO. 2 - TRAVEL AND PER DIEM
Code *po0147.1 SM/bd 6 27 19
Status

NEW BYLAW - VOL. 19, NO. 2

0147.1 - TRAVEL AND PER DIEM

Members of the School Board have a duty to promote the best interests of the District and are expected to engage in meaningful professional development to enhance their leadership abilities and fulfill their responsibilities. In doing so, members of the Board may need to travel from time-to-time in the county, out of the county, and/or out of the State.

Members of the Board seeking reimbursement for travel must utilize District-approved forms.

In-County Travel

Travel on official business performed within Indian River County by members of the Board shall be reimbursed at the maximum rate allowed by F.S. Chapter 112.061; said mileage shall be determined by actual odometer reading, if travel performed by personal automobile

Reimbursable in-county travel for members of the Board is defined as that travel performed as part of a Board member's duties.

Out-of-County Travel (Within the State of Florida)

Expenditures for travel outside the District are not permitted if any of the financial conditions outlined in F.S. 1011.051, and as set forth in Policy 6233, exist.

If such a financial condition does not exist, when approved in advance, expenses for out-of-county travel for members of the Board members shall be paid at the rate allowed by State law. Copies of receipts for lodging, transportation, tolls, registration fees, and parking must be attached to the traveler's request for reimbursement.

Travel outside the county that exceeds \$500.00 requires prior approval by the Board to confirm that such travel is for official business of the District and complies with rules of the State Board of Education.

Out-of-State Travel

Expenditures for travel outside the State are not permitted if any of the financial conditions outlined in F.S. 1011.051, and as set forth in Policy 6233, exist.

If such a financial condition does not exist, when approved in advance, expenses for out-of-State travel for members of the Board shall be paid at the rate allowed by State law.

Any request by a member of the Board member to travel outside of Florida must include an itemized list detailing all anticipated travel expenses including, but not limited to, the anticipated costs of all means of travel, lodging, and subsistence. The public shall have an opportunity to speak on any member of the Board specific travel agenda item prior to the Board taking action on whether to approve or deny the travel request.

Travel Costs Paid or Reimbursed from Federal Funds

Travel payment and reimbursement provided from Federal funds must be authorized in advance and must be reasonable and consistent with the District's travel policy and administrative guidelines. For travel paid for with Federal funds, the travel authorization must include documentation that demonstrates that (1) the participation in the event by the individual traveling is necessary to the Federal award; and (2) the costs are reasonable and consistent with the District's travel policy.

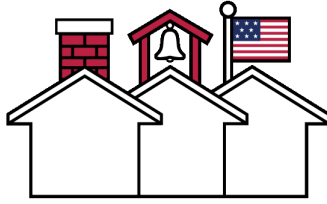
Commercial airfare costs in excess of the basic least expensive unrestricted accommodations class offered by commercial airlines are unallowable except when such accommodations would (1) require circuitous routing; (2) require travel during unreasonable hours; (3) excessively prolong travel; (4) result in additional costs that would offset the transportation savings; or (5) offer accommodations not reasonably adequate for the traveler's medical needs. Instances of commercial airfare cost in excess of the basic least expensive unrestricted accommodations class must be justified and documented on a case-by-case basis.

To the extent that the District's policy does not establish the allowability of a particular type of travel cost, the rates, and amounts established under 5 U.S.C. 5701-11, ("Travel and Subsistence Expenses; Mileage Allowances") must apply to travel under Federal awards.

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Legal

- F.S. 112.061
- F.S. 1001.39
- F.S. 1011.051
- F.A.C. 6A-1.056
- 2 C.F.R. 200.474



Book Policy Manual
Section Vol. 19, No. 2 - Revised
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Code *po0165 SM/bd 08 05 2019
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Adopted August 13, 2013
Last Revised March 4, 2014

0165 MEETINGS

The School Board shall hold at least one (1) regular meeting each month and may call special meetings as needed. The sessions will be held in any appropriate public place in the county, provided due public notice is given.

In accordance with law, regular meetings shall be held at the time fixed at the annual organizational meeting. Such notification shall be made immediately after the annual organization meeting at which the Board fixes regular meeting dates and times. Should the date of a regular meeting fall on a holiday, the Board may change the meeting date at any prior meeting. Every Board member shall be notified of the change by letter or by distribution of the Board minutes which carry a record of the change. The Superintendent shall be responsible for public notice of changed meetings.

Special meetings may be called by the Superintendent, by the Superintendent on the request of the Chairman of the School Board, or on the request of a majority of the members of the School Board. In the event a special meeting is called, the agenda for such a meeting shall include a statement of who called the meeting.

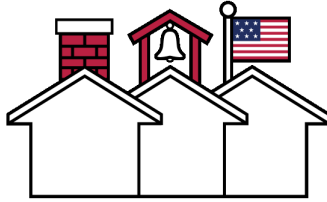
F.S. 1001.372

In accordance with law, all meetings at which official acts are to be taken are declared to be open public meetings, and no resolution, rule, policy, regulation, or formal action shall be considered binding except as taken or made at such a meeting. All meetings of the Board shall be open to the public, except as provided by Florida statute, and the order of business of any regular meetings shall include an opportunity for the public to address the Board as provided in Bylaw 0169.1 below.

F.S. 447

Revised 3/4/14

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Book	Policy Manual
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Last Revised	April 24, 2018

9270 - HOME EDUCATION PROGRAMS

A "home education program" means the sequentially progressive instruction of a student directed by his/her parent in order to satisfy the attendance requirements set forth in State law [1002.41](#). [Home school students will not be assigned a grade level by the District.](#)

Home education programs are an available public school choice option for parents of students in the District and are excluded from meeting the day or hour requirements of the school day or school year.

Establishment of a Home Education Program

Parents residing in the District seeking to establish a home education program for their child shall notify the Superintendent of their intent to establish and maintain a home education program.

If the student has previously not been enrolled in the District, when making such notification, the parent shall also comply with the residency verification required by State law and Policy 5112 - Entrance Requirements.

The notice ~~must~~**shall** be in writing, signed by the parent, and ~~must~~**shall** include the [full legal](#) names, addresses, and birthdates of all children who shall be enrolled as students in the home education program. [If the parent of a child who has been identified as exhibiting a pattern of nonattendance enrolls the child in a home education program, the Superintendent shall provide the parent with a copy of F.S. 1002.41, and a copy of the accountability requirements set forth in F.S. 1003.26\(1\)\(f\) with which the parent shall be expected to comply, and a copy of Policy 5200 which sets forth the actions that must be taken for noncompliance.](#) Parents establishing and maintaining a home education program are not required to hold a valid regular Florida teaching certificate.

The notice ~~must~~**shall** be filed in the Superintendent's office within thirty (30) days of the establishment of the home education program. [The Superintendent shall accept the notice and immediately register the home education program upon receipt of the notice. A parent is not required to submit any additional information or verification unless the student chooses to participate in a District program or service. If the student chooses to participate in a District program or service, s/he will be required to supply the District with the same information that is required of the District's students in order to participate in the program or service.](#)

[Home education program students will be provided written notification of the available industry certifications, national assessments, and Statewide, standardized assessments offered by the District. The notice will include the following:](#)

- A. [the date, time and locations of the administration of each certification and assessment; and](#)
- B. [the deadline for notifying the District of the student's intent to participate and the student's preferred location.](#)

Parents must file a written notice of termination of the home education program shall be filed in the Superintendent's office within thirty (30) days of completion of the home education program. The written notice must also include a copy of the student's Annual Educational Evaluation. ~~after said termination.~~

Portfolios

Parents who establish a home education program shall maintain a portfolio of records and materials. The portfolio ~~must~~ shall consist of the following:

- A. A log of educational activities that is made contemporaneously with the instruction and that designates by title any reading materials used.
- B. Samples of any writings, worksheets, workbooks, or creative materials used or developed by the student.
- C. The parent shall determine the content of the portfolio, preserve it for 2 years, and make it available for inspection, if requested, by the Superintendent, upon 15 days' written notice. Nothing in this section shall require the Superintendent to inspect the portfolio.
- D. ~~The portfolio shall be preserved by the parent for two (2) years and shall be available for inspection by the Superintendent, if requested, upon fifteen (15) days' written notice.~~

Annual Educational Evaluation

Parents who establish a home education program shall provide for an annual educational evaluation documenting their child's demonstration of educational progress at a level commensurate with his/her ability. The parent shall select the method of evaluation and shall file a copy of the evaluation annually with the Superintendent's office in the District. The annual educational evaluation shall consist of one of the following:

- A. A teacher selected by the parent shall evaluate the student's educational progress upon review of the portfolio and discussion with the student. Such teacher shall hold a valid regular Florida certificate to teach academic subjects at the elementary or secondary level.
- B. The student shall take any nationally normed student achievement test administered by a certified teacher.
- C. The student shall take a State student assessment test used by the District and administered by a certified teacher, at a location and under testing conditions approved by the District.
- D. The student shall be evaluated by an individual holding a valid, active license pursuant to the provisions of State law
- E. The student shall be evaluated with any other valid measurement tool as mutually agreed upon by the Superintendent and the parent.

The Superintendent's ~~designee~~ shall ~~review and~~ accept the results of the annual educational evaluation of the student in a home education program. If the student does not demonstrate educational progress at a level commensurate with his/her ability, the Superintendent shall notify the parent, in writing, that such progress has not been achieved and request that the parent submit the student's portfolio for review. Pursuant to State law, the parent must submit the portfolio within fifteen (15) days of receiving this notice.

The parent shall have one (1) year from the date of receipt of the written notification to provide remedial instruction to the student. At the end of the one (1) year probationary period, the student shall be reevaluated as specified in State law. Continuation in a home education program shall be contingent upon the student demonstrating educational progress commensurate with his/her ability at the end of the probationary period.

Home Education Student Participation in Certain Activities

In accordance with Florida law, home education program students may participate in certain activities associated with the District. These activities include, but are not limited to, the following:

- A. ~~I~~nterscholastic extra-curricular student activities;
- B. ~~D~~ual enrollment programs;
- C. District virtual instruction programs;
- D. Career and technical courses and programs when the student enrolls in a public school solely for career and technical courses and programs. The school district that provides the career and technical courses and programs shall report each student as a full-time equivalent student in the class and in a manner prescribed by the department, and funding shall be provided through the Florida Education Finance Program pursuant to s. 1011.62.

E. Industry certifications, national assessments, and statewide, standardized assessments offered by the District.

Furthermore, home education program students may also enroll in one (1) or more courses provided by the District for students in grades K through 12. The student's enrollment shall be on a space available basis. If the home education program student enrolls in one (1) or more courses, the student shall be subject to the rules and expectations that apply to all other enrolled students.

Academic placement of the child for the current school term will be made by the school, in accordance with the transfer requirements as stated in the current District Student Progression Plan. The specific topic references are: All Transfer Students K-6; Transfer Students, Middle/High Students; and Transfer Students, Senior High School Students.

Parents/Guardians are responsible for the transportation of students in home education/private schools programs both to and from the public school providing the course(s) of interest. The school principal will establish the time and place for the arrival and departure of home education/private school student accepted into the part-time program. All home education/private school students who attend the District on a part-time basis are subject to the same relevant rules and regulations as full-time students.

Exceptional Student Education

Parents of students not enrolled in the District who suspect that their child has a disability should (1) contact the District's exceptional student education office and request that their child be tested and evaluated or (2) contact FLDOE's regional testing and resource center for testing and evaluation and request that their child be evaluated in accordance with State law. If requested to do so by a parent of student suspected of having a disability, the District shall perform testing and evaluation services for the child.

If it is determined that a child meets eligibility requirements for exceptional student education, his/her parent(s) may enroll the child in the District's ESE program to receive a free appropriate public education, choose to educate the child in a home education program, or choose to access other educational options provided by State law, such as Personal Learning Scholarship Account (PLSA), McKay Scholarship Program, or Virtual Education. The District is not obligated to provide services to students with disabilities who are served in any way other than in the District's ESE program.

If the parent of a child with a disability who is currently enrolled in a home education program chooses to enroll the child full time in the District, the District shall provide a free appropriate public education in accordance with the terms of Policy 2460 – Exceptional Student Education, the Individuals with Disabilities Education Improvement Act (IDEIA), Section 504 of the Rehabilitation Act of 1973, and any other applicable Florida and Federal laws.

Revised 4/12/16

Revised 4/24/18

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Legal

F.S. 490.003

F.S. 1001.32(2)

F.S. 1001.41

F.S. 1002.20

F.S. 1002.41

F.S. 1002.45

F.S. 1003.01

F.S. 1003.21

F.S. 1003.26

F.S. 1006.03

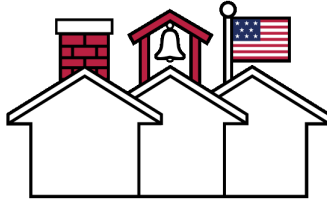
F.S. 1006.15

F.S. 1007.27

F.S. 1007.271

F.A.C. 6A-6.0331, General Education Intervention Procedures, Evaluation, Determination of Eligibility, Reevaluation and the Provision of Exceptional Student Education Services

FLDOE Home Education and ESE Services FAQs



Book	Policy Manual
Section	Vol. 19, No. 2 - Revised
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Adopted	August 13, 2013
Last Revised	April 24, 2018

1242 - PROFESSIONAL DEVELOPMENT

Professional Development System

Pursuant to State law, the School District will work collaboratively with the Florida Department of Education (FLDOE), public postsecondary institutions, State education foundations, teachers, consortia, and professional organizations, and business/community representatives in Florida to maintain a coordinated system of professional development. The purpose of the system is to increase student achievement, enhance classroom instructional strategies that promote rigor and relevance throughout the curriculum and prepare students for continuing education in the workforce.

The District's comprehensive professional development plan will incorporate school improvement plans, will align with the Florida Professional Development System Evaluation Protocol Standards, which support the framework for standards adopted by ~~the Learning Forward National Staff Development Council~~, and will align with the principal leadership training. Furthermore, the results of the performance evaluations of administrators conducted pursuant to State law and Board Policy 1220 will be used when identifying areas for which professional development is needed.

As part of its effort to develop and refine its professional development plan, the District will review and monitor school discipline data; school environment surveys; assessments of parental satisfaction; performance appraisal data of teachers, managers, and administrative personnel; and other performance indicators to identify school and student needs that can be met by improved professional performance.

The Board will provide funding for professional development as required by State law and the General Appropriations Act and will authorize expenditures from other sources to continuously strengthen the District's system of professional development. The plan will also provide for training for each teacher who will use materials that were purchased with funds allocated by the State for instructional materials, provide for in-service credit for the training, and document satisfactory completion of the training by each teacher.

The in-service activities for administrators shall focus on an analysis of student achievement data, the use of the Board-adopted evaluation program for instructional staff, ongoing formal and informal assessments of student achievement, identification and use of enhanced and differentiated instructional strategies that emphasize rigor, relevance, and reading in the content areas, enhancement of subject content expertise, integrated use of classroom technology that enhances teaching and learning, classroom management, parent involvement, and school safety.

The District shall also provide in-service activities and support targeted to the individual needs of new administrators participating in the professional development certification and education competency program.

The Superintendent shall establish and maintain an individual professional development plan for each administrator assigned to a school as a seamless component to the school improvement plans developed pursuant to State law. The individual professional development plan established by the Superintendent shall:

1. define the in-service objectives and specific measurable improvements expected in student performance as a result of the in-service activity;
2. include an evaluation component that determines the effectiveness of the professional development plan;
3. include in-service activities for school administrative personnel that address updated skills necessary for instructional leadership and effective school management;
4. provide for systematic consultation with regional and State personnel designated to provide technical assistance and evaluation of local professional development programs;
5. provide for delivery of professional development by distance learning and other technology-based delivery systems to reach more educators at lower costs;
6. provide for the continuous evaluation of the quality and effectiveness of professional development programs in order to eliminate ineffective programs and strategies and to expand effective ones. Evaluations must consider the impact of such activities on the performance of participating educators and their students' achievement and behavior.

By July 1st of each year and prior to the release of funds for instructional materials, pursuant to statutory requirements, the Superintendent will certify to the Commissioner of Education that the Board has approved a comprehensive professional development plan that requires fidelity of implementation of instructional materials that are in the first two (2) years of the adoption cycle. The report will also include verification that the training was provided.

Professional Learning Catalog

1. Components

As part of its coordinated system of professional development, the District will establish a Professional Learning Catalog (catalog) that outlines all professional learning opportunities, referred to as components, for all District employees from all funding sources. For each component, the catalog will include the following:

1. a title;
2. an identifying number assigned in accordance with the Florida Department of Education (FLDOE) Information Database Requirements: Volume II – Automated Staff Information System pursuant to F.S. 1008.385(2) and F.A.C. 6A-1.0014;
3. the maximum number of in-service points to be awarded for successful completion of the component, assigned in accordance with the specifications outlined in F.A.C. 6A-5.071(7);
4. a description of the specific objectives and activities to be completed; and,
5. the component evaluation criteria for determining the effectiveness of professional learning in:
 1. addressing the specific objectives;
 2. increasing educator knowledge and skills;
 3. changing educator dispositions or practice in the educational setting; and,
 4. improving student outcomes.

For each component for which in-service points will be awarded, the catalog will also include a description of any follow-up activities that will be required and support that will be provided to allow for successful completion of the component.

2. Review, Amendment, and Submission

Annually, the District shall conduct a review of the previous year's catalog program operations that results in a

determination of its effectiveness in the educational setting as measured by changes in educator practice and student outcomes, and use this information to make decisions about which components to continue, modify, or eliminate.

Based on the results of the review, and by September 1st, annually, the catalog will be updated and approved by the Board.

By October 1st of each year, the District will submit a letter to the Commissioner of Education verifying that the Board has approved the District's catalog and that it meets the criteria set forth in F.A.C. 6A-5.071. Any components of the District's catalog developed or modified after the annual approval of the catalog will be approved as an amendment by the Board.

3. Record Maintenance and Data Reporting

The following information will be maintained for each component:

-

1. dates the component was delivered;
2. names of component leaders;
3. names of participants and performance records;
4. evaluation of the component; and,
5. criteria for successful completion.

The following information will be maintained for each component participant:

1. title and number of the component;
2. dates of participation;
3. satisfactory or unsatisfactory completion; and,
4. number of in-service points to be awarded, eligibility of the points to be used for certification, and expiration date of the educator's certificate(s), if applicable. All requirements for renewal of a professional certificate on the basis of completion of in-service points pursuant to F.S. 1012.585 and F.A.C. 6A-4.0051 shall be met.

The District will report data information for all approved professional learning components through the FLDOE's automated data reporting procedures.

~~As required by State law, the District's comprehensive professional development plan will be updated by September 1st, annually. Any substantial revisions to the District's plan will be submitted to the FLDOE for their review for continued approval. The Superintendent will annually recommend for the School Board's consideration and adoption of the updated comprehensive professional development plan so that verification of the adoption can be submitted to the Commissioner of Education not later than October 1st of each year.~~

~~The Board will provide funding for professional development as required by State law and the General Appropriations Act and will authorize expenditures from other sources to continuously strengthen the District's system of professional development. The plan will also provide for training for each teacher who will use materials that were purchased with funds allocated by the State for instructional materials, provide for in-service credit for the training, and document satisfactory completion of the training by each teacher.~~

~~The in-service activities for administrators shall focus on the analysis of student achievement data, the use of the Board adopted evaluation program for instructional staff, ongoing formal and informal assessments of student achievement, identification and use of enhanced and differentiated instructional strategies that emphasize rigor, relevance, and reading in the content areas, enhancement of subject content expertise, integrated use of classroom technology that enhances teaching and learning, classroom management, parent involvement, and school safety.~~

~~The District shall also provide in-service activities and support targeted to the individual needs of new teachers participating in the professional development certification and education competency program.~~

~~Additionally, the District shall make available, on a space available basis, in-service activities to instructional personnel who are designated as administrators of nonpublic schools in the District and the State certified teachers who are not employed by the Board on a fee basis not to exceed the cost of the activity per all participants.~~

~~The Superintendent shall establish and maintain an individual professional development plan for each administrator assigned to a school as a seamless component to the school improvement plans developed pursuant to State law. The individual professional~~

development plan established by the Superintendent shall:

- A. ~~define the in-service objectives and specific measurable improvements expected in student performance as a result of the in-service activity;~~
- B. ~~include an evaluation component that determines the effectiveness of the professional development plan;~~
- C. ~~include in-service activities for school administrative personnel that address updated skills necessary for instructional leadership and effective school management;~~
- D. ~~provide for systematic consultation with regional and State personnel designated to provide technical assistance and evaluation of local professional development programs;~~
- E. ~~provide for delivery of professional development by distance learning and other technology-based delivery systems to reach more educators at lower costs;~~
- F. ~~provide for the continuous evaluation of the quality and effectiveness of professional development programs in order to eliminate ineffective programs and strategies and to expand effective ones. Evaluations must consider the impact of such activities on the performance of participating educators and their students' achievement and behavior.~~

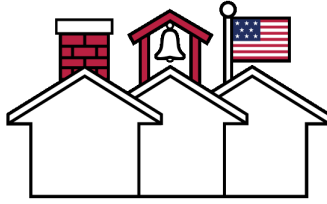
~~By July 1st of each year and prior to the release of funds for instructional materials, pursuant to statutory requirements, the Superintendent will certify to the Commissioner of Education that the Board has approved a comprehensive professional development plan that requires fidelity of implementation of instructional materials that are in the first two (2) years of the adoption cycle. The report will also include verification that the training was provided.~~

Revised 7/28/15

Revised 4/24/18

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Legal	F.S. 1001.42
	F.S. 1011.62
	F.S. 1011.67
	F.S. 1012.22
	F.S. 1012.34
	F.S. 1012.98
	F.S. 1012.985
	F.S. 1012.986



Book Policy Manual
Section Vol. 19, No. 2 - Revised
Title Copy of HOPE SCHOLARSHIPS
Code *po2371 HC/bd 06 27 19
Status
Adopted April 23, 2019

2371V2 - HOPE SCHOLARSHIPS

Students subjected to an incident of violence or bullying at school have the opportunity to seek a transfer to another District school with capacity or request a scholarship to attend an eligible private school.

Eligibility

Contingent upon availability, and on a first-come, first-served basis, a student in grade K-12 is eligible for a Hope Scholarship if ~~it is established that~~ the student was subjected to, and subsequently reported to the Principal, any of the following incidents (as set forth in F.S. 1002.40(3)) at school, on a school bus, at a school bus stop, at a school-related/sponsored program or activity, or at any other school location:

- A. battery;
- B. harassment (see Policy 5517.01 - Bullying and Harassment);
- C. hazing (see Policy 5516 - Student Hazing);
- D. bullying (see Policy 5517.01 - Bullying and Harassment);
- E. kidnapping;
- F. physical attack;
- G. robbery;
- H. sexual offenses (including harassment, assault, or battery) (see Policy 5517.02 - Sexual Violence);
- I. threat or intimidation; or
- J. fighting.

Investigation and Parental Notification of Hope Scholarship Program

Upon receipt of a report from a student of any of the incidents set forth herein, the Principal shall provide a copy of the report to the parent of the student and investigate the incident within fifteen (15) days to determine if the incident must be reported to the Florida Department of Education's (FLDOE) Automated Student Information System.

Within twenty-four (24) hours after receipt of the report, the Principal shall provide a copy of the report to the parent of the alleged offender and to the superintendent.

Upon conclusion of the investigation and a finding that the student was subjected to any of the incidents set forth herein, the District shall notify the parent of the existence of the Hope Scholarship Program using the Hope Scholarship Notification Form (Form IEPC-HS1) developed by the FLDOE and offer the parent an opportunity to enroll the student in another public school that has capacity or to request and receive, contingent upon available funds, and on a first-come, first-served basis, a scholarship to attend an eligible private school, subject to available funding.

In the event an investigation is not concluded within fifteen (15) days, the District shall notify the parent of the existence of the Hope Scholarship Program using the Hope Scholarship Notification Form (Form IEPC-HS1) developed by the FLDOE.

Parent Notification of Withdrawal to Eligible Private School

Parents who elect to attend an eligible private school through the Hope Scholarship Program must inform the District at the time of withdrawal.

Statewide Assessments

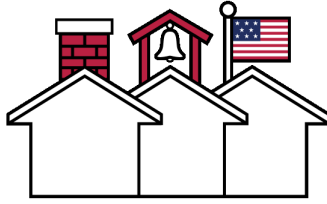
The District will notify any student who resides in the District and receives a Hope Scholarship, and his/her parent, about the locations and times to take all Statewide assessments. Parents shall be responsible for transporting the student to the assessment site.

Term of Hope Scholarship

A Hope Scholarship shall remain in force until the student graduates from high school.

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Legal F.S. 1002.40
 F.A.C. 6A-6.0951



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Status
Adopted August 13, 2013
Last Revised March 4, 2014

2460.01— LEAST RESTRICTIVE ENVIRONMENT

~~The administration and delivery of special education programs and services should be within the District and at the school at which a student would regularly attend, unless determined otherwise by a student's Individualized Education Plan (IEP) Team. Further, the Board endorses a commitment to the provision of a continuum of special education programs and services to students with disabilities within the District.~~

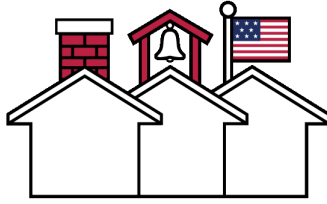
~~Placement options shall follow a continuum of services model to ensure that every student with a disability is provided a Free and Appropriate Public Education (FAPE) in the Least Restrictive Environment (LRE). To that end, every attempt will be made to first serve disabled students in the context of a regular education classroom. Segregation of exceptional students will occur only when the nature or severity of the exceptionality is such that education in regular classes with the use of supplementary aids and services cannot be achieved satisfactorily. Other more restrictive environments such as: resource rooms, self-contained categorical classrooms, or settings outside of a District school will be considered only when placement in the regular classroom has been documented by the IEP Team to be inappropriate for the student's educational needs.~~

~~A more detailed description of the procedures followed in this regard can be found in the District's Exceptional Student Education Plan.~~

~~Revised 3/4/14~~

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Legal F.S. 1001.41, 1001.42, 1003.01(3), 1003.57
20 U.S.C. 1400 et seq.



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Last Revised	April 24, 2018

3242 - PROFESSIONAL DEVELOPMENT

Professional Development System

Pursuant to State law, the School District will work collaboratively with the Florida Department of Education (FLDOE), public postsecondary institutions, State education foundations, teachers, consortia, and professional organizations, and business/community representatives in Florida to maintain a coordinated system of professional development. The purpose of the system is to increase student achievement, enhance classroom instructional strategies that promote rigor and relevance throughout the curriculum, and prepare students for continuing education and the workforce.

The District's comprehensive professional development plan will incorporate school improvement plans, and will align with the Florida Professional Development System Evaluation Protocol Standards, which support the framework for standards adopted by Learning Forward the National Staff Development Council. Furthermore, the results of the annual needs assessment and performance evaluations of instructional staff members conducted pursuant to State law and Board Policy 3220 will be used when identifying the areas for which professional development is needed. As part of its effort to develop and refine its professional development plan, the District will review and monitor school discipline data; school environment surveys; assessments of parental satisfaction; performance appraisal data of teachers, managers, and administrative personnel; and other performance indicators to identify school and student needs that can be met by improved professional performance.

~~As required by State law, the District's comprehensive professional development plan will be updated by September 1st annually. Any substantial revisions to the District's plan will be submitted to the FLDOE for their review for continued approval. The Superintendent will annually recommend for the School Board's consideration and adoption the updated comprehensive professional development plan, so that verification of the adoption can be submitted to the Commissioner of Education not later than October 1st of each year.~~

The Board will provide funding for professional development as required by State law and the General Appropriations Act and will authorize expenditures from other sources to continuously strengthen the District's system of professional development. The plan will also provide for training for each teacher who will use materials that were purchased with funds allocated by the State for instructional materials, provide for in-service credit for the training, and document satisfactory completion of the training by each teacher.

The in-service activities for instructional personnel shall focus on analysis of student achievement data, ongoing formal and informal assessments of student achievement, identification and use of enhanced and differentiated instructional strategies that emphasize rigor, relevance, and reading in the content areas, enhancement of subject content expertise, integrated use of classroom technology that enhances teaching and learning, classroom management, parent involvement, and school safety. Additionally, in-service activities will be made available for instructional personnel of nonpublic schools in the District and the State certified teachers who are not employed by the Board on a fee basis not to exceed the cost of the activity per all participants.

The District shall also provide in service activities and support targeted to the individual needs of new teachers participating in the professional development certification and education competency program.

School principals may, but are not required to, establish and maintain an individual professional development plan for each instructional employee assigned to the school. The individual professional development plan must:

- A. be related to specific performance data for the students to whom the teacher is assigned;
- B. define the in-service objectives and specific measurable improvements expected in student performance as a result of the in-service activity;
- C. include an evaluation component that determines the effectiveness of the professional development plan.

Professional Development Certification and Education Competency Program

The District will develop, and implement upon approval of the FLDOE, a competency-based professional development certification program by which members of the District's instructional staff with a State-issued temporary certificate may satisfy the mastery of professional preparation and education competence requirements specified in State law and rules of the State Board of Education.

The program shall include the components set forth in State law, including but not limited to the specification of a minimum period of initial preparation before the participating staff member assumes the duties as the teacher of record, an assessment of teaching performance pursuant to Policy 3220 - Evaluation of Instructional Personnel, and the assignment of an experience peer mentor to each participant. Peer mentors utilized in this program must hold a valid professional certificate pursuant to State law, must have earned at least three (3) years of teaching experience in prekindergarten through grade 12, and must have earned an effective or highly effective rating on the prior year's performance evaluation.

Certification of an Approved Comprehensive Professional Development Plan

By July 1st of each year and prior to the release of funds for instructional materials, pursuant to statutory requirements, the Superintendent will certify to the Commissioner of Education that the Board has approved a comprehensive professional development plan that requires fidelity of implementation of instructional materials that are in the first two (2) years of the adoption cycle. The report will also include verification that the training was provided.

Professional Learning Catalog

1. Components

As part of its coordinated system of professional development, the District will establish a Professional Learning Catalog (catalog) that outlines all professional learning opportunities, referred to as components, for all District employees from all funding sources. For each component, the catalog will include the following:

-
1. a title;
-
2. an identifying number assigned in accordance with the FLDOE Information Database Requirements: Volume II – Automated Staff Information System pursuant to F.S. 1008.385(2) and F.A.C. 6A-1.0014;
-
3. the maximum number of in-service points to be awarded for successful completion of the component, assigned in accordance with the specifications outlined in F.A.C. 6A-5.071(7);
-
4. a description of the specific objectives and activities to be completed; and,
-
5. the component evaluation criteria for determining the effectiveness of professional learning in:
 -
 1. addressing the specific objectives;
 -
 2. increasing educator knowledge and skills;
 -
 3. changing educator dispositions or practice in the educational setting; and,
 -
 4. improving student outcomes.
-

For each component for which in-service points will be awarded, the catalog will also include a description of any follow-up activities that will be required and support that will be provided to allow for successful completion of the component.

2. **Review, Amendment, and Submission**

Annually, the District shall conduct a review of the previous year's catalog program operations that results in a determination of its effectiveness in the educational setting as measured by changes in educator practice and student outcomes, and use this information to make decisions about which components to continue, modify, or eliminate.

Based on the results of the review, and by September 1st, annually, the catalog will be updated and approved by the Board.

By October 1st of each year, the District will submit a letter to the Commissioner of Education verifying that the Board has approved the District's catalog and that it meets the criteria set forth in F.A.C. 6A-5.071. Any components of the District's catalog developed or modified after the annual approval of the catalog will be approved as an amendment by the Board.

3. **Record Maintenance and Data Reporting**

The following information will be maintained for each component:

-

1. dates the component was delivered;
-
2. names of component leaders;
-
3. names of participants and performance records;
-
4. evaluation of the component; and,
-
5. criteria for successful completion.

The following information will be maintained for each component participant:

1. **title and number of the component;**
-
2. **dates of participation;**
-
3. **satisfactory or unsatisfactory completion; and,**
-
4. **number of in-service points to be awarded, eligibility of the points to be used for certification, and expiration date of the educator's certificate(s), if applicable. All requirements for renewal of a professional certificate on the basis of completion of in-service points pursuant to F.S. 1012.585 and F.A.C. 6A-4.0051 shall be met.**

The District will report data information for all approved professional learning components through the FLDOE's automated data reporting procedures.

Revised 3/4/14
Revised 4/24/18

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Legal

F.S. 1001.42

F.S. 1011.62

F.S. 1011.67

F.S. 1012.22

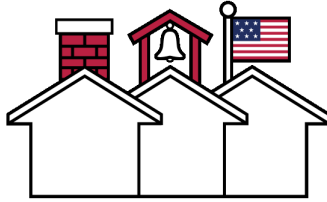
F.S. 1012.34

F.S. 1012.56

F.S. 1012.98

F.S. 1012.985

F.S. 1012.986



Book Policy Manual
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Adopted August 13, 2013

4242 - PROFESSIONAL DEVELOPMENT

Professional Development System

The School Board believes that training is a prerequisite for continued growth of staff and, therefore, pursuant to State law, requires encourages the participation of support staff members to participate in in-service and other training programs.

By July 1st of each year and prior to the release of funds for instructional materials, pursuant to statutory requirements, the Board shall approve a comprehensive staff development plan that requires fidelity of implementation of instructional materials that are in the first two (2) years of the adoption cycle.

The staff development plan shall provide for training for each staff member who will use the materials in their assignment and require documentation of satisfactory completion of the training by each staff member.

In addition to requiring training about the fidelity of instructional materials for those support staff who may use them, incorporating school improvement plans, and aligning with principal leadership training, tThe District's staff development plan shall require necessary and appropriate training for the various classifications of support staff, including, but not limited to, job-specific skills training, training related to the *School Safety and Security Plan*, and any other training required by State or Federal law

The Superintendent shall annually report to the Board on the implementation of the District's staff development plan.

Professional Learning Catalog

1. **Components**

As part of its coordinated system of professional development, the District will establish a Professional Learning Catalog (catalog) that outlines all professional learning opportunities, referred to as components, for all District employees from all funding sources. For each component, the catalog will include the following:

1. **a title;**
2. **an identifying number assigned in accordance with the FLDOE Information Database Requirements: Volume II – Automated Staff Information System pursuant to F.S. 1008.385(2) and F.A.C. 6A-1.0014;**
3. the maximum number of in-service points to be awarded for successful completion of the component, assigned in accordance with the specifications outlined in F.A.C. 6A-5.071(7);

4. a description of the specific objectives and activities to be completed; and,
5. the component evaluation criteria for determining the effectiveness of professional learning in:
 1. addressing the specific objectives;
 2. increasing employee knowledge and skills;
 3. changing employee dispositions or practice in the educational setting; and,
 4. improving student outcomes.

For each component for which in-service points will be awarded, the catalog will also include a description of any follow-up activities that will be required and support that will be provided to allow for successful completion of the component.

2. Review, Amendment, and Submission

Annually, the District shall conduct a review of the previous year's catalog program operations that results in a determination of its effectiveness in the educational setting as measured by changes in educator practice and student outcomes, and use this information to make decisions about which components to continue, modify, or eliminate.

Based on the results of the review, and by September 1st, annually, the catalog will be updated and approved by the Board.

By October 1st of each year, the District will submit a letter to the Commissioner of Education verifying that the Board has approved the District's catalog and that it meets the criteria set forth in F.A.C. 6A-5.071. Any components of the District's catalog developed or modified after the annual approval of the catalog will be approved as an amendment by the Board.

3. Record Maintenance and Data Reporting

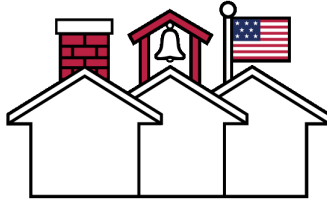
The following information will be maintained for each component:

1. dates the component was delivered;
2. names of component leaders;
3. names of participants and performance records;
4. evaluation of the component; and,
5. criteria for successful completion.

The following information will be maintained for each component participant:

1. title and number of the component;
2. Dates of participation;
3. Satisfactory or unsatisfactory completion; and,
4. number of in-service points to be awarded, eligibility of the points to be used for certification, and expiration date of the educator's certificate(s), if applicable. All requirements for renewal of a professional certificate on the basis of completion of in-service points pursuant to F.S. 1012.585 and F.A.C. 6A-4.0051 shall be met.

The District will report data information for all approved professional learning components through FLDOE's automated data reporting procedures.



Book	Policy Manual
Section	Vol. 19, No. 2 - Revised
Title	Copy of ENTRANCE REQUIREMENTS
Code	*po5112 HC/bd 06 12 19
Status	
Adopted	August 13, 2013
Last Revised	April 23, 2019

5112 - **ENTRANCE REQUIREMENTS**

The School Board hereby establishes entrance age requirements for students which are consistent with statute and sound educational practice and requires the equitable treatment of all eligible children.

Pursuant to State law, all children who have attained the age of six (6) years or who will have attained the age of six (6) years by February 1st of any school year or who are older than six (6) years of age but who have not attained the age of sixteen (16) years, except as otherwise provided in Florida statute, are required to attend school regularly during the entire school term. Further, all children enrolling in a District school shall meet the immunization requirements set forth in F.S. 1003.22, as well as provide evidence of a physical exam as required by State law.

The Superintendent may require evidence of the age of any child who seeks to enroll in the District or who the Superintendent believes to be within the limits of compulsory attendance as provided by law; however, the Superintendent will not require evidence from any child who meets regular attendance requirements by attending any of the following schools or programs:

- A. a parochial, religious, or denominational school;
- B. a private school supported in whole or in part by tuition charges or by endowments or gifts;
- C. a home education program that meets the requirements of F.S. Chapter 1002; or
- D. a private tutoring program that meets the requirements of F.S. Chapter 1002.

In addition, consistent with rules adopted by the State Board of Education, children with disabilities who have attained the age of three (3) years shall be eligible for admission to the District's special education programs and for related services. Children with disabilities younger than three (3) years of age who are deaf or hard of hearing, visually impaired, dual sensory impaired, orthopedically impaired, other health impaired, who have experienced traumatic brain injury, who have autism spectrum disorder, established conditions, or who exhibit developmental delays or intellectual disabilities may be eligible for special programs and may receive services in accordance with rules of the State Board of Education. The identification of established conditions for children birth through two (2) years of age and developmental delays for children birth through five (5) years of age shall be in accordance rules adopted by the State Board of Education.

Further, as required by F.S. 1003.22 and Policy 5320, Immunization and Health Examination, all children enrolling in a District school shall meet the immunization requirements set forth in State law, as well as provide evidence of a physical exam as required by State law.

Kindergarten

Children entering kindergarten in this District for the first time must comply with F.S. 1003.21 regarding entry age. A child must be five (5) years old on or before September 1st, in order to meet the Florida age requirement for kindergarten. A child under

age six (6) who is enrolled in kindergarten will be considered of compulsory school age.

First Grade

Children entering first grade in this District for the first time must comply with F.S. 1003.21. Any child who has attained the age of six (6) years on or before September 1st of the school year and who has been enrolled in a public school or who has attained the age of six (6) years on or before September 1st and has satisfactorily completed the requirements for kindergarten in a non-public school, or who otherwise meets the criteria for admission or transfer in a manner similar to that applicable to other grades, shall progress according to the District's student progression plan.

Students transferring to first grade from a kindergarten program other than the one offered by the District will need written verification of satisfactory completion of kindergarten from the public or non-public school attended. Home education is not an option. Verification forms are available at each elementary school.

Initial Entry

- A. Children entering the District for the first time must comply with F.S. 1003.21 and with the District's *Student Progression Plan*. Students must have an immunization record on file at the school. Any student who does not have the proper immunization shall be temporarily excluded from attendance until compliance has been documented.
- B. Each child who is entitled to admittance to kindergarten or is entitled to any other initial entrance into a public school in the District must have a certification of a school-entry health examination performed within one (1) year before enrollment in school. Students transferring into the District from a school within the State of Florida who have completed physical examination form as part of their school record need not be re-examined. Examinations taken out-of-state may be accepted if performed within one (1) year of entry and include documentation and reported on the official forms of the physician. A student shall have up to thirty (30) school days to present a certification of a school-entry health examination. Children and youths who are experiencing homelessness and children who are known to the Department as homeless, as defined in F.S. 39.0016, shall be given a temporary exemption for thirty (30) school days. The school health services plan shall contain provisions to assist students in obtaining the health examinations.
- C. A child may be exempt from the required health examination and/or immunization upon written request of the parent or guardian of such child stating an objection to examination and/or immunization on religious grounds or for medical reasons certified by a competent medical authority.
- D. Any student and/or his/her parent(s) who enters the District for the first time must disclose the following information at the time of enrollment:
 1. prior school expulsions;
 2. arrests resulting in a charge;
 3. juvenile justice actions; and
 4. any corresponding referrals to mental health services by a school district that the student previously attended.

Any student who discloses any of the above-referenced matters is subject to the provisions of the Code of Student Conduct, Policy 5500, and Policy 5610 relating to disciplinary placement and/or assignment of students.

MAXIMUM AGE FOR ATTENDANCE IN THE REGULAR HIGH SCHOOL PROGRAM

A student reaching the age of twenty (20) years on or before September 1st of any year shall be considered ineligible for attendance in high school. The student shall be informed of opportunities to continue his/her education in a different environment, including, but not limited to, adult education and high school equivalency examination preparation. However, exceptional education students may remain in school until the student earns a standard diploma up through and including the school year in which the student turns twenty-two (22) years of age.

- A. Any parent/guardian of a student under the age of eighteen (18) or an adult student when initially enrolling in a District school for the first time shall be required to present:
 1. certification of immunization as required by the Department of Health; (An exemption may be granted as provided in F.S. 1003.22)
 2. evidence of date of birth pursuant to F.S. 1003.21;

3. evidence of health examination pursuant to F.S. 1003.22;
4. proof of residency in Indian River County; and
5. a report card from the last school attended if the student has previously been enrolled in another school. (In the absence of a report card the student shall be temporarily assigned to the grade deemed appropriate until a copy of the official record is received.)

The person enrolling the student will be required to complete the enrollment form. The form includes a section that identifies the persons authorized to remove the student from school for proper and legitimate purposes other than the students' parents. The number of authorized adults is limited to six (6). Only the person enrolling the student has the right to change the name(s) of the person(s) on the list. Each parent will have the right to pick-up, visit, and meet with his/her student at school, without the need for consent, unless the school has received a certified copy of an enforceable court order that provides to the contrary. A certified copy of an enforceable court order is also required to change names on the enrollment form.

- B. Voluntary Pre-Kindergarten—A student who has attained or will attain the age of four (4) years on or before September 1st of the school year shall be eligible for admission to voluntary pre-kindergarten.
- C. Students, who are participating in a home education program in accordance with F.S. 1002.41, may be admitted to the public schools of this District on a part-time basis. Admission consideration is restricted to middle and high schools and the following shall apply:
 1. Students in home education who wish to attend public schools must have met the criteria for a home education program during the entire semester immediately prior to the time of admission, meet the same registration requirement as full-time students, and enroll for and attend at least one (1) regularly scheduled class period at the zoned school. Such students must register prior to the start of the semester they will attend. Students enrolled in public school full time will be given priority in course registration. Homeschooled students who are excluded from a class/course at their zoned school due to space limitation may attend another school if space in that class/course is available and a variance is granted. Students in exceptional student education will be provided services as required by law.
 2. Students enrolled in home education programs who have requested to participate in an extra-curricular activity that requires enrollment in a curricular program will be allowed to register for the program immediately with no requirement for one (1) full prior semester of home education enrollment. The student's eligibility to participate in extra-curricular activities shall be governed by F.S. 1006.15.
 3. The District is not responsible for the transportation of students in a home education program to or from the school. The school Principal will establish the time and place for arrival and departure of home education students. Students who attend school on a part-time basis are subject to all applicable rules and regulations pertaining to full-time students, including required immunization. Attendance on a part-time basis does not entitle the student to participate in non-interscholastic, extra-curricular activities, including graduation events.

Verification of Residence

Verification of a parent or guardian's residence shall be required at the time the child registers in a District school. Verification of residence may also be required at any other time at the discretion of the Superintendent.

Notification of in Loco Parentis

In cases in which a student is temporarily not residing with his/her parents or legal guardian for a short period of time, the parent or legal guardian of the student shall designate in writing that adult person with whom the student resides who stands in loco parentis to the student in order for him/her to be admitted or continue in school. This statement shall be notarized and presented to the principal.

Revised 3/24/15
 Revised 7/28/15
 Revised 4/12/16
 Revised 12/11/18
 Revised 4/23/19

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F.S. 1003.01

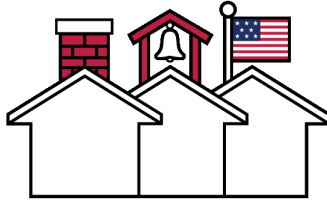
F.S. 1003.21

F.S. 1003.22

F.S. 1006.07

F.S. 1012.584

F.A.C. 6A-1.0985



Book	Policy Manual
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Title	Copy of ABSENCES FOR RELIGIOUS HOLIDAYS
Code	*po5225 HC/bd 6 12 19 District Requested
Status	
Adopted	August 13, 2013
Last Revised	April 12, 2016

5225 - **ABSENCES FOR RELIGIOUS HOLIDAYS**

It is the policy of the School Board that absences from school for observance of a religious holiday or because the tenets of a student's religion forbid secular activity during a school day or portion thereof shall be excused subject to compliance with this policy.

The following is a list of religious holidays ~~for the 2015-2016 school year~~ for which student absences will be excused:

A. August

1. Fast in Honor of the Holy Mother of Lord Jesus (Eastern Orthodox Christian)
2. Lammas (Christian and Wicca)
3. Lughnassad (Northern Hemisphere)/Imbolc (Southern Hemisphere) (Wicca Pagan)
4. Transfiguration of the Lord (Eastern Orthodox Christian)
5. Obon (Shinto)
6. Dormition of the Theotokos (Eastern Orthodox Christian)
7. Feast of the Assumption of the Blessed Virgin Mary (Catholic Christian)
8. Raksha Bandhan (Hindu)
9. Beheading of John the Baptist (Christian)

B. September

1. Ecclesiastical Year begins (Orthodox Christian)
2. Krishna Janmashtami - Hindu
3. Nativity of Mary (Christian)
4. The Elevation of the Holy Cross (Eastern Orthodox Christian)

5. Rosh Hashanah* (Jewish begins sundown)
6. Ganesha Chaturthi (Hindu)
7. Paryushana Parva (Jain)
8. Waqfal Arafa - Hajj (Islam begins sundown)
9. Yom Kippur (Jewish)
10. Mabon (Wicca/Pagan begins sundown on 22nd)
11. Ostara (Wicca/Pagan begins sundown on 22nd)
12. Eid al Adha - Sacrifice Day (Islam begins sundown)
13. Meskel (Ethiopian Orthodox Christian)
14. Sukkot (Jewish begins sundown)
15. Michael and All Angels (Christian)

C. October

1. Saint Francis Day (Christian)
2. Shemini Atzeret (Jewish begins sundown)
3. Simchat Torah (Jewish begins sundown)
4. Navaratri (Hindu)
5. Hijra - New Year (Islam begins sundown)
6. Birth of B'ab (Baha'i begins sundown)
7. Installation of the Scriptures of Guru Granth (Sikh)
8. Dasara (Hindu)
9. Saint George's Day (Christian)
10. Ashura (Islam begins sundown)
11. Reformation Day (Protestant Christian)
12. Milvian Bridge Day (Christian)
13. All Hallows Eve (Christian)
14. Samhain (northern hemisphere)/Beltan (southern hemisphere) (Wicca/Pagan begins sundown)

D. November

1. All Saints' Day (Christian)
2. All Souls' Day (Christian)
3. Deepavali (Hindu)
4. Diwali (Deepavali) (Hindu/Jain/Sikh)
5. Birth of Baha'u'llah (Baha'i begins sundown)

6. New Year (Jain)
7. Advent/Nativity Fast begins (Orthodox Christian)
8. Christ the King (Christian)
9. Guru Tegh Bahadur Martyrdom (Sikh)
10. Guru Nanak Dev Sahib birthday (Sikh)
11. Thanksgiving (Interfaith USA)
12. Day of Covenant (Baha'i)
13. Ascension of 'Abdu'l Baha (Baha'i begins sundown)
14. Advent begins (Christian)
15. Saint Andrew's Day (Christian)

E. December

1. Saint Nicholas Day (Christian)
2. Hanukkah (Judaism begins sundown)
3. Rohatsu (Bodhi Day) (Buddhist)
4. Immaculate Conception (Christian)
5. Advent Fast begins (Orthodox Christian)
6. Feast Day of Our Lady of Guadalupe (Catholic Christian)
7. Posada Navidenas (Christian)
8. Yule (Wicca (northern hemisphere - begins sundown) and Christian)/Litha (Wicca (southern hemisphere))
9. Mawlid an Nabi (Islam begins sundown)
10. Christmas (Christian)
11. Zarathosht Diso (Zoroastrian)
12. Feast of the Holy Family (Catholic Christian)
13. Holy Innocents (Christian)
14. Watch Night (Christian)

F. January

1. Mary, Mother of God (Catholic Christian)
2. Feast Day of St. Basil (Orthodox Christian)
3. Gantan-sai (New Years) (Shinto)
4. Twelfth Night (Christian)
5. Guru Gobind Singh birthday (Sikh)

6. Epiphany (Christian)
7. Feast of Epiphany (Theophany) (Orthodox Christian)
8. Dia de los Reyes (Three Kings Day) (Christian)
9. Nativity of Christ (Armenian Orthodox)
10. Feast of the Nativity (Orthodox Christian)
11. Feast of the Holy Family (Catholic Christian)
12. Baptism of the Lord Jesus (Christian)
13. Maghi (Sikh)
14. Blessing of the Animals (Hispanic Catholic Christian)
15. World Religion Day (Baha'i)
16. Week of Prayer for Christian Unity (Christian)
17. Timkat (Ethiopian Orthodox Christian)
18. Mahayana New Year (Buddhist)
19. Conversion of St. Paul (Christian)
20. Tu B'shvat (Jewish)

G. February

1. Clean Monday (Orthodox Christian)
2. Candlemas - Presentation of Christ in the Temple (Christian)
3. Imbolic (Wicca - northern hemisphere)/Lughnassad (Wicca - southern hemisphere)
4. Saint Brigid of Kildare (Celtic Christian)
5. St. Blaze Day (Christian)
6. Setsebun sai (Shinto)
7. Four Chaplains Sunday (Interfaith)
8. Transfiguration Sunday (Christian)
9. Chinese New Year (Confucian, Daoist, Buddhist)
10. Shrove Tuesday (Christian)
11. Ash Wednesday (Christian)
12. Triodion (Orthodox Christian)
13. Vasant Panshami (Hindu)
14. St. Valentine's Day (Christian)
15. Nirvana Day (Buddhist)
16. Intercalary Days (Baha'i)

H. March

1. St. David of Wales (Christian)
2. Nineteen Day Fast (Baha'i)
3. Orthodox Sunday (Orthodox Christian)
4. Maha Shivaratri (Hindu)
5. Cheesefare Sunday (Orthodox Christian)
6. L. Ron Hubbard's Birthday (Church of Scientology)
7. Ostara (Wicca - northern hemisphere)/Mabon (Wiccan - southern hemisphere)
8. Palm Sunday (Christian)
9. Norooz (New Year) (Persian/Zoroastrian)
10. Naw-Rúz (New Year) (Baha'i)
11. Annunciation of the Blessed Virgin Mary (Catholic Christian)
12. Good Friday (Christian)
13. Easter (Christian)
14. Khordad Sal (Birth of Prophet Zaranthushtra) (Zoroastrian)
15. Mahavir Jayanti (Jain)

I. April

1. Hindu New Year (Hindu)
2. Ramayana (Hindu)
3. Baisakhi (Vaisakhi) (Sikh)
4. Ramanavami (Hindu)
5. First Day of Ridvan (Baha'i)
6. Hanuman Jayanti (Hindu)
7. Theravadin New Year (Buddhist)
8. Pesach (Passover) (Jewish)
9. St. George's Day (Christian)
10. Lazarus Saturday (Orthodox Christian)
11. Palm Sunday (Orthodox Christian)
12. Ninth Day of Ridvan (Baha'i)
13. Holy Friday (Orthodox Christian)
14. St. James the Great Day (Orthodox Christian)

15. Mahavir Jayanti (Jain)

J. May

1. Pascha (Easter) (Orthodox Christian)
2. Beltane (Wicca - northern hemisphere)/Samhain (Wicca - southern hemisphere)
3. Twelfth Day of Ridvan (Baha'i)
4. Saints Philip & James (Christian)
5. National Day of Prayer (Interfaith USA)
6. Lailat al Miraj (Islam)
7. Yom HaShoah (Jewish)
8. National Day of Prayer (Interfaith USA)
9. Ascension of Jesus (Christian)
10. Yom Ha'Atzmaut (Jewish)
11. Visakha Puja (Buddhist)
12. Pentecost (Christian)
13. Lailat al Bara'ah (Islam)
14. Trinity Sunday (Christian)
15. Declaration of the Bab (Baha'i)
16. Lailal al Bara'a (Islam)
17. Lag B'Omer (Jewish)
18. Corpus Christi (Catholic Christian)
19. Ascension of Baha'u'llah (Baha'i)

K. June

1. Ascension of Jesus (Orthodox Christian)
2. Sacred Heart of Jesus (Catholic Christian)
3. Ramadan begins (Islam)
4. St. Columba of Iona (Celtic Christian)
5. Ascension of Jesus (Orthodox Christian)
6. Shavuot (Jewish)
7. Guru Arjan martyrdom (Sikh)
8. New Church Day (Swedenborgian Christian)
9. Pentecost (Orthodox Christian)

10. Litha (Wicca - northern hemisphere)
11. Yule (Wicca - southern hemisphere)
12. All Saints (Orthodox Christian)
13. Feast Day of Saints Peter and Paul (Christian)

Periodically, the Superintendent may consult with religious institutions and leaders in the community with regard to modification of the above list of religious holidays. The Board, however, is not bound by the information provided to the Superintendent by religious institutions and leaders.

The Superintendent shall establish procedures and time limits to be observed:

- A. by students, teachers, and administrators in making available to each student, so excused, an opportunity to make up any examination, study, or work assignment which has been missed;
- B. by a student's parent(s) or guardian when giving prior notice of the student's intended absence; and
- C. when giving affected students and parents an opportunity to be heard in connection with the decision not to excuse an absence on a day or portion thereof which is not included in the above list of religious holidays.

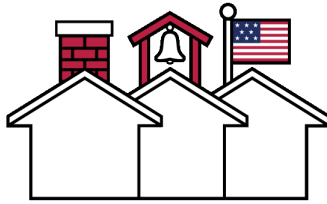
Revised 4/12/16

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F.S. 1003.21

F.A.C. 6A-1.09514



Book	Policy Manual
Section	Vol. 19, No. 2 - Revised
Title	Copy of STUDENT CONDUCT
Code	*po5500 HC/bd 06 27 19
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Adopted	August 13, 2013
Last Revised	December 11, 2018

5500 - **STUDENT CONDUCT**

Respect for law and for those persons in authority shall be expected of all students. This includes conformity to school rules as well as general provisions of law affecting students. Respect for the rights of others, consideration of their privileges, and cooperative citizenship shall also be expected of all members of the school community.

Respect for real and personal property; pride in one's work; achievement within the range of one's ability; and exemplary personal standards of courtesy, decency, and honesty shall be maintained in the schools of this District.

The School Board has zero tolerance for conduct that poses a ~~serious~~ threat to school safety. Zero tolerance policies must apply equally to all students, ~~and are not intended to be rigorously applied to petty acts of misconduct and misdemeanors. This zero tolerance policy does not require the reporting of petty acts of misconduct and misdemeanors to a law enforcement agency. Petty acts of misconduct, include, but are not limited to, disorderly conduct, disrupting a school function, simple assault or battery, verbal abuse or use of profanity, cheating, theft of less than \$300, trespassing, and vandalism of less than \$1,000, possession or use of tobacco, and other school-based offenses delineated in the Code of Student Conduct.~~

Florida law requires that students found to have committed one of the following offenses:

- A. bringing a firearm or weapon, as defined in F.S. Chapter 790, to school, to any school function, or onto any school-sponsored transportation, or possessing a firearm at school; or
- B. making a threat or false report, as defined by F.S. 790.162 and 790.163, involving school or school personnel's property, school transportation, or a school-sponsored activity;

shall be expelled, with or without continuing educational services, from the student's regular school for a period of not less than one (1) full year, and shall be referred to mental health services identified by the District and, the criminal justice or juvenile justice system.

The Superintendent may consider the one (1) year expulsion requirement on a case-by-case basis and request that the Board modify the requirement by assigning a student to a disciplinary program or second chance school. The Superintendent's request for modification must be in writing, and may only be presented to the Board for consideration if the student and/or the student's parent(s) agree in writing to accept the Superintendent's recommendation. The Board may approve the request if it is determined to be in the best interest of the student and the school system. If a student committing either of the offenses enumerated above is a student who has a disability, the Board shall comply with applicable State Board of Education rules for discipline of such students.

The District shall enter into agreements with local law enforcement specifying procedures so that acts that pose a ~~serious~~ threat to school safety, whether committed by a student or adult, are reported to a law enforcement agency having jurisdiction.

Those acts that pose a ~~serious~~ threat to school safety include, but are not limited to,:

- A. possession of firearms or other weapons
- B. placing, discharging, or throwing an explosive item or noxious substance or making threats to do so
- C. arson
- D. felony assault
- E. threats of unsafe and potentially harmful, dangerous, violent, or criminal activities

Petty acts of misconduct that are not a threat to school safety do not require consultation with law enforcement.

The following are typically considered petty acts of misconduct, although each act must be examined on a case-by-case basis to determine whether or not the act constitutes a threat to school safety requiring consultation with law enforcement:

- A. disorderly conduct
- B. disrupting a school function
- C. simple assault or battery
- D. verbal abuse or use of profanity
- E. cheating
- F. theft of less than \$300, trespassing, and vandalism of less than \$1,000
- G. possession or use of tobacco

Notwithstanding any other provision of Board policy, pursuant to F.S. 1006.13(5), any student found to have committed an act of assault or aggravated assault, or battery or aggravated battery, on any elected official of the School District, teacher, administrator, or other School District personnel, shall be recommended for expulsion or placement in an alternative school setting, as appropriate, for a minimum period of one (1) year. Upon being charged with such offense, the student shall be removed from the classroom immediately and placed in an alternative school setting pending disposition.

The Code of Student Conduct that is adopted annually shall provide for review of a decision to suspend or expel a student pursuant to this policy and the Code, consistent with F.S. 1006.07.

Furthermore, if the Board receives notice from the Department of Juvenile Justice, as required by law, that a student enrolled in the District has been adjudicated guilty of or delinquent for, or is found to have committed, regardless of whether adjudication is withheld, or pleads guilty or *nolo contendere* to, a felony violation as set forth in F.S. 1006.13(6)(a), the Board shall, pursuant to State law and the adopted cooperative agreement with the Department of Juvenile Justice, require that any no contact order entered by a court be enforced and that all of the necessary steps be taken to protect the victim of the offense, or a sibling of the victim.

Students may be subject to discipline for violation of the Positive Climate and Discipline Code of Student Conduct even if that conduct occurs on property not owned or controlled by the Board but that is connected to activities or incidents that have occurred on property owned or controlled by the Board, or conduct that, regardless of where it occurs, is directed at a Board official or employee, or the property of such official or employee.

The principal shall notify~~require that~~ all school personnel ~~are properly informed~~ as to their responsibilities regarding:

1. incident~~suspicious activity~~ reporting,
2. that ~~appropriate delinquent acts~~acts which pose a threat to school safety and crimes are properly reported to the principal, and
3. that the disposition of the incident is ~~actions taken in cases with special circumstances are~~ properly ~~taken and~~ documented.

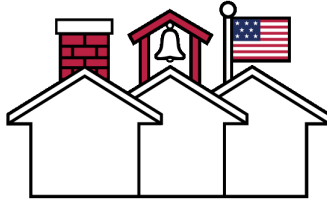
Student conduct shall be governed by the rules and provisions set forth in the Code of Student Conduct which is reviewed and adopted annually in accordance with F.S. Chapter 120.

The Code of Student Conduct shall contain provisions for the assignment of violent or disruptive students to an alternative educational program and/or referral of such students to mental health services identified by the District.

Revised 12/11/18

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Legal	F.S. 1006.07
	F.S. 1006.13
	F.S. 1012.584



Book Policy Manual
Section Vol. 19, No. 2 - Revised
Title Copy of THE SCHOOLS AND INVESTIGATIONS INVOLVING STUDENTS
Code *po5540 HC/bd 06 12 19
Status
Adopted August 13, 2013

5540 - THE SCHOOLS AND INVESTIGATIONS INVOLVING STUDENTS

The School Board recognizes that all employees and agents of the Board have an affirmative duty to cooperate with law enforcement agencies and the Department of Children and Family Services and comply with investigations relating to child abuse, abandonment, and neglect, or an alleged unlawful sexual offense involving a child. As provided herein, Principal may also assist authorities in their investigations of other violations of law in which students are alleged to be involved.

When law enforcement authorities or officials from the Department of Children and Family Services arrive at the school and wish to interview a student or investigate an alleged violation of law, they must contact the Principal indicating the nature of their investigation and expressing their desire to question a student or students.

Investigation of Child Abuse/Neglect Under the Child Protection Act by a Public Children's Service Agency

Every employee and agent of the Board who, in connection with his/her position, knows or suspects child abuse, abandonment, or neglect must immediately report that knowledge or suspicion to the Department of Children and Family Services or law enforcement agency in accordance with Board Policy 8462, [using the single Statewide toll-free telephone number: 1-800-96-ABUSE \(1-800-962-2873\), or via fax, web-based chat, or web-based report at https://www.dcf.state.fl.us/service-programs/abuse-hotline/report-online.shtml.](https://www.dcf.state.fl.us/service-programs/abuse-hotline/report-online.shtml)

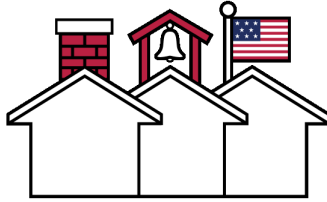
An official of the Department of Children and Family Services or law enforcement agency may interview a student on school property during school hours in order to investigate a claim of child abuse/neglect involving such student or a member of the student's family. If neither the student nor a member of his/her family is the subject of the child abuse/neglect investigation, such agency shall be encouraged to contact the student during non-school hours and investigate the matter off school property, if at all possible.

The Principal shall attempt to contact the parent prior to questioning, unless the investigator specifically requests that s/he not make such contact due to potential impact on the investigation.

The Principal or designated guidance counselor will remain in the room during questioning of the student unless prohibited by the agency investigator.

Conversations with or interview by law enforcement officials with students at school shall be governed by interlocal agreements between the School District and the appropriate law enforcement agency, to the extent that such an agreement has been entered into by the School District and the law enforcement agency. Unless modified by a governing interlocal agreement, the provisions of this policy shall apply, and this policy will be implemented by District personnel.

The school resource officers shall not be required to document parent contact prior to interviewing a student suspect, victim, or witness. The school resource officers are not subject to this policy so long as they are performing their job duties at their assigned schools in accordance with law and procedures that apply to the conduct of school resource officers at their assigned schools.



Book	Policy Manual
Section	Vol. 19, No. 2 - Revised
Title	Copy of STUDENT ABUSE, ABANDONMENT, AND NEGLECT
Code	*po8462 HC/bd 06 12 2019 District Requested
Status	
Adopted	August 13, 2013
Last Revised	April 23, 2019

8462 - **STUDENT ABUSE, ABANDONMENT, AND NEGLECT**

The School Board is concerned with the physical and mental well-being of the students of this District and requires that staff comply with the mandated identification and reporting of cases of child abuse or neglect in accordance with law.

Reporting Suspected Cases

- A. Any person, including teachers, administrators, support personnel, and other District and school personnel who knows, or has reasonable cause to suspect that a child or a student has been abused, abandoned, or neglected by a parent, legal custodian, caregiver, adult, or other person responsible for the child's welfare or that a child is in need of supervision and care and has no parent, legal custodian, or responsible adult relative immediately known and available to provide supervision and care shall report such knowledge or suspicion to the Department of Children and Families in a manner prescribed by law.

Further any person, including teachers, administrators, support personnel, and other District and school personnel, who knows, or has reasonable cause to suspect, that a child or a student is the victim of childhood sexual abuse or the victim of a known or suspected juvenile sexual offender, shall report such knowledge or suspicion to the Department of Children and Families in a manner prescribed by law.

A person who is required to report known or suspected child abuse, abandonment, or neglect and who knowingly and willfully fails to do so, or who knowingly and willfully prevents another person from doing so commits a felony of the third degree.

- B. The proper procedure for reporting known or suspected cases of child abuse, abandonment, and neglect is:
1. Make a report immediately to the Department of Children and Families central abuse hotline, using the single Statewide toll-free telephone number: 1-800-96-ABUSE (1-800-962-2873), or via fax, web-based chat, or web-based report [at https://www.dcf.state.fl.us/service-programs/abuse-hotline/report-online.shtml](https://www.dcf.state.fl.us/service-programs/abuse-hotline/report-online.shtml). School employees reporting such cases are required to provide their names to the hotline staff. The names of reporters shall be entered into the record of the report, but shall be held confidential and exempt as provided by law.
 2. As soon as practicable after making the report, the school staff member shall inform the principal or supervisor of his/her knowledge or suspicions, and advise that individual that the report has been made.
- C. School employees are to be advised that reporting their knowledge or suspicions of suspected abuse to a principal, or supervisor, or other school or District personnel does not comply with the mandatory reporting requirements of the law. The principal, supervisor, and other school or District personnel who are informed of suspected abuse, abandonment, and neglect likewise have an obligation to report to the central abuse hotline as required by law.

- D. No employee of the District shall be subject to reprisal or discharge because of his/her actions in reporting abuse or neglect pursuant to the requirements of F.S. 39.203.
- E. No Board employee may agree, as a condition of receiving information about child abuse, neglect, or abandonment from a victim, a perpetrator, witness, or other person, that the Board employee will not report this information as required by law and this Board policy.
- F. If the person accused of the abuse or neglect is an employee of the Board and acting in their official capacity:
 1. The principal or the principal's designee will report or cause to be reported suspected cases of child abuse, neglect, or abandonment to the appropriate law enforcement agency that come to the attention of school teachers, other school officials, or personnel. This notification must be made immediately.
 2. The appropriate law enforcement agency is the agency which has law enforcement jurisdiction throughout the municipality (municipal law enforcement) or the unincorporated area (sheriff's department) where that alleged abuse occurred. The law enforcement agency having jurisdiction will issue to the reporter an incident report number to document that reporting notification. Include that incident report number, as well as the date and time of notification, as a reference for school-based documentation.
 3. Immediately after notifying law enforcement, report the suspected Board employee involved case by telephone to the Department of Children and Families central abuse hotline, using the single Statewide toll-free telephone number 1-800-96-ABUSE (1-800- 962-2873). School personnel reporting such cases are required to provide their names to the hotline staff. The names of reporters shall be entered into the record of the report, but shall be held confidential as provided by law.

False Reports

A person who knowingly and willfully makes a false report of child abuse, abandonment, or neglect, or who advises another to make a false report, is guilty of a felony of the third degree and may be subject to other penalties in accordance with Florida law.

Posting of Notices

Each school in the District shall:

- A. post in a prominent place in each school a notice that, pursuant to F.S. Chapter 39, all employees and agents of the Board have an affirmative duty to report all actual or suspected cases of child abuse, abandonment, or neglect; have immunity from liability if they report such cases in good faith; and have a duty to comply with child protective investigations and all other provisions of law relating to child abuse, abandonment, and neglect;

The notice shall also include the Statewide toll-free telephone number of the central abuse hotline.
- B. post in a prominent place at each school site and on each school's Internet website, if available, the policies and procedures for reporting alleged misconduct by instructional personnel or school administrators which affects the health, safety, or welfare of a student; the contact person to whom the report is made; and the penalties imposed on instructional personnel or school administrators who fail to report suspected or actual child abuse or alleged misconduct by other instructional personnel or school administrators;
- C. post in a prominent place, in a clearly visible location and public area of the school, readily accessible to and widely used by students, a sign in English and Spanish that contains:
 1. the Statewide toll-free telephone number of the central abuse hotline as provided in F.S. Chapter 39;
 2. instructions to call 911 for emergencies; and
 3. directions for accessing the Department of Children and Families Internet website for more information on reporting abuse, neglect, and exploitation.

The notice must be on at least one (1) posted in each school, on a sheet that measures at least 11 inches by 17 inches, produced in large print, and placed at student eye level for each viewing.

Training

All teachers and/or instructional staff members in grades K-12 and all school administrators, psychologists, nurses, and social workers are required to participate in the continuing education training provided by the Department of Children and Family

Services on identifying and reporting child abuse and neglect.

Liaison

The Superintendent will act as a liaison to the Department of Children and Families and the child protection team when a case of suspected child abuse, abandonment, or neglect or an unlawful sexual offense involving a child is referred to such a team.

The Superintendent shall also serve, or nominate a designee to represent the District, on the Local Child Abuse Death Review Committee as required by State law. The Superintendent shall also require District staff, who, in a professional capacity, dealt with a child whose death is verified as caused by abuse or neglect, or with the family of the child, to attend any meetings of the local committee at which the child's case is reviewed.

Liability

Employees who report abuse, abandonment, and/or neglect of a student may be entitled to certain statutory liability protections as set forth in F.S. 39.203.

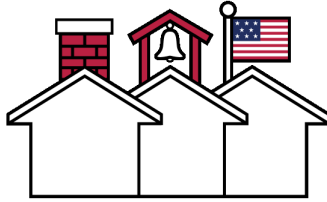
Revised 3/24/15

Revised 4/12/16

Revised 4/23/19

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Legal	F.S. 39.01(47)
	F.S. 39.201
	F.S. 39.202
	F.S. 39.203
	F.S. 39.204
	F.S. 39.205
	F.S. 39.206
	F.S. 39.303
	F.S. 383.402
	F.S. 1001.41
	F.S. 1001.42
	F.S. 1006.061
	F.S. 1012.98



Book Policy Manual
Section Vol. 19, No. 2 - Revised
Title Copy of DISTRICT BUDGET
Code *po6233 KC/bd 06 12 19
Status
Adopted August 13, 2013
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6233 - **DISTRICT BUDGET**

The Constitution of the State of Florida requires that the District operate under a balanced budget. The School Board understands that there may be unforeseen circumstances that can result in increases or decreases in revenue and/or expenditures. These circumstances would thereby impact the financial stability of the District.

A. Preparation

The budget shall be prepared and administered in accordance with Florida statutes and in accordance with Policy 6220.

B. Implementation of Budget

Implementation of the Board adopted budget shall give appropriations and reserves therein the force and effect of fixed appropriations and reserves, and the same may only be altered, amended, or exceeded as authorized by Florida statutes or Board policy.

Expenditures may exceed the amount budgeted by function or object provided the Board approves the expenditures and amends the budget no later than the annual due date established by the State Department of Education for submitting the District's annual financial report.

Pursuant to State law, if the Board finds and declares in a resolution adopted at a regular meeting of the Board that the funds received for any of the following categorical appropriations are urgently needed to maintain Board specified academic classroom instruction, or improve school safety, the Board may consider and approve an amendment to the School District operating budget transferring the identified amount of the categorical funds to the appropriate account for expenditure:

1. funds for student transportation;
2. funds for research-based reading instruction;
3. funds for instructional materials.

Such a transfer can only be recommended by the Superintendent and approved by the Board if all instructional materials necessary to provide update materials aligned to Florida adopted State Standards and benchmarks and that meet statutory requirements of content and learning have been purchased for that fiscal year, and such a transfer is recommended by the Superintendent and approved by the Board no sooner than March 1st of the fiscal year. Pursuant to State law, funds for instructional materials available after March 1st may be used to purchase hardware for student instruction.

C. General Fund Ending Fund Balance

Each year the Board's adopted budget shall include a reserve for contingencies of not less than five percent (5%) of the District's general fund revenues. In the event the contingency reserve decreases to less than five percent (5%) of the District's general fund budget, the Superintendent shall prepare for Board approval a financial plan and timeline to restore the unreserved fund balance to the minimum amount set forth herein.

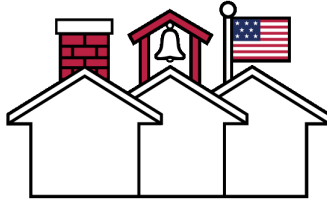
The Superintendent shall provide written notification to the Board and to the Commissioner of Education if at any time the portion of the general fund's ending fund balance not classified as restricted, committed, or nonspendable in the District's operating budget is projected to fall below projected revenues as prescribed by law.

If the projected portion of the general fund's ending fund balance not classified as restricted, committed, or nonspendable in the District's approved operating budget falls below three percent (3%) of projected general fund revenues for two (2) consecutive fiscal years, the Superintendent will reduce the District's administrative expenditures reported pursuant to F.S. 1010.215 in proportion to the reduction in the general fund's ending balance or the reduction in student enrollment, whichever is greater.

Revised 4/23/19

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- Legal
- F.S. 1001.42
- F.S. 1001.43
- F.S. 1011.01
- F.S. 1011.035
- F.S. 1011.051
- F.S. 1011.62
- F.A.C. 6A-1.002
- F.A.C. 6A-1.006



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Status	
Adopted	August 13, 2013
Last Revised	February 14, 2017

6322 - **CONSTRUCTION CONTRACTING AND BIDDING**

All School District construction bids shall be the immediate responsibility of the Superintendent or his/her designee. All applicable laws, State Board of Education State Regulations for Educational Facilities (SREF) regulations, the Florida Building Code, and policies of the School Board shall be observed in school construction bidding. The Superintendent shall develop procedures to implement this policy.

This policy shall generally apply to contracts for construction projects that shall be funded with capital outlay funds or capital grants that relate to new construction, additions, remodeling, renovations, maintenance, or repairs to existing facilities.

This policy shall not apply to acquisition of architectural, engineering, landscape architectural, construction management at risk, design-build, total program management, or surveying and mapping services, which shall be acquired pursuant to Policy 6330 - Acquisition of Professional Architectural, Engineering, Landscape Architectural or Land Surveying Services.

The Board may contract for construction of new facilities, or for additions, remodeling, renovation, maintenance, or repairs to existing facilities, through means including, but not be limited to:

- A. competitive bids;
- B. design-build pursuant to F.S. 287.055;
- C. selecting a construction management entity, pursuant to F.S. 255.103 or 287.055, that would be responsible for all scheduling and coordination of both the design and construction phases, and would be responsible for the successful, timely, and economical completion of the construction project;
- D. selecting a program management entity, pursuant to F.S. 255.103 or 287.055, that would act as the agent of the Board and would be responsible for schedule control, cost control, and coordination in providing or procuring planning, design, and construction services;
- E. proposals to enter into a public-private partnership with a private entity for the acquisition, design, construction, improvement, renovation, expansion, equipping, maintenance, or operation of a qualifying project pursuant to F.S. 287.05712;

The Superintendent shall be responsible for submitting proposed public-private partnership agreements to the Board for consideration, including unsolicited proposals from private entities. The Board shall evaluate and consider all proposed public-private partnership agreements pursuant to the guidelines set forth in F.S. 287.05712.

- F. day-labor contracts not exceeding \$280,000 for construction, renovation, remodeling, or maintenance of existing facilities.

Beginning January 2009, this amount shall be adjusted annually based upon changes in the Consumer Price Index.

For purposes of this policy, "day-labor contract" means a project constructed using persons employed directly by the Board or by contracted labor.

Competitive Solicitation Requirements for Construction Contracting

Contracts governed by this policy shall be approved and executed as set forth below. A "construction project" shall be deemed to include a single contract or group of contracts with the same provider which is directly connected in terms of time, location, or services, such that a reasonable person would consider the services to be provided as a single project.

A. Construction Projects Involving Expenditures of \$0.00 - \$35,000.00

Contracts for construction projects involving expenditures of \$0.00 - \$35,000.00 shall be approved and executed as follows:

1. Architect/Engineer Services

Unless otherwise deemed appropriate by the building official, contracts governed by this subsection do not require assistance and services of a registered architect/engineer.

2. Direct Negotiations Authorized

Unless otherwise deemed appropriate by the Director of Facilities, contracts governed by this subsection do not require solicitation of formal bids. The District may negotiate directly with potential service providers for contracts governed by this subsection. In order to secure the most efficient and effective contracts, the District is encouraged to secure multiple quotes or to negotiate with multiple providers before entering into contracts hereunder.

3. Bonds Not Required

Unless otherwise deemed appropriate by the Director of Facilities, contractors are not required to submit payment and performance bonds for contracts governed by this subsection.

B. Construction Projects Involving Expenditures of \$35,000.01 - \$50,000.00

Contracts for construction projects involving expenditures of \$35,000.01 - \$50,000.00 shall be approved and executed as follows:

1. Architect/Engineer Services

Unless otherwise deemed appropriate by the building official, contracts governed by this subsection do not require assistance and services of a registered architect/engineer.

2. Three (3) Quotations Required

Unless otherwise deemed appropriate by the Director of Facilities, contracts governed by this subsection do not require solicitation of formal bids. The District may approve and enter into contracts governed by this subsection after securing three (3) written quotes and conducting any further negotiations that may be deemed appropriate, the Superintendent shall recommend that the Board approve a purchase order or execute a contract with the most efficient and effective proposer.

3. Bonds Not Required

Unless otherwise deemed appropriate by the Director of Facilities, contractors are not required to submit payment and performance bonds for contracts governed by this subsection.

C. Construction Projects Involving Expenditures of \$50,000.01 - \$100,000.00 and Electrical projects \$50,000.01 - \$75,000.00

Contracts for construction projects, other than electrical projects, involving expenditures of \$50,000.01 - \$100,000.00 shall be approved and executed as follows:

1. Architect/Engineer Services

Contracts governed by this subsection shall require assistance and services of a registered architect/engineer.

2. Three (3) Quotations Required

Unless otherwise deemed appropriate by the Director of Facilities, contracts governed by this subsection do not require solicitation of formal bids. The District may approve and enter into contracts governed by this subsection after securing three (3) written quotes from qualified providers. After securing the quotes and conducting any further negotiations that may be deemed appropriate, the Superintendent shall recommend that the Board approve a purchase order or execute a contract with the most efficient and effective proposer.

3. Bonds Not Required

Unless otherwise deemed appropriate by the Director of Facilities, contractors are not required to submit payment and performance bonds for contracts governed by this subsection.

D. Electrical Projects Involving Expenditures of \$75,000.01 - \$100,000.00

Contracts for electrical projects involving expenditures of \$75,000.01 - \$100,000.00 shall be approved and executed as follows:

1. Architect/Engineer Services

Contracts governed by this subsection shall require assistance and services of a registered architect/engineer.

2. Bid Solicitation Required

Contracts governed by this subsection shall be advertised in conformance with the procedures outlined in this section.

a. Legal Notice

The District shall publish notice of projects governed by this section in a local newspaper with general circulation throughout the District for a minimum of once per week for three (3) consecutive weeks with the last publication appearing at least seven (7) days prior to bid opening.

b. Bid Bonds Required

Bidders shall submit bid bonds or security equaling five percent (5%) of the base bid. Security shall be in the form of a certified check, cashier's check, Treasurer's check, or bank draft of any national or State bank.

c. Rejection of Bids/Waiver of Technicalities

The Board reserves the right in its sole discretion to reject all bids and to waive technicalities in any and all bids.

3. Bonds Required

The successful contractor under this subsection shall be required to submit payment and performance bonds prior to issuance of a notice to proceed for this project.

E. Construction Projects Involving Expenditures in Excess of \$100,000.00

Contracts for projects involving expenditures in excess of \$100,000.00 shall be approved and executed as follows:

1. Architect/Engineer Services

Contracts governed by this subsection shall require assistance and services of a registered architect/engineer.

2. Bid Solicitation Required

Contracts governed by this subsection shall be advertised in conformance with the procedures outlined in this section.

a. Legal Notice

The District will publish notice of projects governed by this section in a local newspaper with general circulation throughout the District for a minimum of once per week for three (3) consecutive weeks with the last publication appearing at least seven (7) days prior to bid opening.

b. Bid Bonds Required

Bidders shall submit bid bonds or security equaling five percent (5%) of the base bid. Security shall be in the form of a certified check, cashier's check, Treasurer's check, or bank draft of any national or State bank.

c. Rejection of Bids/Waiver of Technicalities

The Board reserves the right in its sole discretion to reject all bids and to waive technicalities in any and all bids.

3. Bonds Required

The successful contractor under this subsection shall be required to submit payment and performance bonds prior to issuance of a notice to proceed for this project.

F. Construction Projects Involving Fifty Percent (50%) or More State-Appropriated Funds

For a competitive solicitation for construction services in which fifty percent (50%) or more of the cost will be paid from State-appropriated funds which have been appropriated at the time of the competitive solicitation, the Board will not use a policy that provides a preference based upon the contractor's:

1. maintaining an office or place of business within a particular local jurisdiction;
2. hiring employees or subcontractors from within a particular local jurisdiction; or
3. prior payment of local taxes, assessments, or duties within a particular local jurisdiction.

For any such competitive solicitation, the Board will disclose in the solicitation document that any applicable local policy does not include any of the preferences listed above.

G. Contracts for projects involving expenditures in excess of \$300,000.00 shall be approved and executed as follows:

1. Architect/Engineer Services

Contracts governed by this subsection shall require assistance and services of a registered architect/engineer.

2. Bid Solicitation Required

Contracts governed by this subsection shall be advertised in conformance with the procedures outlined in this section.

a. Pre-Qualification

For construction projects in excess of \$300,000 all participating bidders must be pre-qualified in accordance with SREF 4.1.

b. Legal Notice

The District shall publish notice of projects governed by this section in a local newspaper with general circulation strict for a minimum of once per week for three (3) consecutive weeks with the last publication

appearing at least seven (7) days prior to bid opening.

c. Bid Bonds Required

Bidders shall submit bid bonds or security equaling five percent (5%) of the base bid. Security shall be in the form of a certified check, cashier's check, Treasurer's check, or bank draft of any national or State bank.

d. Rejection of Bids/Waiver of Technicalities

The Board reserves the right in its sole discretion to reject all bids and to waive technicalities in any and all bids.

Exception to Construction Requirements

The Board may, with a supermajority vote at a public meeting that begins no earlier than 5 p.m., adopt a resolution to implement one (1) or more of the exceptions to the educational facilities construction requirements described below.

Before voting on the resolution, the Board will conduct a cost-benefit analysis prepared according to a professionally accepted methodology that describes how each exception selected by the Board achieves cost savings, improves the efficient use of District resources, and impacts the life-cycle costs and life span for each educational facility to be constructed, as applicable, and demonstrates that implementation of the exception will not compromise student safety or the quality of student instruction.

The Board will conduct at least one (1) public workshop to discuss and receive public comment on the proposed resolution and cost-benefit analysis, to begin no earlier than 5 p.m. The workshop may occur at the same meeting at which the resolution will be voted upon.

The Board's resolution may propose implementation of exceptions to requirements of the uniform Statewide building code for the planning and construction of public educational and ancillary plants relating to the following:

- A. Interior non-load bearing walls by approving the use of fire-rated wood stud walls in new construction or remodeling for interior non-load bearing wall assemblies that will not be exposed to water or located in wet areas.
- B. Walkways, roadways, driveways, and parking areas by approving the use of designated, stabilized, and well-drained gravel or grassed student parking areas.
- C. Standards for relocatables used as classroom space by approving construction specifications for installation of relocatable buildings that do not have covered walkways leading to the permanent buildings onsite.
- D. Site lighting by approving construction specifications for site lighting that:
 1. Do not provide for lighting of gravel or grassed auxiliary or student parking areas.
 2. Provide lighting for walkways, roadways, driveways, paved parking lots, exterior stairs, ramps, and walkways from the exterior of the building to a public walkway through installation of a timer that is set to provide lighting only during periods when the site is occupied.
 3. Allow lighting for building entrances and exits to be installed with a timer that is set to provide lighting only during periods in which the building is occupied. The minimum illumination level at single-door exits may be reduced to no less than one (1) foot-candle.

Change Orders

The Board believes that thoughtful planning should minimize the change orders for any construction or renovation project, but recognizes that all circumstances that might necessitate such changes cannot be anticipated. Any and all change order to construction contracts must be in compliance with Florida statutes and the State Requirements for Educational Facilities both in form and content.

Opening of Competitive Bids

Notwithstanding F.S. 119.071(1)(b), in any competitive solicitation for construction or repairs on a Board building or facility, the Superintendent will:

- A. open the sealed bid, or the portion of the sealed bid that includes the price submitted, at a public meeting conducted in compliance with F.S. 286.011 and Board Bylaw 0164 - Notice of Meetings, and Bylaw 0168 - Minutes;

B. announce the name of each bidder and the price submitted in the bid at that meeting; and

C. make available the name of each bidder and the price submitted in the bid, upon request.

Receipt of Less than Two (2) Responsive Proposals for Contractual Services

In the event the Board receives less than the two (2) responsive proposals for contractual services, the Board may negotiate on the best terms and conditions or decide to reject all proposals. The Board shall document the reasons for the decision to negotiate terms and conditions with the sole proposer in lieu of resoliciting proposals.

Contract Execution

Contracts governed by this policy shall be awarded to the lowest responsive and responsible bidder, considering base bid and accepted alternatives; and be executed pursuant to Policy 6320 - Purchasing and Contracting for Goods and Services. Award of bid by the Board shall only represent an identification by the Board that a bid represents the lowest responsible bid received by the District. Award of bid shall not create a binding obligation on the Board, and no obligation shall be created or imposed on the District until such time as the Board Chair/designee executes a contract in a form satisfactory to the District.

Each Board contract for services must include a provision that requires the contractor to comply with public records laws, specifically to:

- A. keep and maintain public records that ordinarily and necessarily would be required by the Board in order to perform the service under the contract;
- B. provide the public with access to its public records on the same terms and conditions as the Board would provide the records, and at a cost that does not exceed the cost provided in Policy 8310 - Public Records;
- C. ensure that any of its public records that are exempt or confidential and exempt from public records disclosure requirements are not disclosed, except as authorized by law;
- D. meet all requirements for retaining public record and, upon termination of the contract, transfer to the Board, at no cost, all public records in its possession and destroy any duplicate public records that are exempt or confidential and exempt from public records disclosure requirements. All records stored electronically must be provided to the Board in a format that is compatible with the Board's information technology systems.

Certified Copy of Recorded Bond

Before commencing the work or before recommencing the work after a default or abandonment, the contractor shall provide to the Board a certified copy of the recorded bond. Notwithstanding the terms of the contract or any other law governing prompt payment for construction services, the Board may not make a payment to the contractor until the contractor has complied with this paragraph. This paragraph applies to contracts entered into on or after October 1, 2012.

Revised 3/4/14
Revised 11/22/16
Revised 2/14/17

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Legal

F.S. 255.05

F.S. 255.0516

F.S. 255.0518

F.S. 255.0991

F.S. 1001.43

F.S. 1010.04

F.S. 1010.07(2)

F.S. 1010.48

F.S. 1013.385

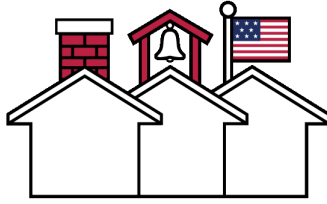
F.S. 1013.45

F.S. 1013.46

F.S. 1013.47

Purchasing Policies, F.A.C. 6A-1.012

Educational Facilities, F.A.C. 6A-2.0010



Book Policy Manual
Section Vol. 19, No. 2 - Revised
Title Copy of PROCUREMENT – FEDERAL GRANTS/FUNDS
Code *po6325 JC/bd 06 12 19
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Adopted November 22, 2016
Last Revised April 23, 2019

6325 - **PROCUREMENT – FEDERAL GRANTS/FUNDS**

Procurement of all supplies, materials, equipment, and services paid for from Federal funds or District matching funds shall be made in accordance with all applicable Federal, State, and local statutes and/or regulations, the terms and conditions of the Federal grant, School Board policies, and administrative procedures.

The Superintendent shall maintain a procurement and contract administration system in accordance with the USDOE requirements (2 C.F.R. 200.317-.326) for the administration and management of Federal grants and Federally-funded programs. The District shall maintain a contract administration system that requires contractors to perform in accordance with the terms, conditions, and specifications of their contracts or purchase orders. Except as otherwise noted, procurement transactions shall conform to the provisions of the District’s documented general purchasing Policy 6320, ~~and AP 6320A,~~ and AP6325.

~~The District shall take affirmative steps to assure that minority businesses, women's business enterprises, and labor surplus area firms are used when possible in accordance with 2 C.F.R. 200.321.~~

The District shall take affirmative steps to assure that small and minority businesses, women's business enterprises, and labor surplus area firms are used when possible. Such diversity outreach efforts shall include:

1. placing qualified small and minority businesses and women's business enterprises on solicitation lists;
-
2. assuring that small and minority businesses and women's business enterprises are solicited whenever they are potential sources;
-
3. dividing total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by small and minority businesses and women's business enterprises;
-
4. establishing delivery schedules, where the requirements permits, which encourage participation by small and minority businesses and women's business enterprises;
-
5. using the services and assistance, as appropriate, of such organizations as the Small Business Administration and the Minority Business Development Agency of the Department of Commerce; and
-
6. requiring the prime contractor, if subcontracts are to be let, to take the affirmative steps listed in paragraphs A through E of this section.

All District employees, officers, and agents who have purchasing authority shall abide by the standards of conduct covering conflicts of interest and governing the actions of its employees, officers, and agents engaged in the selection, award, and administration of contracts as established in Policy 1129, Policy 3129, and Policy 4129 – Conflict of Interest.

The District will avoid acquisition of unnecessary or duplicative items. Additionally, consideration shall be given to consolidating or breaking out procurements to obtain a more economical purchase. And, where appropriate, an analysis shall be made of lease versus purchase alternatives, and any other appropriate analysis to determine the most economical approach. These considerations are given as part of the process to determine the allowability of each purchase made with Federal funds.

To foster greater economy and efficiency, the District may enter into State and local intergovernmental agreements where appropriate for procurement or use of common or shared goods and services.

Competition

All procurement transactions paid for from Federal funds or District matching funds shall be conducted in a manner that encourages full and open competition and that is in accordance with good administrative practice and sound business judgement. In order to promote objective contractor performance and eliminate unfair competitive advantage, the District shall exclude any contractor that has developed or drafted specifications, requirements, statements of work, or invitations for bids or requests for proposals from competition for such procurements.

Some of the situations considered to be restrictive of competition include, but are not limited to, the following:

- A. unreasonable requirements on firms in order for them to qualify to do business
- B. unnecessary experience and excessive bonding requirements
- C. noncompetitive contracts to consultants that are on retainer contracts
- D. organizational conflicts of interest
- E. specification of only a "brand name" product instead of allowing for an "or equal" product to be offered and describing the performance or other relevant requirements of the procurement
- F. any arbitrary action in the procurement process

Further, the District does not use statutorily or administratively imposed State, local, or tribal geographical preferences in the evaluation of bids or proposals, unless (1) an applicable Federal statute expressly mandates or encourages a geographic preference; or (2) the District is contracting for architectural and engineering services, in which case geographic location may be a selection criterion provided its application leaves an appropriate number of qualified firms, given the nature and size of the project, to compete for the contract.

To the extent that the District uses a pre-qualified list of persons, firms, or products to acquire goods and services that are subject to this policy, the pre-qualified list includes enough qualified sources as to ensure maximum open and free competition. The District allows vendors to apply for consideration to be placed on the list annually.

The District shall require that all solicitations made pursuant to this policy incorporate a clear and accurate description of the technical requirements for the material, product, or service to be procured. Such description shall not, in competitive procurements, contain features which unduly restrict competition. The description may include a statement of the qualitative nature of the material, product, or service to be procured and, when necessary, shall set forth those minimum essential characteristics and standards to which it shall conform if it is to satisfy its intended use. Detailed product specifications should be avoided if at all possible.

When it is impractical or uneconomical to make a clear and accurate description of the technical requirements, a "brand name or equivalent" description may be used as a means to define the performance or other salient requirements of procurement. The specific features of the named brand which shall be met by offers shall be clearly stated; and identify all requirements which the offerors shall fulfill and all other factors to be used in evaluating bids or proposals.

The Board will not approve any expenditure for an unauthorized purchase or contract.

Procurement Methods

The District shall utilize the following methods of procurement:

- A. Micro-purchases

Procurement by micro-purchase is the acquisition of supplies or services, the aggregate dollar amount of which does not exceed \$10,000. To the extent practicable, the District shall distribute micro-purchases equitably among qualified suppliers. Micro-purchases may be made without soliciting competitive quotations if Superintendent considers the price to be reasonable. The District maintains evidence of this reasonableness in the records of all purchases made by this

method.

B. Small Purchases

Small purchase procedures provide for relatively simple and informal procurement methods for securing services, supplies, and other property that does not exceed the competitive bid threshold of \$50,000. Small purchase procedures require that price or rate quotations shall be obtained pursuant to School Board Policy 6320.

C. Sealed Bids

Sealed, competitive bids shall be obtained when the purchase of, and contract for, single items of supplies, materials, or equipment which amounts to \$50,000 and when the Board determines to build, repair, enlarge, improve, or demolish a school building/facility the cost of which will exceed \$50,000.

In order for sealed bidding to be feasible, the following conditions shall be present:

1. a complete, adequate, and realistic specification or purchase description is available;
2. two (2) or more responsible bidders are willing and able to compete effectively for the business; and
3. the procurement lends itself to a firm fixed price contract and the selection of the successful bidder can be made principally on the basis of price.

When sealed bids are used, the following requirements apply:

1. Bids shall be solicited in accordance with the provisions of State law and Policy 6320. Bids shall be solicited from an adequate number of qualified suppliers, providing sufficient response time prior to the date set for the opening of bids. The invitation to bid shall be publicly advertised.
2. The invitation for bids will include product/contract specifications and pertinent attachments and shall define the items and/or services required in order for the bidder to properly respond.
3. All bids will be opened at the time and place prescribed in the invitation for bids; bids will be opened publicly.
4. A firm fixed price contract award will be made in writing to the lowest responsive and responsible bidder. Where specified in bidding documents, factors such as discounts, transportation cost, and life cycle costs shall be considered in determining which bid is lowest. Payment discounts may only be used to determine the low bid when prior experience indicates that such discounts are usually taken.
5. The Board reserves the right to reject any or all bids for sound documented reason.

D. Competitive Proposals

Procurement by competitive proposal, normally conducted with more than one source submitting an offer, is generally used when conditions are not appropriate for the use of sealed bids or in the case of a recognized exception to the sealed bid method.

If this method is used, the following requirements apply:

1. Requests for proposals shall be publicized and identify all evaluation factors and their relative importance. Any response to the publicized requests for proposals shall be considered to the maximum extent practical.
2. Proposals shall be solicited from an adequate number of sources.
3. The District shall use its written method for conducting technical evaluations of the proposals received and for selecting recipients.
4. Contracts shall be awarded to the responsible firm whose proposal is most advantageous to the program, with price and other factors considered.

The District may use competitive proposal procedures for qualifications-based procurement of architectural/engineering (A/E) professional services whereby competitors' qualifications are evaluated and the most qualified competitor is selected, subject to negotiation of fair and reasonable compensation. The method, where price is not used as a selection

factor, can only be used in procurement of A/E professional services. It cannot be used to purchase other types of services though A/E firms are a potential source to perform the proposed effort.

E. Noncompetitive Proposals

Procurement by noncompetitive proposals allows for solicitation of a proposal from only one source and may be used only when one or more of the following circumstances apply:

1. the item is available only from a single source
2. the public exigency or emergency for the requirement will not permit a delay resulting from competitive solicitation
3. the Federal awarding agency or pass-through entity expressly authorizes noncompetitive proposals in response to a written request from the District
4. after solicitation of a number of sources, competition is determined to be inadequate

Contract/Price Analysis

The District shall perform a cost or price analysis in connection with every procurement action in excess of \$50,000, including contract modifications. A cost analysis generally means evaluating the separate cost elements that make up the total price, while a price analysis means evaluating the total price, without looking at the individual cost elements.

The method and degree of analysis is dependent on the facts surrounding the particular procurement situation; however, the District shall come to an independent estimate prior to receiving bids or proposals.

When performing a cost analysis, the District shall negotiate profit as a separate element of the price. To establish a fair and reasonable profit, consideration is given to the complexity of the work to be performed, the risk borne by the contractor, the contractor's investment, the amount of subcontracting, the quality of its record of past performance, and industry profit rates in the surrounding geographical area for similar work.

Time and Materials Contracts

The District uses a time and materials type contract only (1) after a determination that no other contract is suitable; and (2) if the contract includes a ceiling price that the contractor exceeds at its own risk. Time and materials type contract means a contract whose cost to the District is the sum of the actual costs of materials, and direct labor hours charged at fixed hourly rates that reflect wages, general and administrative expenses, and profit.

Since this formula generates an open-ended contract price, a time-and-materials contract provides no positive profit incentive to the contractor for cost control or labor efficiency. Therefore, the District sets a ceiling price for each contract that the contractor exceeds at its own risk. Further, the District shall assert a high degree of oversight in order to obtain reasonable assurance that the contractor is using efficient methods and effective cost controls.

Suspension and Debarment

The District will award contracts only to responsible contractors possessing the ability to perform successfully under the terms and conditions of the proposed procurement. All purchasing decisions shall be made in the best interests of the District and shall seek to obtain the maximum value for each dollar expended. When making a purchasing decision, the District shall consider such factors as (1) contractor integrity; (2) compliance with public policy; (3) record of past performance; and (4) financial and technical resources.

The Superintendent shall have the authority to suspend or debar a person/corporation, for cause, from consideration or award of further contracts. The District is subject to and shall abide by the nonprocurement debarment and suspension regulations implementing Executive Orders 12549 and 12689, 2 C.F.R. Part 180.

Suspension is an action taken by the District that immediately prohibits a person from participating in covered transactions and transactions covered under the Federal Acquisition Regulation (48 C.F.R. chapter 1) for a temporary period, pending completion of an agency investigation and any judicial or administrative proceedings that may ensue. A person so excluded is suspended. (2 C.F.R. Part 180 Subpart G)

Debarment is an action taken by the Superintendent to exclude a person from participating in covered transactions and transactions covered under the Federal Acquisition Regulation (48 C.F.R. chapter 1). A person so excluded is debarred. (2 C.F.R. Part 180 Subpart H)

The District shall not subcontract with or award subgrants to any person or company who is debarred or suspended. For contracts over \$25,000, the District shall confirm that the vendor is not debarred or suspended by either checking the Federal government's System for Award Management, which maintains a list of such debarred or suspended vendors at www.sam.gov; collecting a certification from the vendor; or adding a clause or condition to the covered transaction with that vendor. (2 C.F.R. Part 180 Subpart C)

Maintenance of Procurement Records

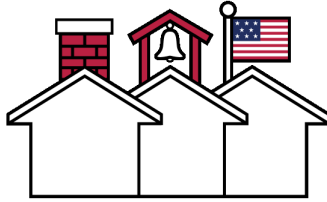
The District maintains records sufficient to detail the history of all procurements. These records will include, but are not necessarily limited to the following: rationale for the method of procurement, selection of contract type, contractor selection, or rejection, and the basis for the contract price (including a cost or price analysis).

Revised 1/23/18

Revised 4/23/19

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Legal	2 C.F.R. 200.317
	2 C.F.R. 200.318
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	2 C.F.R. 200.326



Book Policy Manual
Section Vol. 19, No. 2 - Revised
Title Copy of EXPENDITURES
Code *po6480 KC/bd 06 27 19
Status
Adopted August 13, 2013

6480 - EXPENDITURES

Expenditures from District and all other funds available for the public school program shall be authorized by law and procedures prescribed by the School Board. The Board may permit expenditures to exceed the amount budgeted by function and object, provided the expenditure complies with F.S. 1011.09(4). Such an expenditure may be approved so long as the Board amends the budget and provides a full explanation of any amendments at the next scheduled Board meeting. Furthermore, pursuant to State law, the District, or any person acting on behalf of the District, may not expend public funds (that is, any funds under the jurisdiction or control of the District) for a political advertisement or electioneering communication concerning an issue, referendum, or amendment, including State questions, that is subject to a vote of the electors. This statutory prohibition does not apply to electioneering communications that are limited to factual information.

A. Accounts Payable

Payment for goods and/or services shall be made in accordance with the approved budget and pursuant to State statutes.

B. Payroll Procedures

1. No payment shall be made except to properly authorized and approved personnel and shall begin at the time employment is authorized.
2. Payments shall be based upon a Board-adopted salary schedule for each position.
3. Salary adjustments shall be made on subsequent payroll periods. Persons terminating shall be paid their full salary or wage balance on the regular payroll period following their termination.
4. Principals and department heads shall be responsible for submitting accurate payroll records in accordance with established time schedules and procedures.
5. Employees may be paid by direct deposit.

C. Overtime

Authorization to work overtime requires prior approval in writing by the immediate supervisor.

D. Petty Cash Funds

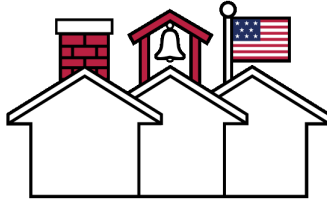
Schools and departments may establish petty cash funds for making expenditures for certain low cost items and services. The Superintendent must approve each fund and the job title of the person having primary responsibility for monitoring these funds. Such funds shall be administered pursuant to regulations approved by the Superintendent.

If any financial conditions exist as set forth in Policy 6233, the Board will not make expenditures for travel outside of the District or for cellular phones, cellular phone service, personal digital assistants, or any other mobile wireless communication device or

service, including text messaging, whether through purchasing, leasing, contracting, or any other method, while the financial conditions exist.

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Legal F.S. 1001.43, 1001.51, 1012.22
F.A.C. 6A-1.014, 6A-1.057



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Section Vol. 19, No. 2 - Revised
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6550 - TRAVEL EXPENSE REIMBURSEMENT

Authorized travel for officers and employees of the School Board shall be reimbursed as follows:

A. Authority to Incur Traveling Expenses

1. All travel by employees and authorized persons must be authorized and approved by the Superintendent. The Superintendent shall not authorize or approve such a request unless it is accompanied by a signed statement by the traveler's supervisor stating that such travel is on the official business of the School District and also stating the purpose of the travel.
2. Traveling expenses of employees and authorized persons shall be limited to those expenses necessarily incurred by them in the performance of a public purpose authorized by law and must be within the limitations prescribed by Florida Statutes.
3. When more than one (1) employee is going to the same destination, travel shall be pooled when such is practical.

B. Reimbursement Policy

1. Reimbursement rates for per diem and subsistence shall be in accordance with the rates established by F.S. 112.061.
2. Employees assigned a vehicle owned by the District will not be eligible for reimbursement for personal vehicle expenses.
3. Employees using their personal vehicles for travel on official School District business may be paid for the use of their vehicles based on the current Internal Revenue Service (IRS) standard business mileage rate.
4. In-District Travel

The reimbursement for in-District travel mileage shall be at the discretion of the Superintendent, shall be according to the official in-county mileage chart and based on the current IRS standard business mileage rate.
5. Out-of-District Travel but not out of State

All out-of-District travel shall be approved by the Superintendent and be in accordance with the following subsections:

a. One (1) Day Trips

All out-of-District one (1) day trips shall be approved by the Superintendent and based on the current IRS standard business mileage rate. Reimbursement rates for per diem and subsistence shall be in accordance with the rates established by F.S. 112.061; however, meals claimed for one (1) day authorized travel will be taxed and reimbursed through payroll.

b. Overnight Trips

All out-of-District overnight trips shall be approved by the Superintendent and based on the current IRS standard business mileage rate. Reimbursement rates for per diem and subsistence shall be in accordance with the rates established by F.S. 112.061

6. Out-of-State Travel

All out-of-State travel shall be approved by the Superintendent and based on the current IRS standard business mileage rate. Reimbursement rates for per diem and subsistence shall be in accordance with the rates established by F.S. 112.061.

C. **Prohibited Expenditures**

Expenditures for travel outside the District are not permitted if any of the financial conditions outlined in F.S. 1011.051, and as set forth in Policy 6233 (District Budget), exist.

D. Travel Costs Paid or Reimbursed from Federal Funds

Travel payment and reimbursement provided from Federal funds must be authorized and must be reasonable and consistent with the District's travel policy and administrative procedures. For travel paid for with Federal funds, the travel authorization must include documentation that demonstrates that (1) the participation in the event by the individual traveling is necessary to the Federal award; and (2) the costs are reasonable and consistent with the District's travel policy.

Commercial airfare costs in excess of the basic least expensive unrestricted accommodations class offered by commercial airlines are unallowable except when such accommodations would (1) require circuitous routing; (2) require travel during unreasonable hours; (3) excessively prolong travel; (4) result in additional costs that would offset the transportation savings; or (5) offer accommodations not reasonably adequate for the traveler's medical needs. Instances of commercial airfare cost in excess of the basic least expensive unrestricted accommodations class must be justified and documented on a case-by-case basis.

To the extent that the District's policy does not establish the allowability of a particular type of travel cost, the rates and amounts established under 5 U.S.C. 5701-11, ("Travel and Subsistence Expenses; Mileage Allowances"), or by the administrator of general services, or by the president (or his/her designee), must apply to travel under Federal awards.

E. Where a common carrier is used, reimbursement will be made only for the most economical class. The expense of common carrier travel may be processed through the District office on a purchase order or by copies of paid bill(s) attached to the employee's travel voucher.

F. Reimbursement may be requested for tolls, taxis, registration fees, and limousine service, storage or parking, and communication expense when properly documented. No reimbursement may be authorized for gratuities. Reimbursement for registration fees shall be reduced by the value of any lodging or meals which are included if such items are claimed elsewhere for reimbursement.

G. **Out-of-State Travel**

Actual expenses for authorized travel by employees, authorized persons, or public officers not to exceed the single occupancy rate shall be reimbursed for lodging and the scheduled amount for meals.

H. The Superintendent shall develop procedures which detail travel reimbursement claims and restrictions.

I. Violations or abuse of District travel policies and/or procedures shall be a basis for employee discipline.

Revised 11/22/16

Technical Change 1/30/17

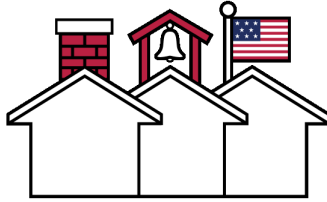
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F.S. 112.061, 1001.39

F.A.C. 6A-1.056

2 C.F.R. 200.474



Book	Policy Manual
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Title	Copy of CROWDFUNDING
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Adopted	February 14, 2017

6605 - **CROWDFUNDING**

This policy applies to the use of any form of crowdfunding utilizing an online service or website-based platform for the financial benefit or gain of the District – be it a specific classroom, grade level, department, school, or curricular or extra-curricular activity. ~~For purposes of this policy, "crowdfunding" refers to a campaign to collect typically small amounts of money from a large number of individuals to finance a project or fund raise for a specific cause. Through the use of personal networking, social media platforms, and other Internet based resources, funds are solicited or raised to support a specific campaign or project.~~ For purposes of this policy, "crowdfunding" is defined as the solicitation of resources from individuals and/or organizations to support identified activities or projects that enhance the educational program or a specific cause approved by the District. The solicitation is typically from a large number of individuals/organizations utilizing internet-based technologies.

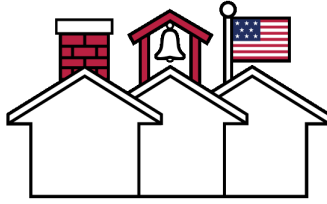
Crowdfunding activities aimed at raising funds for a specific classroom or school activity, including extra-curricular activity, or to obtain supplemental resources (e.g., supplies or equipment) that are not required to provide a free appropriate public education to any students in the classroom may be permitted, but only with the specific approval of the Superintendent.

All approved crowdfunding activities shall protect the privacy of students, children, and young adults in accordance with Board policies and District administrative guidelines and applicable State and Federal law, including FERPA and IDEIA.

Materials, supplies, equipment, and other proceeds of the crowdfunding activity shall become the property of the District or school. Cash or equivalent payment to District personnel is prohibited. All fiscal transactions shall comply with appropriate Board policies.

All crowdfunding activities are subject to AP 6605 and other applicable School Board policies including, but not limited to, Policy 5830 – Student Fund-Raising.

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Book	Policy Manual
Section	Vol. 19, No. 2 - Revised
Title	Copy of PARENT ORGANIZATIONS, BOOSTER CLUBS, AND OTHER OUTSIDE SUPPORT ORGANIZATIONS
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Status	
Adopted	August 13, 2013
Last Revised	January 23, 2018

9211 - ~~PARENT ORGANIZATIONS,~~ BOOSTER CLUBS, AND OTHER OUTSIDE SUPPORT ORGANIZATIONS

The School Board appreciates the efforts of all organizations whose objectives are to enhance the educational experiences of District students, to help meet educational needs of students and/or provide extra educational benefits not provided for, at the time, by the Board.

Parent Organizations

~~The Board supports all parents whose objectives are to promote the educational experiences of District students. However, in using the name of the District or its schools and in organizing a group whose identity derives from a school(s) of this District, the parent organization must share responsibility with the Board for the welfare of participating students. Any new parent organization desiring to use the name or offices of the District must obtain the approval of the Superintendent as a prerequisite to organizing.~~

Booster Clubs and Other Outside Support Organizations

~~Outside support organizations include, but are not limited to, parent organizations, booster clubs, and any other support organization.~~

~~For purposes of this policy, outside support organizations are defined as any registered Florida non-profit entity, group, or other organization formed and operating for the purpose of supporting District programs. Outside support organizations shall obtain their own tax identification number and submit their W-9 and bylaws to the principal for review and approval.~~

~~The Board recognizes that individuals may wish to establish an outside support organization to promote and enhance the educational experiences of, as well as co-curricular and extra-curricular activities, for District students. However, in using the name of the District or any of its schools and in organizing a group whose identity derives from (a) school(s) of this District, the outside support organization must share responsibility with the Board for the welfare of the students who will benefit from the outside support organization's fund-raising activities. Therefore, any outside support organization desiring the use the good name of the District, as well as any logos or other insignia or emblems associated with and/or used to identify the District, school(s), and/or school-sponsored programs and activities, must obtain the approval of the Superintendent as a prerequisite to organizing.~~

~~Outside support organizations shall allow participation by parents, District staff, and members of the community. All meetings should be communicated to the school and be open to the public. Outside support organizations shall not discriminate on the basis of race, color, national origin, sex (including sexual orientation or transgender identity), disability (including HIV, AIDS, or sickle cell trait), marital status, age (except as authorized by law), religion, military status, ancestry, or genetic information which are classes protected by State and/or Federal law (collectively "protected classes"). Persons shall not be excluded from participation in outside support organizations based upon the extent or level of their past participation.~~

Representatives and members of approved outside support~~school-related~~ organizations shall in all circumstances be treated by District employees as interested friends of the schools and as supporters of public education in the School District.

Staff members are encouraged to join outside support organizations~~such organization(s)~~ in their related area(s) of specialization or interest.

The Board will not tolerate any undue pressure, harassment, or intimidation designed to coerce parents or teachers into membership in one (1) organization as opposed to another.

The Board relies upon approved organizations to operate in a manner consistent with public expectations for the schools and reserves the right to withdraw sponsorship from organizations which violate the bounds of community taste.

~~Outside support organizations shall obtain their own tax identification number and submit and W-9 and bylaws to the principal for review and approval.~~

Insurance

Outside support organizations shall indemnify and hold the Board harmless from and against any and all claims and causes of action whatsoever arising out of or related to outside support organization acts and omissions in carrying out their activities.

Outside support organizations shall purchase liability insurance (riders – self-insured) to cover such indemnification and to protect the outside support organization and Board against claims for damage or injury resulting from any act or omission the outside support organization. The amount of insurance coverage shall not be less than \$1,000,000 and the outside support organization shall provide the Board with sufficient documentation demonstrating that the Board is named as an additional insured on the policy.

Nondiscrimination

Outside support organizations shall allow participation by parents, District staff, and members of the community. All meetings should be communicated to the school and be open to the public. Outside support organizations shall not discriminate on the basis of race, color, national origin, sex (including sexual orientation or transgender identity), disability (including HIV, AIDS, or sickle cell trait), marital status, age (except as authorized by law), religion, military status, ancestry, or genetic information which are classes protected by State and/or Federal law (collectively "protected classes").

Persons shall not be excluded from participation in outside support organizations based upon the extent or level of their past participation.

Financial Requirements

By the end of each year, each outside support organization shall submit its participation requirements, dues, fees, tentative goals, and objectives and fund-raising plans for the next school year to the principal for review. Should an outside support organization propose a change to these submittals during the school year, the principal shall be advised before any final revisions are made. This information shall be made available on the school's website at the beginning of each school year.

School employees and Board-approved school volunteers may not be directly compensated in any manner by outside support organizations.

Outside support organizations shall permit the Board to review all financial books and documentation upon request, and shall conduct a financial audit upon request of the Board.

In addition, outside support organization must produce the following documents to the superintendent upon request:

1. A determination letter from the Internal Revenue Service that verifies the organization is a tax-exempt organization in good standing as described in Section 501(c)(3) of the Internal Revenue Code (if applicable).
2. A copy of the articles of incorporation or amended articles of incorporation on file with the Florida Department of State, Division of Corporations (if applicable).

3. A copy of any filing with the Florida Department of State, Division of Corporations and the Florida Department of Agriculture and Consumer Services (if applicable).
4. A copy of the outside support organization's Bylaws and any amendments or any other governance documents.
5. A current list of names, addresses, and titles of each officer. No employee of the District may be an officer of the booster organization in order for the organization to obtain Board recognition.
6. A description of the projects or activities the outside support organization intends to undertake during the ensuing school year and the objective and goals of such projects or activities.
7. The outside support organization's balance sheet together with an accounting of the outside support organization's income and expenses for the preceding calendar year.
8. Copies of State and Federal tax reports for the most recent year, as well as copies of any audit reports.

The activities of outside support organizations shall not involve the use of public funds and the District shall not assume responsibility for any purchases made on behalf of any outside support organization governed by this policy. The School District tax identification number shall not be used for outside support organization purchases.

School-Based Organizations

School-based organizations include, but are not necessarily limited to, clubs, classes and departments, and other school-sponsored groups.

All fund-raising activities must be approved by the principal. The financial transactions of each school organization shall be accounted for in the school internal funds. All funds handled by Board employees during normal working hours shall be included in and become part of the internal funds of the school unless accounted for in the District-level accounting system. All school organizations, or organizations operating in the name of the school, that obtain money from the public shall be accountable to the Board for receipt and expenditure of those funds in the manner prescribed by the Board. If approved by the Board, a school-based, direct-support organization as defined under F.S. 1001.453 may have all financial transactions accounted for in school internal funds.

Funds collected by and used for the benefit of faculty and staff may be exempt from the preceding requirements if authorized by Superintendent.

Student participation in fund-raising activities shall not be in conflict with the program as administered by the Board and shall be in compliance with Policy 5830 - Student Fund-Raising, Policy 6605 - Crowdfunding, and Policy 6610 - School Internal Funds.

Fund-raising activities by a school, by any group within a school, or in the name of a school shall not conflict with programs as administered by the Board.

Funds collected shall be expended to benefit students of the particular school raising funds unless those funds are being collected for a specific documented purpose or are generated by career education production shops. Career education production revenues shall benefit the students or program that generated the funds or the student body. Those internal account funds designated for general purposes shall be used to benefit the student body.

Collecting and expending of school internal account funds shall be in accordance with Chapter 8 of the Financial & Program Cost Accounting & Reporting for Florida Schools, Red Book 2014. Sound business practices shall be observed in all transactions.

Each school organization shall be subject to audit upon request by the District. Audits may be conducted by the District at the District's expense or the school organization may hire an outside CPA to conduct the audit at its expense.

Fund-Raising

The time, date, purpose, location, and conduct of all fund-raisers shall have prior approval of the administration. Outside support organizations are encouraged to communicate their preferred activity dates to the administration as soon as possible as consideration for dates and facilities will be given on a first-come, first-served basis.

Proceeds from outside support organizations fund-raisers shall not be commingled with a student activity or other Board accounts. Board employees who commingle such proceeds with a student activity or other Board account shall be subject to discipline.

Donations from outside support organizations must be made in accordance with Policy 7230 and any accompanying procedures. Donations shall become the property of the Board and used in a manner determined by the Board, in accordance with its policies, procedures, and Florida law.

Outside support organizations shall comply with Board Policy 6605 on crowdfunding and accompanying administrative procedure.

For any fund-raisers by student clubs and organizations, parent groups, or ~~outside support organizations boosters clubs~~ that involves the sale to students of food items and/or beverages that will be consumed on campus, the food and/or beverages items to be sold shall comply with the current USDA *Nutrition Standards for the National School Lunch and School Breakfast Programs*, the USDA *Smart Snacks in Schools* regulations, F.A.C. 5P-1.003, and applicable State law, unless the Principal grants an exception to this requirement pursuant to F.A.C. 5P-1.003. If approved, fund-raisers that involve the sale of food items or beverages to students on campus must be consistent with regulations established in Policy 8550, Competitive Foods, whether those food items and beverages are compliant with, or an exception to, the current USDA *Dietary Guidelines for Americans* and the USDA *Smart Snacks in Schools* regulations.

If an exception is granted to the requirement that food items and beverages available for sale to students on campus between one (1) hour after the last lunch period and thirty (30) minutes after the end of the school day are compliant with the current USDA *Dietary Guidelines for Americans* and the USDA *Smart Snacks in Schools* regulations, the Principal shall also comply with all requirements set forth in F.A.C. 5P-1.003, including the maintenance of required records.

Other Rules and Procedures

The following additional rules and procedures shall govern the working relationships between the Board, administration, and any approved outside support organization. The Board may revoke formal recognition of any support group that fails to comply with these rules:

1. The Board relies upon approved outside support organizations to operate in a manner consistent with public expectations for the schools and reserves the right to withdraw sponsorship from any outside support organization that violates the bounds of community taste.
2. In addition to parents, membership should be made available to District staff and members of the community.
3. Outside support organizations shall work in cooperation with the principal and other staff members and shall abide by the policies of the Board. It shall be the responsibility of each outside support organization to monitor its activities to assure compliance with Board policy.
4. Outside support organizations are encouraged to set goals that are consistent with those of the particular programs, activities or sports being supported as articulated by the coach/advisor and/or athletic director of such program, activity or sport, to avoid duplication of effort and to maximize the benefit to the organization or group.
5. Outside support organizations must abide by the policies and procedures established for the use of District facilities and grounds. Projects that require any modification or alteration to District property must be pre-approved by the Superintendent.

~~The Superintendent shall develop the administrative procedures so that each group's fund-raising activities are in compliance with Board policies, that the funds are used for school-related projects that have the approval of the Principal.~~

Revised 3/24/15

Revised 7/28/15

Revised 1/23/18

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7 C.F.R. 210.11

42 U.S.C. 1779

F.S. 1001.41

F.S. 1001.42

F.S. 1001.43

F.S. 1010.01

F.S. 1010.20

F.S. 1011.07

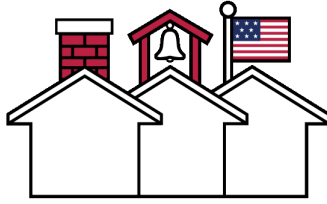
F.A.C. 5P-1.003, Responsibilities for the School Food Service Program

F.A.C. 6A-1.001, District Financial Records

F.A.C. 6A-1.087, School Board Responsible for Internal Funds

F.A.C. 6A-1.091, Purchases from Internal Funds

Chapter 8, Financial and Program Cost Accounting and Property for Florida Schools, 2014



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1130 - **APPOINTMENT, ASSIGNMENT, TRANSFER, AND PROMOTION OF ADMINISTRATORS**

The School Board believes that the appropriate placement of qualified and competent staff is essential to the success of the District.

Appointment and Assignment

The Superintendent shall submit written recommendations with regard to the appointment and assignment of administrators for Board action.

The Board shall act not later than three (3) weeks following the receipt of State mandated test scores and data, including school grades, or June 30th, whichever is later, on the Superintendent's nominations of supervisors, principals, and members of the instructional staff.

In accordance with State law, the Board may reject the Superintendent's recommendations for initial appointment and assignment, or re-appointment and assignment, for good cause.

The Board authorizes the Superintendent to temporarily reassign employees when the Superintendent determines that it is in the employee's and/or School District's best interest(s). If such reassignment is in excess of fifteen (15) workdays, the Superintendent shall inform the Board.

Promotion and Transfer

Pursuant to State law, the Superintendent's primary consideration in recommending an individual for promotion must be the individual's demonstrated effectiveness pursuant to F.S. 1012.34.

When need be, the Superintendent shall submit written recommendations with regard to the promotion or transfer of administrative staff for Board action.

In accordance with State law, the Board may reject the Superintendent's recommendation for the transfer or promotion of an instructional staff member for good cause.

Required Reporting

The Superintendent must annually notify the parent of any student who is assigned to a school with an administrator having two (2) consecutive annual performance evaluation ratings of unsatisfactory, two (2) annual performance evaluation ratings of unsatisfactory within a three (3) year period, or three (3) consecutive annual performance evaluation ratings of needs improvement or a combination of needs improvement and unsatisfactory. The Superintendent shall also comply with all other reporting requirements set forth in State law.

Duties, Days, and Hours

The Superintendent shall communicate the duties, days, and hours of the various classifications of administrators.

- A. Administrative staff shall perform the duties required by Florida statutes and Board policy, as well as all other generally accepted administrative duties such as supervision of bus loading zones, chaperoning students, and other reasonable duties as may be assigned by the administrator's immediate supervisor. Failure to perform such duties in an acceptable manner shall constitute a violation of an administrator's contract and just cause for disciplinary action.
- B. Administrative staff are responsible for student control and supervision at any location on campus or during school-sponsored activities.
- C. Administrators shall not permit their family or friends by their presence to interfere with performance of their duties during working hours.

Employment and Supervision of Relatives (Nepotism)

For purposes of this policy, a "relative" is an individual included within the definition of "relative" set forth in F.S. 112.3135, which includes the following individuals: father, mother, son, daughter, brother, sister, uncle, aunt, cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, any in-law relationship, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother, half-sister, or persons who reside at the same residence.

Neither the superintendent nor a Board member may appoint or employ a relative to work under their direct supervision.

These limitations do not apply to employees appointed or employed before the election or appointment of the superintendent or a Board member.

Two (2) or more relatives shall not work in the same school/department except by permission of the Superintendent. In the event that an administrator, due to some unusual circumstance, may have been placed in the same school/department with a close relative, the administrator may continue in the position until reassigned to position of comparable grade, pay, and reasonable personal convenience.

1. Relatives may be employed in the same school/department when specifically recommended by the administrator and approved by the Superintendent on the grounds that it is to the advantage of the District.
2. Under no circumstances shall a person supervise the work of a relative.

Likewise, a Administrators may not nominate for employment, or directly supervise, relatives at the same work location. The administrator of any District entity or office shall disclose to the Superintendent any relative for whom the administrator is responsible with respect to employment decisions, payroll authorization, or job performance evaluations. All employees shall disclose to the Superintendent, the names of all relatives working at the same work location. Failure to immediately make such disclosures shall be grounds for disciplinary action, up to and including termination.

Work location is defined to include payroll cost center or any administrative unit under the direct supervision of a permanent employee of the District.

~~"Relative" means an individual who is related to the supervisor as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother, half-sister, grandfather, grandmother, grandchild, or persons who reside at the same residence.~~

Technical Change 11/22/16
Revised 2/14/17

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F.S. 112.3135

F.S. 1001.32

F.S. 1012.22

F.S. 1012.23

F.S. 1012.2315

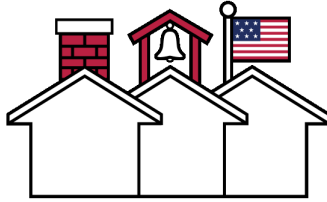
F.S. 1012.27

F.S. 1012.28

F.S. 1012.34

F.S. 1012.795

F.S. 1012.796



Book	Policy Manual
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1210 - STANDARDS OF ETHICAL CONDUCT

Definitions

For purposes of this policy, the term "administrator" means those individuals identified in F.S. 1012.01(3), ~~all certificated and non-certificated administrators.~~ Administrative personnel typically perform management activities such as developing broad policies for the District and executing those policies through the direction of personnel at all levels within the District. Administrative personnel are generally high-level, responsible personnel who have been assigned the responsibilities of systemwide or schoolwide functions, including the following:

1. the superintendent;
2. District-based instructional administrators;
3. District-based noninstructional administrators;
4. school administrators;
5. others who perform management activities, such as [X] coordinators and managers.

Standards of Ethical Conduct

No administrator shall have any interest, financial or otherwise, direct or indirect; engage in any business transaction or professional activity; or incur any obligation of any nature that is in substantial conflict with the proper discharge of his/her duties in the public interest. (see also Policy 1129 Conflict of Interest)

No administrator shall solicit or accept anything of value including a gift (See F.S. 112.312), loan, reward, promise of future employment, favor, or service, based upon an understanding that the vote, official action, or judgment of the administrator would be influenced thereby.

Administrators shall be guided by and adhere to the following ethical principles:

- A. The administrator values the worth and dignity of every person, the pursuit of truth, devotion to excellence, acquisition of knowledge, and the nurture of democratic citizenship. Essential to the achievement of these standards are the freedom to learn and to teach and the guarantee of equal opportunity for all.
- B. The administrator's primary professional concern will always be for the student and for the development of the student's potential. The administrator will therefore strive for professional growth and will seek to exercise the best professional judgment and integrity.
- C. The administrator strives to achieve and sustain the highest degree of ethical conduct because s/he is aware of the importance of maintaining the respect and confidence of one's colleagues, of students, of parents, and of other members of the community.

District administrators shall comply with the following disciplinary principles. Violation of any of these principles shall subject the individual to revocation or suspension of the individual administrator's certificate, or the other penalties as provide by law.

A. Obligation to the student requires the District administrator shall:

- 1. make a reasonable effort to protect the student from conditions harmful to learning and/or to the student's mental and/or physical health and/or safety;
- 2. not unreasonably restrain a student from independent action in pursuit of learning;
- 3. not unreasonably deny a student access to diverse points of view;
- 4. not intentionally suppress or distort subject matter relevant to a student's academic program;
- 5. not intentionally expose a student to unnecessary embarrassment or disparagement;
- 6. not intentionally violate or deny a student's legal rights;
- 7. not harass or discriminate against any student on the basis of race, color, religion, sex, age, national or ethnic origin, political beliefs, marital status, handicapping condition, sexual orientation, or social and family background and shall make reasonable efforts to assure that each student is protected from harassment or discrimination;
- 8. not exploit a relationship with a student for personal gain or advantage;
- 9. keep in confidence personally identifiable information obtained in the course of professional service, unless disclosure serves professional purposes or is required by law;

B. Obligation to the public requires that the District administrator shall:

- 1. take reasonable precautions to distinguish between personal views and those of any educational institution or organization with which the individual is affiliated;
- 2. not intentionally distort or misrepresent facts concerning an educational matter in direct or indirect public expression;
- 3. not use institutional privileges for personal gain or advantage; (see also Policy 1129, Conflict of Interest)
- 4. accept no gratuity, gift, or favor that might influence professional judgment; (see also Policy 1129, Conflict of Interest)

(NOTE: No administrator shall solicit or accept anything of value including a gift, loan, reward, promise of future employment, favor, or service based upon an understanding that the vote, official action, or judgment of the administrator would be influenced thereby.)

- 5. offer no gratuity, gift, or favor to obtain special advantages; (see also Policy 1129, Conflict of Interest)

C. Obligation to the profession of education requires that the District administrator shall:

- 1. maintain honesty in all professional dealings;
- 2. not on the basis of race, color, religion, sex, age, national or ethnic origin, political beliefs, marital status, handicapping condition if otherwise qualified, or social and family background deny to a colleague professional benefits or advantages or participation in any professional organization;
- 3. not interfere with a colleague's exercise of political or civil rights and responsibilities;
- 4. not engage in harassment or discriminatory conduct which unreasonably interferes with an individual's performance of professional or work responsibilities or with the orderly processes of education or which creates a hostile, intimidating, abusive, offensive, or oppressive environment; and, further, shall make reasonable efforts to assure that each individual is protected from such harassment or discrimination;
- 5. not make malicious or intentionally false statements about a colleague;
- 6. not use coercive means or promise special treatment to influence professional judgments of colleagues;
- 7. not misrepresent one's own professional qualifications;
- 8. not submit fraudulent information on any document in connection with professional activities;
- 9. not make any fraudulent statement or fail to disclose a material fact in one's own or another's application for a professional position;
- 10. not withhold information regarding a position from an applicant or misrepresent an assignment or conditions of employment;
- 11. provide upon the request of a certificated individual a written statement of specific reason for recommendations that lead to the denial of increments, significant changes in employment, or termination of employment;
- 12. not assist entry into or continuance in the profession of any person known to be unqualified in accordance with these *Principles of Professional Conduct for the Education Profession in Florida* and other applicable Florida

statutes and State Board of Education rules;

13. self-report within forty-eight (48) hours to appropriate authorities (as determined by the District) any arrests/charges involving the abuse of a child or the sale and/or possession of a controlled substance;

Such notice shall not be considered an admission of guilt nor shall such notice be admissible for any purpose in any proceeding, civil or criminal, administrative or judicial, investigatory or adjudicatory.

In addition, District administrators shall self-report any conviction, finding of guilt, withholding of adjudication, commitment to a pretrial diversion program, or entering of a plea of guilty or Nolo Contendere for any criminal offense other than a minor traffic violation within forty-eight (48) hours after the final judgment. When handling sealed and expunged records disclosed under this rule, school districts shall comply with the confidentiality provisions of F.S. 943.0585(4)(c) and F.S. 943.059(4)(c).

14. report to appropriate authorities any known allegation of a violation of the Florida School Code or State Board of Education rules as defined in F.S. 1012.795(1);
 15. seek no reprisal against any individual who has reported any allegation of a violation of the Florida School Code or State Board of Education rules as defined in F.S. 1012.795(1);
 16. comply with the conditions of an order of the Education Practices Commission imposing probation, imposing a fine, or restricting the authorized scope of practice;
 17. as the supervising administrator, cooperate with the Education Practices Commission in monitoring the probation of a subordinate.
- D. No administrative staff member shall have any interest, financial or otherwise, direct or indirect; engage in any business transaction or professional activity; or incur any obligation of any nature which is in substantial conflict with the proper discharge of his/her duties in the public interest.
- E. All District administrative staff members shall adhere to the principles enumerated above.

Training

All administrators shall be required to complete training on the standards established herein upon employment and annually thereafter.

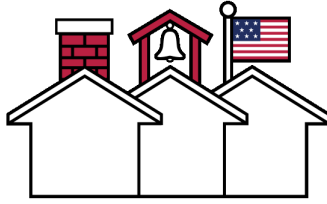
Responsibilities Related to Allegations of Misconduct

Pursuant to F.S. 1001.42(7), the superintendent may not knowingly sign and transmit to any State official a report of alleged misconduct by instructional personnel or school administrators which affects the health, safety, or welfare of a student which the superintendent knows to be false or incorrect, or knowingly fail to adopt policies that require instructional personnel and school administrators to report alleged misconduct by other instructional personnel and school administrators, or that require the investigation of all reports of alleged misconduct by instructional personnel and school administrators, if the misconduct affects the health, safety, or welfare of a student. Violation of these provisions will result in the forfeit of the superintendent's salary for one (1) year.

Revised 4/12/16
Revised 11/22/16

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Legal F.S. 112.312, 112.313, 1001.42(6), 1001.421, 1006.32, 1012.23
F.A.C. 6A-10.081



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Last Revised	April 23, 2019

1590 - **PERSONNEL FILE**

It is necessary for the orderly operation of the School District to prepare a personal information system for the retention of appropriate files bearing upon an employee's duties and responsibilities to the District and the District's responsibilities to the employee.

The School Board requires that sufficient records exist to determine an employee's qualifications for the job held, compliance with Federal, State, and local benefit programs, conformance with District rules, and evidence of completed evaluations. Such records will be kept in compliance with the laws of the State of Florida. Materials relating to work performance, discipline, suspension, or dismissal will be reduced to writing and signed by a person competent to know the facts or make the judgment. The resignation or termination of an employee before an investigation of alleged misconduct by the employee affecting the health, safety, or welfare of a student is concluded must be clearly indicated in an employee's personnel file.

The term personnel file as used in this section shall mean all records, information, data, or materials maintained by a public school system, in any form or retrieval system whatsoever, with respect to any of its instructional staff, which are uniquely applicable to that employee, whether maintained in one (1) or more locations.

Only that information which pertains to the professional role of the employee and submitted by duly authorized school administrative personnel and the Board may be entered in the official record file.

Pursuant to State law, a complaint of misconduct against a District employee, and all information obtained pursuant to an investigation by the District of the complaint of misconduct, are confidential and exempt from inspection or copying until the investigation ceases to be active, or until the District provides written notice to the employee who is the subject of the complaint, in the manner set forth below, that the District has either:

- A. concluded the investigation with a finding not to proceed with disciplinary action or file charges, or
- B. concluded the investigation with a finding to proceed with disciplinary action and/or to file charges. If the investigation results in such a finding, the District shall also file a legally sufficient complaint regarding the misconduct as required by State law and Policy 8141 - Mandatory Reporting of Misconduct by Certificated Employees.

For the purpose of this subsection, a preliminary investigation shall be considered active as long as it is continuing with a reasonable, good faith anticipation that an administrative finding will be made in the foreseeable future. An investigation shall be presumed to be inactive, if no finding relating to probable cause is made within 60 days after the complaint is made. This subparagraph does not absolve the school district of its duty to provide any legally sufficient complaint to the department within 30 days after the date on which the subject matter of the complaint comes to the attention of the school district pursuant to s. 1012.796(1)(d)1., regardless of the status of the complaint.

Materials relating to work performance, discipline, suspension, or dismissal must be reduced to writing and signed by a person competent to know the facts or make the judgment.

The resignation or termination of an employee before an investigation of alleged misconduct by the employee affecting the health, safety, or welfare of a student is concluded must be clearly indicated in the employee's personnel file.

~~Regardless of the status of an investigation, any legally sufficient complaint will be filed in writing with Florida Department of Education (FLDOE) within thirty (30) days after the date on which the subject matter of the complaint comes to the attention of the District pursuant to F.S. 1012.796(1)(d)1. A complaint is legally sufficient if it contains ultimate facts that show a violation has occurred as provided in F.S. 1012.795 and defined by rule of the State Board of Education.~~

Any material that is derogatory to an employee shall not be open to inspection for an additional ten (10) days after the employee has been notified either:

- A. by certified mail, return receipt requested, to his/her address of record; or
- B. by personal delivery. The employee's signature on a copy of the materials to be filed shall be proof that such materials were given to the employee, with the understanding that such signature merely signifies receipt and does not necessarily indicate agreement with its contents.

No record in a personnel file which is confidential and exempt from inspection and copying pursuant to applicable law shall be disclosed except as provided by applicable law.

The Superintendent shall maintain a record in each personnel file of those persons reviewing the files each time they are reviewed.

A copy of each such entry shall be given to the employee upon request.

The employee shall have access to his/her file upon request.

Notwithstanding other provisions of this subsection, all aspects of the personnel file of each employee shall be made available to law enforcement personnel in the conduct of a lawful criminal investigation.

DISCIPLINARY CASE FILES: EMPLOYEES Item #98 This record series documents the investigation of allegations of employee misconduct and/or violation of department regulations or orders, state or federal statutes, or local ordinances. The series may include, but is not limited to, statements by the employee, witnesses, and the person filing the complaint. Cases include both formal and informal disciplinary proceedings relating to allegations that were determined as sustained, not sustained, unfounded, or exonerated. "Formal discipline" is defined as disciplinary action involving demotion, removal from office, suspension, or other similar action. "Informal discipline" is defined as any disciplinary action involving written and verbal reprimands, memoranda, or other similar action. These records are filed separately from the employee personnel file, but the final action summary becomes part of the personnel file. See also "EMPLOYEE CONDUCT COUNSELING RECORDS," "PERSONNEL RECORDS" items, and "STAFF ADMINISTRATION RECORDS." RETENTION: 5 anniversary years after final action.

The related procedures manual is entitled Personnel File Procedures.

Revised 3/4/14
Revised 4/23/19

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***State of Florida General Records Schedule GS1-SL for State and Local Government Agencies**

EFFECTIVE: August 2017

Rule 1B-24.003(1)(a), Florida Administrative Code

Florida Department of State

Division of Library and Information Services

Tallahassee, Florida

850.245.6750

recmgt@dos.myflorida.com

info.florida.gov/records-management

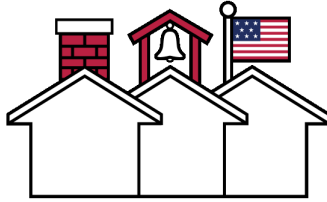
Legal

F.S. 119.011

F.S. 119.07

F.S. 119.071

F.S. 1012.31



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3120 - **EMPLOYMENT OF INSTRUCTIONAL STAFF**

The School Board recognizes that it is vital to the successful operation of the District that positions created by the Board be filled with highly qualified and competent personnel. Any person employed in an instructional position requiring certification shall possess a valid certificate issued pursuant to Florida law and shall file the certificate with the District.

For purposes of this policy, instructional staff includes: classroom teachers, librarians/media specialists, guidance counselors, social workers, career specialists, and resource specialists.

The Superintendent shall also conduct employment history checks of all candidates for instructional staff positions. The employment history check shall include, but not be limited to, contacting any previous employer and screening the candidate through the use of the screening tools described in State law. If contact with (a) previous employer(s) cannot be made, the Superintendent shall document the efforts made to do so.

Any instructional staff member's misstatement of fact material to qualification for employment or the determination of salary shall be considered to constitute grounds for dismissal.

A candidate shall be disqualified from employment in any position that requires direct contact with students if the candidate is ineligible for such employment under F.S. 1012.315.

A candidate for appointment may be employed by the superintendent on a conditional basis pending approval by the Board, provided that a complete application and all required employment documents are on file in the Human Resources Department. Employment shall be recommended to the Board no later than one (1) month following such conditional employment. If the conditional employee is not approved by the Board, employment will be terminated immediately. The individual will be paid for the time worked at the regular salary rate for the position.

Upon Board approval of employment, each instructional staff member shall execute a written contract as required by State law and Policy 3128 - Contracts: Instructional Personnel

INSTRUCTIONAL PERSONNEL

Qualifications of instructional personnel shall be as required by law and Florida Administrative Code. To be eligible for appointment in any position in the District, a person must be of good moral character; must have attained the age of 18 years; and must, when required by law, hold a certificate or license issued under rules of the state Board of Education or the Department of Children and Family Services, except when employed pursuant to F.S. 1012.55 or under the emergency provisions of F.S. 1012.24. Previous residence in this State shall not be required in any school of the state as a prerequisite for any person holding a valid Florida certificate or license to serve in an instructional capacity.

CERTIFICATION

A. State Certification

For purposes of this policy, "primary instructor" refers to any instructional employee of a Florida public school district who provides direct support in the learning process by planning, delivering, and evaluating instruction, including through virtual or blended environments, for all students during the entire class period.

B. In-Field

To be considered "in-field", a primary instructor must meet one of the following qualifications:

-

1. the teacher is assigned to a course covering subject matter for which the teacher holds a certificate per F.S. 1012.55; or
2. demonstrates sufficient subject matter expertise as determined by F.A.C. 6A-1.0503, (2)(a)-(h).

Teachers who teach in classes for which FEFP funds are earned shall be certified teachers as defined in F.S. 1012.56 and the Florida State Board of Education Administrative Rule, F.A.C. 6A-1.0503 and 6A-1.0502.

Teachers who have a minor in a subject area assignment, or who have passed the subject area exam for the subject area assignment or who have demonstrated sufficient subject area expertise in the subject area assignment, may be placed in the field. The procedures for using this provision are found in the *Guidelines For Determining Sufficient Subject Area Expertise if Designating A Teacher In-Field*.

Teachers may meet foreign language certification requirements and demonstrate mastery of subject area knowledge by achieving passing scores on subject area examinations required by State Board rule, or by completion of a bachelor's degree or higher and verification of the attainment of an oral proficiency interview score above the intermediate level and a written proficiency score above the intermediate level on a test administered by the American Council on the Teaching of Foreign Languages for which there is no Florida developed examination. F.S. ~~1021.42~~1012.42

C. District Certification

It is the intent of the Board that nondegreed vocational instructional personnel possess the credentials, knowledge, and/or expertise necessary to provide quality education in the School District. The purpose of District certification is to provide evidence of instructional qualifications in order to protect the interest of students, parents, and the public. The requirements for District certification may be found in the Board Nondegreed Vocational Employment and Certification Procedures.

The Board may revoke a District certificate for cause. The application fee for the District Vocational Certificate shall be the same as a State issued Educator's Certificate.

NONCERTIFICATED INSTRUCTIONAL PERSONNEL

The Superintendent is hereby authorized to select and recommend noncertificated instructional personnel for appointment, pursuant to State Board of Education Rule F.A.C. 6A-1.0502, in a critical teacher shortage area, as identified by the Board. To be eligible for employment under this provision, such individuals must hold a Bachelor's or higher degree and possess expert skill in or knowledge of a particular subject or talent, but not hold a Florida teaching certificate. Instructional personnel employed under this policy will not be entitled to receive a contract and shall be governed by the criteria found in the Board Noncertificated Instructional Personnel Procedures.

CERTIFICATED PERSONNEL

Any person employed in a position requiring certification shall possess a valid certificate issued pursuant to Florida law or issued by the Board and shall file said certificate with the Superintendent.

LICENSED PERSONNEL

Speech pathologists, occupational therapists, physical therapists, and audiologists will receive contracts, salary, and benefits. To be eligible for employment these individuals must hold a license to practice in the State of Florida.

ADDITIONAL REQUIREMENTS FOR CORE AREA TEACHERS

All core area teachers employed by the District shall be "highly qualified". Core area teachers are defined in State and Federal law to include English, reading or language arts, mathematics, science, foreign languages, civic and government, economics, arts, history, and geography. This also includes Exceptional Student Education teachers who teach core area subjects.

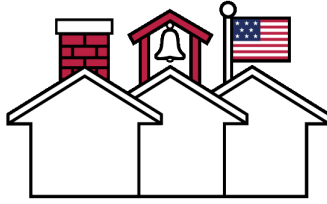
Pursuant to Federal law, the specific requirements to attain "highly qualified" status are established by the Florida Department of Education.

The District must have a plan and show annual progress towards meeting these teacher qualification requirements.

Revised 1/23/18

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Legal	F.S. 1012.01
	F.S. 1012.22
	F.S. 1012.24
	F.S. 1012.27
	F.S. 1012.32
	F.S. 1012.315
	F.S. 1012.33
	F.S. 1021.42
	F.S. 1012.55
	F.S. 1012.56
	F.A.C. 6A-1.0502
	F.A.C. 6A-1.0503
	20 U.S.C. 6301
	20 U.S.C. 7801



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Last Revised	February 14, 2017

3130 - **APPOINTMENT, ASSIGNMENT, TRANSFER, AND PROMOTION OF INSTRUCTIONAL STAFF**

The School Board believes that the appropriate placement of qualified and competent staff is essential to the successful functioning of the District.

Appointment and Assignment

When developing his/her recommendation for appointments of instructional staff, the Superintendent shall consider nominations for staff appointments submitted by the principals. Further, if the Superintendent intends to recommend placement of a staff member in a school who was not nominated by the principal, the Superintendent will consult with that principal. In accordance with State law, a principal may refuse to accept the Superintendent's proposed assignment of an instructional staff member to his/her school unless that instructional staff member has a performance rating of effective or highly effective under F.S. 1012.34.

After such required consideration and consultation, the Superintendent shall submit written recommendations with regard to the appointment and assignment of instructional staff for Board action.

The Board shall act not later than three (3) weeks following the receipt of State mandated testing scores and data, including school grades, or June 30th, whichever is later, on the Superintendent's nominations of supervisors, principals, and members of the instructional staff.

In accordance with State law, the Board may reject the Superintendent's recommendation for initial appointment and assignment, or re-appointment and assignment, for good cause.

The Board authorizes the Superintendent to temporarily reassign employees when the Superintendent determines that it is in the employee's and/or School District's best interest(s). If such reassignment is in excess of fifteen (15) workdays, the Superintendent shall inform the Board.

Assignment to Schools Graded "D" or "F"

Pursuant to statutory requirements, the percentage of temporarily certified teachers, teachers in need of improvement, or out-of-field teachers assigned to schools graded "D" or "F" under State law shall not be greater than the District average. Such assignments shall be consistent with the collective bargaining agreement.

A newly hired instructional staff member may be assigned to a school that has earned a grade of "F" in the previous year, or any combination of three (3) consecutive grades of "D" or "F" in the previous years, if the individual:

- A. has received an "effective" or "highly effective" rating in the immediate prior year's performance evaluation;

- B. has successfully completed or is enrolled in a teacher preparation program, is provided with high-quality mentoring during the first two (2) years of employment, holds a professional certificate and holds a probationary contract; or
- C. holds a probationary contract, holds a professional certificate and has successful teaching experience, and if, in the judgment of the school principal students would benefit from the placement of that individual.

The Superintendent will annually certify to the Commission of Education that these requirements are being met. If these requirements are not met and the Superintendent cannot certify, the Board shall be informed immediately.

Assignment to Teacher Preparation Programs

All instructional personnel who supervise or direct teacher preparation students during field experience courses or internships in which candidates demonstrate an impact on student learning growth must have evidence of "clinical educator" training, a valid professional certificate and at least three (3) years K-12 teaching experience and must have earned an "effective" or "highly effective" rating on the prior year's performance evaluation or be a peer evaluator under the District's evaluation system.

All instructional personnel who supervise or direct teacher preparation students during field experience courses or internships in another state, in which a candidate demonstrates an impact on student learning growth, through a Florida online or distance program must have received "clinical educator" training or its equivalent in that state, hold a valid professional certificate issued by the state in which the field experience takes place, and have at least three (3) years of K-12 teaching experience.

All instructional personnel who supervise or direct teacher preparation students during field experience courses or internships, in which a candidate demonstrates an impact on student learning growth, on a United States military base in another country through a Florida online or distance program must have received "clinical educator" training or its equivalent, hold a valid professional certificate issued by the United States Department of Defense or a state or territory of the United States, and have at least three (3) years of K-12 teaching experience.

Teachers Teaching Out-of-Field

"Out-of-field" means a teacher is assigned to a course covering subject matter outside the field for which the teacher holds a certificate pursuant to F.S. 1012.55 or for which the teacher has not demonstrated sufficient subject matter expertise pursuant to F.S. 1012.42 and as determined by F.A.C. 6A-1.0503, (2)(a)-(h).

A. Out-of-Field Teacher Plan

The Superintendent shall prepare a plan to assist any teacher teaching out-of-field with priority consideration to be given in professional development activities.

The plan must include provisions that require out-of-field teachers to participate in a certification or staff development program designed to provide the teachers with the competencies required for their assigned duties.

The plan must also include duties of administrative personnel and other instructional personnel to provide students with instructional services.

The plan shall be reviewed and considered for adoption by the Board during a publicly-noticed meeting.

B. Notification Requirements and Transfer Requests

When a teacher is assigned instructional duties in a class containing subject matter outside the field in which the teacher is certified, outside the field that was the applicant's minor field of study, or outside the field in which the applicant has demonstrated sufficient subject area expertise, as determined by the State Board of Education rule (F.A.C. 6A-1.0503), the parents of all students in the class shall be notified in writing of such assignment.

The Board shall report out-of-field teachers on the District's website within thirty (30) days before the beginning of each semester.

A parent whose student is assigned an out-of-field teacher may request that their child be transferred to an in-field classroom teacher within the school and grade in which the student is currently enrolled through the process set forth in Policy 5780.

Promotion and Transfer

Pursuant to State law, the Superintendent's primary consideration in recommending an individual for promotion must be the individual's demonstrated effectiveness pursuant to State law.

Before transferring an instructional staff member from one (1) school to another, the Superintendent shall consult with the principal of the school to which the teacher will be assigned and allow the principal the opportunity to review the teacher's records, including student performance demonstrated under F.S. 1012.34, and interview the teacher. If, in the judgment of the principal, students would not benefit from the placement, an alternative placement may be sought. A principal may refuse to accept the Superintendent's assignment or transfer of an instructional staff member who holds a professional teaching certificate to his/her school, unless that instructional staff member has a performance rating of effective or highly effective under F.S. 1012.34.

After the required considerations and consultations, the Superintendent shall submit written recommendations with regard to the promotion or transfer of instructional staff for Board action.

In accordance with State law, the Board may reject the Superintendent's recommendation for the transfer or promotion of an instructional staff member for good cause.

Required Reporting

The Superintendent must annually notify the parent of any student who is assigned to classroom with a teacher having two (2) consecutive annual performance evaluation ratings of unsatisfactory, two (2) annual performance evaluation ratings of unsatisfactory within a three (3) year period, or three (3) consecutive annual performance evaluation ratings of needs improvement or a combination of needs improvement and unsatisfactory.

Duties, Days, and Hours

The Superintendent shall make known through administrative channels the duties, days, and hours of the various classes of instructional personnel.

- A. Instructional staff members shall perform the duties required by Florida statutes, Board policy, and the collective bargaining agreement, as well as other reasonable duties as may be assigned by their immediate supervisor. Failure to perform such duties in an acceptable manner shall constitute a violation of the instructional staff member's contract and just cause for disciplinary action.
- B. Instructional staff members are responsible for student control and supervision at any location on campus or during school-sponsored activities.
- C. Instructional staff members shall not permit their family members or friends by their presence to interfere with performance of their duties during working hours.

Employment and Supervision of Relatives (Nepotism)

~~Instructional staff members may not nominate for employment, or directly supervise, relatives at the same work location. The instructional staff member of any District entity or office shall disclose to the Superintendent any relative for whom the instructional staff member is responsible with respect to employment decisions, payroll authorization, or job performance evaluations.~~ All employees shall disclose to the Superintendent, the names of all relatives working at the same work location. Failure to immediately make such disclosures shall be grounds for disciplinary action, up to and including termination.

Work location is defined to include payroll cost center or any administrative unit under the direct supervision of a permanent employee of the District.

~~"Relative" means an individual who is related to the supervisor as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother, half-sister, grandfather, grandmother, grandchild.~~ For purposes of this policy, a "relative" is an individual included within the definition of "relative" set forth in F.S. 112.3135, which includes the following individuals: father, mother, son, daughter, brother, sister, uncle, aunt, cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, any in-law relationship, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother, half-sister, or living in the same residence.

Neither the superintendent nor a Board member may appoint or employ a relative to work under their direct supervision.

These limitations do not apply to employees appointed or employed before the election or appointment of the superintendent or a Board member.

Two (2) or more relatives shall not work in the same school/department except by permission of the Superintendent. In the event that an administrator, due to some unusual circumstance, may have been placed in the same school/department with

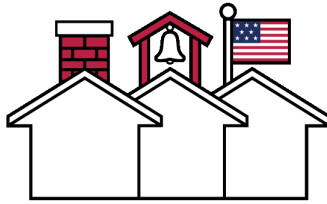
a relative, the administrator may continue in the position until reassigned to a position of comparable grade, pay, and reasonable personal convenience.

1. Relatives may be employed in the same school/department when specifically recommended by the administrator and approved by the Superintendent on the grounds that it is to the advantage of the District.
2. Under no circumstances shall a person supervise the work of a relative.

Revised 3/24/15
Revised 11/22/16
Revised 2/14/17

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Legal	F.S. 112.3135
	F.S. 1004.04
	F.S. 1012.22
	F.S. 1012.23
	F.S. 1012.2315
	F.S. 1012.27
	F.S. 1012.28
	F.S. 1012.42



Book	Policy Manual
Section	Vol. 19, No. 2 - Revised
Title	Copy of EVALUATION OF INSTRUCTIONAL PERSONNEL
Code	*po3220 ES/bd 06 19 19
Status	
Adopted	August 13, 2013
Last Revised	April 24, 2018

3220 - **EVALUATION OF INSTRUCTIONAL PERSONNEL**

Pursuant to State law, evaluations shall be conducted for the purpose of increasing student learning growth by improving the quality of instructional services in the District. The instructional personnel performance evaluation system is a product of negotiations with the Indian River County Education Association (IRCEA). Except for classroom teachers who are newly hired in the District and excluding substitute teachers, a performance evaluation must be conducted for each instructional staff member at least once per year. Newly hired teachers must be observed and evaluated twice during their first year of teaching in the District.

The Principal is responsible for the performance of all personnel employed by the School Board and assigned to the school to which the Principal is assigned. The Principal shall appropriately and effectively apply the personnel evaluation system that has been recommended by the Superintendent and approved by the Board, and approved, as required by State law, by the Florida Department of Education.

Instructional Personnel Evaluation System

The performance evaluation of instructional personnel must be based upon the performance of students assigned to their classrooms. The performance evaluation system must be based upon sound educational principles and contemporary research in effective educational practices. The District's performance evaluation system is not limited to basing unsatisfactory performance of instructional personnel solely upon student performance, but may include other criteria to evaluate instructional personnel performance, or any combination of student performance and other criteria. All personnel must be fully informed of the criteria, data sources, methodologies, and procedures associated with the evaluation process before the evaluation takes place. Additionally, the Principal shall assist the teachers within the school to use student assessment data, as measured by student learning growth gains pursuant to State law for self-evaluation and improvement.

The evaluation system for instructional personnel will:

- A. be designed to support effective instruction and student learning growth, and performance evaluation results must be used when developing District and school level improvement plans;
- B. provide appropriate instruments, procedures, timely feedback, and criteria for continuous quality improvement of the professional skills of instructional personnel, and performance evaluation results must be used when identifying professional development;
- C. include a mechanism to examine performance data from multiple sources, including opportunities for parents to provide input into employee performance evaluations when appropriate;
- D. identify those teaching fields for which special evaluation procedures and criteria are necessary;
- E. differentiate among four (4) levels of performance as follows:

1. highly effective
2. effective
3. needs improvement or, for instructional personnel in the first three (3) years of employment who need improvement, developing
4. unsatisfactory

F. provide for training and monitoring programs based upon guidelines provided by the Department of Education to ensure that all individuals with evaluation responsibilities understand the proper use of the evaluation criteria and procedures.

Evaluation Procedures and Criteria

Evaluation procedures and criteria must comply with, but are not limited to, the following:

A. Performance of Students

At least fifty percent (50%) of the performance evaluation for instructional personnel must be based upon the data and indicators of student performance of the teacher's students as determined by the District in accordance with F.S. 1012.34(7). The performance of students shall also include growth or achievement data of the teacher's students for at least three (3) years or, if less than three (3) years is available, the years for which data are available. The proportion of growth or achievement data may be determined by instructional assignment.

For classroom teachers of grades and subjects for which their students' performance is assessed by Statewide standardized assessments, the District ~~may~~ shall measure student learning growth using the formulas approved by the Commissioner and the standards for performance levels adopted by the State Board for courses associated with the Statewide, standardized assessments administered under F.S. 1008.22 no later than the school year immediately following the year the formula is approved by the Commissioner (see F.A.C. 6A-5.030 and 6A-5.0411).

For classroom teachers of grades and subjects for which their students' performance is not assessed by Statewide standardized assessments, the District shall use the methodology set forth in the District's evaluation plan that is submitted to and approved by the FLDOE to measure the student's performance upon which to base one-half (1/2) of the performance evaluation.

For instructional personnel who are not classroom teachers, the District shall use the methodology set forth in the District's evaluation plan that is submitted to and approved by the FLDOE to measure the student's performance upon which to base one-half (1/2) of the performance evaluation.

Pursuant to State law, the proportion of growth or achievement data in the District-determined student performance measures may be determined by instructional assignment.

B. Instructional Practice

The remainder of the performance evaluation must be based upon instructional practice. Evaluation criteria used when annually observing classroom teachers, as defined in F.S. 1012.01(2)(a), excluding substitute teachers, must include indicators based upon each of the Florida Educator Accomplished Practices adopted by the State Board of Education. For instructional personnel who are not classroom teachers, evaluation criteria must be based upon indicators of the Florida Educator Accomplished Practices and may include specific job expectations related to student support.

The individual responsible for supervising the employee must evaluate the employee's performance. The evaluation system may provide for the evaluator to consider input from other personnel trained under F.S. 1012.34(2). The evaluator must submit a written report of the evaluation to the Superintendent for the purpose of reviewing the employee's contract. The evaluator must submit the written report to the employee no later than ten (10) days after the evaluation takes place. The evaluator must discuss the written evaluation report with the employee. The employee shall have the right to initiate a written response to the evaluation, and the response shall become a permanent attachment to his or her personnel file.

The evaluation shall be completed and on file in accordance with the time schedule established by the Superintendent. The written report of the evaluation must be on file and provided to the employee within ten (10) days after the evaluation conference. The evaluator must discuss the written evaluation report with the employee. The employee shall have the right to initiate a written response to the evaluation, and the response shall become a permanent attachment to his/her personnel file. The evaluator may amend an evaluation based upon assessment data from the current year if the data becomes available within ninety (90) days after the close of the school year.

If an employee who holds a professional service contract is not performing his/her duties in a satisfactory manner, the evaluator shall notify the employee in writing of such determination. The notice must describe such unsatisfactory performance and include notice of the procedural requirements set forth in F.S. 1012.34(4).

An evaluation shall be submitted at the time an instructional staff member leaves the District if services terminate prior to annual evaluations.

An instructional staff member shall be given a copy of any documents relating to his/her performance that are to be placed in the personnel file.

A portion of each instructional staff member's compensation shall be based on the employee's performance evaluation as required by State law.

In addition, the Superintendent shall annually report the evaluation results of instructional staff members using the four (4) levels of performance set forth in State law to the FLDOE. The results shall be provided by school and shall be disaggregated by classroom teachers, as defined in State law, excluding substitute teachers, and all other instructional personnel, also as defined in State law.

The Superintendent shall also notify the FLDOE of any instructional staff members who receive two (2) consecutive unsatisfactory evaluations, as well as any instructional personnel who are given written notice by the District of intent to terminate or not renew their employment.

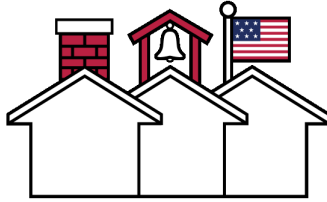
Annual Review of District Instructional Personnel Evaluation System

The Superintendent shall develop procedures for annual review of the instructional staff evaluation system to analyze whether it complies with Florida law and this policy. All substantial revisions to the evaluation system must be reviewed and approved by the Board, upon the recommendation of the Superintendent, before being submitted to the Florida Department of Education for Approval and being used to evaluate instructional personnel. Substantial revisions are those that would cause an amendment to which performance levels would be assigned to instructional personnel.

Revised 3/4/14
Revised 3/24/15
Revised 4/12/16
Revised 11/22/16
Revised 4/24/18

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Legal	F.S. 1012.01
	F.S. 1012.22
	F.S. 1012.28
	F.S. 1012.31
	F.S. 1012.34
	F.A.C. 6A-5.030
	F.A.C. 6A-5.0411



Book Policy Manual
Section Vol. 19, No. 2 - Revised
Title Copy of PERSONNEL FILE
Code *po3590 ES/bd 06 19 19 District Requested
Status
Adopted August 13, 2013
Last Revised April 23, 2019

3590 - **PERSONNEL FILE**

It is necessary for the orderly operation of the School District to prepare a personal information system for the retention of appropriate files bearing upon an employee's duties and responsibilities to the District and the District's responsibilities to the employee.

The School Board requires that sufficient records exist to determine an employee's qualifications for the job held, compliance with Federal, State, and local benefit programs, conformance with District rules, and evidence of completed evaluations. Such records will be kept in compliance with the laws of the State of Florida. Materials relating to work performance, discipline, suspension, or dismissal will be reduced to writing and signed by a person competent to know the facts or make the judgment. The resignation or termination of an employee before an investigation of alleged misconduct by the employee affecting the health, safety, or welfare of a student is concluded must be clearly indicated in an employee's personnel file.

The term personnel file as used in this section shall mean all records, information, data, or materials maintained by a public school system, in any form or retrieval system whatsoever, with respect to any of its instructional staff, which are uniquely applicable to that employee, whether maintained in one (1) or more locations.

Only that information which pertains to the professional role of the employee and submitted by duly authorized school administrative personnel and the Board may be entered in the official record file.

Pursuant to State law, a complaint of misconduct against a District employee, and all information obtained pursuant to an investigation by the District of the complaint of misconduct, are confidential and exempt from inspection or copying until the investigation ceases to be active, or until the District provides written notice to the employee who is the subject of the complaint, in the manner set forth below, that the District has either:

- A. concluded the investigation with a finding not to proceed with disciplinary action or file charges, or
- B. concluded the investigation with a finding to proceed with disciplinary action and/or to file charges. If the investigation results in such a finding, the District shall also file a legally sufficient complaint regarding the misconduct as required by State law and Policy 8141 - Mandatory Reporting of Misconduct by Certificated Employees.

For the purpose of this subsection, a preliminary investigation shall be considered active as long as it is continuing with a reasonable, good faith anticipation that an administrative finding will be made in the foreseeable future. An investigation shall be presumed to be inactive, if no finding relating to probable cause is made within 60 days after the complaint is made. This subparagraph does not absolve the school district of its duty to provide any legally sufficient complaint to the department within 30 days after the date on which the subject matter of the complaint comes to the attention of the school district pursuant to s. 1012.796(1)(d)1., regardless of the status of the complaint.

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Materials relating to work performance, discipline, suspension, or dismissal must be reduced to writing and signed by a person competent to know the facts or make the judgment.

The resignation or termination of an employee before an investigation of alleged misconduct by the employee affecting the health, safety, or welfare of a student is concluded must be clearly indicated in the employee's personnel file.

~~Regardless of the status of an investigation, any legally sufficient complaint will be filed in writing with Florida Department of Education (FLDOE) within thirty (30) days after the date on which the subject matter of the complaint comes to the attention of the District pursuant to F.S. 1012.796(1)(d)1. A complaint is legally sufficient if it contains ultimate facts that show a violation has occurred as provided in F.S. 1012.795 and defined by rule of the State Board of Education.~~

Any material that is derogatory to an employee shall not be open to inspection for an additional ten (10) days after the employee has been notified either:

- A. by certified mail, return receipt requested, to his/her address of record; or
- B. by personal delivery. The employee's signature on a copy of the materials to be filed shall be proof that such materials were given to the employee, with the understanding that such signature merely signifies receipt and does not necessarily indicate agreement with its contents.

No record in a personnel file which is confidential and exempt from inspection and copying pursuant to applicable law shall be disclosed except as provided by applicable law.

The Superintendent shall maintain a record in each personnel file of those persons reviewing the files each time they are reviewed.

A copy of each such entry shall be given to the employee upon request.

The employee shall have access to his/her file upon request.

Notwithstanding other provisions of this subsection, all aspects of the personnel file of each employee shall be made available to law enforcement personnel in the conduct of a lawful criminal investigation.

DISCIPLINARY CASE FILES: EMPLOYEES Item #98 This record series documents the investigation of allegations of employee misconduct and/or violation of department regulations or orders, state or federal statutes, or local ordinances. The series may include, but is not limited to, statements by the employee, witnesses, and the person filing the complaint. Cases include both formal and informal disciplinary proceedings relating to allegations that were determined as sustained, not sustained, unfounded, or exonerated. "Formal discipline" is defined as disciplinary action involving demotion, removal from office, suspension, or other similar action. "Informal discipline" is defined as any disciplinary action involving written and verbal reprimands, memoranda, or other similar action. These records are filed separately from the employee personnel file, but the final action summary becomes part of the personnel file. See also "EMPLOYEE CONDUCT COUNSELING RECORDS," "PERSONNEL RECORDS" items, and "STAFF ADMINISTRATION RECORDS." RETENTION: 5 anniversary years after final action.

The related procedures manual is entitled Personnel File Procedures.

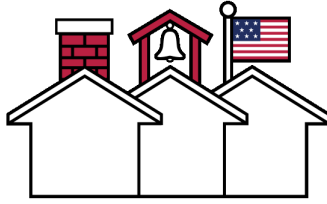
Revised 3/4/14
Revised 4/23/19

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***State of Florida General Records Schedule GS1-SL for State and Local Government Agencies
EFFECTIVE: August 2017**

Rule 1B-24.003(1)(a), Florida Administrative Code
Florida Department of State
Division of Library and Information Services
Tallahassee, Florida
850.245.6750
recmgt@dos.myflorida.com

Legal F.S. 119.011
 F.S. 119.07
 F.S. 119.071
 F.S. 1012.31



Book Policy Manual
Section Vol. 19, No. 2 - Revised
Title Copy of ASSIGNMENTS
Code *po4130 ES/bd 06 19 19
Status
Adopted August 13, 2013
Last Revised February 14, 2017

4130 - **ASSIGNMENTS**

The School Board believes that the appropriate placement of qualified and competent staff is essential to the success of the District.

Appointment and Assignment

When developing his/her recommendation for appointments of support staff, the Superintendent shall consider nominations for staff appointments submitted by the principals. Further, if the Superintendent intends to recommend placement of a staff member in a school who was not nominated by the principal, the Superintendent will consult with that principal.

After such required consideration and consultation, the Superintendent shall submit written recommendations with regard to the appointment and assignment of support staff for Board action.

In accordance with State law, the Board may reject the Superintendent's recommendation for initial appointment and assignment, or re-appointment and assignment, for good cause.

The Board authorizes the Superintendent to temporarily reassign employees when the Superintendent determines that it is in the employee's and/or School District's best interest(s). If such reassignment is in excess of fifteen (15) workdays, the Superintendent shall inform the Board.

Promotion and Transfer

Pursuant to State law, the Superintendent's primary consideration in recommending an individual for promotion must be the individual's demonstrated effectiveness pursuant to State law.

Before transferring a support staff member from one (1) school to another, the Superintendent shall consult with the principal of the school to which the support staff member will be assigned and allow the principal the opportunity to review the support staff member's records and interview the support staff member.

After the required considerations and consultations, the Superintendent shall submit written recommendations with regard to the promotion or transfer of support staff for Board action.

In accordance with State law, the Board may reject the Superintendent's recommendation for the transfer or promotion of a support staff member for good cause.

Duties, Days, and Hours

The Superintendent shall make known through administrative channels the duties, days, and hours of the various classes of support staff.

- A. Support staff members shall perform the duties required by Florida statutes, Board policy, and the collective bargaining agreement, as well as other reasonable duties as may be assigned by their immediate supervisor. Failure to perform such duties in an acceptable manner shall constitute a violation of the support staff member's contract and just cause for disciplinary action.
- B. Support staff members are responsible for student control and supervision at any location on campus or during school-sponsored activities.
- C. Support staff members shall not permit their family members or friends by their presence to interfere with performance of their duties during working hours.

Nepotism

For purposes of this policy, a "relative" is an individual included within the definition of "relative" set forth in F.S. 112.3135, which includes the following individuals: father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother, or half-sister, or living in the same residence.

Neither the superintendent nor a Board member may appoint or employ a relative to work under their direct supervision. These limitations do not apply to employees appointed or employed before the election or appointment of the superintendent or a Board member.

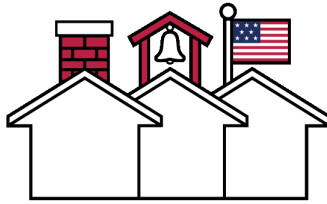
Two (2) or more ~~close~~-relatives shall not work in the same school/department except by permission of the Superintendent. In the event that a support staff member, due to some unusual circumstance, may have been placed in the same working unit with a ~~close~~-relative, the support staff member may continue in the position until s/he can be reassigned to a position of comparable grade, pay, and reasonable personal convenience.

- A. A ~~close~~-relative may be employed in the same school/department when specifically recommended by the administrator and approved by the Superintendent on the grounds that it is to the advantage of the school.
- B. Under no circumstances shall a person supervise the work of a ~~close~~-relative.
- C. ~~"Close relative" means an individual who is related to the supervisor as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father in law, mother in law, son in law, daughter in law, brother in law, sister in law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, half sister, grandfather, grandmother, grandchild,~~

Revised 2/14/17

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Legal	F.S. 112.3135
	F.S. 1012.22
	F.S. 1012.23
	F.S. 1012.27
	F.S. 1012.28
	F.A.C. 6A-1.070



Book	Policy Manual
Section	Vol. 19, No. 2 - Revised
Title	Copy of DRUG AND ALCOHOL TESTING OF EMPLOYEES WHO PERFORM SAFETY-SENSITIVE FUNCTIONS
Code	*po4162 ES/bd 06 19 19 JI/bd 06 27 19
Status	
Adopted	August 13, 2013
Last Revised	April 23, 2019

4162 - **DRUG AND ALCOHOL TESTING OF EMPLOYEES WHO PERFORM SAFETY-SENSITIVE FUNCTIONS**

The School Board believes that the safety of students is of utmost importance and is the responsibility of the employee. To fulfill such a responsibility, employees, who perform safety-sensitive functions must be mentally and physically alert at all times while on duty. To that end, the Board has established this policy and others related to employees' and students' health and well-being.

For purposes of this policy and the procedures associated with the policy, the following definitions shall apply.

- A. The term *illegal drug* means drugs and controlled substances, the possession or use of which is unlawful, pursuant to Federal, State, and local laws and regulations.
- B. The term *controlled substance* includes any illegal drug and any drug that is being used illegally, such as a prescription drug that was not legally obtained or not used for its intended purposes or in its prescribed quantity. The term does not include any legally-obtained prescription drug used for its intended purpose in its prescribed quantity unless such use would impair the individual's ability to safely perform safety-sensitive functions.
- C. The term *controlled substance abuse* includes excessive use of alcohol as well as prescribed drugs not being used for prescribed purposes, in a prescribed manner, or in the prescribed quantity.
- D. The term *safety-sensitive functions* includes all tasks associated with the operation and maintenance of Board-owned vehicles and other functions as assigned by the superintendent where impaired judgment puts in jeopardy the safety of employees or students.
- E. The term *CDL holders*, which include full time and substitute bus drivers, staff members who may drive students in Board-owned vehicles or inspect, repair, and maintain Board-owned vehicles, and staff members who drive vehicles designed to transport sixteen (16) or more people (including the driver).
- F. The term *while on duty* means all time from the time the employee begins to work or is required to be in readiness for work until the time s/he is relieved from work and all responsibility for performing work.

The Board requires all employees to comply with Board Policy 4124 on drug-free schools which prohibits the possession, use, sale, or distribution of alcohol and any controlled substance on school property at all times. Further, the Board concurs with the Federal requirement that all CDL license holders should be free of any influence of alcohol or controlled substance while on duty.

The Board directs the Superintendent to establish a drug and alcohol testing program whereby any staff member performing safety-sensitive functions, is tested for the presence of alcohol in his/her system as well as for the presence of the following controlled substances:

A. Marijuana

B. Cocaine

- C. Opioids
- D. Amphetamines
- E. Phencyclidine (PCP)

The drug tests are to be conducted in accordance with Federal and State regulations:

- A. prior to employment (Controlled Substances Only);
- B. for reasonable cause;
- C. upon return to duty after any alcohol or drug rehabilitation;
- D. after any accident;
- E. on a random basis, and
- F. on a follow-up basis.

Candidates shall also be tested for the presence of alcohol in their system prior to employment.

Any staff member who is subject to drug tests in accordance with this policy and who tests positive shall be:

- A. prohibited from performing safety-sensitive functions;
- B. referred to the District's Employee Assistance Program;
- C. subject to discipline, up to and including discharge, in accordance with District procedures and the terms of any applicable collective bargaining agreements.

Furthermore, if during any test the lab determines that an adulterant has been added to the specimen, then the test will be considered positive.

Any staff member who refuses to submit to a test shall be prohibited from performing or continuing to perform his/her safety-sensitive functions and may be subject to disciplinary action up to and including termination.

A staff member who voluntarily discloses that they have an addiction to alcohol or controlled substances may participate in the Employee Assistance Program, and will qualify for the receipt of medical insurance benefits for treatment of alcohol or substance abuse, including follow-up care, to the extent that such benefits are provided for or offered in the Board's health insurance package. Voluntary disclosure of an alcohol or drug addiction by a staff member will not subject the staff member to disciplinary action unless such disclosure is made after the staff member is selected to be tested or immediately prior to the selection of staff members to be tested. Nothing herein shall prevent the Board from disciplining a staff member for misconduct associated with his/her alcohol and/or drug use regardless of whether the employee has disclosed that s/he has an alcohol or drug addiction.

A staff member will be subject to disciplinary action, up to and including termination, for any of the following reasons:

- A. reports for duty or performs work while having an alcohol concentration of 0.02 or greater
- B. reports for duty or performs work while testing positive for using a prohibited drug, or while being under the influence of a prohibited drug
- C. refuses to submit to drug and/or alcohol testing
- D. alters or attempts to alter or unduly influence alcohol and/or drug testing results
- E. fails to remain readily available for post-accident testing (including notifying his/her supervisor of his/her location, if the staff member leaves the scene of the accident prior to the submission of a post-accident test unless the staff member's departure is to obtain necessary emergency medical care)

Prior to the beginning of the testing program, the District shall provide a drug-free awareness program which will inform each employee holding a safety-sensitive position about:

- A. the dangers of illegal drug use and controlled substance and alcohol abuse;

B. Board Policy 4124 - Drug-Free Workplace, Policy 4161 - Fitness for Duty, Policy 4170 - Substance Abuse, and Policy 4170.01 - Employee Assistance Program;

C. the sanctions that may be imposed for violations of Policy 4124.

All time spent undergoing alcohol or controlled substance tests, including travel time, will be paid at the staff member's regular rate of pay, or at his/her overtime rate, if applicable. Any staff member who is not allowed to return to work while awaiting test results will be compensated during the waiting period for all work time lost, including overtime, if applicable. The Board shall pay all costs associated with the administration of alcohol and controlled substance tests. This includes testing of the "split specimen" at a Federally certified laboratory if so requested by a staff member. The Board will not pay for the employee's time while not on duty if the split specimen test results are positive.

Alcohol and drug test results shall be protected as confidential medical records as appropriate under the Americans With Disabilities Act (i.e. test results shall be provided on a right to know basis).

A tested individual, upon written request, will have access to any records relating to his/her use of drugs and alcohol, including any records pertaining to his/her drug and alcohol tests. A tested individual must provide written authorization before his/her test result can be provided to any other person except a government agency specified in the applicable Federal regulations.

All tests shall be conducted in accordance with Federal testing procedures and be performed by a laboratory that is Federally certified (i.e. testing procedures and devices used will be as set forth in 49 C.F.R. Part 40).

The alcohol and drug testing program shall be under the direction of the Superintendent.

The Superintendent shall arrange for the required amount of training for appropriate staff members in drug recognition, in the procedures for testing, and in the proper assistance of staff members who are subject to the effects of substance abuse.

The Superintendent shall submit, for Board approval, a contract with a certified laboratory to provide the following services:

- A. testing of all first and second test urine samples
- B. clear and consistent communication with the District's Medical Review Officer (MRO)
- C. methodology and procedures for conducting random tests for controlled substances and alcohol
- D. preparation and submission of all required reports to the District, the MRO, and to Federal and State governments

The Superintendent shall also select the agency or persons who will conduct the alcohol breathalyzer tests, the District's MRO, and the drug collection site(s) in accordance with the requirements of the law.

Educational Materials Related to Certain Federal Regulations, Board Policies, and Procedures

CDL license holders and other employees who perform safety-sensitive functions will be provided educational materials at the time of hire or at any time when required to operate a school vehicle. The educational materials shall explain the requirements of applicable Federal regulations and the Board's policies and District's procedures with respect to meeting these Federal regulations. The Board designates the Coordinator of Risk Management as the individual responsible for providing educational materials to CDL license holders and other employees who perform safety-sensitive functions. The educational materials will include, at a minimum, the following:

- A. the contact information for the Coordinator of Risk Management designated by the Board to answer questions about the education materials
- B. a statement that all CDL license holders and other employees who perform safety-sensitive functions are subject to 49 C.F.R. 382.601, which is a Federal regulation that addresses the misuse of alcohol and other controlled substances
- C. information sufficient to make clear to employees the period of the work day during which they are required to comply with the regulations
- D. information concerning prohibited conduct
- E. the circumstances under which employees are subject to testing for alcohol and/or controlled substances
- F. the procedures for testing for the presence of alcohol and controlled substances in order to protect the employee and the integrity of the testing process, to safeguard the validity of the test results, and to confirm the results are attributed to the correct employee, including post-accident information, procedures, and instructions required under Federal regulations

- G. the requirement that staff members must submit to alcohol and controlled substance testing as required by the regulations
- H. an explanation of what constitutes a refusal to be tested for alcohol or controlled substances and the attendant consequences
- I. the consequences of testing positive, including the requirements of immediate removal from safety-sensitive functions, and the procedures regarding referral, evaluation, and treatment
- J. the consequences for a test indicating an alcohol concentration greater than 0.02, but less than 0.04
- K. information concerning the effects of alcohol and drug misuse on an individual's health, work, and personal life; signs and symptoms of an alcohol problem (the employee's or a co-worker's); and available methods of intervening when a drug or alcohol problem is suspected (including confrontation and how to refer someone to an Employee Assistance Program or to management), and
- L. information regarding the requirement that certain personal information collected and maintained under 49 C.F.R. 382.601 be reported to the Commercial Driver's License Drug and Alcohol Clearinghouse

These materials are to be distributed to each staff member upon being hired or transferred into a covered position thereafter. Each staff member must sign a statement certifying receipt of these materials. Each employee (and labor organization representing Board employees) shall receive written notice of the availability of this information, and the identity of the Board's designated representative in charge of answering employee questions about the materials.

Return-to-Duty (Safety-Sensitive Positions)

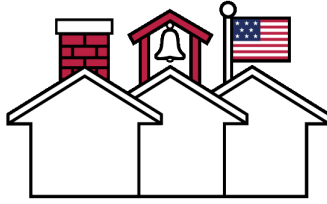
Employees who are removed from performing safety-sensitive functions as a result of this policy must take and pass a return-to-duty test before returning to performing safety-sensitive functions. The return-to-duty test will not occur until after a Substance Abuse Professional (SAP) has determined that the employee has successfully complied with prescribed education and/or treatment. The employee must have a negative drug test result and/or an alcohol test with an alcohol concentration of less than 0.02 before resuming performance of safety-sensitive duties.

Subject to any collective bargaining agreement or other legal requirements, employees who are eligible to return to performing safety-sensitive functions may not do so without the approval of the Superintendent.

Revised 3/24/15
 Revised 12/11/18
 Revised 4/23/19

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- Legal
 - F.S. 112.0455
 - F.S. 440.102
 - F.S. 1012.45
 - 21 U.S.C. 812, Schedules I-V of Section 202 of the Controlled Substances Act
 - 21 C.F.R. 1308.11-.15
 - 34 C.F.R. Part 40 (DOT)
 - 49 C.F.R. Part 382
 - 49 C.F.R. Part 391
 - 49 C.F.R. 382.101 et seq.
 - Omnibus Transportation Employee Testing Act, Pub. L. 102-143, Title V



Book Policy Manual
Section Vol. 19, No. 2 - Revised
Title Copy of PERSONNEL FILE
Code *po4590 ES/bd 06 19 19 District Requested
Status
Adopted August 13, 2013
Last Revised April 23, 2019

4590 - **PERSONNEL FILE**

It is necessary for the orderly operation of the School District to prepare a personal information system for the retention of appropriate files bearing upon an employee's duties and responsibilities to the District and the District's responsibilities to the employee.

The School Board requires that sufficient records exist to determine an employee's qualifications for the job held, compliance with Federal, State, and local benefit programs, conformance with District rules, and evidence of completed evaluations. Such records will be kept in compliance with the laws of the State of Florida. Materials relating to work performance, discipline, suspension, or dismissal will be reduced to writing and signed by a person competent to know the facts or make the judgment. The resignation or termination of an employee before an investigation of alleged misconduct by the employee affecting the health, safety, or welfare of a student is concluded must be clearly indicated in an employee's personnel file.

The term personnel file as used in this section shall mean all records, information, data, or materials maintained by a public school system, in any form or retrieval system whatsoever, with respect to any of its instructional staff, which are uniquely applicable to that employee, whether maintained in one (1) or more locations.

Only that information which pertains to the professional role of the employee and submitted by duly authorized school administrative personnel and the Board may be entered in the official record file.

Pursuant to State law, a complaint of misconduct against a District employee, and all information obtained pursuant to an investigation by the District of the complaint of misconduct, are confidential and exempt from inspection or copying until the investigation ceases to be active, or until the District provides written notice to the employee who is the subject of the complaint, in the manner set forth below, that the District has either:

- A. concluded the investigation with a finding not to proceed with disciplinary action or file charges, or
- B. concluded the investigation with a finding to proceed with disciplinary action and/or to file charges. If the investigation results in such a finding, the District shall also file a legally sufficient complaint regarding the misconduct as required by State law and Policy 8141 - Mandatory Reporting of Misconduct by Certificated Employees.

For the purpose of this subsection, a preliminary investigation shall be considered active as long as it is continuing with a reasonable, good faith anticipation that an administrative finding will be made in the foreseeable future. An investigation shall be presumed to be inactive, if no finding relating to probable cause is made within 60 days after the complaint is made. This subparagraph does not absolve the school district of its duty to provide any legally sufficient complaint to the department within 30 days after the date on which the subject matter of the complaint comes to the attention of the school district pursuant to s. 1012.796(1)(d)1., regardless of the status of the complaint.

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Materials relating to work performance, discipline, suspension, or dismissal must be reduced to writing and signed by a person competent to know the facts or make the judgment.

The resignation or termination of an employee before an investigation of alleged misconduct by the employee affecting the health, safety, or welfare of a student is concluded must be clearly indicated in the employee's personnel file.

~~Regardless of the status of an investigation, any legally sufficient complaint will be filed in writing with Florida Department of Education (FLDOE) within thirty (30) days after the date on which the subject matter of the complaint comes to the attention of the District pursuant to F.S. 1012.796(1)(d)1. A complaint is legally sufficient if it contains ultimate facts that show a violation has occurred as provided in F.S. 1012.795 and defined by rule of the State Board of Education.~~

Any material that is derogatory to an employee shall not be open to inspection for an additional ten (10) days after the employee has been notified either:

- A. by certified mail, return receipt requested, to his/her address of record; or
- B. by personal delivery. The employee's signature on a copy of the materials to be filed shall be proof that such materials were given to the employee, with the understanding that such signature merely signifies receipt and does not necessarily indicate agreement with its contents.

No record in a personnel file which is confidential and exempt from inspection and copying pursuant to applicable law shall be disclosed except as provided by applicable law.

The Superintendent shall maintain a record in each personnel file of those persons reviewing the files each time they are reviewed.

A copy of each such entry shall be given to the employee upon request.

The employee shall have access to his/her file upon request.

Notwithstanding other provisions of this subsection, all aspects of the personnel file of each employee shall be made available to law enforcement personnel in the conduct of a lawful criminal investigation.

DISCIPLINARY CASE FILES: EMPLOYEES Item #98 This record series documents the investigation of allegations of employee misconduct and/or violation of department regulations or orders, state or federal statutes, or local ordinances. The series may include, but is not limited to, statements by the employee, witnesses, and the person filing the complaint. Cases include both formal and informal disciplinary proceedings relating to allegations that were determined as sustained, not sustained, unfounded, or exonerated. "Formal discipline" is defined as disciplinary action involving demotion, removal from office, suspension, or other similar action. "Informal discipline" is defined as any disciplinary action involving written and verbal reprimands, memoranda, or other similar action. These records are filed separately from the employee personnel file, but the final action summary becomes part of the personnel file. See also "EMPLOYEE CONDUCT COUNSELING RECORDS," "PERSONNEL RECORDS" items, and "STAFF ADMINISTRATION RECORDS." RETENTION: 5 anniversary years after final action.

The related procedures manual is entitled Personnel File Procedures.

Revised 3/4/14
Revised 4/23/19

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***State of Florida General Records Schedule GS1-SL for State and Local Government Agencies**
EFFECTIVE: August 2017
Rule 1B-24.003(1)(a), Florida Administrative Code
Florida Department of State
Division of Library and Information Services
Tallahassee, Florida
850.245.6750
recmgt@dos.myflorida.com
info.florida.gov/records-management

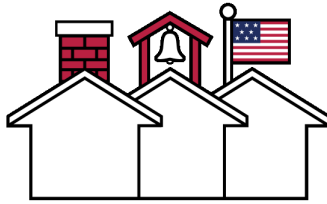
Legal

F.S. 119.011

F.S. 119.07

F.S. 119.071

F.S. 1012.31



Book	Policy Manual
Section	Vol. 19, No. 2 - Revised
Title	Copy of WEB CONTENT, SERVICES, AND APPS
Code	*po7540.02 GM/bd 6 27 19
Status	
Adopted	August 13, 2013
Last Revised	February 14, 2017

7540.02 - **WEB CONTENT, SERVICES, AND APPS**

Creating Web Pages/Sites/Services and Apps

The School Board authorizes staff members and students to create web content, apps, and web services (see Bylaw 0100, Definitions) that will be hosted by the Board on its servers, or servers approved by the Superintendent, and published on the Internet.

The web content, services, and apps must reflect the professional image/brand of the District, its employees, and students. Web content, services, and apps must be consistent with the Board's mission statement and staff created web content, services, and apps are subject to prior review and approval of the Superintendent before being published on the Internet and/or utilized with students.

Student created web content, services, and apps are subject to Policy 5722 ("School Sponsored Student Publications and Productions").

The creation of web content, services, and apps by students must be done under the supervision of an instructional staff member.

The purpose of web content, services, and apps hosted by the Board on its servers, or servers approved by the Superintendent, is to educate, inform, and communicate. The following criteria shall be used to guide the development of such web content, services, and apps:

A. Educate

Content should be suitable for and usable by students and teachers to support the curriculum and the Board's objectives as listed in the Board's strategic plan.

B. Inform

Content may inform the community about the school, teachers, students, or departments, including information about curriculum, events, class projects, student activities, and departmental policies.

C. Communicate

Content may communicate information about the plans, policies, and operations of the Board to members of the public and other persons who may be affected by District matters.

The information contained on the Board's web site(s) should reflect and support the Board's mission statement, educational philosophy, and the school improvement process.

When the content includes a photograph or information relating to a student, the Board will abide by the provisions of Policy 8330—Student Records.

All links included on the Board's website(s) or web services and apps must also meet the above criteria and comply with State and Federal law (e.g. copyright laws, Children's Internet Protection Act, Section 504 of the Rehabilitation Act of 1973 (Section 504), Americans with Disabilities Act (ADA), and Children's Online Privacy Protection Act (COPPA)). Nothing in this paragraph

shall prevent the District from linking the Board's website(s) to 1) recognized news/media outlets (e.g., local newspapers' websites, local television stations' websites) or 2) to websites, services, and/or apps that are developed and hosted by outside commercial vendors pursuant to a contract with the Board. The Board recognizes that such third party websites may contain age appropriate advertisements that are consistent with the requirements of Policy 9700.01, AP 9700B, and State and Federal law.

Under no circumstances is District created web content, services, or apps to be used for commercial purposes, advertising, political lobbying, or to provide financial gains for any individual. Included in this prohibition is the fact no web content contained on the Board's web site may: (1) include statements or other items that support or oppose a candidate for public office; the investigation, prosecution, or recall of a public official; or passage of a tax levy or bond issue; (2) link to a web site of another organization if the other web site includes such a message; or (3) communicate information that supports or opposes any labor organization or any action by, on behalf of, or against any labor organization.

Under no circumstances is staff member created web content, services, or apps, including personal web pages/sites, to be used to post student progress reports, grades, class assignments, or any other similar class related material. Employees are required to use the Board specified student information system, gradebook, or learning management system for the purpose of conveying information to students and/or parents.

Staff members are prohibited from requiring students to go to the staff member's personal web pages/sites (including, but not limited to, their Facebook, Instagram, or Pinterest pages) to check grades, obtain class assignments and/or class related materials, and/or to turn in assignments.

If a staff member creates web content, services, or apps related to his/her class, it must be hosted on Board owned servers or servers approved by the Superintendent.

Unless the web content, service, or app contains student personally identifiable information, Board web sites, services, and apps that are created by students and/or staff members that are posted on the Internet should not be password protected or otherwise contain restricted access features, whereby only employees, student(s), or other limited groups of people can access the site. Community members, parents, employees, staff, students, and other web site users will generally be given full access to the Board's website(s), services, and apps.

Web content, services, and apps should reflect an understanding that both internal and external audiences will be viewing the information.

School website(s), services, and apps must be located on Board owned servers, or servers approved by the Superintendent.

The Superintendent shall prepare administrative procedures defining the rules and standards applicable to the use of the Board's web site and the creation of web content, services, and apps by staff and students.

The Board retains all proprietary rights related to the design of web content, services, and apps that are hosted on Board owned servers, or servers approved by the Superintendent, absent written agreement to the contrary.

Students who want their class work to be displayed on the Board's web site must have written parent permission and expressly license its display without cost to the Board.

Prior written parental permission is necessary for a student to be identified by name on the Board's web site.

Instructional Use of Web Services and Apps

The Board authorizes the use of web services and/or apps to supplement and enhance learning opportunities for students either in the classroom or for extended learning outside the classroom.

The Board requires the Director of Technology Services pre approve each web service and/or app that a teacher intends to use to supplement and enhance student learning. To be approved, the web service or app must have a Family Educational Rights and Privacy Act (FERPA) compliant privacy policy, as well as comply with all requirements of the Children's Online Privacy and Protection Act (COPPA), the Children's Internet Protect Act (CIPA), Section 504 of the Rehabilitation Act of 1973, and the Americans with Disability Act (ADA).

The Board further requires the use of a Board issued e-mail address in the login process.

A. Creation of Content for Web Pages/Sites, Apps and Services

The School Board authorizes staff members and students to create content, apps, and services (see Bylaw 0100, Definitions) that will be hosted by the Board on its servers or District-affiliated servers and/or published on the Internet.

The content, apps and services must comply with applicable State and Federal laws (e.g., copyright laws, Children's Internet Protection Act (CIPA), Section 504 of the Rehabilitation Act of 1973 (Section 504), Americans with Disabilities Act (ADA), and Children's Online Privacy Protection Act (COPPA)), and reflect the professional image/brand of the District, its employees, and students. Content, apps, and services must be consistent with the Board's Mission Statement and staff-created web content, services and apps are subject to prior review and approval of the Superintendent before being published on the Internet and/or used with students.

Student-created content, apps, and services are subject to Policy 5722 - School-Sponsored Student Publications and Productions.

The creation of content, apps, and services by students must be done under the supervision of a professional staff member.

B. Purpose of Content of District Web Pages/Sites, Apps, and Services

The purpose of content, apps, and services hosted by the Board on its servers or District-affiliated servers is to educate, inform, and communicate. The following criteria shall be used to guide the development of such content, apps, and services:

1. Educate

Content should be suitable for and usable by students and teachers to support the curriculum and the Board's objectives as listed in the Board's strategic plan.

2. Inform

Content may inform the community about the school, teachers, students, or departments, including information about curriculum, events, class projects, student activities, and departmental policies.

3. Communicate

Content may communicate information about the plans, policies and operations of the District to members of the public and other persons who may be affected by District matters.

The information contained on the Board's website(s) should reflect and support the Board's mission statement, educational philosophy, and the school improvement process.

When the content includes a photograph or personally identifiable information relating to a student, the Board will abide by the provisions of Policy 8330 - Student Records.

Under no circumstances is District-created content, apps, and services to be used for commercial purposes, advertising, political lobbying or to provide financial gains for any individual. Included in this prohibition is the fact no content contained on the District's website may:

1. include statements or other items that support or oppose a candidate for public office, the investigation, prosecution or recall of a public official, or passage of a tax levy or bond issue;
2. link to a website of another organization if the other website includes such a message; or
3. communicate information that supports or opposes any labor organization or any action by, on behalf of, or against any labor organization.

Under no circumstances is staff member-created content, apps, and services, including personal web pages/sites, to be used to post student progress reports, grades, class assignments, or any other similar class-related material. Employees are required to use the Board-specified website, app, or service (e.g., CANVAS, FOCUS) for the purpose of conveying information to students and/or parents.

Staff members are prohibited from requiring students to go to the staff member's personal web pages/sites (including, but not limited to, their Facebook, Instagram, Pinterest pages) to check grades, obtain class assignments and/or class-related materials, and/or to turn in assignments.

If a staff member creates content, apps, and services related to his/her class, it must be hosted on the Board's server or a District-affiliated server.

Unless the content, apps, and services contains student personally-identifiable information, Board websites, apps, and web services that are created by students and/or staff members that are posted on the Internet should not be password protected or otherwise contain restricted access features, whereby only employees, student(s), or other

limited groups of people can access the site. Community members, parents, employees, staff, students, and other website users will generally be given full access to the Board's website(s), apps, and services.

Web content, apps, and services should reflect an understanding that both internal and external audiences will be viewing the information.

School web pages/sites, apps, and services must be located on Board-owned or District-affiliated servers.

The Superintendent shall prepare administrative procedures defining the rules and standards applicable to the use of the Board's website and the creation of web content, apps, and services by staff **and students**.

The Board retains all proprietary rights related to the design of web content, apps and services that are hosted on Board-owned or District-affiliated servers, absent written agreement to the contrary.

Students who want their class work to be displayed on the Board's website must have written parent permission and expressly license its display without cost to the Board.

Prior written parent permission is necessary for a student to be identified by name on the Board's website.

C. Website Accessibility

The District is committed to providing persons with disabilities an opportunity equal to that of persons without disabilities to participate in the District's programs, benefits, and services, including those delivered through electronic and information technology, except where doing so would impose an undue burden or create a fundamental alteration. The District is further committed to ensuring persons with disabilities are able to acquire the same information, engage in the same interactions, and enjoy the same benefits and services within the same timeframe as persons without a disability, with substantially equivalent ease of use; that they are not excluded from participation in, denied the benefits of, or otherwise subjected to discrimination in any District programs, services, and activities delivered online, as required by Section 504 and Title II of the ADA and their implementing regulations; and that they receive effective communication of the District's programs, services, and activities delivered online.

The District adopts this policy to fulfill this commitment and affirm its intention to comply with the requirements of Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. 794, 34 C.F.R. Part 104, and Title II of the Americans With Disabilities Act of 1990, 42 U.S.C. 12131 and 28 C.F.R. Part 35 in all respects.

1. Technical Standards

The District will adhere to the technical standards of compliance identified at www.indianriverschools.org. The District measures the accessibility of online content and functionality according to the World Wide Web Consortium's Web Content Accessibility Guidelines ([WCAG](#)) [2.1 Level AA](#), and the Web Accessibility Initiative - Accessible Rich Internet Applications Suite ([WAI-ARIA 1.1](#)) for web content. The District will ensure all third-party content providers are aware of our technical standards and online content accessibility policy.

2. Web Accessibility Coordinator

The Board designates its Section 504/ADA Compliance Coordinator(s) as the District's web accessibility coordinator(s). That individual(s) is responsible for coordinating and implementing this policy.

See Board Policy 2260.01 for the Section 504/ADA Compliance Coordinator(s)' contact information.

3. Third Party Content

Links included on the Board's website(s), services, and apps that pertain to its programs, benefits, and/or services must also meet the above criteria and comply with State and Federal law (e.g. copyright laws, CIPA, Section 504, ADA, and COPPA). While the District strives to provide access through its website to online content provided or developed by third parties (including vendors, video-sharing websites, and other sources of online content) that is in an accessible format, that is not always

feasible. The District's administrators and staff, however, are aware of this requirement with respect to the selection of online content provided to students. The District's web accessibility coordinator or his/her designees will vet online content available on its website that is related to the District's programs, benefits, and/or services for compliance with this criteria for all new content placed on the District's website after adoption of this policy.

Nothing in the preceding paragraph, however, shall prevent the District from including links on the Board's website(s) to:

1. recognized news/media outlets (e.g., local newspapers' websites, local television stations' websites), or
2. websites, services, and/or apps that are developed and hosted by outside vendors or organizations that are not part of the District's program, benefits, or services.

The Board recognizes that such third party websites may not contain age-appropriate advertisements that are consistent with the requirements of Policy 9700.01, AP 9700B, and State and Federal law.

D. Regular Audits

The District, under the direction of the web accessibility coordinator(s) or his/her/their designees, will, at regular intervals, audit the District's online content and measure this content against the technical standards adopted above.

If problems are identified through the audit, such problems will be documented, evaluated, and, if necessary, remediated within a reasonable period of time.

E. Reporting Concerns or Possible Violations

If any student, prospective student, employee, guest, or visitor believes that the District has violated the technical standards in its online content, s/he may contact the web accessibility coordinator with any accessibility concerns. S/He may also file a formal complaint utilizing the procedures set out in Board Policy 2260 and Policy 2260.01 relating to Section 504 and Title II.

F. Instructional Use of Apps and Web Services

The Board authorizes the use of apps and services to supplement and enhance learning opportunities for students either in the classroom or for extended learning outside the classroom.

A teacher who elects to supplement and enhance student learning through the use of apps and/or services is responsible for verifying/certifying to their administrator that the app and/or service has a FERPA-compliant privacy policy, and it complies with all requirements of the Children's Online Privacy Protection Act (COPPA) and the Children's Internet Protection Act (CIPA).

G. Training

The District will provide periodic training for its employees who are responsible for creating or distributing information with online content so that these employees are aware of this policy and understand their roles and responsibilities with respect to web design, documents and multimedia content.

H. One-Way Communication Using District Web Content, Apps and Services

The District is authorized to use web pages/sites, apps and services to promote school activities and inform stakeholders and the general public about District news and operations.

Such communications constitute public records that will be archived.

When the Board or Superintendent designates communications distributed via District web pages/sites, apps and services to be one-way communication, public comments are not solicited or desired, and the web site, app or service is to be considered a nonpublic forum.

If the District uses an app and web service that does not allow the District to block or deactivate public

comments (e.g., Facebook, which does not allow comments to be turned-off, or Twitter, which does not permit users to disable private messages or mentions/replies), the District's use of that apps and web service will be subject to Policy 7544 – Use of Social Media, unless the District is able to automatically withhold all public comments.

If unsolicited public comments can be automatically withheld, the District will retain the comments in accordance with its adopted record retention schedule (see AP 8310A – Requests for Public Records), but it will not review or consider those comments.

Revised 2/14/17

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Legal

F.S. 104.31(1)(a)

F.S. 110.233(2)

F.S. 110.233(4)

F.S. 112.313(6)

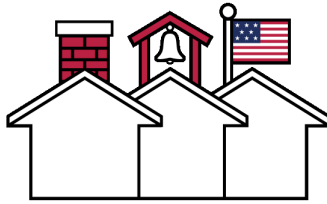
F.S. 1001.32(2)

F.S. 1001.42

H.R. 4577

P.L. 106-554, Children's Internet Protection Act of 2000

People Against Tax Revenue Mismanagement v. County of Leon, 583 So. 2d 1373 (Fla. 1991); Commission on Ethics: In Re: Patty Lynch, Case No. 2068EC (1994)



Book	Policy Manual
Section	Vol. 19, No. 2 - Revised
Title	Copy of STUDENT TECHNOLOGY RESPONSIBLE USE AND SAFETY
Code	*po7540.03 GM/bd District Requested 07 08 2019
Status	
Adopted	August 13, 2013
Last Revised	February 14, 2017

7540.03 - **STUDENT TECHNOLOGY RESPONSIBLE USE AND SAFETY**

Technology has fundamentally altered the ways in which information is accessed, communicated, and transferred in society. As a result, educators are continually adapting their means and methods of instruction, and the way they approach student learning to incorporate the vast, diverse, and unique resources available through the Internet. The School Board provides technology resources (as defined in Bylaw 0100) to support the educational and professional needs of its students and staff. With respect to students, Board-owned technology resources afford them the opportunity to acquire the skills and knowledge to learn effectively and live productively in a digital world. The Board provides students with access to the Internet for limited educational purposes only and utilizes online educational services/apps to enhance the instruction delivered to its students. The Board's computer network and Internet system do not serve as a public access service or a public forum and the Board imposes reasonable restrictions on its use consistent with its limited educational purpose.

The Board regulates the use of Board-owned technology resources by principles consistent with applicable local, State, and Federal laws, the District's educational mission and articulated expectations of student conduct as delineated in the Code of Student Conduct. This policy and its related administrative procedures and the Code of Student Conduct govern students' use of Board-owned technology resources and students' personal communication devices when they are connected to the Board's computer network, Internet connection, and/or online educational services/apps or when used while the student is on Board-owned property or at a Board-sponsored activity (see Policy 5136).

Users are required to refrain from actions that are illegal (such as libel, slander, vandalism, harassment, theft, plagiarism, inappropriate access, and the like) or unkind (such as personal attacks, invasion of privacy, injurious comment, and the like). Because its technology resources are not unlimited, the Board has also instituted restrictions aimed at preserving these resources, such as placing limits on use of bandwidth, storage space, and printers.

Users have no right or expectation to privacy when using Board-owned technology resources (including, but not limited to, privacy in the content of their personal files, e-mails, and records of their online activity when using the Board's computer network and/or Internet connection).

First, the Board may not be able to technologically limit access, through its technology resources, to only those services and resources that have been authorized for the purpose of instruction, study, and research related to the curriculum. Unlike in the past when educators and community members had the opportunity to review and screen materials to assess their appropriateness for supporting and enriching the curriculum according to adopted procedures and reasonable selection criteria (taking into account the varied instructional needs, learning styles, abilities, and developmental levels of the students who would be exposed to them), access to the Internet, because it serves as a gateway to any publicly available file server in the world, opens classrooms and students to electronic information resources that may not have been screened by educators for use by students of various ages.

Pursuant to Federal law, the Board has implemented technology protection measures that protect against (e.g., filter or block) access to visual displays/depictions/materials that are obscene, constitute child pornography, and/or are harmful to minors, as defined by the Children's Internet Protection Act (CIPA). At the discretion of the Board or the Superintendent, the technology

protection measures may be configured to protect against access to other material considered inappropriate for students to access. The Board also utilizes software and/or hardware to monitor online activity of students to restrict access to child pornography and other material that is obscene, objectionable, inappropriate, and/or harmful to minors. The technology protection measures may not be disabled at any time that students may be using Board-owned technology resources, if such disabling will cease to protect against access to materials that are prohibited under the CIPA. Any student who attempts to disable the technology protection measures will be subject to discipline.

The Superintendent or the Assistant Superintendent for [Human Resources & School Administration](#) ~~Technology and Assessment~~ may temporarily or permanently unblock access to websites or online educational services/apps containing appropriate material, if access to such sites has been inappropriately blocked by the technology protection measures. The determination of whether material is appropriate or inappropriate shall be based on the content of the material and the intended use of the material, not on the protection actions of the technology protection measures.

Parents are advised that a determined user may be able to gain access to services and/or resources on the Internet that the Board has not authorized for educational purposes. In fact, it is impossible to guarantee students will not gain access through the Internet to information and communications that they and/or their parents may find inappropriate, offensive, objectionable, or controversial. Parents of minors are responsible for setting and conveying the standards that their children should follow when using the Internet.

Pursuant to Federal law, students shall receive education about the following:

- A. safety and security while using e-mail, chat rooms, social media, and other forms of direct electronic communications;
- B. the dangers inherent with the online disclosure of personally identifiable information;
- C. the consequences of unauthorized access (e.g., "hacking", "harvesting", "digital piracy", "data mining", etc.), cyberbullying, and other unlawful or inappropriate activities by students online; and,
- D. un-authorized disclosure, use, and dissemination of personally identifiable information regarding minors.

Staff members shall provide instruction for their students regarding the appropriate use of technology and online safety and security as specified above. Furthermore, staff members will monitor the online activities of students while at school.

Monitoring may include, but is not necessarily limited to, visual observations of online activities during class sessions; or use of specific monitoring tools to review browser history and network, server, and computer logs.

Building principals are responsible for providing training so that Internet users under their supervision are knowledgeable about this policy and its accompanying procedures. The Board expects that staff members will provide guidance and instruction to students in the appropriate use of Board-owned technology resources. Such training shall include, but not be limited to, education concerning appropriate online behavior, including interacting with other individuals on social media, including in chat rooms, and cyberbullying awareness and response. All users of Board-owned technology resources (and their parents if they are minors) are required to sign a written agreement to abide by the terms and conditions of this policy and its accompanying procedures.

Students will be assigned a school e-mail account that they are required to utilize for all school-related electronic communications, including those to staff members, peers, and individuals and/or organizations outside the District, with whom they are communicating for school-related projects and assignments. Further, as directed and authorized by their teachers, they shall use their school-assigned e-mail account when signing-up/registering for access to various online educational services, including mobile applications/apps that will be utilized by the student for educational purposes.

Students are responsible for good behavior when using Board-owned technology resources - i.e., behavior comparable to that expected of students when they are in classrooms, school hallways, and other school premises and school sponsored events. Communications on the Internet are often public in nature. General school rules for behavior and communication apply. The Board does not approve any use of its technology resources that is not authorized by or conducted strictly in compliance with this policy and its accompanying procedures.

Students may only use Board-owned technology resources to access or use social media if it is done for educational purposes in accordance with their teacher's approved plan for such use.

Users who disregard this policy and its accompanying procedures may have their use privileges suspended or revoked, and disciplinary action taken against them. Users are personally responsible and liable, both civilly and criminally, for uses of Board-owned technology resources that are not authorized by this policy and its accompanying procedures.

The Board designates the Superintendent and the Assistant Superintendent for [Human Resources](#) ~~Technology and~~ [School Administration](#) ~~Assessment~~ as the administrators responsible for initiating, implementing, and enforcing this policy and its

accompanying procedures as they apply to students' use of Board-owned technology resources.

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F.S. 1001.43

F.S. 1001.51

P.L. 106-554, Children's Internet Protection Act of 2000

47 U.S.C. 254(h),(1), Communications Act of 1934, as amended (2003)

20 U.S.C. 6801 et seq., Part F, Elementary and Secondary Education Act of 1965, as amended (2003)

20 U.S.C. 6777, 9134 (2003)

18 U.S.C. 2256

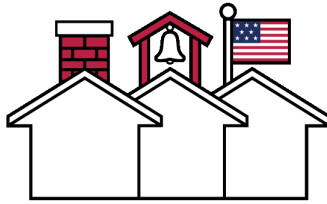
18 U.S.C. 1460

18 U.S.C. 2246

47 C.F.R. 54.500, 54.501, 54.502, 54.503, 54.504, 54.505, 54.506, 54.507, 54.508

47 C.F.R. 54.509, 54.511, 54.513, 54.514, 54.515, 54.516, 54.517, 54.518, 54.519

47 C.F.R. 54.520, 54.522, 54.523



Book Policy Manual
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Unless a specific policy has been amended and the date the policy was revised is noted at the bottom of that policy, the bylaws and policies of The School Board of Indian River County were adopted on August 13, 2013.

7540.04 - STAFF TECHNOLOGY RESPONSIBLE USE AND SAFETY

Technology has fundamentally altered the ways in which information is accessed, communicated, and transferred in society. As a result, educators are continually adapting their means and methods of instruction, and the way they approach student learning, to incorporate the vast, diverse, and unique resources available through the Internet. The School Board provides technology and information resources (as defined by Bylaw 0100) to support the educational and professional needs of its staff and students. The Board provides staff with access to the Internet for limited educational purposes only and utilizes online educational services/apps to enhance the instruction delivered to its students and to facilitate the staff's work. The Board's computer network and Internet system do not serve as a public access service or a public forum and the Board imposes reasonable restrictions on its use consistent with its limited educational purpose.

The Board regulates the use of Board-owned technology and information resources by principles consistent with applicable local, State, and Federal laws and the District's educational mission. This policy and its related administrative procedures, [Policy 7544 and AP 7544](#), and any applicable employment contracts and collective bargaining agreements govern the staff's use of the Board-owned technology and information resources and staff's wireless communication devices when they are connected to the Board's computer network, Internet connection, and/or online educational services/apps, or when used while the staff member is on Board-owned property or at a Board-sponsored activity (see Policy 7530.02).

Users are required to refrain from actions that are illegal (such as libel, slander, vandalism, harassment, theft, plagiarism, inappropriate access, and the like) or unkind (such as personal attacks, invasion of privacy, injurious comment, and the like). Because its technology resources are not unlimited, the Board has also instituted restrictions aimed at preserving these resources, such as placing limits on use of bandwidth, storage space, and printers.

Users have no right or expectation to privacy when using Board-owned technology and information resources (including, but not limited to, privacy in the content of their personal files, e-mails, and records of their online activity when using the Board's computer network and/or Internet connection).

Staff members are expected to utilize Board-owned technology and information resources to promote educational excellence in our schools by providing students with the opportunity to develop the resource sharing, innovation, and communication skills and tools that are essential to both life and work. The Board encourages the faculty to develop the appropriate skills necessary to effectively access, analyze, evaluate, and utilize these resources in enriching educational activities. The instructional use of the Internet and online educational services will be guided by Board Policy 2520 - Selection of and Adoption of Instructional Materials.

The Internet is a global information and communication network that brings incredible education and information resources to our students. The Internet connects computers and users in the District with computers and users worldwide. Through the Internet, students and staff can access relevant information that will enhance their learning

and the education process. Further, Board-owned technology resources provide students and staff with the opportunity to communicate with other people from throughout the world. Access to such an incredible quantity of information and resources brings with it certain unique challenges and responsibilities.

~~First,~~ the Board may not be able to technologically limit access, through its technology resources, to only those services and resources that have been authorized for the purpose of instruction, study and research related to the curriculum. Unlike in the past when educators and community members had the opportunity to review and screen materials to assess their appropriateness for supporting and enriching the curriculum according to adopted guidelines and reasonable selection criteria (taking into account the varied instructional needs, learning styles, abilities, and developmental levels of the students who would be exposed to them), access to the Internet, because it serves as a gateway to any publicly available file server in the world, opens classrooms and students to electronic information resources that may not have been screened by educators for use by students of various ages.

Pursuant to Federal law, the Board has implemented technology protection measures that protect against (e.g., filter or block) access to visual displays/depictions/materials that are obscene, constitute child pornography, and/or are harmful to minors, as defined by the Children's Internet Protection Act (CIPA). At the discretion of the Board or Superintendent, the technology protection measures may also be configured to protect against access to other material considered inappropriate for students to access. The Board also utilizes software and/or hardware to monitor online activity of staff members to restrict access to child pornography and other material that is obscene, objectionable, inappropriate, and/or harmful to minors. The technology protection measures may not be disabled at any time that students may be using Board-owned technology resources, if such disabling will cease to protect against access to materials that are prohibited under the CIPA. Any staff member who attempts to disable the technology protection measures without express written consent of an appropriate administrator will be subject to disciplinary action, up to and including termination.

The Superintendent or the Assistant Superintendent for Human Resources & School Administration ~~Technology and Assessment~~ may temporarily or permanently unblock access to websites or online educational services/apps containing appropriate material, if access to such sites has been inappropriately blocked by the technology protection measures. The determination of whether material is appropriate or inappropriate shall be based on the content of the material and the intended use of the material, not on the protection actions of the technology protection measures. The Superintendent or the Assistant Superintendent for Human Resources & School Administration ~~Technology and Assessment~~ may also disable the technology protection measures to enable access for bona fide research or other lawful purposes.

Staff members will participate in professional development programs in accordance with the provisions of law and this policy. Training shall include:

- A. the safety and security of students while using e-mail, chat rooms, social media, and other forms of direct electronic communications;
- B. the inherent danger of students disclosing personally identifiable information online;
- C. the consequences of unauthorized access (e.g., "hacking", "harvesting", "digital piracy", "data mining", etc.), cyberbullying, and other unlawful or inappropriate activities by students or staff online; and
- D. un-authorized disclosure, use, and dissemination of personally identifiable information regarding minors.

Furthermore, staff members shall provide instruction for their students regarding the appropriate use of technology and online safety and security as specified above, and staff members will monitor students' online activities while at school.

Monitoring may include, but is not necessarily limited to, visual observations of online activities during class sessions or use of specific monitoring tools to review browser history and network, server, and computer logs.

The disclosure of personally identifiable information about students online is prohibited.

Building principals are responsible for providing training so that Internet users under their supervision are knowledgeable about this policy and its accompanying procedures. The Board expects that staff members will provide guidance and instruction to students in the appropriate use of Board-owned technology resources. Such training shall include, but not be limited to, education concerning appropriate online behavior, including interacting with other individuals on social media, including in chat rooms and cyberbullying awareness and response. All users of Board-owned technology resources are required to sign a written agreement to abide by the terms and conditions of this policy and its accompanying procedures.

Staff will be assigned a school email address that they are required to utilize for all school-related electronic communications, including those to students, parents, and other constituents, fellow and other staff members, and vendors or individuals seeking to do business with the District.

With prior approval from the Superintendent or site administrator, staff may direct students who have been issued school-assigned email accounts to use those accounts when signing-up/registering for access to various online educational services, including mobile applications/apps that will be utilized by the students for educational purposes under the teacher's supervision.

Staff members are responsible for good behavior when using Board-owned technology and information resources - i.e., behavior comparable to that expected when they are in classrooms, school hallways, and other school premises and school sponsored events. Communications on the Internet are often public in nature. The Board does not approve any use of its technology and information resources that is not authorized by or conducted strictly in compliance with this policy and its accompanying procedures and Policy 7544 and its accompanying procedure.

Staff members use of District technology resources to access or use social media is to be consistent with Policy 7544 and its accompanying procedure.

~~Staff members may only use Board-owned technology resources to access or use social media if it is done for educational or business-related purposes.~~

An employee's personal or private use of social media may have unintended consequences. While the Board respects its employees' First Amendment rights, those rights do not include permission to post inflammatory comments that could compromise the District's mission, undermine staff relationships, or cause a substantial disruption to the school environment. This warning includes staff members' online conduct that occurs off school property including from the employee's private computer. Postings to social media should be done in a manner sensitive to the staff member's professional responsibilities.

General school rules for behavior and communication apply.

Users who disregard this policy and its accompanying procedures may have their use privileges suspended or revoked and disciplinary action taken against them. Users are personally responsible and liable, both civilly and criminally, for uses of Board-owned technology and information resources that are not authorized by this policy and its accompanying guidelines.

The Board designates the Superintendent and Assistant Superintendent ~~of~~ for Human Resources & School Administration Technology and Assessment as the administrators responsible for initiating, implementing, and enforcing this policy and its accompanying procedures as they apply to staff members' use of Board-owned technology and information resources.

Social Media Use

~~An employee's personal or private use of social media may have unintended consequences. While the Board respects its employees' First Amendment rights, those rights do not include permission to engage in conduct that violates Board policies, the Code of Ethics of the Education Profession in Florida, the Principles of Professional Conduct for the Education Profession in Florida, or any other state or Federal laws, and may result in disciplinary action. This warning includes staff members' online conduct that occurs off school property including from the employee's private computer. Postings to social media should be done in a manner sensitive to the staff member's professional responsibilities.~~

In addition, Federal and State confidentiality laws forbid schools and their employees from using or disclosing student education records without parental consent (see Policy 8330). Education records include a wide variety of information; posting personally identifiable information about students is not permitted. Staff members who violate State and Federal confidentiality laws or privacy laws related to the disclosure of confidential student or employee information may be disciplined.

Staff members retain rights of communication for collective bargaining purposes and union organizational activities.

F.S. 847.012, 1001.41, 1012.32
P.L. 106-554, Children's Internet Protection Act of 2000
47 U.S.C. 254(h),(1), Communications Act of 1934, as amended (2003)
20 U.S.C. 6801 et seq., Part F, Elementary and Secondary Education Act of 1965, as amended (2003) 20 U.S.C. 6777, 9134 (2003)
18 U.S.C. 2256
18 U.S.C. 1460

18 U.S.C. 2246

47 C.F.R. 54.500, 54.501, 54.502, 54.503, 54.504, 54.505, 54.506, 54.507, 54.508

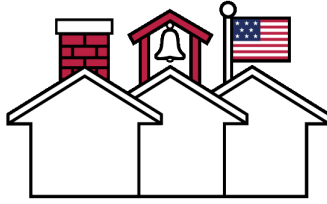
47 C.F.R. 54.509, 54.511, 54.513, 54.514, 54.515, 54.516, 54.517, 54.518, 54.519

47 C.F.R. 54.520, 54.522, 54.523

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Book	Policy Manual
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Adopted	August 13, 2013
Last Revised	January 23, 2018

7540 - **TECHNOLOGY**

The School Board is committed to the effective use of technology to both enhance the quality of student learning and the efficiency of District operations.

Although students' use of Board-owned technology resources (see definition in Bylaw 0100) is required to participate in and benefit from certain aspects of the District's curriculum and to participate in online assessment, unsupervised use of technology resources may be limited or denied if such use is not under the direct supervision of school staff if a student's use of District technology resources is in violation of the District's policy regarding acceptable use. Students and their parents must sign and submit a Student Technology Responsible Use and Safety form annually. (See also, Policy 7540.03)

The Superintendent shall develop, recommend for approval by the Board, and implement a written District Technology Plan (DTP). One of the primary purposes of the DTP is to evaluate new and emerging technologies and how they will play a role in student achievement and success and/or efficient and effective District operations. The Board will financially support, as the budget permits, the DTP, including recommendations to provide new and developing technology for students and staff.

The DTP shall set forth procedures for the proper acquisition of technology. The DTP shall also provide guidance to staff and students about making safe, appropriate, and ethical use of Board approved technology resources, as well as inform both staff and students about disciplinary actions that will be taken if its technology resources are abused in any way or used in an inappropriate, illegal, or unethical manner. (See Policy 7540.03 and AP 7540.03 - Student Technology Responsible Use and Safety, and Policy 7540.04 and AP 7540.04 - Staff Technology Responsible Use and Safety)

The Superintendent shall review the DTP and report any changes, amendments, or revisions to the Board annually.

This policy, along with the Student and Staff Technology Responsible Use and Safety policies, and the Code of Student Conduct further govern students' and staff members' use of their wireless communication devices (see Policy 5136 and Policy 7530.02). Users have no right or expectation of privacy when using Board-owned technology resources (including, but not limited to, privacy in the content of their personal files, e-mails, and records of their online activity when using the Board's computer network and/or Internet connection).

Further, safeguards shall be established so that the Board's investment in both hardware and software achieves the benefits of technology and inhibits negative side effects. Accordingly, students shall be educated about appropriate online behavior including, but not limited to, using social media to interact with others online; interacting with other individuals in chat rooms or on blogs; and, recognizing what constitutes cyberbullying, understanding cyberbullying is a violation of Board policy, and learning appropriate responses if they experience cyberbullying.

~~For purposes of this policy, social media is defined as Internet-based applications that facilitate communication (e.g., interactive/two-way conversation/dialogue) and networking between individuals or groups. Social media is "essentially a category of online media where people are talking, participating, sharing, networking, and bookmarking online. Most social media services encourage discussion, feedback, voting, comments, and sharing of information from all interested parties" (Quote~~

~~from Ron Jones of Search Engine Watch). Social media provides a way for people to stay "connected or linked to other sites, resources, and people". Examples include FaceBook, Twitter, Instagram, webmail, text messaging, chat, blogs, and instant messaging (IM). Social media does not include sending or receiving e-mail through the use of Board issued e-mail accounts.~~

~~Staff may use social media for business related purposes. Authorized staff may use Board owned technology resources to access and use social media to increase awareness of District programs and activities, as well as to promote achievements of staff and students, provided the Superintendent approves, in advance, such access and use. Use of social media for business-related purposes is subject to Florida's public records laws and staff members are responsible for archiving their social media and complying with the District's record retention schedule. (See Policy 8310 - Public Records, AP 8310A - Public Records, and AP 8310D - Records Retention and Disposal)~~

~~Instructional staff and their students may use Board owned technology resources to access and use social media for educational purposes, provided the Principal approves, in advance, such access and use.~~

~~Students must comply with Policy 7540.03, 7540.04, 7544, and Policy 5136 when using Board approved technology resources to access and/or use social media. Similarly, staff must comply with Policy 7540.04 and Policy 7530.02 when using Board owned technology resources to access and/or use social media~~

Staff must comply with Policy 7544, 7540.04, and Policy 7530.02 when using District technology resources to access and/or use District-approved social media platforms/sites.

Revised 2/14/17

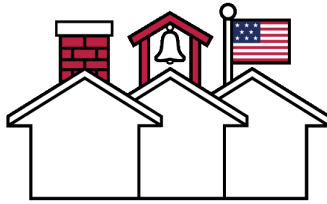
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Title NEW POLICY - SPECIAL UPDATE - MARCH 2018 - SOCIAL MEDIA - USE OF SOCIAL MEDIA
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Status

NEW POLICY - SPECIAL UPDATE - MARCH 2018 - SOCIAL MEDIA

7544 - USE OF SOCIAL MEDIA

Technology is a powerful tool to enhance education, communication, and learning.

The School Board authorizes the use of social media to promote community involvement and facilitate effective communication with students, parents/guardians, staff, and the general public. Social media is defined in Bylaw 0100.

The Superintendent is charged with designating the District-approved social media platforms/sites, which shall be listed on the District's website.

In designating District-approved social media platforms/sites, the Superintendent shall specify which platforms/sites are appropriate for use at the District-level, the building or department level, for extra-curricular activities, and at the individual level by employees for professional purposes.

It is critical that students be taught how to use social media platforms safely and responsibly. Social media (as defined in Bylaw 0100) are a powerful and pervasive technology that affords students and employees the opportunity to communicate for school and work purposes, and to collaborate in the delivery of a comprehensive education. Federal law mandates that the District provide for the education of students regarding appropriate online behavior, including interacting with other individuals on social networking websites and in chat rooms, and regarding cyberbullying awareness and response. See School Board Policy 7540.03 – Student Technology Acceptable Use and Safety.

The District recognizes that employees may use social media for personal, as well as professional reasons. The District neither encourages nor discourages employees' use of social media for personal purposes. The District regulates employees' use of social media for purposes related to their District assignment to the same extent as it regulates any other form of employee communication in that regard.

The District uses approved social media platforms/sites as interactive forms of communication.

Each District-approved social media account/site must contain a statement that specifies its purpose(s) and limits those who access the social media account/site to use of the account/site only for that/those purpose(s), and in accordance with any specified procedures and applicable terms of service. Users are personally responsible for the content of their posts.

Social Media for Instructional and School-Sponsored Activities

Staff may, with prior approval/authorization from the Principal, use social media platforms/sites for classroom instruction or school-sponsored activities. When a staff member uses a District-approved social media platform/site for an educational purpose, it will be considered an educational activity and will not be considered a limited public forum. Students' use of District-approved social media platforms/sites must be consistent with the Student Code of Conduct, Policy 5722 – School-Sponsored Student Publications and Productions/AP 5722 - School Publications/Productions, Policy 7540.03/AP 7540.03 – Student Technology Acceptable Use and Safety, the instructor's directions/procedures, and the platform/site's applicable terms of service. Students are prohibited from posting or releasing personally identifiable information about students, employees and volunteers through District-approved social media, without appropriate consent.

Staff members must obtain parental consent for students to participate in the use of social media platforms/sites related to a school-sponsored activity. If a parent refuses to provide such consent, the staff member must arrange for an alternative method of communicating with the participating student concerning the school-sponsored activity.

Expected Standards of Conduct on District-Approved Social Media Accounts and Sites

Employees who access District-approved social media platforms are expected to conduct themselves in a respectful, courteous, and professional manner. Students, parents, and members of the general public who access District-approved social media platforms are similarly expected to conduct themselves in a respectful, courteous, and civil manner.

District-approved social media accounts/sites shall not contain content that is obscene; is vulgar and lewd such that it undermines the school's basic educational mission; is libelous or defamatory; constitutes hate speech; promotes illegal drug use; is aimed at inciting an individual to engage in unlawful acts or to cause a substantial disruption or material interference with District operations; or interferes with the rights of others. The District may exercise editorial control over the style and content of speech on District-approved social media accounts/sites, if reasonably related to legitimate pedagogical concerns. Staff or students who post prohibited content shall be subject to appropriate disciplinary action.

The District is committed to protecting the privacy rights of students, parents/guardians, staff, volunteers, Board members, and other individuals on District-approved social media accounts/sites. District employees and volunteers are prohibited from posting or releasing confidential information about students, employees, volunteers, or District operations through District-approved social media accounts/sites, without appropriate consent (i.e., express written consent from the parent of a student, the affected employee or volunteer, or the Superintendent concerning District operations).

Retention of Public/Student Records

District communications that occur through the use of District-approved social media platforms/sites – including staff members' use of social media with school-sponsored activities, and comments, replies, and messages received from the general public – may constitute public records or student records, and all such communications will be maintained (i.e., electronically archived) in accordance with the Board's adopted record retention schedule and all applicable State statutes. (See AP 8310A – Requests for Public Records).

Staff members cannot rely on social networking platforms (e.g., Facebook, Twitter, etc.) to sufficiently fulfill potential records retention requirements because these platforms, in general, do not guarantee retention and are unlikely to assist in the production of third-party comments and communications that have been edited, deleted, or are otherwise no longer available. Consequently, District employees who use such social media accounts for professional communications must operate them in accordance with the general archiving practices and technology instituted by the District so records remain within the District's control and are appropriately retained.

If a staff member uses District-approved social media platforms/sites in the classroom for educational purposes (i.e., classroom instruction), the staff member must consult with the Principal concerning whether such use may result in the creation of public and/or education records that must be maintained (i.e., electronically archived) for a specific period of time.

Employees' Use of District Technology Resources to Access Social Media for Personal Use

Employees are permitted to use District technology resources (as defined in Bylaw 0100) to access social media for personal use, provided the employee's use during work hours does not interfere with his/her job performance.

They are reminded that the District may monitor their use of District technology resource.

Employees' Use of Personal Communication Devices at Work to Access Social Media for Personal Use

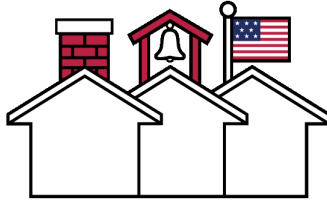
Employees are permitted to use personal communication devices to access social media for personal use during work hours, provided it does not interfere with the employee's job performance.

Employees and District-approved volunteers are prohibited from posting or engaging in communication that violates State or Federal law, Board policies, or administrative procedures. If an employee/volunteer's communication interferes with his/her ability to effectively perform his/her job, or violates State or Federal law, Board policies, or administrative procedures, the District may impose disciplinary action and/or refer the matter to appropriate law enforcement authorities.

This policy and its corresponding administrative procedure will be reviewed and updated as necessary.

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Legal	F.S. Chapter 119 F.S. 1001.41 F.S. 1001.42 F.S. 1001.43 F.S. 1002.221 F.A.C. 6A-10.081 20 U.S.C. 1232g 34 C.F.R. Part 99 Protecting Children in the 21st Century Act, Pub. L. No. 110-385, Title II, Stat. 4096 (2008) Children's Internet Protection Act (CIPA), Pub. L. No. 106-554 (2001)
Cross References	po0100 - DEFINITIONS po5722 - SCHOOL-SPONSORED PUBLICATIONS AND PRODUCTIONS po7540.03 - STUDENT TECHNOLOGY ACCEPTABLE USE AND SAFETY ap5722 - SCHOOL PUBLICATIONS/PRODUCTIONS ap7540.03 - STUDENT TECHNOLOGY ACCEPTABLE USE AND SAFETY



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Title	Copy of STUDENT RECORDS
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8330 - **STUDENT RECORDS**

In order to provide appropriate educational services and programming, the School Board must collect, retain, and use information about individual students. Simultaneously, the Board recognizes the need to safeguard students' privacy and restrict access to students' personally identifiable information.

Maintenance of Student Records

The Board is responsible for the records of all students who attend or have attended schools in this District. Only records mandated by the State or Federal government and necessary and relevant to the function of the School District or specifically permitted by this Board shall be compiled by District employees. Each school shall maintain a permanent cumulative record for each student enrolled in the school which shall contain the data as prescribed by Administrative Rule F.A.C. 6A-1.0955 and this policy. Each student's cumulative record shall include the following types of data:

A. Category A Records, Permanent Information

1. Student's full legal name.
2. Authenticated birthdate, place of birth, race, ethnicity, and sex.
3. Last known address of the student.
4. Name(s) of the student's parent(s) or guardian(s).
5. Name and location of last school attended.
6. Number of days present and absent, date enrolled, date withdrawn.
7. Courses taken and record of achievement, such as grades, credits, or certification of competence.
8. Date of graduation or date of program completion.
9. Records of requests for access to and disclosure of personally identifiable information from the student's educational records.

B. Category B Records, Temporary Information

1. Health information, family background data, standardized test scores, State-mandated achievement test scores, educational and vocational plans, honors and activities, work experience reports, and teacher/counselor comments.
2. Reports of student services or exceptional student staffing committees including all information required by F.S. 1001.42.
3. Correspondence from community agencies or private professionals.
4. Driver education certificate.
5. A list of schools attended.
6. Written agreements of corrections, deletions, or expunctions as a result of meetings or hearings to amend educational records.
7. Written requests to waive access to confidential records.
8. Written requests to restrict the release of directory information.
9. Court orders of relevance.
10. Records of major student discipline actions, suspension, and/or expulsion records.
11. Home language survey.
12. Student Limited English Proficiency (LEP) Plans.
13. Such other records of educational importance as the school shall deem necessary.
14. Records designated for retention by the Florida Department of State in General Records Schedule GS7 for *Public Schools Pre-K - 12, Adult and Vocational/Technical*.

Category A and B records shall be maintained in compliance with the approved District records retention schedule.

Individual exceptional student records shall be kept separate from regular cumulative records. These records shall be sent to each succeeding school the student attends in the District and shall be maintained in accordance with the approved District records retention plan.

Periodic review for elimination of outdated information in student records by the custodian or designees shall be made in accordance with F.S. 1001.52, and the approved District records retention plan. The custodian of the student records shall be responsible for maintaining the accuracy of information by purging student records in accordance with the General Records Schedule for Public Schools (GS-7). Explanations placed in the education record and the record of access shall be maintained for as long as the education record to which it pertains is maintained. This procedure must be implemented before records are released to any vocational-technical centers, community colleges, or institutions of higher learning in which the student seeks or intends to enroll.

Type Record	Location	Custodian	Address
Active and inactive student records as specified in the current Student Records Manual for the District	Last school attended	Principal of last school attended	As shown in local directory
Inactive student cumulative records (Category A) as specified in the current Student Records Manual for the District	Central District office	Superintendent or designee	Records Management Educational Services Facility
Individual exceptional student education records as specified in the current Student Records Manual for the District	Last school attended	Principal of last school attended	As shown in local directory
Individual student psychological records as specified in the current Student Records Manual for the District	Last school attended	Principal of last school attended	As shown in local directory

Limitations on Collection and Retention of Certain Information

The District shall not collect, obtain, or retain information on the political affiliation, voting history, religious affiliation, or biometric information of a student or a parent or sibling of a student. For purposes of this paragraph, the term "biometric information" means information collected from the electronic measurement or evaluation of any physical or behavioral characteristics that are attributable to a single person, including fingerprint characteristics, hand characteristics, eye characteristics, vocal characteristics, and any other physical characteristics used for the purpose of electronically identifying that person with a high degree of certainty. Examples of biometric information include, but are not limited to, a fingerprint or hand scan, a retina or iris scan, a voice print, or a facial geometry scan.

The District shall not maintain any report or record relative to a student that includes a copy of a student's fingerprints.

The Superintendent or designee will be responsible for the privacy and security of records that are not under the supervision of the school principal.

Notwithstanding the provisions of this paragraph, if the District used a palm scanner system for identifying students for breakfast and lunch programs on March 1, 2014, it may continue to use the palm scanner system through the 2014-2015 school year.

Access to Student Records

The rights of students and their parents with respect to education records created, maintained, or used by the District must be protected in accordance with FERPA, State law, and the implementing regulations and rules issued pursuant thereto. Students and their parents have the right to access their education records, including the right to inspect and review those records, have the right to waive their access to their education records in certain circumstances, have the right to challenge the content of education records, have the right of privacy with respect to such records and reports, and receive annual notice of their rights with respect to education records.

In addition to students and their parents and eligible students, student records shall be available only to designated school officials and personnel, to such other persons as the parent or eligible student authorizes in writing, a court of competent jurisdiction or to other individuals or organizations as permitted by law. The term "parents" includes legal guardians or other persons standing in loco parentis (such as a grandparent or stepparent with whom the child lives, or a person who is legally responsible for the welfare of the child). The term "eligible student" refers to students who are eighteen (18) years of age or older, or who are enrolled in a postsecondary institution, regardless of age.

Schools may, without consent of parents, guardians, or eligible students, provide access to school officials to perform an administrative, supervisory, or instructional task, or to perform a service or benefit for the student or the student's family, and psychologists within the School District providing they have a legitimate educational interest. Support employees may be designated by the principal for the purpose of doing clerical work and maintaining student records. However, such persons shall receive in-service training concerning the confidentiality of student records and work under the supervision and control of an administrative staff member.

Whenever a student has attained eighteen (18) years of age, the permission and consent required of and rights accorded to the parents of the student as to student records maintained by the District, shall thereafter be required of and accorded to the eligible student only, unless the eligible student is a dependent of his/her parents as defined in Title 26 U.S.C. Section 152 of the Internal Revenue Code of 1954. The School District may, in this instance, disclose personally identifiable information from the education records to the parents without the prior consent of the eligible student.

Whenever a student has enrolled in a postsecondary institution, regardless of age, the permission and consent required of and rights accorded to the parents of the student as to student records maintained by the postsecondary institution shall thereafter be required of and accorded to the eligible student only. However, if the student is not eighteen (18) years of age, then the permission and consent required of and rights as to the student records maintained by the District shall be retained by the parents.

The custodian of the student record shall permit the eligible student or the parents or guardians of the student who is or has been in attendance in the School District to inspect and review the education records of the eligible student or student. Provisions for such inspection and review shall be made within a reasonable period of time of the request, but in no case shall be more than thirty (30) days after the request has been made.

The District presumes that the eligible student or either parent of the student has the right to inspect, review, and receive copies of the education records of the student or eligible student unless the Board, its staff, or the individual school has been provided a legally binding instrument or court order governing such matters as divorce, separation, or custody which provides to the contrary.

In instances where records are opened to parents, guardians, or eligible students, schools shall make available a member of the professional staff to interpret the record and shall provide copies, upon request and payment of the current District copy rate, which shall not exceed the maximum rate for copies of public records as set forth in F.S. Chapter 119.

The copy rate will include actual reproduction costs and will not include the labor costs for retrieval.

School officials shall provide requesting parents, guardians, or eligible students an opportunity for a hearing to challenge the content of their child's or the eligible student's school records, to insure that the records are not inaccurate, misleading, or otherwise in violation of the privacy or other rights of students, and to provide an opportunity for the correction or deletion of any such inaccurate, misleading, or otherwise inappropriate data contained therein.

Parents, guardians, and eligible students may waive their right of access to confidential letters or statements of recommendations or evaluation. Such waiver shall be made in writing to the custodian of the records and shall be signed by the parent, guardian, or eligible student. Such waiver shall apply to recommendations or evaluation only if:

- A. the parent, guardian, or eligible student is, upon request, notified of the names of all persons submitting confidential letters or statements; and
- B. such recommendations or evaluations are used solely for the purpose for which they were specifically intended.

The waiver of right of access may be revoked in writing with respect to actions occurring after the revocation.

Court Request of Records

- A. Student records may be disclosed to a court of competent jurisdiction provided that reasonable notification is given in advance to the parents and student. If the principal or his/her designee is unable to notify prior to time for compliance set forth in the court order, s/he shall bring to the court's attention the provision of the Family Educational Rights and Privacy Act of 1974 and comply with the court's instruction.
- B. Student records may be disclosed pursuant to a lawfully issued subpoena, upon the condition that the student, or his/her parent if the student is either a minor and not attending an institution of postsecondary education or a dependent of such parent as defined in 26 U.S.C. 152 (s. 152 of the Internal Revenue Code of 1954), is notified of the order or subpoena in advance of compliance therewith by the educational institution or agency.

The Superintendent may, in writing, authorize access to student records to representatives of the Federal, State, or local educational authorities.

Transcripts of a student's records may be released without written consent from the students' parents, guardians, or eligible student, to any vocational-technical center, community college, or any postsecondary institutions of higher learning in which the student seeks or intends to enroll. A copy of the records may be released to the student's parents, guardians, or eligible student upon request. This policy is also applicable in instances where such a request is in connection with a student's application for, or receipt of, financial aid.

Hearing Procedure to Correct Student Records

Whenever a parent, guardian, or eligible student believes the content of the student record is inaccurate, misleading, or in violation of their privacy, they may request in writing an informal meeting with the custodian of the record for the purpose of requesting the correction, deletion, or expunction of any inaccurate, misleading, or otherwise inappropriate data or material contained in the student record.

If the parties at the informal meeting agree to make deletions, to expunge material, or to add a statement of explanation or rebuttal to the file, such agreement shall be reduced to writing and signed by the parties, and the appropriate school officials shall take the necessary actions to implement the agreement. If agreement is not reached, denial of the request and notification of the right to a formal hearing shall be made in writing to the parent, guardian, or eligible student with a copy to the Superintendent or designee.

Upon the request of a parent, guardian, or eligible student, a formal hearing shall be held. Such hearing shall be requested, in writing, within ten (10) days of the written notice of denial at the informal meeting, to the Superintendent or designee, who shall appoint a hearing officer who shall be any official of the school system with no direct interest in the outcome of the hearing. The hearing officer shall convene and conduct the hearing and shall render a decision in writing to all concerned parties within ten (10) days of the conclusion of the hearing. Such hearing shall be held within a reasonable period of time but in no case shall be held more than thirty (30) days from the date of the written request.

The parents, guardian, eligible student, and officials of the school shall be afforded a full and fair opportunity to present evidence relevant to the issues raised. The hearing shall be recorded and available to all parties. However, the record of such hearings are exempt from disclosure under F.S. Chapter 119.

If the decision of the hearing officer is that the records are not inaccurate, misleading, or otherwise in violation of privacy rights, the parent, guardian, or eligible student shall be allowed to comment in writing on the information in the education record and set forth any reasons for disagreeing with the decision. This written response shall be filed in the education records of the student.

Disclosure of Student Record Information

Notwithstanding any other provision in this policy, student education records shall not be disclosed to any person, public body, body politic, political subdivision, or agency of the Federal government except when authorized by State or Federal law or in response to a lawfully issued subpoena or court order. In accordance with State law, student education records are exempt from the provisions of F.S. Chapter 119.

A. Prior Written Consent

1. Prior written consent of the parent, guardian, or eligible student shall be obtained prior to disclosing personally identifiable student information other than directory information. The written consent shall include: signature of the parent, guardian, or eligible student; date; specification of records or information to be disclosed; purpose of the disclosure; and the party or class of parties to whom a disclosure is to be made.
2. Disclosures of personally identifiable student information will be made only on the condition that the party or parties to whom the information is disclosed shall not disclose the information to any other party without prior written consent of the parent, guardian, or eligible student, as appropriate. Personally identifiable student information which is disclosed to an institution, agency, or organization may be used by its officers, employees, and agents, but only for the purpose for which the disclosure was made. The District presumes the parent, guardian, or eligible student has the authority to grant permission for disclosure of personally identifiable student information unless the District has been provided with evidence that there is a legally binding instrument or State law or court order governing such matters as divorce, separation, or custody which provides to the contrary.

B. Without Prior Written Consent

Personally identifiable information or records of a student may be released to the following persons or organizations without the prior written consent of the student or the student's parent or guardian:

1. Officials of schools, school systems, career centers, or public postsecondary educational institutions in which the student seeks or intends to enroll; and a copy of such records or reports shall be furnished to the parent or student upon request.
2. Other school officials, including teachers within the educational institution or agency, who have a legitimate educational interest in the information contained in the records.
3. The United States Secretary of Education, the Director of the National Institute of Education, the Assistant Secretary for Education, the Comptroller General of the United States, or State or local educational authorities who are authorized to receive such information subject to the conditions set forth in applicable Federal statutes and regulations of the United States Department of Education, or in applicable State statutes and rules of the State Board of Education.

The disclosed records must be used to audit or evaluate a Federal or State supported education program, or to enforce or comply with Federal requirements related to those education programs. A written agreement between the parties is required under this exception.

This written agreement must include:

- a. designation of the receiving individual or entity as an authorized representative;
- b. specification of the information to be disclosed;
- c. specification that the purpose of the disclosure is to carry out an audit or evaluation of a government-supported educational program or to enforce or comply with the program's legal requirements;
- d. a summary of the activity that includes a description of methodology and an explanation of why personally identifiable information is necessary to accomplish the activity;

- e. a statement requiring the organization to destroy all personally identifiable information when it is no longer needed to carry out the audit or evaluation, along with a specific time period in which the information must be destroyed; and
- f. a statement of policies and procedures that will protect personally identifiable information from further disclosure or unauthorized use.

Under the audit exception, the District will use "reasonable methods" to verify that the authorized representative complies with FERPA regulations. Specifically, the District will verify, to the greatest extent practical, that the personally identifiable information is used only for the audit, evaluation, or enforcement of a government-supported educational program. The District will also ascertain the legitimacy of the audit or evaluation and will only disclose the specific records that the authorized representative needs. Further, the District will require the authorized representative to use the records only for the specified purpose and not to disclose the information any further, such as for another audit or evaluation. Finally, the District will verify that the information is destroyed when no longer needed for the audit, evaluation, or compliance activity.

- 4. Appropriate parties in connection with a student's application for or receipt of financial aid, if necessary to determine the eligibility for the aid; determine the amount of the aid; determine the conditions of the aid; and/or enforce the terms and conditions of the aid.
- 5. Individuals or organizations conducting studies for or on behalf of an institution or a board of education for the purpose of developing, validating, or administering predictive tests, administering student aid programs, or improving instruction, if the studies are conducted in a manner that does not permit the personal identification of students and their parents by persons other than representatives of such organizations and if the information will be destroyed when no longer needed for the purpose of conducting such studies.

In order to release information under this provision, the District will enter into a written agreement with the recipient organization that specifies the purpose of the study.

This written agreement must include: (1) specification of the purpose, scope, duration of the study, and the information to be disclosed; (2) a statement requiring the organization to use the personally identifiable information only to meet the purpose of the study; (3) a statement requiring the organization to prohibit personal identification of parents and students by anyone other than a representative of the organization with legitimate interests; and (4) a requirement that the organization destroy all personally identifiable information when it is no longer needed for the study, along with a specific time period in which the information must be destroyed.

While the disclosure of personally identifiable information without consent is allowed under this exception, it is recommended that whenever possible the administration either release de-identified information or remove the students' names and social security identification numbers to reduce the risk of unauthorized disclosure of personally identifiable information.

- 6. Accrediting organizations, in order to carry out their accrediting functions.
- 7. School Readiness programs as provided in State law in order to carry out their assigned duties.
- 8. For use as evidence in student expulsion hearings conducted by a district school board under F.S. Chapter 120; however, public records of expulsion hearings shall not contain any personally identifiable information.
- 9. Appropriate parties in connection with an emergency, if knowledge of the information in the student's educational records is necessary to protect the health or safety of the student or other individuals.
- 10. The Auditor General and the Office of Program Policy Analysis and Government Accountability in connection with their official functions; however, except when the collection of personally identifiable information is specifically authorized by law, any data collected by the Auditor General and the Office of Program Policy Analysis and Government Accountability is confidential and exempt from F.S. 119.07 (1) and shall be protected in a way that does not permit the personal identification of students and their parents by other than the Auditor General, the Office of Program Policy Analysis and Government Accountability, and their staff, and the personally identifiable data shall be destroyed when no longer needed for the Auditor General's and the Office of Program Policy Analysis and Government Accountability's official use.
- 11. A court of competent jurisdiction in compliance with an order of that court or the attorney of record in accordance with a lawfully issued subpoena, upon the condition that the student and the student's parent are notified of the order or subpoena in advance of compliance therewith by the educational institution or agency.

Student records may be disclosed record pursuant to a lawfully issued subpoena, upon the condition that the

student, or his/her parent if the student is either a minor and not attending a postsecondary educational institution or a dependent of such parent as defined in 26 U.S.C. 152 (section 152 of the Internal Revenue Code of 1954), is notified of the order or subpoena in advance of compliance therewith by the educational institution or agency.

12. Credit bureaus, in connection with an agreement for financial aid that the student has executed, if the information is disclosed only to the extent necessary to enforce the terms or conditions of the financial aid agreement. Credit bureaus shall not release any information obtained under this paragraph to any person.
13. Parties to an interagency agreement among the Department of Juvenile Justice, school and law enforcement authorities, and other signatory agencies for the purpose of reducing juvenile crime and especially motor vehicle theft by promoting cooperation and collaboration, and the sharing of appropriate information in a joint effort to improve school safety, to reduce truancy and in-school and out-of-school suspensions, and to support alternatives to in-school and out-of-school suspensions and expulsions that provide structured and well-supervised educational programs supplemented by a coordinated overlay of other appropriate services designed to correct behaviors that lead to truancy, suspensions, and expulsions, and that support students in successfully completing their education. Information provided in furtherance of such interagency agreements is intended solely for use in determining the appropriate programs and services for each juvenile or the juvenile's family, or for coordinating the delivery of such programs and services, and as such is inadmissible in any court proceedings prior to a dispositional hearing unless written consent is provided by a parent or other responsible adult on behalf of the juvenile.
14. Consistent with the Family Educational Rights and Privacy Act, the Department of Children and Families or a community-based care lead agency acting on behalf of the Department of Children and Families, as appropriate.
15. Parents of a dependent student as defined by the Internal Revenue Service Tax Code of 1986 and in this policy.
16. "Directory information" as specified in this policy.
17. If the District initiates legal action (a lawsuit) against a parent, or if the parent initiates legal action against the District. In such circumstances, the District may disclose to the court, without a court order or subpoena, the education records of the student that are relevant for the District to proceed with legal action as the plaintiff or to defend itself.
18. If the release is to the Attorney General of the United States or to his/her designee in response to an ex parte order in connection with the investigation or prosecution of terrorism crimes specific in Sections 2331 and 2332 of Title 18, U.S. Code.

Under this exception, school officials are not required to record (i.e., on an access log) the disclosure of information from a student's education record when the school makes pursuant to an ex parte order.

Further, an educational institution that, in good faith, produces information from education records in compliance with an ex parte order shall not be liable to any person for that disclosure.

19. If the release is otherwise permitted under Federal law.

C. Record of Disclosures

Record of any requests or disclosures of personally identifiable student information shall be maintained except for disclosures to the parent, guardian, or eligible student; disclosure of directory information; or to any other school officials with a legitimate educational interest. The record of requests for disclosure shall include the following: the parties who have requested or obtained personally identifiable student information, the legitimate interests of the persons requesting or obtaining the information, and date parental/eligible student consent was obtained.

With regard to such disclosures, a "school official" is determined to be any employee of the School Board of Indian River County, Florida, with direct responsibility for providing services to students. A "legitimate educational interest" is determined to mean responsibility for providing direct educational services to students which will include teaching, counseling, psychological services, or other services to students which require access to personally identifiable information and/or those specified in the law.

D. Disclosures - Health or Safety Emergencies

Disclosure of personally identifiable student information may be made by school officials in the event of a health or safety emergency. Such emergency situations shall be declared in writing to the Superintendent by a recognized legal official with authority to declare such emergency. The declaration of a health or safety emergency shall include the need for

specific personally identifiable student information, the time requirements for the information, and the parties to whom the information is disclosed who are responsible for utilizing the information to deal with the emergency.

Transfer of Student Records

When a student, previously enrolled in the District transfers out of the District to another school, public or private, within this State or out of State, the Pprincipal, upon written request of the principal of the receiving school, the parent, guardian, or eligible student, shall, within three (3) school days immediately transfer a copy of the student's cumulative record containing Category A and B information to the requesting school. Pursuant to Federal law, disciplinary records with respect to suspension and expulsion shall be considered "other records of educational importance" and, as a Category B record, shall be transferred to the requesting school. The Board authorizes the administration to forward all Category A and B student records, including disciplinary records with respect to any current suspension and expulsion, upon request to a school or school district in which a student of this District is enrolled, seeks or intends to enroll, or is instructed to enroll, on a full-time or part-time basis, upon condition that the student's parents be notified of the transfer, receive a copy of the record if desired, and have an opportunity for a hearing to challenge the content of the record. The school shall retain a copy of the Category A information in its files. A copy of the Category B (Exceptional Student Education Audit File) records will also be retained. Category B health and testing information shall be retained if it is related to a weighted or categorical program placement which is subject to audit. The files which are retained will be held by the Pprincipal who is custodian of the records for the period of time specified in the Student Records Manual. Category A student records and Category B (Exceptional Student Education Audit File) beyond the specified time after the student leaves the District will be forwarded to Records Management. When a request comes to the school for student records after the files have been sent to Records Management, the written request should be forwarded to Records Management. Based upon reasonable requests, viewers of educational records will receive explanation and interpretation of the records. Records Management will make copies of the student's files at the current the District's copy rate, which shall not exceed the maximum rate for copies of public records as set forth in F.S. Chapter 119.

If applicable, the records to be transferred shall also include:

1. verified reports of serious or recurrent behavior patterns, including threat assessment evaluations and intervention services; and
2. psychological evaluations, including therapeutic treatment plans and therapy or progress notes created or maintained by School District or charter school staff, as appropriate.

The records shall be transferred within three (3) school days of receipt of a written request from the principal of the receiving school, the parent, guardian, or eligible student.

While all reasonable efforts shall be made to collect for damaged or lost library books or textbooks, under no conditions shall the transfer of a student's cumulative record be delayed or denied for failure to pay any fine or fee assessed by the school. Progress reports to parents (report cards) may not be withheld for failure to pay any fine, fee, or an assessment for lost or damaged books.

The Superintendent shall prepare administrative procedures to ensure that students and parents are adequately informed each year regarding their rights to:

- inspect and review the student's educational records;
- request amendments if the parent believes the record is inaccurate, misleading, or otherwise in violation of the student's privacy rights;
- consent to disclosures of personally-identifiable information contained in the student's educational records, except to those disclosures allowed by the law;
- challenge District noncompliance with a parent's request to amend the records through a hearing;
- file a complaint with the Department of Education;
- obtain a copy of the District's policy and administrative procedures on student records.

The Superintendent shall also develop, and update as needed, procedures for:

- the proper storage and retention of records including a list of the type and location of record;
- informing District employees of the Federal and State laws concerning student records.

The District is authorized to use the microfilm process or electromagnetic processes of reproduction for the recording, filing, maintaining, and preserving of records.

No liability shall attach to any member, officer, or employee of this District specifically as a consequence of permitting access or furnishing student records in accordance with this policy and procedures.

Any entity receiving personally identifiable information pursuant to a study, audit, evaluation or enforcement/compliance activity must comply with all FERPA regulations. Further, such an entity must enter into a written contract with the Board delineating its responsibilities in safeguarding the disclosed information. Specifically, the entity must demonstrate the existence of a sound data security plan or data stewardship program, and must also provide assurances that the personally identifiable information will not be re-disclosed without prior authorization from the Board. Further, the entity conducting the study, audit, evaluation or enforcement/compliance activity is required to destroy the disclosed information once it is no longer needed or when the timeframe for the activity has ended, as specified in its written agreement with the Board.

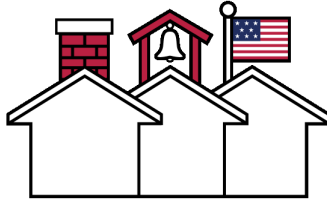
Request for Student Social Security Numbers at Enrollment

When a student enrolls in a District school, the District shall request that the student provide his/her social security number and shall indicate whether the student identification number assigned to the student is his/her social security number. A student satisfies this requirement by presenting his/her social security card or a copy of the card to a school enrollment official. However, a student is not required to provide his/her social security number as a condition for enrollment or graduation.

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	20 U.S.C. Section 1232f through 1232i (FERPA)
	20 U.S.C. 7908
	26 U.S.C. 152
	20 U.S.C. 1400 et seq., Individuals with Disabilities Act
	Privacy Rights of Parents and Students - P.L. 90-247
	No Child Left Behind Act of 2001 - P.L. 107-110



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NEW POLICY - VOL. 19, NO. 2

7440.01 - VIDEO SURVEILLANCE AND ELECTRONIC MONITORING - VIDEO SURVEILLANCE AND ELECTRONIC MONITORING

The School Board authorizes the use of video surveillance and electronic monitoring equipment at various school sites throughout the District and on school buses. The video surveillance/electronic monitoring equipment shall be used to protect Board property and assets from theft and vandalism, through deterrence and video documentation. The system is not designed nor intended to protect individuals from being victims of violent or property crimes, nor to detect other potentially illegal and undesirable activities that may occur, although information may be used as evidence in such cases.

The monitoring of actions and behavior of individuals who come onto school property is a significant factor in maintaining order and discipline. Video surveillance/electronic monitoring systems serve to complement other means being employed in the District to promote and foster a safe and secure teaching and learning environment for students and staff. The Board recognizes that the use of a video surveillance/electronic monitoring system does not replace the need for the ongoing vigilance of designated school staff to monitor and supervise the school building; rather, the video surveillance/electronic monitoring system serves as an appropriate and useful tool with which to augment or support the in-person supervision provided by staff. The principal is responsible for verifying that due diligence is observed in maintaining general campus security.

The Superintendent is responsible for determining where to install and operate fixed-location video surveillance/electronic monitoring equipment in the District. The determination of where and when to use video surveillance/electronic monitoring equipment will be made in a nondiscriminatory manner. Any unauthorized person who takes action to block, move, or alter the location and/or viewing angle of a video camera shall be subject to disciplinary action.

Any information obtained from video surveillance/electronic monitoring systems may only be used to support the orderly operation of the School District's schools and facilities, and for law enforcement purposes, and not for any other purposes. As such, recordings obtained through the use of video surveillance/electronic monitoring equipment may be used as evidence in any disciplinary proceedings, administrative proceeding or criminal proceeding, subject to Board policy and regulations. Further, such recordings may become a part of a student's education record or staff member's personnel file. The Board will not use video surveillance/electronic monitoring equipment to obtain information for the purpose of routine staff appraisal/evaluation or monitoring.

Recordings of students will be treated as confidential. Consequently, because the Board is bound by Florida's Public Records Act and the Family Educational Rights and Privacy Act (FERPA), copies of video recordings containing personally identifiable information about students shall not be released except to school officials with legitimate educational interests. Parents or guardians of minor students, and students who are eighteen (18) years of age or older, who are charged with disciplinary violations may view relevant portions of any video recording related to the charge, upon written request to the principal, provided that viewing the recording does not violate State and/or Federal law (i.e., the privacy rights of any other students whose images appear on the recording). Likewise, school personnel may view relevant portions of any video relating to any disciplinary charge against them, upon written request to the building principal, provided that viewing the recording does not violate State and/or Federal law (i.e., the privacy rights of any students whose images appear on the recordings). Otherwise, such confidential recordings shall only be released as authorized under or required by State and Federal laws.

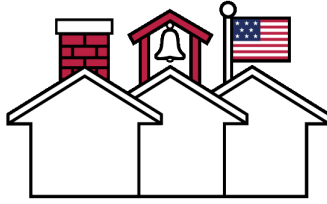
Video surveillance/electronic monitoring recordings may be retained beyond the retention period required by law if they are going to be utilized for training purposes or as required by law pursuant to Policy 8315 - Information Management and Administrative Procedure 8315 - Litigation Hold Procedure. This policy does not address or cover instances where school officials record a specific event (e.g., a play, music performance, athletic contest, graduation, or Board meeting) or an isolated instance where a classroom is videotaped for educational or research purposes. Authorized videotaping for educational, instructional and/or research purposes is permitted and is not addressed by this policy.

Video surveillance is to be implemented in accordance with this policy and the related administrative procedures. The Board will not accept or tolerate the improper use of video surveillance/electronic monitoring equipment and will take appropriate action in any cases of wrongful use of this policy.

Periodically, the Superintendent shall conduct a review to verify that this policy and its implementing procedures are being adhered to and report to the Board on the use of video surveillance/electronic monitoring equipment in the District.

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Legal F.A.C. 1B-24.003(1)(a)
 Title I of the Electronic Communication Privacy Act of 1986
 18 U.S.C. 2510
 18 U.S.C. 2511
 18 U.S.C. 2512
 18 U.S.C. 2513
 18 U.S.C. 2515
 18 U.S.C. 2516
 18 U.S.C. 2517
 18 U.S.C. 2518
 18 U.S.C. 2519
 18 U.S.C. 2520
 18 U.S.C. 2521
 20 U.S.C. 1232g
 34 C.F.R. 99.1-99.67



Book	Policy Manual
Section	Vol. 19, No. 2 - Revised
Title	Copy of SCHOOL SAFETY AND SECURITY
Code	*po8405 DR/bd 07 15 2019
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Adopted	August 13, 2013
Last Revised	December 11, 2018

8405 - **SCHOOL SAFETY AND SECURITY**

The School Board is committed to maintaining a safe and drug-free environment in all of the District's schools. The Board believes that school crime and violence are multifaceted problems that need to be addressed in a manner that utilizes all available resources in the community through a coordinated effort of School District personnel, law enforcement agencies, and families. The Board further believes that school administrators and local law enforcement officials must work together to provide for the safety and welfare of students while they are at school or a school-related event or are on their way to and from school. The Board also believes that the first step in addressing school crime and violence is to assess the extent and nature of the problem(s), and then plan and implement strategies that promote school safety and minimize the likelihood of school crime and violence. To that end, the Superintendent shall develop an Emergency Management Plan with input from representatives of the local law enforcement agencies; the local Fire Marshall(s) or his/her designee(s); representative(s) from emergency medical services; building administrators; School Resource Officer(s); and/or other District employees.

Thereafter, the Superintendent shall convene a meeting annually for the purpose of reviewing the Emergency Management Plan, and making modifications as deemed necessary and proper; identifying additional training that might be needed; and discussing any other such related matters as may be deemed to be necessary by the participants. Participants in this meeting shall include the Superintendent; representatives of the local law enforcement agencies; the local Fire Marshall(s) or his/her designee(s); representative(s) from emergency medical services; building administrators; representative(s) from the local emergency management service agency; School Resource Officer(s); and/or other District employees.

The Superintendent, in conjunction with the School Safety Specialist, shall develop a School Safety and Security Plan with input from representatives of the local law enforcement agencies; the local Fire Marshall(s) or his/her designee(s); representative(s) from emergency medical services; teacher(s); student(s); building administrator(s); parents and staff.

Included within the District's School Safety and Security Plan shall be a District Active Assailant Response Plan (DAARP). The DAARP shall include, at a minimum, procedures addressing the following:

1. security assessments;
2. roles and responsibilities of District personnel;
3. roles and responsibilities of Safe-School Officers (Policy 8407 - Safe-School Officers);
4. information sharing;
5. training of District personnel and exercises/drills, including training standards;
6. identification of Safe Spaces and Command Posts;

7. response to the threat of an active assailant;
8. response to the presence of an active assailant on school grounds;
9. communication with law enforcement prior to and after law Enforcement arrives on school grounds;
10. responsibilities prior to law enforcement arrival;
11. responsibilities when law enforcement arrives on school grounds;
12. communication with the public; and
13. post-incident recovery.

The District will adopt its initial DAARP by October 1, 2019, and annually thereafter.

Further, by October 1st of each year, the Superintendent shall certify to the Office of Safe Schools that all school personnel have received annual training on the procedures contained in the District's DAARP.

School Safety Specialist

The Superintendent is responsible for designating ~~a school administrator to serve as~~ the District's School Safety Specialist. The School Safety Specialist must be a school administrator employed by the District or a law enforcement officer employed by the Indian River County Sheriff's Office. Prior to appointing a law enforcement officer to serve as the School Safety Specialist, the Superintendent must verify that the law enforcement officer has met all statutory requirements and has been authorized and approved by the Indian River County Sheriff's Office to serve as the School Safety Specialist. The School Safety Specialist is responsible for the supervision and oversight for all school safety and security personnel, policies, and procedures in the District. The School Safety Specialist's responsibilities include, but are not limited to, the following:

- A. reviewing District policies and procedures for compliance with Florida law and applicable rules, including the District's timely and accurate submission of school environmental safety incident reports to the Department pursuant to F.S. 1001.212;
- B. providing necessary training and resources to students and staff in matters relating to youth mental health awareness and assistance; emergency procedures, including active ~~assailant shooter~~ training; and school safety and security;
- C. serving as the District liaison with local public safety agencies and national, state, and community agencies and organizations in matters of school safety and security;
- D. conduct annually, in collaboration with the appropriate public safety agencies, conducting a school security risk assessment ~~in accordance with Florida law~~ at each District school using the Florida Safe Schools Assessment Tool ~~school security risk assessment tool~~ developed by the Office of Safe Schools;

The District will report to FLDOE by October 15th of each year that all public schools within the District have completed the assessment using the Florida Safe Schools Assessment Tool. For purposes of this section, "public safety agencies" means a functional division of a public agency which provides firefighting, law enforcement, medical, or other emergency services.

- E. coordinating with appropriate public safety agencies, as defined in F.S. 365.161, that are designated as first responders to a school's campus to conduct a tour of such campus once every three (3) years and to provide recommendations related to school safety;

Any changes related to school safety, emergency issues, and recommendations provided by the public safety agencies will be considered as part of the recommendations by the School Safety Specialist to the Board.

- F. providing, or arranging for the provision of, youth mental health awareness and assistance training to all school personnel as set forth in F.S. 1012.584;

The training program shall include, but is not limited to, the following:

1. an overview of mental illnesses and substance abuse disorders and the need to reduce the stigma of mental illness;

2. information on the potential risk factors and warning signs of emotional disturbance, mental illness, or substance use disorders, including, but not limited to, depression, anxiety, psychosis, eating disorders, and self-injury, as well as common treatments for those conditions and how to access those risks; and
3. information on how to engage at risk students with skills, resources, and knowledge required to assess the situation, and how to identify and encourage the student to use appropriate professional help and other support strategies, including, but not limited to, peer, social, or self-help care.

The District's School Safety Specialist shall earn, or designate one (1) or individuals to earn, certification as a youth mental health awareness and assistance trainer as set forth in F.S. 1012.584.

Recommendations of the School Safety Specialist

Based on the findings of the school security risk assessment, the School Safety Specialist must provide recommendations to the Superintendent and Board which identify strategies and activities that is submitted to the Board for implement in order to address the findings and improve school safety and security. ~~Annually, t~~The Board will review the school risk assessment findings and the recommendations of the School Safety Specialist at a publicly noticed Board meeting to provide the public an opportunity to hear the Board members discuss and take action. The School Safety and Security Plan is however, confidential and is not subject to review or release as a public record.

The School Safety Specialist shall report the school security risk assessment findings and the Board's action(s) to the Office of Safe Schools no later than thirty (30) days after the Board meeting.

As a part of the School Safety and Security Plan, the Board shall verify that it has procedures in place for keeping schools safe and drug-free that include (see also, Form 8330 F15 entitled checklist of policies and guidelines addressing No Child Left Behind Act of 2001):

- A. safety and security best practices;
- B. appropriate and effective school discipline policies that prohibit disorderly conduct, the illegal possession of weapons and the illegal use, possession, distribution, and sale of tobacco, alcohol, and other drugs by students;
- C. security procedures at school and while students are on the way to and from school;
- D. prevention activities that are designed to maintain safe, disciplined and drug-free environments;
- E. a code of conduct or policy for all students that clearly states the responsibilities of students, teachers, and administrators in maintaining a classroom environment that:
 1. allows a teacher to communicate effectively to all students in the class;
 2. allows all students in the class the opportunity to learn;
 3. allows a teacher to communicate effectively to all students in the class;
 4. has consequences that are fair, and developmentally appropriate;
 5. considers the student and the circumstances of the situation; and
 6. is enforced accordingly.

Safety and Security Best Practices

The Superintendent shall develop administrative procedures for the prevention of violence on school grounds, including the assessment and intervention with individuals whose behavior poses a threat to the safety of the school community.

Persistently Dangerous Schools

The Board has set forth the rules with regard to expected behavior in Policy 5500 - Student Conduct and has established the consequences for violating the policy on student conduct in Policy 5600 - Student Discipline. The Board recognizes that not only Federal, but also State law requires that the District report annually incidents which meet the statutory definition of violent criminal offenses that occur in a school, on school grounds, on a school conveyance, or at a school-sponsored activity, as well as those incidents that would be a Gun-Free Schools Act violation. It is further understood that the Florida Department of Education

will then use the data for the offenses identified in the Department's Unsafe School Choice Option Policy to determine whether or not a school is considered "persistently dangerous".

Pursuant to the Board's stated intent to provide a safe school environment, school administrators are expected to respond appropriately to any and all violations of the Student Code of Conduct, especially those of a serious, violent nature. In any year where the number of reportable incidents of violent criminal offenses in any school exceed the threshold number established in State law, the Superintendent shall discuss this at the annual meeting for the purpose of reviewing the *School Safety and Security Plan* so that a plan of corrective action can be developed and implemented in an effort to reduce the number of these incidents in the subsequent year and/or convene a meeting of the building administrator, representative(s) of the local law enforcement agencies, and any other individuals deemed appropriate for the purpose of developing a plan of corrective action that can be implemented in an effort to reduce the number of these incidents in the subsequent year.

The Superintendent shall make a report to the Board about this plan of corrective action and shall recommend approval and adoption of it.

In the unexpected event that the number of reportable incidents in three (3) consecutive school years exceeds the statutory threshold and the school is identified as persistently dangerous, the Superintendent shall offer parents and eligible students the opportunity to transfer to another school within the District that serves the same grades. If there is another school within the District serving the same grades, the transfer shall be completed in a timely manner. If there is not another school within the District that serves the same grades, then parents and eligible students will be advised that, although Federal and State law provides for an opportunity to transfer, they will be unable to do so.

In addition, the Superintendent shall discuss this at the annual meeting for the purpose of reviewing the *School Safety and Security Plan* so that a plan of corrective action can be developed and implemented in an effort to reduce the number of these incidents in the subsequent year and/or convene a meeting of the building administrator, representative(s) of the local law enforcement agencies, and any other individuals deemed appropriate for the purpose of developing a plan of corrective action that can be implemented in an effort to reduce the number of these incidents in the subsequent year.

If a school in a neighboring district is identified as persistently dangerous and there is not another school or public school academy in that district, the District will admit students from that school in accordance with Board Policy 5113.

Victims of Violent Crime

The Board further recognizes that, despite the diligent efforts of school administrators and staff to provide a safe school environment, an individual student may be a victim of a violent crime in a school, on school grounds, on a school conveyance, or at a school-sponsored activity. In accordance with Federal and State laws the parents or the eligible student shall be offered the opportunity to transfer to another school within the District that serves the same grades. If there is another school serving the same grades, the transfer shall be completed in a timely manner. If there is not another school serving the same grades, the parents or eligible student will be advised that, although they have the right to transfer, they will be unable to do so.

Threat Assessment Teams

The primary purpose of a threat assessment is to minimize the risk of violence at schools. Threat assessment teams are responsible for the coordination of resources and assessment and intervention with individuals whose behavior may pose a threat to the safety of school staff or students consistent with the model policies [and procedures](#) developed by the Office of Safe Schools [which addresses early identification, evaluation, early intervention, and student support](#).

A. Location and Membership

1. Threat assessment teams are located at each school in the District and composed of individuals with expertise in counseling, instruction, school administration, and law enforcement.
2. The Board authorizes the Superintendent to create procedures for the purpose of:
 - a. identifying team participants by position and role;
 - b. designating the individuals (by position) who are responsible for gathering and investigating information; and
 - c. identifying the steps and procedures to be followed from initiation to conclusion of the threat assessment inquiry or investigation.

B. Responsibilities and Activities of Threat Assessment Teams

The responsibilities and activities of threat assessment teams include, but are not limited to, the following:

1. identification of individuals in the school community to whom threatening behavior should be reported and provide guidance to students, faculty, and staff regarding recognition of threatening or aberrant behavior that may represent a threat to the community, school, or self;
2. [utilizing the Department's behavior threat assessment instrument developed pursuant to F.S. 1001.212](#);
3. consult with law enforcement when a student exhibits a pattern of behavior, based upon previous acts or the severity of an act, that would pose a threat to school safety;
4. consult with law enforcement when a student commits more than one (1) misdemeanor to determine if the act should be reported to law enforcement;
5. if a preliminary determination is made by the threat assessment team that a student poses a threat of violence or physical harm to himself/herself or others, the threat assessment team will report its determination to the Superintendent;

The Superintendent shall immediately attempt to notify the student's parent or legal guardian. However, nothing in this paragraph shall preclude District personnel from acting immediately to address an imminent threat.

6. if a preliminary determination is made by the threat assessment team that a student poses a threat of violence to himself/herself or others or exhibits significantly disruptive behavior or need for assistance, [authorized members of the threat assessment team may obtain criminal history record information pursuant to F.S. 985.04\(1\), as provided in F.S. 985.047](#);

Members of the threat assessment team may not disclose any criminal history record information obtained pursuant to this paragraph or otherwise use any record of an individual beyond the purpose for which such disclosure was made to the threat assessment team.

7. create procedures related to engaging behavioral health crisis resources.

C. Sharing of Information

The District and other agencies and individuals that provide services to students experiencing, or at risk of, an emotional disturbance or a mental illness and any service or support provider contracting with such agencies may share with each other records or information that are confidential or exempt from disclosure under F.S. Chapter 119 if the records or information are reasonably necessary to ensure access to appropriate services for the student or to ensure the safety of the student or others.

D. Immediate Mental Health or Substance Abuse Crisis

If an immediate mental health or substance abuse crisis is suspected, school personnel shall follow policies established by the threat assessment team to engage behavioral health crisis resources. Behavioral health crisis resources, including, but not limited to, mobile crisis teams and school resource officers trained in crisis intervention shall provide emergency intervention and assessment, make recommendations, and refer the student for appropriate services. Onsite school personnel shall report all such situations and actions taken to the threat assessment team, which shall contact the other agencies involved with the student and any known service providers to share information and coordinate any necessary follow-up actions. [Upon the student's transfer to a different school, the threat assessment team shall verify that any intervention services provided to the student remain in place until the threat assessment team of the receiving school independently determines the need for intervention services.](#)

Each threat assessment team shall report quantitative data on its activities to the Office of Safe Schools [and shall utilize the threat assessment database developed pursuant to F.S. 1001.212](#).

Referral to Mental Health Services

All school personnel who receive training pursuant to F.S. 1012.584 shall be notified of the mental health services that are available in the District.

School Environmental Safety Incident Reporting

The superintendent is responsible for ensuring the accurate and timely reporting of incidents related to school safety and discipline in accordance with Florida law and rules promulgated by FL DOE.

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Student Crime Watch Program

The Board shall implement a Student Crime Watch Program to promote responsibility among students and improve school safety. Through a Board resolution, the Board will require each school principal to distribute information (including a reference to Policy 8406) at their respective schools notifying students and the community as to how they can anonymously relay information concerning unsafe and potentially harmful, dangerous, violent, or criminal activities, or the threat of these activities, to appropriate public safety agencies and school officials.

Promotion of School Safety Awareness

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In furtherance of Policy 8406 (*Reports of Suspicious Activity and Potential Threats to Schools*), the Board shall promote the use of the Florida Department of Education's mobile suspicious reporting tool ("FortifyFL") on the District's website, in newsletters, on school campuses, and in school publications. FortifyFL shall also be installed on all mobile devices issued to students and bookmarked on all computer devices issued to students.

Implementation

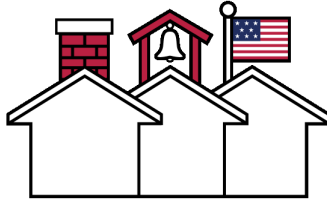
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~~The Superintendent shall develop administrative procedures as needed to enable proper implementation of this policy.~~

Revised 12/11/18

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Legal	F.S. 1006.07
	F.S. 1006.13
	F.S. 1006.1493
	Office of Safe Schools School Security Risk Assessment Tool
	Threat Assessment in Schools: A Guide to Managing Threatening Situations and to Creating Safe School Climates (U.S. Secret Service and U.S. Department of Education)



Book Policy Manual
Section Vol. 19, No. 2 - Revised
Title Copy of SAFE-SCHOOL OFFICERS
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Status
Adopted December 11, 2018

8407 - **SAFE-SCHOOL OFFICERS**

For the protection and safety of students, school personnel, visitors, and property, the District shall partner with local law enforcement agencies to establish or assign one or more safe-school officers at each school in the District, including charter schools.

Further, the Board will collaborate with charter school governing boards located in the District to facilitate access to all safe-school officer options available pursuant to Florida law.

School Resource Officers (SRO)

The School Board will enter into cooperative agreements with law enforcement agencies for the provision of school resource officers. School resource officers must be certified law enforcement officers as defined in F.S. 943.10(1) and employed by a law enforcement agency as defined in F.S. 943.10(4). School resource officers shall:

- A. undergo criminal background checks, drug testing, and a psychological evaluation;
- B. abide by Board policies and consult with and coordinate activities through school principals; and
- C. complete mental health crisis intervention training using a curriculum developed by a national organization with expertise in mental health crisis intervention. Such training must be designed to improve school resource officers' knowledge and skills as first responders to incidents involving students with emotional disturbance or mental illness, including de-escalation skills to ensure student and officer safety.

With respect to matters relating to employment, school resource officers shall be responsible to their law enforcement agency, subject to agreements between the Board and law enforcement agency. Activities conducted by school resource officers which are part of the regular instructional program of schools shall be under the direction of school principals.

The powers and duties of law enforcement officers shall continue throughout school resource officers' tenure.

Notification of Incidents Involving Safe-School Officer Discipline and Firearm Discharge

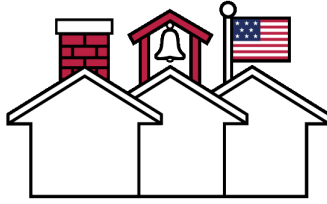
The Superintendent is responsible for notifying the Indian River County Sheriff immediately after, but no later than seventy-two (72) hours after, the occurrence of the following:

1. a Safe-School Officer is dismissed for misconduct or disciplined; and
2. a Safe-School Officer discharges his/her firearm in the exercise of his/her duties other than for training purposes.

Legal

F.S. 30.15

F.S. 1006.12



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8420 - **EMERGENCY EVACUATION OF SCHOOLS**

The School Board recognizes that its responsibility for the safety of students and staff requires emergency management and emergency preparedness procedures for all public schools in the District, including emergency notification procedures for life-threatening emergencies, including, but not limited, active ~~shooter~~assailant, fires; natural disasters; bomb threats; weapon-use and hostage situations; hazardous materials or toxic chemical spills; weather emergencies, including hurricanes, tornadoes, and severe storms; and exposure as a result of a manmade emergency and that such emergencies are best and that such emergencies are best met by preparedness and planning.

The active assailant situation training for each school must engage the participation of the School Safety Specialist, threat assessment team members, faculty, staff, and students and must be conducted by the law enforcement agency or agencies that are designated as first responders to each school's campus.

Pursuant to Policy 8405 - School Safety and Security, the Superintendent shall develop, and revise as necessary, a School Safety Plan to provide for the safety and welfare of the students and staff, as well as a system of emergency preparedness and accompanying procedures that provide for the following:

- A. a listing of the commonly used alarm system response for specific types of emergencies and verification by each school that drills have been provided as required by law and fire protection codes;
- B. the health and safety of students and staff are safeguarded;
- C. a collaborative effort with community emergency responders;
- D. the time necessary for instructional purposes is not unduly diverted;
- E. minimum disruption to the educational program occurs;
- F. students are helped to learn self-reliance and trained to respond sensibly to emergency situations;
- G. ~~a~~the system supported by ongoing training that will include practical application and appropriate "drills" as required by F.S. 1001.42;
- H. emergency drills should represent actual emergencies, including, but not limited to firearms, natural disasters, hostage situations, and bomb threats;
- I. drills for active ~~assailant~~shooter and hostage situations shall be conducted in accordance with developmentally appropriate and age-appropriate procedures at least as often as other emergency drills;
- J. emergency egress and relocation drills (including, but not necessarily limited to, fire drills) in accordance with the requirements of the Florida Fire Prevention Code, the Fire Code (NFPA 1), and the Life Safety Code (NFPA 101);

- K. floor plans of each school must be provided to all community emergency responders in support of evacuation procedures;
- L. ~~a listing of the commonly used alarm system response for specific types of emergencies and verification by each school that drills have been provided as required by law and fire protection codes;~~
- M. assignment of staff responsibilities.

All threats to the safety of District facilities, students and staff shall be identified by appropriate personnel and responded to promptly in accordance with the plan for emergency preparedness. Any aspect of the emergency preparedness plan and/or procedures that are included in the School Safety Plan shall remain confidential and exempt from public records disclosure in accordance with State law.

The school crisis/threat assessment teams will conduct a test of the functionality and coverage capacity of all emergency communication systems to determine, if adequate signal strength is available in all areas of school campuses, and that the District identify the individual(s) responsible for contacting primary emergency response agencies (Senate Bill 7026).

The School Safety Specialist, as part of the development of the emergency preparedness plan and procedures, shall further review and implement Board Policy 7440.

List of Emergency Response Agencies:

The emergency response agencies that are responsible for notifying the District for each type of emergency areas follows:

A. Fires:

Indian River County Fire Rescue

B. Natural Disasters:

Indian River County Department of Emergency Services

C. Bomb Threats:

Indian River County Sheriff's Office

Sebastian Police Department

Fellsmere Police Department

Vero Beach Police Department

D. Weapon-Use and Hostage Situations:

Indian River County Sheriff's Office

Sebastian Police Department

Fellsmere Police Department

Vero Beach Police Department

E. Hazardous Materials or Toxic Chemical Spills:

Indian River County Department of Emergency Services

Florida State Police

Indian River County Sheriff's Office

F. Weather Emergencies, Including Hurricanes, Tornadoes, and Severe Storms:

Indian River County Department of Emergency Services

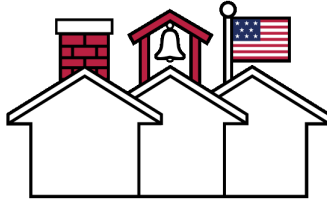
~~The Superintendent shall develop administrative procedures for the implementation of this policy.~~

~~The information in this section shall be part of the School Safety and Security Plan, and, therefore, confidential.~~

Revised 3/4/14
Revised 12/11/18
Revised 4/23/19

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Legal Florida Fire Prevention Code (F.S. 633.202)
F.S. 1001.43
F.S. 1006.07
F.S. 1013.13
Fire Code (NFPA 1)
Life Safety Code (NFPA 101)



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8431 - **PREPAREDNESS FOR TOXIC HAZARD AND ASBESTOS HAZARD**

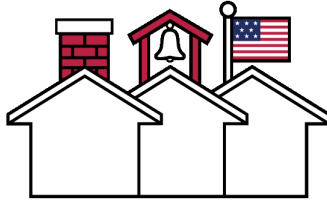
The School Board is concerned for the safety of the students and staff members and will attempt to comply with all Federal and State statutes and regulations to protect them from hazards that may result from industrial accidents beyond the control of school officials or from the presence of asbestos materials used in previous construction.

TOXIC HAZARDS

These hazards exist in chemicals and other substances used in the school setting such as in laboratories, science classrooms, kitchens, and in the cleaning of rooms and equipment.

The Superintendent shall appoint an employee to serve as Toxic Hazard Preparedness (THP) Officer. The THP Officer will:

- A. identify potential sources of toxic hazard in cooperation with material suppliers who shall supply the THP Officer with ~~Material~~-Safety Data Sheets (~~M~~SDSs);
- B. ensure that all incoming materials, including portable containers, are properly labeled with the identity of the chemical, the hazard warning, and the name and address of the manufacturer or responsible party;
- C. maintain a current file of ~~M~~SDSs for every hazardous material present on District property;
- D. design and implement a written communication program which:
 1. lists hazardous materials present on District property,
 2. details the methods used to inform staff and students of the hazards, and
 3. describes the methods used to inform contractors and their employees of any hazardous substances to which they may be exposed and of any corrective measures to be employed;
- E. conduct a training program for all District employees to include such topics as detection of hazards, explanation of the health hazards to which they could be exposed in their work environment, and the District's plan for communication, labeling, etc.
- F. hazardous chemical use in science, art, and technical education classrooms and laboratories
 1. The Assistant Superintendent of Operations shall coordinate and maintain a list of chemicals approved for classroom and laboratory use within the District.
 2. Before any new chemicals are used, it must be approved by the Assistant Superintendent of Operations for instructional use and appear on the authorized use list.
 3. Chemicals not on the authorized use list are prohibited from use. Students and staff members found using unauthorized chemicals shall be subject to disciplinary action.



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8500 - **FOOD SERVICE PROGRAM**

The School Board shall provide cafeteria facilities in all school facilities where space and facilities permit and will provide food service for the purchase and consumption of lunch for all students. The Board shall annually encumber the funds needed to operate the program.

It is the intent of the Board to participate in the National School Lunch and School Breakfast Program and to offer paid, free, or reduced-price meals in accordance with the Child Nutrition Program, the National School Lunch Act, and Florida law. The operation of the food service program shall also be in compliance with the regulations set forth in State law and the Florida Administrative Code.

The Board does not discriminate on the basis of race, color, national origin, sex (including transgender status, sexual orientation, or gender identity), disability (including HIV, AIDS, or sickle cell trait), pregnancy, age (except as authorized by law), religion, military status, ancestry, or genetic information (collectively, "protected classes"), in its educational programs or activities. Students and all other members of the School District community and third parties are encouraged to promptly report incidents of unlawful discrimination and/or retaliation to a teacher, administrator, supervisor, or other District official so that the board may address the conduct. See Policy 2260 – Nondiscrimination and Access to Equal Educational Opportunity.

Students who are eligible for free or reduced-price meals shall be approved and properly accounted for by the Principal in accordance with criteria established by the Child Nutrition Program and National School Lunch Act. The Board requires that the identity of students receiving free or reduced-price meals be safeguarded and kept confidential.

Each elementary, middle, and high school shall make a breakfast meal available if a student arrives at school on the bus less than fifteen (15) minutes before the first bell rings and shall allow the student at least fifteen (15) minutes to eat the breakfast.

The operation and supervision of the food service program shall be the responsibility of the School Nutrition Program Director. The District will adhere to the professional standards for school nutrition personnel who manage and operate the food service program, including the requirements related to hiring and training that are set forth in USDA regulations and AP 8500A.

Further, as required by USDA regulations and upon recommendation of the Superintendent, the Board will annually certify:

- A. the School Nutrition Program Director meets the hiring standards and training requirements set forth in USDA regulations; and
- B. each employee in the food service program has completed the applicable training requirements set forth in USDA regulations.

Breakfast meals shall be available to all students in each elementary, middle, and high school. The Board will do so by participating in the National School Breakfast Program and offering paid, free, and reduced-priced breakfast meals in accordance with USDA Guidelines.

The food service program shall comply with Federal and State regulations pertaining to the selection, preparation, consumption, and disposal of food and beverages, including but not limited to the current USDA Dietary Guidelines for Americans and the USDA Smart Snacks in School nutrition standards as well as to the fiscal management of the program.

The Board shall provide a Federal food service program for students during summer intervention programs that are mandated under Federal law. If the Board determines that it is unable to provide a Federal food service program during the summer, for financial reasons, the Board will communicate that decision to its residents in a manner it determines to be appropriate.

The Board shall approve and implement nutrition standards governing the types of food and beverages that may be sold on the premises of its schools and shall specify the time and place each type of food or beverage may be sold.

In adopting such standards, the Board shall:

- A. consider the nutritional value of each food or beverage;
- B. consult with a dietitian licensed under F.S. 468.509, a dietetic technician registered by the commission on dietetic registration, or a school nutrition specialist certified or credentialed by the school nutrition association;
- C. consult and incorporate to the maximum extent possible the dietary guidelines for Americans jointly developed by the United States Department of Agriculture (USDA) and the United States Department of Health and Human Services; and
- D. consult and incorporate the USDA Smart Snacks in School nutrition guidelines.

No food or beverage may be sold on any school premises except in accordance with the standards approved by the Board.

The Superintendent shall recommend and the Board shall approve the cost of meals for elementary, middle, and high schools annually.

Meal Charges

The Board recognizes that circumstances may result in a student needing to charge for meals if his/her account has an insufficient balance to cover the charge. However, no account will be allowed to exceed a significant negative balance except as established below.

The Superintendent shall develop procedures regarding meal charges, which shall be implemented by the Director of Food and Nutrition Services. This procedure will provide direction so that students Districtwide who are eligible for reduced price or who pay the established price for meals, but do not have funds in their account or in hand to cover the cost of their meal at the time of service are treated consistently, that parents of students who charge meals are notified when a student charges a meal, and that efforts are made to collect the charges made so that the unpaid charges are not classified as "bad debt" at the end of the school year.

A student whose account has a significant negative balance may not charge or purchase "a la carte" items, including extra main course entrees.

If a student has a significant negative lunch account balance, s/he shall be provided an alternate meal recommended by the Superintendent. The parent(s) shall be contacted to collect the outstanding charges. The alternate meal will be a low-cost alternative to the regular reimbursable meal and shall meet USDA nutritional standards or the Smart Snacks in Schools regulations so that it qualifies for reimbursement under the National School Lunch/Breakfast Program.

If the negative balance is not brought to a positive balance within ninety (90) days of these efforts, the School District will take action to collect the unpaid debt.

If a student withdraws or graduates and has a positive balance, the balance may be receipted into the school lunch fund where the school lunch program funds are maintained. If a student withdraws or graduates with a positive balance, parents shall be notified by mail and given the option of receiving a refund. If no response is received within fourteen (14) days, the account will be closed and the funds will no longer be available. Unclaimed balances will be transferred to the school lunch fund where the school lunch program funds are maintained.

If determined appropriate by a student's Section 504 team, substitutions to the standard meal requirements shall be made, at no additional charge, for a student for whom a health care provider who has prescriptive authority in the State of Florida has provided medical certification that the student has a disability that restricts his/her diet, in accordance with the criteria set forth in 7 C.F.R. Part 15b. To qualify for such substitutions the medical certification must identify:

- A. the student's disability and the major life activity affected by the disability;
- B. an explanation of why the disability affects the student's diet; and
- C. the food(s) to be omitted from the student's diet and the food or choice of foods that must be substituted (e.g., caloric modifications or use of liquid nutritive formula).

Dietary Modifications

A request for substitutions to the standard meal requirements due to food allergies shall be accommodated, when requested by an adult student with a disability or the parent of a student with a disability, without delay and at no additional charge. The adult student with a disability or the parent of a student with disability making such a request of the Food Service Director shall be informed that medical certification that the student has a disability that restricts his/her diet, in accordance with the criteria set forth in 7 C.F.R. Part 15b must be submitted within thirty (30) school days from a health care provider who has prescriptive authority in the State of Florida or the dietary modification may be discontinued until such statement is received.

~~If determined appropriate by a team of qualified individuals including, but not limited to, the principal, school nurse, parent, Director of Food Services, Nutrition Specialist substitutions to the standard meal requirements may be made, at no additional charge, for a student who is not "disabled person", but have a signed statement from a qualified medical authority that the student cannot consume certain food items due to medical or other special dietary needs. To qualify for such consideration and substitutions the medical statement must identify:~~

The medical certification must identify:

- A. the child's physical or mental impairment and why the student's disability or medical conditions necessitates such a restriction of the child's diet ~~medical or dietary need that restricts the student's diet;~~ and
- B. an explanation of why the food service program must do to accommodate the child's disability why the disability affects the student's diet; and ~~the food(s) to be omitted from the student's diet and the food(s) or choice of foods that may be substituted-~~
- C. the food(s) to be omitted from the student's diet and the recommended food or choice of foods that must be substituted (e.g., caloric modifications or use of liquid nutritive formula).

After a request for a dietary modification is submitted to the Director of Food Service, the Director of Food Service shall, in turn, notify the Principal, school nurse, and the members of the student's IEP or 504 Team that the dietary modification shall be made for the student, pending the receipt of the required medical certification.

If deemed necessary by the student's IEP or 504 Team, the dietary modification shall be included in the student's IEP or 504 plan.

An adult student with a disability or the parent of a student with a disability who believes the accommodation requested is not being appropriately addressed may access the processes and assistance described in Policy 2260 and/or Policy 2260.01 by contacting the District's Compliance Coordinator named in those policies.

A request for substitutions to the standard meal requirements due to food allergies shall be accommodated, when requested by an adult student who is not identified as having a disability or the parent of a student who is not identified as having a disability, without delay and at no additional charge. An adult student who is not identified as having a disability or the parent of a student who is not identified as having a disability making such a request of the Director of Food Service shall be informed that a signed medical statement from a health care provider who has prescriptive authority in the State of Florida that the student cannot consume certain food items due to a medical condition or some other special dietary need must be submitted within thirty (30) school days or the dietary modification may be discontinued until such statement is received.

To qualify for continuing consideration and substitutions the medical statement must identify:

- 1. the medical or dietary need that restricts the student's diet;
- 2. the food(s) to be omitted from the student's diet and the food(s) or choice of foods that may be substituted.; and

3. the food(s) to be omitted from the student's diet and the recommended food or choice of foods that must be substituted (e.g., caloric modifications or use of liquid nutritive formula).

The request for such dietary modifications shall be submitted to the Director of Food Service, who shall, in turn, notify the Principal and school nurse that the dietary modification shall be made for the student. Upon request of the parent or adult student, a meeting of a team including the parent, the Director of Food Service, school nurse, and Principal shall be convened to determine the specific substitution(s) that will be made to the standard meal pattern for the student.

For non-disabled Students who need a nutritionally equivalent milk substitute, only a signed request by a parent or guardian is required.

The food service program shall accommodate a student's request for specific substitutions to the standard meal pattern requirements that is based solely on religious or lifestyle choices.

In addition to students, lunches sold by the school may be purchased by staff members and community residents in accordance with administrative guidelines established by the Superintendent. Lunches may be made available, free of charge, to senior citizens who are serving as volunteers to the District.

During all times while the food service program is operating and students are being served food, at least one (1) employee shall be present in the area in which the food is being consumed who has received instruction in methods to prevent choking and demonstrated an ability to perform the Heimlich maneuver.

Food Safety Compliance

In addition, as required by law, a food safety program that is based on the principles of the Hazard Analysis and Critical Control Point (HACCP) system shall be implemented with the intent of preventing food-borne illnesses. For added safety and security, access to the facility and the food stored and prepared therein shall be limited to food service program staff and other authorized persons.

In accordance with Federal law, the Superintendent shall take such actions as are necessary to obtain a minimum of two (2) food safety inspections per school year, which are conducted by the State or local governmental agency responsible for food safety inspections. The report of the most recent inspection will be posted in a publicly visible location, and a copy of the report will be available upon request.

A periodic review of the food-service accounts shall be made by the Auditor General. Any surplus funds from the National School Lunch Program shall be used to reduce the cost of the service to students or to purchase cafeteria equipment. Surplus funds from a-la-carte foods may accrue to the food-service program.

Bad Debt

Meal charges that are not collected in the year when the debt was incurred shall be classified as bad debt.

Bad debt incurred through the inability to collect lunch payment from students is not an allowable cost chargeable to any Federal program.

Once classified as bad debt, non-Federal funding sources shall reimburse the school lunch program account for the total amount of the bad debt. If funds to reimburse the District for this bad debt are not available from another source, such as school or community organizations (like the PTA) or any other non-Federal source, the funds to reimburse the school lunch program shall be transferred from the District's general fund or other State or local funding to make that reimbursement.

Once the uncollectable/delinquent debt charges are converted to bad debt, records relating to those charges must be maintained in accordance with the record retention requirements in 7 C.F.R. 210.9(b)(17) and 7 C.F.R. 210.15(b).

Any related collection cost, including legal cost, arising from such bad debt after they have been determined to be uncollectable are also unallowable.

Operation of the Food Service Program

With regard to the operation of the school food service program, the Superintendent shall require:

- A. the maintenance of sanitary, neat premises free from fire and health hazards;
- B. the preparation of food that complies with Federal food safety regulations;

- C. the planning and execution of menus in compliance with USDA requirements:
- D. the purchase of food and supplies in accordance with State and Federal law, USDA regulations, and Board policy; (see Policy 1129, Policy 1214, Policy 3129, Policy 3214, Policy 4129, Policy 4214, and Policy 6460)
- E. complying with food holds and recalls in accordance with USDA regulations;
- F. the administration, accounting, and disposition of food-service funds pursuant to Federal and State law and USDA regulations;
- G. the safekeeping and storage of food and food equipment pursuant to State and Federal law and USDA regulations;
- H. the regular maintenance and replacement of equipment;
- I. all District employees whose salaries are paid for with USDA funds or non-Federal funds used to meet a match or cost share requirement must comply with the District's time and effort record-keeping policy (see Policy 6116).

The Superintendent will require that the food service program serve foods in the schools of the District that reinforce the nutrition concepts taught in the classrooms.

The District shall serve only nutritious food in accordance with the nutritional standards adopted by the Board in compliance with the current USDA Dietary Guidelines for Americans and the USDA Smart Snacks in School nutrition guidelines. Foods and beverages in competition with the District's food-service program must comply with the current USDA Dietary Guidelines for Americans and the USDA Smart Snacks in School nutrition guidelines, and may only be sold in accordance with Board Policy 8550.

The Superintendent is responsible for implementing the food service program in accordance with the adopted nutrition standards and shall provide a report regarding the District's compliance with the standards at one of its regular meetings annually.

Unnecessary and Duplicative Items

The District shall avoid acquisition of unnecessary or duplicative items. Consideration will be given to consolidating or breaking out procurements to obtain a more economical purchase. Where appropriate, an analysis will be made of lease versus purchase alternatives, and any other appropriate analysis to determine the most economical approach.

See also AP 8500A.

Revised 3/24/15
Revised 4/12/16
Revised 11/22/16
Revised 1/23/18
Revised 4/23/19

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Legal

F.S. 595.405

F.S. 1001.41

F.S. 1001.42

F.S. 1001.51

F.S. 1013.12

F.A.C. 5P-1.002

F.A.C. 5P-1.003

F.A.C. 5P-1.004

F.A.C. 5P-1.005

42 U.S.C. 1758

Health, Hunger-Free Kids Act of 2010 and Richard B. Russell National School Lunch Act, 42 U.S.C. 1751 et seq.

Child Nutrition Act of 1966, 42 U.S.C. 1771 et seq.

7 C.F.R. Part 15b

7 C.F.R. Part 210

7 C.F.R. Part 215

7 C.F.R. Part 220

7 C.F.R. Part 225

7 C.F.R. Part 226

7 C.F.R. Part 227

7 C.F.R. Part 235

7 C.F.R. Part 240

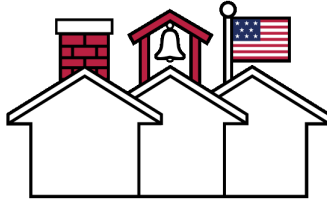
7 C.F.R. Part 245

7 C.F.R. Part 3015

80 F.R. 11077

OMB Circular No. A-87 USDA Smart Snacks in School Food Guidelines (effective July 1, 2014)

SP 32-2015 Statements Supporting Accommodations for Children with Disabilities in the Child Nutrition Programs



Book	Policy Manual
Section	Vol. 19, No. 2
Title	Overview and Comments - Vol. 19, No. 2
Code	1-Overview - Vol. 19, No. 2
Status	From Neola

FLORIDA LOCAL UPDATE

VOLUME 19, NUMBER 2 April 2019

This update includes proposed revisions to twenty-two (22) current policy templates, revisions to two (2) current bylaws, one (1) new bylaw, the addition of two (2) new policy templates, revisions to three (3) current administrative procedures, and the addition of two (2) new administrative procedures. This update also includes administrative procedures correlated to the policies from the Volume 19, Number 1 update that was distributed in September of 2018, which includes revisions to fifteen (15) current administrative procedures and the addition of one (1) new administrative procedures.

This update is the result of legislation enacted during the 2018 Florida Legislative session, our ongoing work with clients during the 2018-2019 school year, and review of Federal and State Law, the Florida Administrative Code, other regulations by Federal and State agencies, applicable court decisions, and Attorney General's opinions.

The Superintendent should recommend the adoption of the new and revised policies and the Board should approve the Superintendent's recommendation so that the Board's policies are legally correct.

Training will be provided by BoardDocs and NEOLA staff and support will be available to those working on this platform prospectively.

Bylaws and Policies

Bylaw 0100 - Definitions (REVISED)

Bylaw 0100 was revised to remove the definition of "Relative," because Florida law provides for varying definitions of the term "relative" depending on the particular issue. Thus, instead of providing a uniform definition of "Relative," we have cited to the applicable statutory definition of "Relative" when that term is used throughout our policy templates.

Clarity is also provided to the definition of "Superintendent" by stating that s/he is a Constitutional Officer under the Florida Constitution and that use of capital "S" "Superintendent" or lower case "s" "superintendent" in policy implies that the Superintendent has authority to delegate his/her responsibilities, unless such delegation is expressly prohibited by law.

Bylaw 0124 - Standards of Ethical Conduct (REVISED)

Bylaw 0124 was revised as a result of Florida Chapter Law 2018-5 (2018 Regular Session) (<http://laws.flrules.org/2018/5>). This provision requires the School Board to adopt standards of ethical conduct for Board members becomes effective July 1, 2019. In drafting the standards offered for consideration in this bylaw, Neola utilized the *Principles of Professional Conduct for the Education Profession in Florida* as a foundation and modified them to be more relevant to the actions, duties, and obligations of

individual members of the District School Board. As when this bylaw was initially offered, Neola suggests that members of the District School Board should hold themselves to the same standards as District employees are held. If the members of the District School Board would prefer drafting their own, District-specific *Standards of Ethical Conduct*, an option to do that is offered in the revised template.

Pursuant to the law, the revisions to this bylaw also specify that Board members are required to annually receive training on the standards of ethical conduct.

Bylaw 0147.1 - Travel and Per Diem (NEW)
Policy 6550 - Travel and Per Diem (REVISED)

The adoption of Bylaw 0147.1 is intended to address certain limitations on Board member travel. Pursuant to Florida Chapter Law 2018-5, Board members seeking to spend \$500.00 for travel outside their county must obtain prior approval from the Board, confirm that such travel is for official business of the Board, and be in compliance with the rules of the State Board of Education. Additionally, Board members seeking to travel outside of Florida must include an itemized list detailing all anticipated travel expenses including, but not limited to, the anticipated costs of all means of travel, lodging, and subsistence. The public must also be given an opportunity to speak on any Board member's specific travel agenda item prior to the Board taking action on whether to approve or deny the travel request.

Since Board member travel and per diem is now addressed thoroughly in Bylaw 0147.1, the duplicate language pertaining to members of the District School Board in Policy 6650 should be deleted (see proposed revisions to Policy 6650 below).

Policy 1130 - Appointment, Assignment, Transfer, and Promotion of Administrators (REVISED)
Policy 3130 - Appointment, Assignment, Transfer, and Promotion of Instructional Staff (REVISED)
Policy 4130 - Appointment, Assignment, Transfer, and Promotion of Support Staff (REVISED)

Revisions to these policies specify that neither the superintendent nor a Board member may appoint or employ a relative to work under their direct supervisions that were required by legislation approved during the 2018 legislative session, and as referenced in Florida Chapter Law 2018-5. These provisions take effect on July 1, 2019. Importantly, these limitations do not apply to employees appointed or employed before the election or appointment of the superintendent or a Board member.

Policy 1210 - Standards of Ethical Conduct (REVISED)

Policy 1210 was revised to clarify that the term "administrator" includes the superintendent and "administrative personnel" as those terms are defined in F.S. 1012.01.

Language was also added to the policy specifying certain circumstances within which the superintendent may be required to forfeit his/her salary for one (1) year. See, F.S. 1001.42(7).

Policy 1242 - Professional Development (REVISED)
Policy 3242 - Professional Development (REVISED)
Policy 4242 - Staff Development (REVISED)

Revisions to these policies incorporate amendments to F.A.C. Rule 6A-5.071. In November of 2018, FL DOE amended the rule to rename "Master Inservice Plan" to "Professional Learning Catalog." Other amendments to the rule address the content of Catalogs, review/approval processes, and data maintenance/reporting.

Policy 4242 was also revised to remove references to "teachers" as opposed to "staff members." The policy pertains to staff members, so teachers should not have been included in the policy.

Policy 2371V1 - Hope Scholarships (REVISED)
Policy 2371V2 - Hope Scholarships (REVISED)

On March 1, 2019, the Florida Department of Education (FL DOE) issued a Memorandum to all School District Superintendents regarding the Hope Scholarship Program. See: <https://info.fl DOE.org/docushare/dsweb/Get/Document-8483/dps-2019-10.pdf>. Importantly, FL DOE strongly takes the position that F.S. 1002.40 does not require substantiation of an incident in order for the District to be required to provide notice to a student's parent of the availability of the Hope Scholarship Program. While Neola is of the position that the legislative intent expressed in F.S. 1002.40(1) makes clear that the program should only be available to those students who were "subjected to an incident" as opposed to those who simply report an incident, we understand that some school districts may prefer a policy that adopts FL DOE's position.

Policy 2371V1 incorporates Neola's interpretation of F.S. 1002.40.

Policy 2371V2 incorporates FL DOE's position as outlined in its March 1, 2019, Memorandum.

Policy 2460.01 - Least Restrictive Environment (DELETE)

Policy 2460.01 contains language very similar to that in Policy 2460. It is, therefore, in our judgment, duplicative, redundant, and unnecessary. It is recommended that this policy be rescinded by Board action.

Policy 3120 - Employment of Instructional Staff (REVISED)

Revisions to this policy are the result of changes to F.A.C. Rule 6A-1.0503 which now includes a definition for "In-Field." Outdated references to "highly qualified" and "NO CHILD LEFT BEHIND" were also removed.

Policy 3220 - Evaluation of Instructional Personnel (REVISED)

Policy 3220 was revised to specify that the District "may" as opposed to "shall" measure student learning growth using the formulas approved by the Commissioner and the standards for performance levels adopted by the State Board for courses associated with the Statewide, standardized assessments administered under F.S. 1008.22. See, E.S. 1012.34 (7)(b).

Policy 4162 - Drug and Alcohol Testing of CDL License Holders and Other Employees who Perform Safety-Sensitive Functions (REVISED)

Policy 4162 was revised to clarify that individuals who drive vehicles designed to transport 16 or more people (including the driver) are required to have a CDL license.

Policy 5540 - The Schools and Investigations Involving Students (REVISED)

The revision to Policy 5540 is technical and merely updates the website link for reporting suspected child abuse, abandonment, or neglect.

Policy 6233 - District Budget (REVISED)

Policy 6233 was revised as a result of Florida Chapter Law 2018-5 which now requires the superintendent to reduce the District's administrative expenditures if the projected portion of the general fund's ending fund balance not classified as restricted, committed, or nonspendable in the District's approved operating budget falls below three percent (3%) of projected general fund revenues for two consecutive fiscal years.

Policy 6322 - Construction Contracting and Bidding (REVISED)

Policy 6322 was revised to correct a clerical error from the 19-1 release regarding the Board's ability to negotiate directly with a bidder.

Policy 6325 - Procurement - Federal Grants/Funds (REVISED)

Policy 6325 now specifies that the School Board must take affirmative steps to assure that small businesses (in addition to others) are used in accordance with Federal law. Policy 6325 also references AP 6325 which has been revised substantially as addressed *infra*.

Policy 6480 - Expenditures (REVISED)

This policy was revised to clarify the procedure that must be undertaken by the School Board to amend its budget when it seeks to exceed the amount budgeted by function and object. Additionally, the policy was revised to address spending limitations imposed under Florida law when certain financial conditions exist.

Policy 6605 - Crowdfunding (REVISED)

This policy was revised to emphasize that crowdfunding activities must adhere to state and federal laws applicable to student privacy. Additional language was also added to specify that proceeds from crowdfunding activity becomes the property of the District or school and that District personnel are prohibited from accepting cash or equivalent payments. Finally, the definition of "crowdfunding" was slightly modified.

Policy 6830 - External Financial Audits (REVISED)

As a result of Florida Chapter Law 2018-5, School Boards are required to conduct an audit overview during a public meeting if an audit contains a significant "deficiency or material weakness" (prior statutory language referred to "finding"). The audit overview is also required to describe the corrective action to be taken and a timeline for completion.

Policy 7440.01 - Video Surveillance and Electronic Monitoring (NEW)

Policy 7440.01 is a new policy intended to address the School Board's use of video surveillance and electronic monitoring. In our experience, including in Florida and other states, most school districts utilize such equipment.

Importantly, although not contained in the policy, Districts must be aware that the General Records Schedule (GS1-SL) for State and Local Government Agencies (Item #302) requires that surveillance recordings created to monitor activities occurring inside and/or outside of public buildings and/or public property (including school buses) must be retained for no less than 30 days.

Policy 8141 - Mandatory Reporting of Misconduct (REVISED)

Policy 8141 was substantially revised in the 19-1 update as a result of multiple bills that passed during the 2018 legislative session (see Florida Chapter Laws 2018-5 and 2018-150). The proposed revision as part of this update deletes language that may be interpreted to require only certificated employees to report matters of misconduct, including convictions of certain crimes, to the Superintendent and Florida Department of Education. It is Neola's interpretation that all employees (certificated and non-certificated) must report misconduct, and convictions of certain crimes, to the Superintendent.

Policy 8431 - Preparedness for Toxic Hazard and Asbestos Hazard (REVISED)

The revisions to this policy is technical and merely deletes "Material" from "Material Safety Data Sheets." SDS (formerly MSDS) is the current industry term.

Policy 8500 - Food Service Program (REVISED)

The revisions to this policy primarily relate to dietary modifications. In particular, Neola has been advised by the United States Department of Agriculture (USDA) that school districts should not wait for medical certification to initially accommodate a student's request for a dietary modification; rather, the school district should approve the request, provide the student with notice that h/she must provide medical certification within so many days and, if no certification is provided, the dietary modification may be discontinued. Moreover, USDA is of the opinion that dietary modifications need to be reviewed and approved by the student's IEP or Section 504 Team.

Policy 9211 - Parent Organizations, Booster Clubs, and Other Outside Support Organizations (REVISED)

The revisions to this policy are intended to more clearly distinguish between school-based and outside support organizations. Moreover, since outside support organizations typically provide financial support to school districts and are involved in school district activities, we included revised policy language that allows school districts to more closely monitor these organizations.

Procedures for Vol. 19 No. 2

AP 3121 - Selection of Instructional Personnel (REVISED)

The revisions to this procedure incorporate the new definition of "In-Field" and delete outdated references to "highly qualified" and "No Child Left Behind Act of 2001).

AP 3220A - Observation and Evaluation of Substitute Teachers (REVISED)

This procedure was revised to give school districts the flexibility to decide whether to make evaluations of substitute teachers mandatory or permissive. We also revised the evaluation process to make it more streamlined and appropriate for substitute teachers.

AP 6325 - Procurement - Federal Grants/Funds (NEW)

The revisions to this procedure are intended to provide further guidance to District personnel regarding the affirmative steps that must be taken to provide small and minority business and women's business enterprises with the opportunity to contract with the District. The procedure also defines "Small Business" and "Minority and Women's Business Enterprises."

AP 6611 - Crowdfunding (NEW)

In light of the prevalence and growth of crowdfunding, and the challenges these activities pose to Districts, we have created a proposed administrative procedure to provide further guidance to District personnel.

AP 8431 - Written Hazard Communication Program (REVISED)

Similar to the revisions to Policy 8431 as noted above, the revisions to this procedure are technical and delete "Material" from "Material Safety Data Sheets."

Procedures for Vol. 19, No. 1

Revisions to fifteen (15) administrative procedure templates and one (1) new administrative procedure are included as a supplement to the Volume 19, Number 1 update released in September of 2018. For your convenience, the Overview for the Volume 19 Number 1 Update has been included in this update so staff can review, if necessary the rationale for revising the corresponding policies.

AP 1590 - Personnel Files (REVISED)

AP 3590 - Personnel Files (REVISED)

AP 4590 - Personnel Files (REVISED)

AP 2371V1 - Hope Scholarship (NEW)

NOTE: This procedure correlates with the version of the Hope Scholarship policy that reflects Neola's interpretation of the applicable statute.

AP 2623 - Testing Program (REVISED)

AP 2623A - Testing for Students with Disabilities (REVISED)

AP 4162A - Handling of Test Results, Record Retention, and Confidentiality (REVISED)

AP 5112A - Admission to Kindergarten and First Grade (REVISED)

AP 5112C - Appeal for Early Entrance to Kindergarten or First Grade (REVISED)

AP 5113 - School Choice Options Provided by Federal Law (REVISED)

AP 5200 - Attendance

AP 6220 - Budget (Appropriations) Preparation and Publication (REVISED)

AP 6320A - Purchasing (REVISED)

AP 8420 - Emergency Procedures (REVISED)

AP 8462 - Procedures on Child Abuse, Abandonment, Neglect, and Children in Need of Services (REVISED)

AP 9270 - Procedure for Educating a Child at Home (REVISED)

Legal Alerts

I. TITLE IX

On November 16, 2018, the U.S. Department of Education ("USDOE") unveiled its proposed amended regulations implementing Title IX. You may recall that in September 2017, the USDOE withdrew its Title IX guidance on campus sexual assault – specifically its April 2011 Dear Colleague Letter and April 2014 Q&A, – and USDOE's Office for Civil Rights ("OCR") issued a new "Q&A on Campus Sexual Misconduct" ("2017 Q&A" or "interim guidance"). The purpose of the 2017 Q&A was to offer guidance while the USDOE engaged in a lengthy, formal rulemaking process on the topic of schools' Title IX responsibilities concerning complaints of sexual misconduct (including sexual harassment and violence).

The 11/16/2018 Notice of proposed rulemaking states that the proposed regulations seek to clarify and modify existing Title IX regulations, including specifying how covered educational institutions (including public schools) must respond to incidents of sexual harassment. The Notice claims the proposed regulations are intended to promote the purpose of Title IX by requiring recipients to address sexual harassment, assisting and protecting victims of sexual harassment, and ensuring the due process protections are in place for individuals accused of sexual harassment.

The proposed regulations focus on three things: (1) what constitutes sexual harassment for purposes of rising to the level of a civil rights issue under Title IX; (2) what triggers a school's legal obligation to respond to incidents or allegations of sexual harassment; and (3) how must a school respond to such incidents or allegations.

Moving forward, we will continue to monitor the proposed regulations and, when final regulations are issued, we will provide appropriate updates to our policy templates.

II. ACTIVE ASSAILANT RESPONSE Policy (Proposed Legislation)

As of the date of this release, the Florida Legislature is considering legislation that would require School Board's to adopt an Active Assailant Response Policy (SB 7030). The proposed legislation requires, among other things, the School Boards adopt "a well-developed, written, distributed, and trained upon active assailant response policy, which must be recommended by the superintendent." Please rest assured that Neola will closely monitor the legislation and, if it is adopted, move quickly to provide you with a legally compliant policy template.

Anticipated Release of Volume 20 Number 1

We anticipate releasing the Volume 20 Number 1 update in September, 2019.

Subject: Special - School Safety - May 2019

FLORIDA OVERVIEW AND COMMENTS

SPECIAL RELEASE - MAY 2019 - SCHOOL SAFETY

On May 8, 2019, Florida Governor Ron DeSantis approved Senate Bill 7030 ("SB 7030"). SB 7030 (Florida Chapter Law 2019-22), titled "Implementation of Legislative Recommendations of the Marjory Stoneman Douglas High School Public Safety Commission," includes numerous legislative changes related to school safety and security. Due to the importance of school safety in Florida, time is of the essence with respect to addressing the changes outlined in SB 7030. Thus, Districts must carefully and timely review all of the proposed policy revisions contained in this Special Release to prepare policies that the Superintendent can recommend to the Board for adoption.

This special release includes:

Policy 5112 - Entrance Requirements (Revised)

Policy 5500 - Student Conduct (Revised)

Policy 8330 - Student Records (Revised)

Policy 8405 - School Safety and Security (Revised)

Policy 8407 - Safe-School Officers (Revised)

Policy 8420 - Emergency Management, Emergency Preparedness, and Emergency Response Agencies (Revised)

With respect to developing the language for the District's Active Assailant Response Plan set forth in Policy 8405, a number of resources were utilized, including, but not limited to, the following:

<http://www.fdle.state.fl.us/MSDHS/CommissionReport.pdf>

https://www.dhs.gov/xlibrary/assets/active_shooter_booklet.pdf

<https://www.ready.gov/active-shooter>

<https://www.dhs.gov/sites/default/files/publications/isc-planning-response-active-shooter-guide-non-fouo-nov-2015-508.pdf>

https://www.ready.navy.mil/be_informed/terrorism/active_shooter.html

Finally, SB 7030 contains revisions to F.S. 1011.62 by adding additional categorical funds from which the Board may transfer funds when urgently needed to maintain Board-specified academic classroom instruction and/or to improve school safety. Neola will be providing proposed revisions to the Policy 6233 template in Volume 20, Number 1 update. In the meantime, District financial personnel should be cognizant of and adhere to the statutory revisions to F.S. 1011.62.

Neola Assistance

As this is a special release, face-to-face consultation with your Neola Associate is not provided routinely; however, consultation may be requested and will be provided at the established additional per hour cost.

Neola will digitally publish the documents the District adopts upon notification by email to production@neola.com of that adoption.

It should be understood that the revised versions of policies 5112, 5500, 8330, 8405, 8407, and 8420 are the versions that Neola will warrant going forward.

District-Specific Material

Although the proposed new and revised policies included in this collection have been thoughtfully prepared and reviewed by Neola's legal counsel for statutory compliance, it is the responsibility of each District to decide which policies and the specific language to include in its own unique policy collection. If the District makes changes, or substitutes in its entirety policies or other materials of the District's own drafting, those materials should be reviewed by the District's legal counsel to verify compliance. Neola does not review District-specific edits to update materials or District-specific policies for statutory compliance.

If the District chooses to adopt a new policy or guideline or incorporate Districtspecific material into an existing policy or guideline other than what has been proposed by Neola, then the District agrees to hold Neola harmless for those Districtspecific edits and acknowledges that Neola's warranty for legal challenges to that District-specific language in that policy or guideline will not be in effect. In addition, Neola retains ownership of the text from the original policy template that remains in a policy to which District-specific material has been

added. Districtspecific materials include the following:

- A. Materials from the District's existing materials that the District requests be incorporated during the drafting process;
- B. New materials that the District develops in their entirety and exclusive of Neola; and
- C. Revisions or deletions that substantively depart from Neola's templates.

Further, Neola does not recommend the use or incorporation of District-specific materials. Neola will, at the request of the District, incorporate District-specific materials into the licensed materials, with the implicit understanding that the District bears all risks associated with the District's decision to request that such Districtspecific materials be incorporated. Neola reserves the right to, but is not obligated to, advise the District to seek its own legal review of District-specific materials.

If you have questions about any of these special release materials, contact your Neola Associate. All production related materials and questions should be directed to the Coshocton Office at 632 Main Street, Coshocton, Ohio 43812 (phone: 800407 5815, fax: 740 622-2557). Billing and other questions should be directed to the Stow Office at 3914 Clock Pointe Trail, Suite 103, Stow, Ohio 44224 (phone: 330-926-0514, fax: 330 926 0525).

Cross References

1 - Overview - Special - School Safety - May 2019

SPECIAL UPDATE - SCHOOL SAFETY - MAY 2019 - Policy Disposition Sheet

po5112 - REVISED POLICY - SPECIAL - SCHOOL SAFETY - ENTRANCE REQUIREMENTS

po5500 - REVISED POLICY - SPECIAL - SCHOOL SAFETY - STUDENT CONDUCT

po8330 - REVISED POLICY - SPECIAL - SCHOOL SAFETY - STUDENT RECORDS

po8405 - REVISED POLICY - SPECIAL - SCHOOL SAFETY - SCHOOL SAFETY AND SECURITY

po8407 - REVISED POLICY - SPECIAL - SCHOOL SAFETY - SAFE-SCHOOL OFFICERS

po8420 - REVISED POLICY - SPECIAL - SCHOOL SAFETY - EMERGENCY MANAGEMENT,
EMERGENCY PREPAREDNESS, AND EMERGENCY RESPONSE AGENCIES