

# Pendleton School District 16R

Code: **JFCEB**

Adopted: 3/08/10

Readopted: 7/12/10; 9/15/14,

Orig. Code(s): JFCEB

## **Personal Electronic Devices \*/\*\***

Student use or possession of a personal electronic device on district property or off campus under district supervision (such as field trips) is prohibited from the start of regular instructional hours to the end of regular instructional hours. Personal electronic devices can be used when students are not on school grounds and are not under the supervision of school personnel (other than a school bus driver)<sup>1</sup>.

A “personal electronic device (PED<sup>2</sup>)” is a device that is capable of:

- Making and receiving calls
- Making and receiving text messages
- Accessing the internet independently from the school’s network infrastructure
- Commonly referred to as “cell phone,” which includes smartphones, flip phones, tablets, e-readers, smartwatches, smart glasses, laptops/Chromebooks and any other personal web-capable device and the headphones and/or earbuds which can connect to those devices.

Personal electronic devices that are brought onto school grounds during the regular instructional hours are to be turned off and stored in the student’s backpack or a provided locker. Personal electronic devices are not to be stored on the student’s person or in the student’s clothing.

Exceptions to this policy must meet one or more of the following:

1. Students with documented health conditions in which a medical provider’s written order states a PED is required for the care and treatment of a current medical condition;
2. The student’s individual education plan, as defined by ORS 343.035 or an education plan in accordance with section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794: or
3. A written exemption provided to the student approved by the school administrator.

Students with approved exceptions are expected to follow all other device storage and usage guidelines when not actively managing their health concerns or needed for their IEP or 504 plan.

Students in violation of this policy will be subject to disciplinary action. Discipline for possession of a personal electronic device may not include loss of instruction time for the student. However, if the actions taken by the student violate other conduct policies or school expectations, the student may be subject to any

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<sup>1</sup> If students are under the supervision of school personnel other than a school bus driver, the use of personal electronic devices is prohibited during regular instructional hours. {ODE’s guidance, *Fostering Student Learning, Well-Being, and Belonging* provides that districts have discretion related to field trips. The district could include language regarding field trips here.}

<sup>2</sup> ODE’s guidance, *Fostering Student Learning, Well-Being, and Belonging* provides “This includes personal electronic devices that can make calls, send texts, or access the internet via cellular data are restricted. This includes smartphones, web-enabled flip phones, cellular-capable tablets and e-readers, smartwatches, smart glasses, and connected headphones or earbuds. This does not include laptop computers or other devices required to support academic activities.”

appropriate disciplinary action.

Schools must have a clear and consistent response to any violations of this policy which may include, warnings, re-teaching expectations, loss of privilege, confiscation of the personal electronic device or holding the personal electronic device to be released to parent/guardian at a later time. All schools will clearly communicate to parents, students and staff the policy and steps to be taken when policy is not followed via student handbooks, instruction, newsletters, posted to webpages and made available to the Oregon Department of Education.

The district will not be liable for personal electronic devices brought to district property or district-sponsored activities/events. The district will not be liable for information or comments posted by students on social media websites when the student is not engaged in district activities and not using district equipment.

Students are subject to disciplinary action up to and including expulsion for using a personal or district electronic device in any manner that is dishonest, illegal or violates the terms of this policy.

The superintendent is directed to develop administrative regulations and/or approve school rules as necessary to ensure that student use of such devices is consistent with this policy. The taking, disseminating, transferring or sharing of obscene, pornographic or otherwise illegal images or photographs, whether by electronic data transfer or otherwise (commonly called texting, sexting, emailing, etc.) may constitute a crime under state and/or federal law. Any person taking, disseminating, transferring or sharing obscene, pornographic or otherwise illegal images or photographs will be reported to law enforcement and/or other appropriate state or federal agencies.

END OF POLICY

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**Legal Reference(s):**

[ORS 332.107](#)

[ORS 336.840](#)

Copyrights, 17 U.S.C. §§ 101- 1332; 19 C.F.R. Part 133 (2006).

**Cross Reference(s):**

GBNAA/JFCFA - Cyberbullying

JFCFA/GBNAA - Cyberbullying