



ALEDO ISD BOARD MEETING TEMPLATE

MEETING DATE: May 18, 2020

AGENDA ITEM: TASB Board Policy Update 114
BE(LOCAL)– Board Meetings
BED(LOCAL)– Board Meetings: Public Participation
CDA(LOCAL)– Other Revenues: Investments
CH(LOCAL)– Purchasing and Acquisition
CKC(LOCAL)– Safety Program/Risk Management: Emergency Plans
CKE(LOCAL)–Safety Program/Risk Management: Security Personnel
CQ(LOCAL)– Technology Resources
CQB(LOCAL)- Technology Resources Cybersecurity
DFFA(LOCAL)– Reduction in Force Financial Exigency
DH(LOCAL)– Employee Standards of Conduct
EHBB(LOCAL)- Special Programs: Gifted and Talented Students
FDE(LOCAL)- Admissions: School Safety Transfers
FFAA(LOCAL)-Wellness and Health Services: Physical Examinations
FFB(LOCAL)- Student Welfare Crisis Intervention
FFBA(LOCAL)- Crisis Intervention: Trauma-Informed Care
FL(LOCAL)- Student Records
GBAA(LOCAL)- Information Access: Requests for Information
GKA(LOCAL)- Community Relations: Conduct on School Premises

PRESENTER: Lynn McKinney, Deputy Superintendent

BACKGROUND INFORMATION:

TASB Board Policy Update 114 was presented to the Board of Trustees for discussion at the April 18, 2020 Regular Board meeting.

Impacted Board Policy summary:

- BE(LOCAL) – Board Meetings: *Recommended revision at Notice to Members reduces the notice to the board to one hour before an emergency meeting to align with the changes from SB 494*
- BED(LOCAL) – Board Meetings: Public Participation: *The policy distinguishes between public comment at regular and special meetings to permit public comment at regular meetings on both agenda and nonagenda items to be consistent with the district's current practice, but limits comments at special meetings to agenda items only. The policy provides that public comment will occur at the beginning of the meeting. The provisions on procedures and meeting management are intended to provide the board's presiding officer flexibility in implementing the new requirements and include:*

- 1) a requirement for individuals to sign up for public comment before the meeting begins and to indicate which agenda item they wish to address, if any;
 - 2) retention of the district's current time limit for an individual to speak at a meeting;
 - 3) deletion of an overall time limit for public comment at a meeting;
 - 4) deletion of the provision requiring delegations of more than five persons to appoint one spokesperson; and
 - 5) broad authority for the presiding officer to make adjustments to the board's public comment procedures, such as adjusting when public comment will occur (it must occur before or during the relevant agenda item), reordering or continuing agenda items to a later meeting, deferring public comment on nonagenda items, expanding opportunities for public comment, or establishing an overall time limit and shortening the time allotted to each speaker to no less than one minute.
- CDA(LOCAL) – Other Revenues: Investments: *There are several recommended revisions to this local policy on investments.*
 - 1) HB 2706 allows investment of bond proceeds or pledged revenue only to the extent permitted by the Public Funds Investment Act and in accordance with relevant statutory provisions authorize investment of bond proceeds and pledged revenue to the extent allowed by law but clarify that bond proceeds may not be invested in no-load mutual funds.
 - 2) Governmental Accounting Standards Board (GASB) Statement No. 84 revised terminology from “agency” funds to “custodial” funds to avoid confusion, prompting a conforming change to this policy.
 - CH(LOCAL) – Purchasing and Acquisition: *To address the need for the district to have purchasing procedures on a variety of state and federal laws as recommended by TEA, new policy text requires the superintendent to develop appropriate procedures.*
 - CKC(LOCAL) – Safety Program/Risk Management: Emergency Plans: *recommended revisions are to comply with new requirements for the district's emergency operations plan (EOP) to include “policies” on responding to an active shooter (HB 2195) and access to campus buildings and materials necessary for a substitute teacher to carry out his or her duties during an emergency or emergency drill (SB 11). The policy text affirms that the district's procedures on these topics will be included in the EOP*
 - CKE(LOCAL) – Safety Program/Risk Management: Security Personnel: *recommended revisions are to address SB 1707, which prohibits district peace officers from being assigned routine student discipline or school administrative tasks. An affirmative statement to this effect has been added at Police Authority, along with a few other revisions to that section of the policy. Current policy outlines the duties of the district's police officers and meets the requirement in SB 1707 for the board to determine the law enforcement duties of security personnel. These duties should also be included in the district improvement plan, the student code of conduct, any memorandums of understanding, and other relevant publications.*
 - CQ(LOCAL) – Technology Resources: *provisions on security breaches have been moved to CQB(LOCAL), where the corresponding legal authority is now coded. BJA(LOCAL) permits the superintendent to delegate responsibilities to other employees.*

- CQB(LOCAL) – Technology Resources: Cybersecurity: *this policy is recommended to address SB 820, which requires a cybersecurity policy, and HB 3834, which requires cybersecurity training of employees and board members, as described above. The policy includes the following elements:*
 - 1) *an affirmative statement that the district will develop a cybersecurity plan;*
 - 2) *a requirement for the superintendent to designate a cybersecurity coordinator to serve as the liaison between the district and TEA and report any breaches to TEA as required by law; and*
 - 3) *provisions on required employee and board member cybersecurity training and reporting.**Security breach provisions have been moved from CQ(LOCAL) and revised to address reporting requirements to TEA in accordance with SB 820.*
- DFFA(LOCAL) – Reduction in Force: Financial Exigency: *the recommended revision to this local policy on financial exigency was prompted by HB 3. The bill moved provisions from Education Code Chapter 42 to Chapter 48 and affected existing text on furloughs, which has been deleted, as the cross-reference provides sufficient guidance to the relevant legal authority. Please note that because BJA(LOCAL) permits the superintendent to delegate responsibilities to other employees, we have removed language referring to the superintendent's designee throughout.*
- DH(LOCAL) – Employee Standards of Conduct: *because HB 1143 prohibits a district from regulating the manner in which a handgun, firearm, or ammunition is stored in a locked vehicle in a school parking area, provided the item is not in plain view, language requiring firearms to be unloaded has been deleted. No other revisions have been made to this local policy.*
- EHBB(LOCAL) – Special Programs: Gifted and Talented Students: *updated based on HB 3 and the newly adopted Texas State Plan for the Education of Gifted/Talented Students. HB 3 requires a district to adopt a policy regarding the use of funds to support the district's GT program. The bill also requires a district to annually certify to the commissioner that the district's GT program is consistent with the GT state plan and report to the commissioner on the use of funds for the district's GT program. Corresponding revisions to the local policy appear at Program Evaluation. Other revisions to align with the state plan include:*
 - 1) *deletion throughout of the references to nominating students for the GT program;*
 - 2) *broader language regarding the selection committee, as there is no requirement to specify in policy whether the committee is established at the district or campus level;*
 - 3) *more flexible language regarding reassessments and transfer students;*
 - 4) *new text to incorporate the requirement to consult with parents about a student exiting the program; and*
 - 5) *new text to incorporate the ability of an educator to appeal final decisions of the selection committee.*
- FDE(LOCAL) – Admissions: School Safety Transfers: *recommended changes to this local policy on school safety transfers are based on revisions to the TEA Unsafe School Choice Option (USCO) Guidance Handbook, which amended the list of violent criminal offenses for which a student is eligible for a transfer to another school within the district.*

- FFAA(LOCAL) – Wellness and Health Services: Physical Examinations: *recommended revisions to this local policy on physical examinations are to address a new UIL rule requiring students who are participating in marching band to receive a pre-participation physical in accordance with the schedule established by the UIL. The policy revisions broaden current language to accommodate future changes to UIL rules and also allow the superintendent to designate other extracurricular programs for which the district will require physicals.*
- FFB(LOCAL) – Student Welfare: Crisis Intervention: *this new local policy is recommended to address SB 11, which requires boards to adopt policy and procedures regarding threat assessment and safe and supportive teams. The district's policies and procedures must be consistent with the model policies and procedures developed by the Texas School Safety Center (TxSSC). TASB collaborated with the TxSSC to develop this policy, which addresses the following elements:*
 - 1) *delegation to the superintendent to ensure that a team is established to serve each campus;*
 - 2) *appointment of team members by the superintendent, as required by law;*
 - 3) *training requirements for the team;*
 - 4) *authorization for any member of the team or a district employee to act immediately to prevent an imminent threat or respond to an emergency, including contacting law enforcement directly;*
 - 5) *development of procedures as recommended by the TxSSC;*
 - 6) *a high-level outline of the threat assessment process, including specific actions required by the team in various circumstances;*
 - 7) *mental health referrals by the team;*
 - 8) *the requirement for the team to provide guidance to students and district employees on recognizing and reporting behavior of concern; and*
 - 9) *required reports to TEA.*
- FFBA(LOCAL) – Crisis Intervention: Trauma-Informed Care: *this new policy is recommended to address SB 11, which requires a policy on trauma-informed care. The details of the district's trauma-informed care program must be included in the district improvement plan. The policy makes reference to the elements required to be addressed in the district's program:*
 - 1) *increasing staff and parent awareness of trauma-informed care, including required training for educators; and*
 - 2) *available counseling options for students affected by trauma or grief.**The policy also affirms that the district shall report to TEA on compliance with the training provisions.*
- FL(LOCAL) – Student Records: *to assist with implementing the district's safe and supportive school program as required by SB 11, a recommended revision at Access by School Officials clarifies that a person appointed to a team that supports the safe and supportive school program is considered a "school official" who may access student records if the person has a legitimate educational interest in the records. Please note that because BJA(LOCAL) permits the superintendent to delegate responsibilities to other employees, we have removed language referring to the superintendent's designee.*
- GBAA(LOCAL) – Information Access: Requests for Information: *SB 494 permits the board of a district impacted by a catastrophe to temporarily suspend the Public*

Information Act. Recommended local policy text delegates to the superintendent the authority to approve the initial suspension period of up to seven consecutive days and provide the required notices to the attorney general and public. If an extension of the initial suspension period is needed, the law requires the board to determine that it is still impacted by the catastrophe, so the local policy text requires the board to approve an extension.

- *GKA(LOCAL) – Community Relations: Conduct on School Premises: because HB 1143 prohibits a district from regulating the manner in which a handgun, firearm, or ammunition is stored in a locked vehicle in a district parking area, provided the item is not in plain view, we have deleted language requiring firearms to be unloaded. No other revisions have been made to this local policy.*

FISCAL INFORMATION: None

ATTACHMENTS: TASB Board Policy Update 114 Draft Proposed Board Policies:
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ADMINISTRATIVE RECOMMENDATION: The Administration recommends Board approval of Update 114 policies as presented.