



ALEDO ISD BOARD MEETING TEMPLATE

MEETING DATE: May 21, 2019

AGENDA ITEM: TASB Board Policy Update 112

BJA(LOCAL)– Superintendent Qualifications and Duties

CCG(LOCAL)– Local Revenue Sources Ad Valorem Taxes

CCGA(LOCAL)– Ad Valorem Taxes Exemptions and Payments

CH(LOCAL)– Purchasing and Acquisition

CQ(LOCAL)– Technology Resources

CV(LOCAL)– Facilities Construction

DCB(LOCAL)– Employment Practices Term Contracts

DH(LOCAL)-Employee Standards of Conduct

DIA(LOCAL)–Employee Welfare Freedom From Discrimination, Harassment, and Retaliation

FMA(LOCAL)– Student Activities School-Sponsored Publications

FNG(LOCAL)–Student Rights and Responsibilities Student and Parent Complaints/Grievances

GF(LOCAL)– Public Complaints

GKA(LOCAL)– Community Relations Conduct on School Premises

GKB(LOCAL)– Community Relations Advertising and Fundraising

PRESENTER: Lynn McKinney, Deputy Superintendent

BACKGROUND INFORMATION:

Impacted Board Policy summary:

- BJA(LOCAL) – Superintendent Qualifications and Duties: *Formatting revisions to improve accessibility for individuals with disabilities*
- CCG(LOCAL) – Local Revenue Sources Ad Valorem Taxes: *For consistency with the recording of legal provisions, provisions on exemptions and payments of ad valorem taxes have been moved from CCG to CCGA*
- CCGA(LOCAL) – Ad Valorem Taxes Exemptions and Payments: *For consistency with the recording of legal provisions, provisions on exemptions and payments of ad valorem taxes have been moved from CCG to CCGA*
- CH(LOCAL) – Purchasing and Acquisition: *At Purchasing Method, a reference was added to CBB(LEGAL), addressing procurement requirements for federal awards, as a reminder that other requirements may be applicable if federal funds are involved in a purchase. At Competitive Bidding and Competitive Sealed Proposals, there is an adjustment to acknowledge that any rejections of bids or proposals shall be in accordance with state or federal law, as some purchases with federal funds may require a sound, documented reason for rejecting a bid.*
- CQ(LOCAL) – Technology Resources: *To comply with state law and align with the district's practice of accepting electronic signatures, there is new policy language permitting electronic signatures as outlined.*

- CV(LOCAL) – Facilities Construction: *At Construction Contracts, there is an added reference to CBB(LEGAL), addressing purchasing requirements for federal awards, if federal funds are involved in the contract other requirements may be applicable.*
- DCB(LOCAL) – Employment Practices Term Contracts: *Reorganization of provisions is recommended to better distinguish the provisions applicable when SBEC requires certification versus when the district requires certification. The adjustment clarifies that, when the district requires SBEC certification for a position, only full-time professional employees in those positions are entitled to a term contract. (Please note the numbering is incorrect due to the TASB program, the correct number will occur before TASB issues the approved policy).*
- DH(LOCAL) – Employee Standards of Conduct: *In order to not deter reports of discrimination, harassment, and retaliation, it is recommended to move to DH(LOCAL) a provision previously at DIA(LOCAL) subjecting employees to discipline for making false claims of discrimination, harassment, and retaliation or refusing to participate in an investigation. Placement at DH(LOCAL), addressing the broader topic of employee standards of conduct, makes it clear that the district may discipline employees for such conduct in any circumstance, not just in relation to claims of discrimination, harassment, and retaliation.*
In addition, under Arrests, Indictments, Convictions, and Other Adjudications, the district administration is recommending a revision that requires that employees report any arrest for any offense involving drugs or alcohol, not just felony drug and alcohol offenses. The revision also requires written notice of arrest to the superintendent in addition to verbal notice to an employee's direct Supervisor.
- DIA(LOCAL) – Employee Welfare Freedom From Discrimination, Harassment, and Retaliation: *There are two revisions. First, the word "sex" was added to the statement of nondiscrimination and to the definition of discrimination for a complete listing of all the protected categories under law and for consistency throughout the policy manual. Second, so as not to deter reports of discrimination, harassment, and retaliation, we have moved to DH(LOCAL) the provision subjecting employees to discipline for making false claims of discrimination, harassment, and retaliation or refusing to participate in an investigation. Placement at DH(LOCAL), addressing the broader topic of employee standards of conduct, makes it clear that the district may discipline employees for such conduct in any circumstance, not just in relation to claims of discrimination, harassment, and retaliation.*
- FMA(LOCAL) – Student Activities School-Sponsored Publications: *Revisions clarify that district and campus publications are under the district's control and school-sponsored publications approved by a principal and published by students are part of the instructional program. The provision outlining the principal's administrative responsibilities for publications is recommended for deletion, as such a statement need not be included in board policy. In addition, text was replaced on advertising with a Note pointing to GKB, to consolidate and eliminate duplication of advertising provisions and deletion of the unnecessary complaint provision.*
- FNG(LOCAL) – Student Rights and Responsibilities Student and Parent Complaints/Grievances: *A new Commissioner of Education rule went into effect in August 2018, addressing Education Code 37.105, which authorizes district officials to refuse entry to or eject a person from property under the district control in certain circumstances. The revision to this grievance policy at Complaints is to*

address the new board policy requirements in the rule, which requires a board to adopt a policy that will allow a person refused entry to or ejected from property under the district's control to appeal by using the district's current grievance process and to permit the person appealing to address the board in person within 90 days of filing the complaint, unless the complaint is resolved before the board considers the complaint.

- *GF(LOCAL) – Public Complaints: : A new Commissioner of Education rule went into effect in August 2018, addressing Education Code 37.105, which authorizes district officials to refuse entry to or eject a person from property under the district control in certain circumstances. The revision to this grievance policy at Complaints is to address the new board policy requirements in the rule, which requires a board to adopt a policy that will allow a person refused entry to or ejected from property under the district's control to appeal by using the district's current grievance process and to permit the person appealing to address the board in person within 90 days of filing the complaint, unless the complaint is resolved before the board considers the complaint.*
- *GKA(LOCAL)– Community Relations Conduct on School Premises: A new commissioner of education rule went into effect in August 2018, addressing Education Code 37.105, which authorizes district officials to refuse entry to or eject a person from property under the district control in certain circumstances. To comply with the requirements in the new rule there is recommended policy language – first providing that a district official will give a person refused entry to or ejected from property under the district's control written information explaining the right to appeal, and second, referencing the specific grievance timelines and right to address the board that apply if an individual appeals an ejection or exclusion.*
- *GKB(LOCAL)– Community Relations Advertising and Fundraising: Revisions to the advertising provisions in this local policy are to keep the text current with evolving case law. The revisions add several new circumstances under which a district may reject advertising, including when advertising is inappropriate in the school setting, presents a health hazard, or adds to the district's administrative burden by exposing the district to complaints, controversy, or litigation. New provisions are recommended to clarify that a district's acknowledgment of sponsorships and donations may be through whatever means the district deems appropriate and the district retains full editorial control, even if donors may suggest text for the acknowledgment.*

FISCAL INFORMATION: None

ATTACHMENTS: TASB Board Policy Update 112 Draft Proposed Board Policies:

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FMA(LOCAL)– Student Activities School-Sponsored Publications
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Complaints/Grievances
GF(LOCAL) – Public Complaints
GKA(LOCAL) – Community Relations Conduct on School Premises
GKB(LOCAL) – Community Relations Advertising and Fundraising

ADMINISTRATIVE RECOMMENDATION: First reading of Policy Update 112, no recommendation or action is needed at this time.