



ALEDO ISD BOARD MEETING TEMPLATE

MEETING DATE: July 21, 2014

AGENDA ITEM: Action LOCAL Board Policy Update – DCB(LOCAL), CKE(LOCAL)

PRESENTER: Kathy Allen

ALIGNS TO BOARD PRIORITIES(S):

- Human Resources – The District shall recruit, hire, train, and retain a highly qualified staff.
- Safety – The District will maintain a safe and orderly environment.

BACKGROUND INFORMATION:

- This spring, TASB recommended the District review DCB(LOCAL) - Employment Practices for Term Contracts. Currently, the District offers term contracts to employees that neither SBEC nor the District requires current SBEC certification. These positions include: speech therapists, occupational therapists, and chief financial officer.
- In addition, TASB recommended the District review CKE(LOCAL) – Safety Program/Risk Management, Security Personnel. The current policy extends the jurisdiction of district peace officers to school zones, bus stops, and other locations off school property.
- At the end of June, TASB sent a questionnaire to all school districts concerning both DCB(LOCAL) and CKE(LOCAL). TASB will use information from the questionnaires to draft new LOCAL policies to be distributed to all districts in Update 100.

ADMINISTRATIVE CONSIDERATIONS: Based on the recent information from TASB that both DCB(LOCAL) and CKE(LOCAL) will be included in Update 100, any action on these two policies should be delayed until we see the new recommendations.

FISCAL NOTE: None

ADMINISTRATIVE RECOMMENDATIONS: Administration recommends the Board delay action regarding DCB(LOCAL) and CKE(Local) until the District receives information from Update 100.

EMPLOYMENT PRACTICES
TERM CONTRACTS

DCB
(LOCAL)

CERTIFICATION
REQUIRED BY SBEC

Term contracts governed by Chapter 21 of the Education Code (educator term contracts) shall be provided to:

1. SBEC-certified employees serving full-time as principals, assistant principals, teachers, school counselors, diagnosticians, librarians, and athletic directors; and
2. Full-time nurses.

CERTIFICATION
REQUIRED BY THE
DISTRICT

Educator term contracts shall be provided also to persons in the following positions for which the District requires current SBEC certification: deputy superintendent, executive director of professional development, executive director of curriculum, director of special programs, coordinator of student services and safety, and instructional technology specialist.

NO CERTIFICATION
REQUIREMENT

In addition, educator term contracts shall be provided for the following positions for which neither SBEC nor the District requires current SBEC certification: speech therapists, occupational therapists, and chief financial officer.

SAFETY PROGRAM/RISK MANAGEMENT
SECURITY PERSONNEL

CKE
(LOCAL)

BOARD RESPONSIBILITY	To ensure sufficient security and protection of students, staff, and property, the Board shall authorize the formation of a District police department.
SUPERVISORY AUTHORITY	The chief of police shall be accountable and report to the Superintendent. In accordance with law, the Superintendent may not delegate this supervisory responsibility.
JURISDICTION	The jurisdiction of police officers shall include all territory within District boundaries, as well as all real and personal property outside the boundaries of the District that is owned, leased, or rented by the District, or is otherwise under the District's control.
POLICE AUTHORITY	<p>Police officers employed by the District shall have the powers, privileges, and immunities of police officers on or off duty. Police officers shall have the authority to:</p> <ol style="list-style-type: none">1. Enforce all applicable sections of the Texas Education Code.2. Prevent and investigate violations of law, ordinances, or District policy that occur on District property, in school zones and at bus stops, or at District functions; that involve District vehicles or buses; or that involve offenses against the District or against District employees or Board members serving in their official capacities.3. Serve search warrants in connection with District-related investigations and arrest warrants in compliance with the Texas Code of Criminal Procedure.4. Take juveniles into custody as provided by the Texas Family Code.5. Arrest suspects consistent with state and federal statutory and constitutional standards governing arrests, including arrests without warrant, for offenses that occur in the officer's presence or under the other rules set out in the Texas Code of Criminal Procedure.6. Patrol streets in connection with the performance of duties provided by this policy and engage in traffic enforcement activities on streets, highways, and roadways within the jurisdiction set out by this policy.7. Engage in activities and programs approved by the Superintendent designed to prevent or deter crimes against District property or District employees, students, and visitors.8. Carry weapons as directed by the chief of police and approved by the Superintendent.

SAFETY PROGRAM/RISK MANAGEMENT
SECURITY PERSONNEL

CKE
(LOCAL)

9. Assist in providing traffic and parking control at athletic events, at school closings or openings, or at any other time deemed necessary by the Superintendent to ensure the safety and welfare of students, staff, and District patrons.
10. Enforce laws relating to the safe operation of school buses or other District vehicles.
11. As appropriate, coordinate and cooperate with commissioned officers of all other law enforcement agencies in the enforcement of this policy.
12. Investigate violations of District rules and regulations as requested by the District administration and participate in administrative hearings concerning the alleged violations.
13. Participate in judicial proceedings.
14. Enforce all laws, including municipal ordinances, county ordinances, and state laws within another law enforcement agency's jurisdiction while temporarily assigned to that agency.

LIMITATIONS ON
NONSCHOOL
EMPLOYMENT

No officer commissioned under this policy shall provide law enforcement or security services for an outside employer without prior written approval from the chief of police and Superintendent.

RELATIONSHIP WITH
OUTSIDE AGENCIES

The District's police department and the law enforcement agencies with which it has overlapping jurisdiction shall enter into a memorandum of understanding that outlines reasonable communication and coordination efforts among the department and the agencies. The chief of police and the Superintendent shall review the memorandum of understanding at least once every year. The memorandum of understanding shall be approved by the Board.

USE OF FORCE

The use of force, including deadly force, shall be authorized only when reasonable and necessary.

HOT PURSUIT

Officers shall not engage in high-speed chases or the hot pursuit of suspected offenders in a motor vehicle when the immediate danger to the public or the officer created by the pursuit exceeds the immediate or potential danger presented by the offenders remaining at large.

VIDEO MONITORING

Video equipment shall be used on a District police car for safety purposes whenever the flashing lights on a car are in use.

NOTICE

Students and parents shall be notified regarding the use of video cameras on District police cars.

SAFETY PROGRAM/RISK MANAGEMENT
SECURITY PERSONNEL

CKE
(LOCAL)

USE OF RECORDINGS	Recordings shall be reviewed by the chief of police and the Superintendent whenever the conduct of an officer or the subject of a police stop is in question.
ACCESS TO RECORDINGS	Recordings shall remain in the custody of the chief of police and shall be maintained as required by law. A parent or student who wishes to view a video recording in response to disciplinary action taken against the student may request such access under the procedures set out by law. [See FL(LEGAL)]
OFFICER TRAINING	All District officers shall receive at least the minimum amount of continuing education required by the Texas Commission on Law Enforcement (TCOLE).
DEPARTMENT REGULATIONS MANUAL	To carry out the provisions in this policy, the police department shall compile and maintain a manual that describes and sets forth operational procedures, rules, and regulations pertaining to the administration of police services. The chief of police and the Superintendent shall review the manual annually and make any appropriate revisions.
RACIAL PROFILING	The chief of police shall develop and implement rules to ensure compliance with state law regarding racial profiling. Police officers employed by the District shall not initiate any law enforcement action based on an individual's race, ethnicity, or national origin.