

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES

Notice is hereby given that a meeting of the Board of Trustees of the Hays Consolidated Independent School District will be held on August 24, 2026 beginning at 5:00 PM at Hays CISD Merideth Keller Board Room, 21003 IH 35, Kyle, TX 78640.

If during the course of the meeting, discussion of any item on the agenda should be held in a closed session, the Board will adjourn to a closed session in accordance with the Texas Open Meetings Act, Texas Government Code Section 551, Subchapters D and E or Texas Government Code Section 418.183(f). Before any closed session is convened, the presiding officer will publicly identify the section or sections of the Act authorizing the closed meeting. All final votes, actions or decisions will be taken in open meeting. Policy BEC Legal attached.

The subjects to be discussed, considered or upon which any formal action may be taken are listed below. Items do not have to be taken in the same order as shown on this meeting notice. Unless removed from the consent agenda, items identified within the consent agenda will be acted on at one time.

- A. CALL TO ORDER: Establish a quorum
- B. PLEDGE OF ALLEGIANCE TO UNITED STATES AND TEXAS FLAGS
United States Flag Pledge:
I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation, under God, indivisible, with liberty and justice for all.
Texas Flag Pledge:
Honor the Texas flag, I pledge allegiance to thee, Texas, one state under God, one and indivisible.
- C. MISSION STATEMENT
Hays CISD Makes it 100% Possible
- D. SOCIAL CONTRACT
The Board will:
Trust Positive and Noble Intent
Engage with Respect, Professionalism, and Purpose
Act with Accountability and a Growth Mindset
Model Unity as District Ambassadors
- E. PUBLIC FORUM 6
It is the policy of the Board that, if members of the public wish to address the Board in Public Forum, they must complete and submit the Request to Address the Board of Trustees form (green sheet). This form may be obtained at the entrance to the Boardroom and must be submitted to Tim Savoy, Chief Communication Officer, at the entrance prior to the start of the meeting. Public participation in Board meetings is limited to the Public Forum portion of the meeting agenda, as is provided in Board policy.
Please be aware that the audio and video of Public Forum are recorded as part of the recording of the entire meeting and is published on the District's website without alteration. A person who chooses to speak in Public Forum consents to the online publication of their comments.
- F. CLOSED SESSION
 - 1. Deliberation regarding safety and security, including security personnel, systems, infrastructure, and/or devices, pursuant to Tx. Gov't Code Section 551.076
 - 2. Deliberation regarding the Superintendent's recommendations for employment, resignations, extended leave, and personnel matters, pursuant to Tx. Gov't Code Section 551.074
 - 3. Discussion of the purchase, exchange, lease, or value of real property as pursuant to Tx. Gov't Code Section 551.072
- G. RECONVENE IN OPEN SESSION - immediately following Closed Session
- H. SUPERINTENDENT REPORT 7

Dr. Eric Wright

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	July 26, 2027 @ 5:00PM - <i>Special Meeting: Superintendent Evaluation</i>	
N.	ADJOURN	

This notice was posted in compliance with the Texas Open Meetings act on: August 18, 2026 at 2:30PM

Exceptions for Closed Meetings

A board may conduct a closed meeting for the purposes described in the following provisions.

Attorney Consultation

A board may conduct a private consultation with its attorney only when it seeks the attorney's advice about pending or contemplated litigation or a settlement offer or on a matter in which the duty of the attorney to the board under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the requirement for open meetings. *Gov't Code 551.071* [See BE for permissible methods of communication for attorney consultations]

Real Property

A board may conduct a closed meeting to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the board's position in negotiations with a third person. *Gov't Code 551.072*

Prospective Gift

A board may conduct a closed meeting to deliberate a negotiated contract for a prospective gift or donation to a district if deliberation in an open meeting would have a detrimental effect on the board's position in negotiations with a third person. *Gov't Code 551.073*

Personnel Matters

A board is not required to conduct an open meeting to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee or to hear a complaint or charge against an officer or employee. However, a board may not conduct a closed meeting for these purposes if the officer or employee who is the subject of the deliberation or hearing requests a public hearing. *Gov't Code 551.074*

The closed meeting exception for personnel matters does not apply when a board discusses an independent contractor who is not a school employee, such as an engineering, architectural, or consultant firm, or when a board discusses a class or group of employees, not a particular employee. *Atty. Gen. Op. MW-129 (1980), Atty. Gen. Op. H-496 (1975)*

Note: For restrictions on attendance by student trustees at closed meetings, see AIC

Employee-Employee Complaints

A board is not required to conduct an open meeting to deliberate in a case in which a complaint or charge is brought against a district employee by another employee and the complaint or charge directly results in the need for a hearing. However, a board may not conduct a closed meeting for this purpose if the employee against whom the complaint or charge is brought makes a written request for an open hearing. *Gov't Code 551.082*

Student Discipline

A board is not required to conduct an open meeting to deliberate in a case involving discipline of a public-school child. However, a board may not conduct a closed meeting for this purpose if the child's parent or guardian makes a written request for an open hearing. *Gov't Code 551.082*

Personally Identifiable Student Information

A board is not required to conduct an open meeting to deliberate a matter regarding a student if personally identifiable information about the student will necessarily be revealed by the deliberation.

Directory information about a public-school student is considered to be personally identifiable information about the student for this purpose only if a parent or guardian of the student, or the student if the student has attained 18 years of age, has informed a district that the directory information should not be released without prior consent. [See FL]

This exception does not apply if an open meeting about the matter is requested in writing by a parent or guardian of the student or by the student if the student has attained 18 years of age.

Gov't Code 551.0821

Medical or Psychiatric Records

A board that administers a public insurance, health, or retirement plan is not required to conduct an open meeting to deliberate: 1. The medical records or psychiatric records of an individual applicant for a benefit from the plan; or 2. A matter that includes a consideration of information in the medical or psychiatric records of an individual applicant for a benefit from the plan. *Gov't Code 551.0785* Security

A board is not required to conduct an open meeting to deliberate:

1. The deployment, or specific occasions for implementation, of security personnel or devices, or
2. A security audit

Gov't Code 551.076

Security

A board is not required to conduct an open meeting to deliberate:

1. The deployment, or specific occasions for implementation, of security personnel or devices; or
2. A security audit.

Gov't Code 551.076

A board is not required to conduct an open meeting to deliberate:

1. Security assessments or deployments relating to information resources technology;
2. Network security information as described by Government Code 2059.055(b); or
3. The deployment, or specific occasions for implementation, of security personnel, critical infrastructure, or security devices.

Gov't Code 551.089

Cybersecurity

A board is not required to conduct an open meeting to deliberate a cybersecurity measure or policy. "Cybersecurity" means the measures taken to protect a computer, computer network, a computer system, or other technology infrastructure against unauthorized use or access. *Gov't Code 551.0761*

Critical Infrastructure Facility

A board is not required to conduct an open meeting to deliberate a contract solely intended to protect a critical infrastructure facility located in the jurisdiction of the district. "Critical infrastructure facility" means a communication infrastructure system, cybersecurity system, electric grid, electrical power generating

facility, substation, switching station, electrical control center, dam, natural gas and natural gas liquids gathering, processing, and storage transmission and distribution system, hazardous waste treatment system, water treatment facility, water intake structure, wastewater treatment plant, pump station, or water pipeline and related support facility, equipment, and property. *Gov't Code 551.0761*

Assessment Instruments

A board shall conduct a closed meeting to discuss or adopt individual assessment instruments or assessment instrument items. *Education Code 39.030(a)*

Emergency Management

A board is not required to conduct an open meeting to deliberate information confidential under Government Code 418.175– 418.182, relating to Homeland Security. However, a board must make a tape recording of the proceedings of a closed meeting held to deliberate the information. *Gov't Code 418.183(f)*

Economic Development Negotiations

A board is not required to conduct an open meeting:

1. To discuss or deliberate regarding commercial or financial information that the board has received from a business prospect that the board seeks to have locate, stay, or expand in or near a district and with which the board is conducting economic development negotiations; or
2. To deliberate the offer of a financial or other incentive to such a business prospect.

Gov't Code 551.087

Procedures for Closed Meetings

If a closed meeting is allowed, a board shall not conduct the closed meeting unless a quorum of the board first convenes in an open meeting for which proper notice has been given [see BE] and the presiding officer has publicly announced that a closed meeting will be held and has identified the section or sections of Government Code Chapter 551 (Open Meetings Act) or other applicable law under which the closed meeting is held. *Gov't Code 551.101*

Vote or Final Action

A final action, decision, or vote on a matter deliberated in a closed meeting shall be made only in an open meeting for which proper notice has been given. *Gov't Code 551.102* [See BE]

Certified Agenda or Recording

A board shall either keep a certified agenda or make a recording of the proceedings of each closed meeting, except for private consultation with a district's attorney. The certified agenda must include a statement of the subject matter of each deliberation, a record of any further action taken, and an announcement by the presiding officer at the beginning and end of the closed meeting indicating the date and time. A presiding officer shall certify that a certified agenda is a true and correct record of the proceedings. If a recording is made, it must include announcements by the presiding officer at the beginning and end of the meeting indicating the date and time. *Gov't Code 551.103*

"Recording" means a tangible medium on which audio or a combination of audio and video is recorded, including a disc, tape, wire, film, electronic storage drive, or other medium now existing or later developed. *Gov't Code 551.001(7)*

Closed meetings may not be recorded by an individual trustee against the wishes of a majority of a board. *Zamora v. Edgewood Indep. Sch. Dist., 592 S.W.2d 649 (Tex. App.—San Antonio, 1979, writ ref'd n.r.e.)*

Preservation

A board shall preserve the certified agenda or recording of a closed meeting for at least two years after the date of the meeting. If a legal action involving the meeting is brought within that period, the board shall preserve the certified agenda or recording while the action is pending. *Gov't Code 551.104(a)*

Public Access

A certified agenda or recording of a closed meeting is available for public inspection and copying only under a court order issued as a result of litigation involving an alleged violation of the Open Meetings Act. *Gov't Code 551.104(b), (c)*

Prohibitions

No board member shall participate in a closed meeting knowing that neither a certified agenda nor a recording of the closed meeting is being made. *Gov't Code 551.145*

No individual, corporation, or partnership shall without lawful authority disclose to a member of the public the certified agenda or recording of a meeting that was lawfully closed to the public. *Gov't Code 551.146*

No board member shall knowingly call or aid in calling or organizing a closed meeting that is not permitted under the Open Meetings Act, close or aid in closing a regular meeting to the public except as permitted under the Open Meetings Act, or participate in a closed meeting that is not permitted under the Open Meetings Act. *Gov't Code 551.144(a)*

Affirmative Defense

It is an affirmative defense to prosecution under Subsection 551.144(a) that a board member acted in reasonable reliance on a court order or a written interpretation of the open meetings law contained in an opinion of a court of record, the attorney general, or the board's attorney. *Gov't Code 551.144(c)*

DATE ISSUED: 11/11/2025

UPDATE 126

BEC(LEGAL)-P

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: E

Board Goal: N/A

Subject: Public Forum

Administrator Responsible/Position: Board Matter

A. Purpose of Agenda Item

☐ Action needed

☐ Information only

☒ Receive input

B. Authority for This Action:

☒ Local Policy BED

☒ Law or Rule

☐ N/A

The Board encourages comments from citizens of the District and from District employees.

Policy BED local states that audience participation at a Board Meeting is limited to the public comment portion of the meeting designated for that purpose. At all other times during a Board Meeting, the audience shall not enter into discussion or debate on matters being considered by the Board, unless requested by the presiding officer. An open forum will be conducted at each meeting. The Board shall allot approximately 30 minutes for comments from members of the public about school district concerns.

Any member of the public who wishes to address the Board in Public Forum must complete and submit the Request to Address the Board of Trustees form (green sheet). This form may be obtained and at the entrance to the Board room and must be submitted to Tim Savoy, Chief Communication Officer, at the entrance prior to the start of the meeting. Public participation in Board meetings is limited to the Public Forum portion of the meeting agenda, as is provided in Board policy.

Board Policy DEC (LOCAL) sets the maximum time for any individual presentation as 5 minutes, unless decreased by the Board President prior to the start of public comment. In order to ensure efficiency in all meetings, our standard practice is to afford 3 minutes for speakers covering current agenda items and 2 minutes for speakers covering non-agenda items. Speakers with comments on posted agenda items will be called to speak first. Speakers with comments on items not posted for tonight's agenda will then be called to speak, if time permits.

Please be aware that the audio and video of Public Forum is recorded as part of the recording of the entire meeting and is published on the District's website without alteration. A person who chooses to speak in Public Forum consents to the online publication of their comments.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: H

Board Goal: N/A

Subject: Superintendent's Report

Administrator Responsible/Position: Dr. Eric Wright, Superintendent of Schools

A. Purpose of Agenda Item:

☐ Action Needed

☒ Information Only

☐ Receive Input

B. Authority for This Action

☐ Local Policy

☐ Law or Rule

☒ N/A

C. **Goal or Need Addressed:** Share with Board and Community information regarding current events in the district.

D. **Administrative Recommendation:** N/A

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: I

Board Goal: As listed on following pages

Subject: Consideration and Possible Approval of Consent Agenda

Administrator Responsible/Position: Dr. Eric Wright, Superintendent

A. Purpose of Agenda Item:

☒ Action needed

☐ Information only

☐ Receive input

B. Authority for This Action:

☒ Local Policy:

☐ Law or Rule

☐ N/A

BE – Board Meetings

Board Policy BE states that the consent agenda shall include items of a routine and/or recurring nature grouped together under one action item. For each item listed as part of a consent agenda, the Board shall be furnished with background material. All such items shall be acted upon by one vote without separate discussion, unless a Board member requests that an item be withdrawn for individual consideration. The remaining items shall be adopted under a single motion and vote

C. Goal or Need Addressed: As listed on attached pages

D. Summary:

☒ Previous board action relating to this item - Ongoing

☒ Future action anticipated - Monthly

☒ Background information – The following items are presented for approval

1. Consideration and possible adoption of the Hays CISD Student Code of Conduct for the 2026-2027 School Year
2. Consideration and possible approval of the Hays CISD School Health Advisory Council (SHAC) Membership Appointments for the 2026-2027 School Year
3. Consideration and possible approval. Of Certified Appraisers and Future Certified Appraisers for the 2026-2027 School Year
4. Agreements, Contracts, and MOUs
 - a. Resolution to recognize the 4-H Organization of Hays County as a Hays CISD Extracurricular Activity and name the Hays County Extension Agents as Adjunct Faculty Members
5. Consideration and possible approval of the Minutes of Board of Trustees Meetings

E. Comments Received:

☒ Cabinet

☐ DLT

☐ FBOC

☐ Teacher Org. Reps.

☐ Other

F. Administrative Recommendation:

The Superintendent recommends the Board approve consent agenda items as presented.

G. Fiscal Impact and Cost: Per individual items attached

H. Suggested Motion:

I move that the Hays CISD Board of Trustees approve the consent agenda, as presented.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: I.1

Board Goal: Student Achievement

Subject: Consideration and possible adoption of the Hays CISD Student Code of Conduct for the 2026-2027 School Year

Administrator Responsible/Position: Marivel Sedillo, Deputy Superintendent / Chief Academic Officer
Cynthia Zapata, Director of Student Services

A. Purpose of Agenda Item:

☒ Action needed

☐ Information only

☐ Receive input

B. Authority for This Action:

☒ Local Policy:

FO – Student Discipline

☐ Law or Rule:

TEC 37.001

FO – Student Discipline

☐ N/A

C. Goal or Need Addressed: Student Achievement: Hays CISD believes in the achievement of every student. The District will evaluate and address the individual needs of each student. Student performance will be evaluated in academics, college, career, and military readiness. Our staff believes in the education of the whole child and believes that success is based on more than the results of a single test, including social and emotional learning, strong interpersonal skills, and the development of positive members of society.

D. Summary:

☒ **Previous board action relating to this item:** Hays CISD Student Code of Conduct is adopted by the Board annually each fall.

☒ **Future action anticipated:** Anticipated annual adoption

☒ **Background information:** Texas Education Code 37.001 and FO (Legal) require that the board of trustees of an independent school district adopt a student code of conduct. Annually, the Texas Association of School Boards (TASB) makes recommendations via their Model Student Handbook.

E. Comments Received:

☒ Cabinet

☐ DLT

☐ FBOC

☐ Teacher Org. Reps.

☒ **Other:** TASB Model Handbook

F. Administrative Recommendation: Administration recommends adoption of the document

G. Fiscal Impact and Cost: N/A

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Marivel Sedillo, Cynthia Zapata

Evaluation method and timeline: Annual review and revision based on TASB Model handbook

Next report to the Board: August 2027

I. Suggested Motion:

I move that the Hays CISD Board of Trustees adopt the Hays CISD Student Code of Conduct for the 2026-2027 School Year, as presented.



2026-2027

**Student Code
of Conduct**

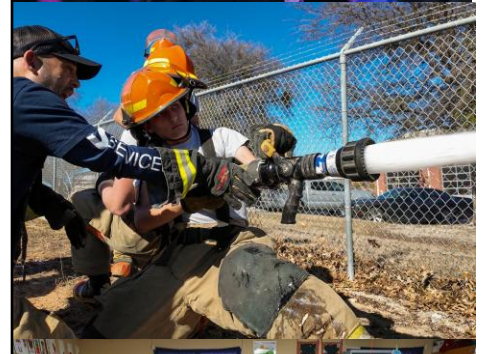


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Student Code of Conduct

Accessibility

If you have difficulty accessing the information in this document because of disability, please contact the Office of Student Services at 512-268-2141.

Purpose

The Student Code of Conduct (“Code of Conduct”), as required by [Chapter 37](#) of the Texas Education Code, provides methods and options for managing student behavior, preventing and intervening in student discipline problems, and imposing discipline.

The law requires the district to define misconduct that may—or must—result in a range of specific disciplinary consequences, including removal from a regular classroom or campus, out-of-school suspension, placement in a disciplinary alternative education program (DAEP), placement in a juvenile justice alternative education program (JJAEP), or expulsion from school.

This Code of Conduct has been adopted by the *Hays Consolidated Independent School District* board of trustees and developed with the advice of the district-level planning and decision-making committee. It provides information to parents and students regarding standards of conduct, consequences of misconduct, and procedures for administering discipline. This Code of Conduct remains in effect during summer school and at all school-related events and activities outside the school year until the board adopts an updated version for the next school year.

In accordance with state law, the Code of Conduct shall be posted at each school campus or shall be available for review at the campus principal’s office. Additionally, the Code of Conduct shall be available at the campus behavior coordinator’s office and posted on the district’s website. Parents shall be notified of any conduct violation that may result in a student being suspended, placed in a DAEP or JJAEP, expelled, or taken into custody by a law enforcement officer under [Chapter 37](#) of the Education Code.

Not later than the first day of the 2025-2026 school year, the Texas Education Agency (TEA) shall prepare and provide to each school district a report identifying each law relating to school discipline that was amended or added by the 89th Legislature, Regular Session, 2025. A school district shall provide to each student and the parent of or person standing in parental relation to the student the prepared report.

Because the Code of Conduct is adopted by the district’s board of trustees, it has the force of policy. In the event of a conflict between the Code of Conduct and the Student Handbook, the Code of Conduct shall prevail.

Please note: The discipline of students with disabilities who are eligible for services under federal law ([Individuals with Disabilities Education Act and Section 504 of the Rehabilitation Act of 1973](#)) is subject to the provisions of those laws.

Student Code of Conduct

School District Authority and Jurisdiction

When students violate the Student Code of Conduct by disrupting learning or by putting the safety of themselves or others at risk, they are subject to disciplinary action. School rules and the district's authority to administer discipline apply whenever the interest of the district is involved, on or off school grounds, in conjunction with or independent of classes and school-sponsored activities.

Hays CISD may discipline a student during the following instances:

1. During the regular school day and while the student is traveling to and from school or a school-sponsored or school-related activity on District transportation.
2. While the student is traveling on district transportation;
3. During lunch periods in which a student is allowed to leave campus;
4. For any school-related misconduct, regardless of time or location;
5. For offenses committed on school property of another district in Texas.
6. For offenses committed within 300 feet of school property as measured from any point on the school's real property boundary line.
7. When criminal mischief is committed on or off school property, or at a school-related event.
8. When retaliation against a school employee, board member, or volunteer occurs or is threatened, regardless of time or location.
9. When a student engages in bullying/cyberbullying, as provided by [TEC 37.0832](#).
10. When the student commits a felony, as provided by [TEC 37.006](#), [37.0081](#).
11. When the student is required to register as a sex offender.
12. While the student attends any school-related activity, regardless of time or location.

For any school-related misconduct, regardless of time or location. The District has the right to:

1. Limit a student's participation in graduation activities for violating the District's Student Code of Conduct. Participation might include a speaking role, as established by District policy and procedures.
2. Refuse entry onto school or District grounds to persons who do not have legitimate business at the school or the District facility.
3. Revoke parking privileges.
4. Revoke the intra-district or interdistrict transfer of a student.

Student Code of Conduct

5. Search a student or vehicle driven to school by a student and parked on school property whenever there is reasonable suspicion to believe it contains articles or materials prohibited by the District.
6. Search or inspect at any time, without notice, desks, lockers, District-provided technology, or similar items that are the property of the District and are provided for student use as a matter of convenience.

Campus Behavior Coordinator

As required by law, a single person at each campus must be designated to serve as the campus behavior coordinator (CBC). The designated person may be the principal, or any other campus administrator selected by the principal.

Additional staff members may assist the CBC in the performance of the CBC's duties, provided that the CBC personally verifies that all aspects of [Chapter 37, Subchapter A](#) are appropriately implemented. The CBC is primarily responsible for maintaining student discipline. The CBC shall monitor disciplinary referrals and report the following behavior to the campus's threat assessment and safe and supportive school team:

- Conduct that contains the elements of the offense of terroristic threat under [Penal Code 22.07](#);
- Conduct that contains the elements of the offense of unlawfully carrying weapons under [Penal Code 46.02](#);
- Conduct that contains the elements of the offense of exhibiting, using, or threatening to exhibit or use a firearm under [Education Code 37.125](#); and
- Any concerning student behaviors or behavioral trends that may pose a serious risk of violence to the student or others.

The district shall post on its website and in the Student Handbook, for each campus, the email address and telephone number of the person serving as CBC. Contact information may be found at and at <https://www.hayscisd.net/contacts>.

Threat Assessment and Safe and Supportive School Team

The [Texas Education Code 37.115\(a\)\(1\)](#) requires campus behavioral threat assessment teams, tracking of actions taken relative to students who make threats, and notification of parents if threats are made. The Texas Education Code mandates a Safe and Supportive Schools Program Team.

All Hays CISD campuses have trained threat assessment teams called CSTAT; Campus Student Threat Assessment Team [see [Texas Education Code 37.220](#)]. Members include a campus administrator, school counselor, and student resource officer. The team may also include a campus staff member who is familiar with and has a rapport with student(s) involved. Threat assessments are investigative not punitive. Threat assessment is an investigative process. Parents of the victim and alleged aggressor are contacted during the investigation. Once the team determines if the threat is transient (not serious) or

Student Code of Conduct

substantive (serious, very serious) the team must consider interventions and resources needed to ensure support for all students involved.

The CBC or other appropriate administrator will work closely with the campus threat assessment and safe and supportive school team to implement the district's threat assessment policy and procedures, as required by law, and shall take appropriate disciplinary action in accordance with the Code of Conduct.

Searches and Interviews

The principal/CBC or designee has the legal authority and responsibility to investigate violations of the Student Code of Conduct and to interview students regarding the student's own conduct or the conduct of other students without prior notice to parent/guardian or the consent of parent/guardian to do so. District staff, including law enforcement officers, exercise this authority to maintain the safety and security of the school environment and to prevent the disruption of instructional programs.

To conduct an efficient and effective investigation and to avoid causing undue alarm, parents/guardians will be notified at the discretion of the administrator conducting the investigation, and when it is appropriate to do so without interfering with the investigation.

District officials may conduct searches of students, their belongings, and their vehicles in accordance with state and federal law and district policy. Searches of students shall be conducted in a reasonable and nondiscriminatory manner. Refer to the district's policies at FNF(LEGAL) and FNF(LOCAL) for more information regarding investigations and searches.

The district has the right to search a vehicle driven to school by a student and parked on school property whenever there is reasonable suspicion to believe it contains articles or materials prohibited by the district. If a vehicle subject to search is locked, the student shall be asked to unlock the vehicle. If the student refuses, the District shall contact the student's parent/guardian. If the parent/guardian also refuses to permit the vehicle to be searched, the District may contact law enforcement officials and turn the matter over to them. The District may, in certain circumstances, contact law enforcement even if permission to search is granted.

Desks, lockers, district-provided technology, and similar items are the property of the district and are provided for student use as a matter of convenience. District property is subject to search or inspection at any time without notice.

In limited circumstances and in accordance with applicable law, a student's personal telecommunication device may be searched by authorized personnel if there is reason to suspect that the device contains evidence of wrongdoing.

In the context of school discipline, students have no claim to the right not to incriminate themselves. Students are expected to provide any information about their misconduct or that of other students. School officials may search a student's outer clothing, pockets or property by establishing reasonable suspicion or securing the student's voluntary consent. A search is reasonable if it meets both of the following criteria:

Student Code of Conduct

1. The action is justified at the inception, i.e., the school official has reasonable grounds for suspecting that the search will uncover evidence of a Student Code of Conduct violation or a criminal offense.
2. The scope of the search is reasonably related to the circumstances justifying the search, i.e., the measures adopted are reasonably related to the age and sex of the student and nature of the violation.

An individual search is considered reasonable if the student leaves the school grounds without permission and returns during the school day on foot or in a vehicle, and/or is found in an unauthorized area of the District facility or grounds.

For safety and security reasons, a principal/CBC or designee may conduct blanket searches of all students' backpacks or bags, any classrooms, wings, departments, sections, and/or utilize designated key access points for campus entrances as deemed appropriate throughout the school year.

Vehicles on or within 300 feet of district property may be searched if there is reasonable suspicion that the search will result in evidence of a violation of the Student Code of Conduct, or a criminal offense has been committed. Students shall be responsible for any prohibited items found on their person, lockers, or vehicles while on District property or at school-sponsored or school-related activities. If a vehicle subject to search is locked, the student shall be asked to unlock the vehicle. If the student refuses to permit the vehicle to be searched, the District may contact local law enforcement officials.

Lockers and desks are the property of the Hays CISD and are subject to inspection/search. Inspections of lockers may be conducted by school authorities for any reason at any time, without notice, without student consent, and without a search warrant.

Investigative Process

When an office discipline referral is submitted, the administrator follows an investigative process. This process includes the following steps:

1. The student will have the opportunity to provide a written or dictated statement on the appropriate incident report.
2. If there is a discrepancy between the discipline office referral form and the student's incident report or for other investigative purposes, witness statements are collected from those who observed the incident and agree to provide information about what they observed.
3. Administrators collect and review pertinent student information such as special education/504 status and discipline history.
4. Administrators shall take into consideration whether any of the following mitigating factors were involved in the incident:
 - a. Self-defense (see **glossary**),
 - b. Intent or lack of intent at the time the student engaged in the conduct,

Student Code of Conduct

- c. The student's disciplinary history,
 - d. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct.
 - e. A student's status in the conservatorship of the Department of Family and Protective Services (foster care), or
 - f. A student's status as homeless.
5. Administrators consider police involvement and/or information furnished under [Article 15.27, Code of Criminal Procedure](#), if criminal activity was involved.
 6. A decision regarding consequences is then determined pursuant to Student Code of Conduct.
 7. Administrators notify the parent and other pertinent individuals following the investigation; however, behavior of other students involved in an incident cannot be shared due to the Family Educational Rights and Privacy Act (FERPA).

Within 24 hours of concluding the investigation and rendering a decision, all documentation relating to the student's discipline referral will be entered into the school data systems.

Reporting Crimes

The principal or CBC and other school administrators as appropriate shall report crimes as required by law and shall call local law enforcement when an administrator suspects that a crime has been committed on campus.

Security Personnel

The board utilizes Texas Peace Officers through the Hays County Sheriff's Office as School Resource Officers (SROs) and security personnel to ensure the security and protection of students, staff, and property. In accordance with law, the board has coordinated with the CBC and other district employees to ensure appropriate law enforcement duties are assigned to these persons. Provisions addressing the various types of security personnel can be found in the CKE policy series. The law enforcement duties of district peace officers are listed in policy CKE (LOCAL).

"Parent" Defined

Throughout the Code of Conduct and related discipline policies, the term "parent" includes a parent, legal guardian, or other person having lawful control of the child.

Participating in Graduation Activities

The district has the right to limit a student's participation in graduation activities for violating the district's Code of Conduct.

Participation might include a speaking role, as established by district policy and procedures.

Student Code of Conduct

Students eligible to give the opening and closing remarks at graduation shall be notified by the campus principal. Notwithstanding any other eligibility requirements, in order to be considered eligible, a student shall not have engaged in any misconduct that resulted in an out-of-school suspension, removal to a DAEP, or expulsion during the semester immediately preceding graduation.

The valedictorian and salutatorian may also have speaking roles at graduation. No student shall be eligible to have such a speaking role if he or she engaged in any misconduct that resulted in an out-of-school suspension, removal to a DAEP, or expulsion during the semester immediately preceding graduation.

Unauthorized Persons

In accordance with [Education Code 37.105](#), a school administrator, SRO, or district police officer shall have the authority to refuse entry to or eject a person from district property if the person refuses to leave peaceably on request and:

1. The person poses a substantial risk of harm to any person; or
2. The person behaves in a manner that is inappropriate for a school setting and persists in the behavior after being given a verbal warning that the behavior is inappropriate and may result in refusal of entry or ejection.

Appeals regarding refusal of entry or ejection from district property may be filed in accordance with policies FNG(LOCAL) or GF(LOCAL), as appropriate. However, the timelines for the district's grievance procedures shall be adjusted as necessary to permit the person to address the board in person within 90 calendar days, unless the complaint is resolved before a board hearing.

[See **Restrictions During Placement** on page 41 for information regarding a student assigned to DAEP at the time of graduation.]

Criminal Trespass Warning (CTW)

A principal/CBC, designee, or school district police officer may refuse to allow a person to enter on or may eject a person from property under the District's control if the person refuses to leave peaceably on request and:

- The person poses a substantial risk of harm to any person; or
- The person behaves in a manner that is inappropriate for a school setting and:
 - The administrator or officer issues a verbal warning to the person that the person's behavior is inappropriate and may result in the person's refusal of entry or ejection; and
 - The person persists in that behavior.
 - Identification may be required of any person on school property or property under the District's control.
- A CTW under this section may not exceed two years. [[TEC 37.105](#)]

Student Code of Conduct

Any parent/guardian who has been issued a CTW will be provided the opportunity to participate in their child's Admission, Review, and Dismissal committee or in the child's team established under Section 504, Rehabilitation Act of 1973 (29 U.S.C. Section 794), in accordance with federal law. Accommodation can be arranged by contacting the campus principal.

A CTW appeal may be made by following the District's grievance procedure outlined in Board Policy FNG ([Local](#)) and submitting a complaint form. Both the policy and complaint form are located on the District's website at <https://www.hayscisd.net/page/grievances>.

Transfer Options

In addition to the penalties and consequences set forth in this Student Code of Conduct, pursuant to state law, on the request of a parent or other person with authority to act on behalf of a student who is a victim of bullying/sexual harassment/dating violence, a student who is a victim of such conduct as determined by the Board of Trustees or designee, may receive a transfer to another classroom at the campus which the victim was assigned at the time of the bullying/sexual harassment/dating violence occurred; or a campus in the school district other than the campus to which the victim was assigned at the time of the bullying/sexual harassment/dating violence occurred.

The Board of Trustees or the Board's designee shall verify that a student has been a victim of bullying/sexual harassment/dating violence before transferring the student under this section. Past student behavior may be considered when identifying bullying/sexual harassment/dating violence.

The determination by the Board of Trustees or the Board's designee is final and may not be appealed. The district is not required to provide transportation to a student who transfers to another campus. There are no hearings or appeals for a transfer due to bullying/sexual harassment/dating violence behavior.

The Board may transfer the student who engaged in bullying to:

1. another classroom at the campus to which the victim was assigned at the time the bullying occurred; or
2. a campus in the district other than the campus to which the victim was assigned at the time the bullying occurred, in consultation with a parent or other person with authority to act on behalf of the student who engaged in bullying.

The transfer of a student with a disability who receives special education services and who engaged in bullying may be made only by a duly constituted ARD committee under [TEC 37.004](#).

Standards for Student Conduct

Standards for Student Conduct

Discipline shall be designed to improve conduct and to encourage students to adhere to their responsibilities as members of the school community. Disciplinary action shall draw on the professional judgement of teachers and administrators and on a range of discipline management techniques, including restorative practices. Discipline shall be based on the seriousness of the offense, the student's age and grade level, the frequency of misbehavior, the student's attitude, the effect of the misconduct on the school environment, and statutory requirements.

In deciding whether to order suspension, removal to a DAEP or expulsion--regardless of whether the decision concerns a mandatory or discretionary action under the Texas Education Code--the District will take into consideration:

1. self-defense;
2. intent or lack of intent at the time the student engaged in the conduct;
3. the student's disciplinary history;
4. a disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct;
5. A student's status in the conservatorship of the Department of Family and Protective Services (foster care); or
6. A student's status as homeless.

If appropriate, the District shall also consider the student's age, attitude, the seriousness of the offense, and the potential effect of the misconduct on the school environment. These disciplinary actions apply equally to all students, except as provided under Board Policy and legal requirements related to students with disabilities.

In considering self-defense, self-defense may be considered as a mitigating circumstance only when the student has a reasonable belief that the student's response is immediately necessary to protect himself/herself against the other's use or attempted use of improper force that could result in serious bodily injury. Reasonable belief in the school setting means a belief that would be held by the campus behavior coordinator or other appropriate administrator in the same circumstances as the actor.

Each student is responsible for making every effort to avoid the use of any force and is expected to remove himself or herself from the situation if at all possible. The District does not condone or authorize students to use force against another individual, even if that individual provokes or instigates a fight or altercation.

A student's parent or guardian will be notified in writing of a violation of the student code of conduct committed by the student that results in suspension, removal to a disciplinary alternative education program, or expulsion.

Each student is expected to:

- Demonstrate courtesy, even when others do not.

Standards for Student Conduct

- Behave in a responsible manner.
- Exercise self-discipline.
- Attend all classes regularly and on time.
- Bring appropriate materials and assignments to class.
- Meet district and campus standards of grooming and dress.
- Obey all campus and classroom rules.
- Respect the rights and privileges of students, teachers, and other district staff and volunteers.
- Respect the property of others, including district property and facilities.
- Cooperate with and assist the school staff in maintaining safety, order, and discipline.
- Adhere to the requirements of the Code of Conduct.

General Conduct Violations

General Conduct Violations

The categories of conduct below are prohibited at school, in vehicles owned or operated by the district, and at all school-related activities, but the list does not include the most severe offenses. In the subsequent sections on **In-School Suspension** on page 29, **Out-of-School Suspension** on page 30, **Disciplinary Alternative Education Program (DAEP) Placement** on page 33, **Placement and/or Expulsion for Certain Offenses** on page 45, and **Expulsion** on page 46, those offenses that require or permit specific consequences are listed. Any offense, however, may be severe enough to result in **Removal from the Regular Educational Setting** on page 27.

Disregard for Authority

Students shall not:

- Fail to comply with directives given by school personnel.
- Leave school grounds or school-sponsored events without permission.
- Disobey rules for conduct in district vehicles.
- Refuse to accept discipline or consequence assigned by a teacher or principal.

Mistreatment of Others

Students shall not:

- Use profanity or vulgar language or make obscene gestures.
- Fight or scuffle. [See **DAEP** on page 33; and **Expulsion** on page 46 for assault.]
- Horseplay, roughhousing, and other playful behavior that, though not intended to harm, presents a reasonable risk of harm and threatens the safety of others.
- Name-calling, ethnic or racial slurs, derogatory statements, or other language prohibited by law or policy that school employees reasonably believe could substantially disrupt the school environment or incite violence.
- Threaten a district student, employee, or volunteer, including off school property if the conduct causes a substantial disruption to the educational environment.
- Engage in any behavior that violates the Student Code of Conduct and is motivated by antisemitism. [See **glossary**]
- Engage in bullying, cyberbullying, harassment, or making hit lists. (See **glossary** for all four terms.)
- Release or threaten to release intimate visual material of a minor or a student who is 18 years of age or older without the student's consent.
- Engage in sexual or gender-based harassment or sexual abuse, whether by word, gesture, or any other conduct directed toward another person, including a district student, employee, board member, or volunteer.

General Conduct Violations

- Consensual hugging, touching, or other displays of affection that interfere with, detract from, or disrupt the school environment.
- Engage in conduct that constitutes dating violence. [See **glossary**]
- Engage in inappropriate or indecent exposure of private body parts.
- Participate in hazing. [See **glossary**]
- Coerce an individual to act through the use or threat of force.
- Commit extortion or blackmail.
- Engage in inappropriate verbal, physical, or sexual conduct directed toward another person, including a district student, employee, or volunteer.
- Record the voice or image of another without the prior consent of the individual being recorded or in any way that disrupts the educational environment or invades the privacy of others.
- Retaliating against a student for (1) reporting either a violation of the SCOC or bullying, or (2) participating in an investigation of a violation of the SCOC or bullying.

Property Offenses

Students shall not:

- Damage or vandalize property owned by others. [See **Expulsion** on page 46 for felony criminal mischief.]
- Deface or damage school property, including textbooks, technology and electronic resources, lockers, furniture, and other equipment, with graffiti or by other means.
- Steal from students, staff, or the school.
- Attempting to start or starting a fire on or in any property owned, used, or controlled by a student, the district, or district employees, officials, or volunteers.
- Commit or assist in a robbery or theft, even if it does not constitute a felony according to the Penal Code. [See **Expulsion** on page 46, for felony robbery, aggravated robbery, and theft.]
- Enter, without authorization, district facilities that are not open for operations.

Possession of Prohibited Items

Students shall not possess or use:

- Fireworks of any kind, smoke or stink bombs, or any other pyrotechnic device;
- A razor, box cutter, chain, or any other object used in a way that threatens or inflicts bodily injury to another person;
- A “look-alike” weapon that is intended to be used as a weapon or could reasonably be perceived as a weapon;

General Conduct Violations

- An air gun or BB gun;
- A short barrel firearm;
- Ammunition;
- A hand instrument designed to cut or stab another by being thrown;
- A firearm silencer or suppressor;
- *A location-restricted knife;
- *A club;
- *A firearm;
- A stun gun;
- Knuckles;
- A pocketknife or any other small knife;
- Mace or pepper spray;
- Pornographic material;
- Tobacco products (including nicotine pouches), cigarettes, e-cigarettes, and any component, part, or accessory for an e-cigarette device;
- Matches or a lighter;
- A laser pointer, unless it is for an approved use; or
- Any articles not generally considered to be weapons, including school supplies, when the principal or designee determines that a danger exists.

*See **Expulsion** on page 46, for weapons and firearms. In many circumstances, possession of these items is punishable by mandatory expulsion under federal or state law.

Tobacco or Vape on District Property

Hays CISD prohibits the following in accordance with [TEC 38.006](#) and [Texas Health and Safety Code Section 161.081](#):

1. Any adult and/or student from smoking cigarettes, tobacco, tobacco products, electronic, vapor, smokeless or any other substitute form of cigarettes, tobacco, or tobacco-like products, as well as the use of any devices which are used for the purpose of ingesting or transmitting any type of tobacco or tobacco-like products at a school-related or school-sanctioned activity on or off school property.
2. Students from possessing or using cigarettes, tobacco, tobacco products, electronic, vapor, smokeless or any other substitute form of cigarettes, tobacco, or tobacco-like products, as well as the use of any devices which are used for the purpose of ingesting or transmitting any type of tobacco, or tobacco-like products at a school-related or school-sanctioned activity on or off school property.

General Conduct Violations

Hays CISD will ensure that school personnel will enforce the tobacco/vape rules. State law prohibits the possession, purchase, consumption or acceptance of an electronic cigarette, cigarette or tobacco product by an individual who is younger than 21 years of age. An offense under state law is punishable by a fine. Additionally, students will face disciplinary consequences according to the District's SCOC.

Possession of Personal Communication Devices

Texas House Bill 1481, requires all public school districts to prohibit students from using personal communication devices on school property during the school day.

Guidance on Purpose of Policy

Multiple studies have documented the harmful effects of cell phone and social media use on student well-being and academic progress. As a result, Texas law (House Bill 1481) requires public schools to prohibit the use of personal communication devices during the school day on school property. This policy is adopted to implement this requirement and improve the quality of the learning environment in our schools.

Students shall **not**:

- Use a personal communication device, including a cell phone, or other electronic device on school property during the school day and shall store the device in accordance with the method of storage established by the district. [see **glossary**]
- Display, have sound, or use a telecommunications device, including a cell phone, or other electronic device on school property during the school day. [see **glossary**]
- Hold/have devices in their hands or on their person at any time during the school day; students found physically accessing the device, either in the open or by attempting to access within a backpack, purse, locker (if one is assigned), or in accordance with administrative regulations, are in violation of the policy. [see **glossary**]

The district may authorize the use of a personal communication device for the following reasons:

- To implement an individualized education program (IEP) or for a plan created under [Section 504, Rehabilitation Act of 1973 \(29 U.S.C Section 794\)](#) or a similar program or plan;
- With documented need based on a directive from a qualified physician; or
- To comply with a health or safety requirement imposed by law or as part of the district's safety protocols.

Disciplinary Measures for Violations

A student who violates this policy is subject to the following disciplinary measures, subject to and in accordance with the district's Student Code of Conduct, including any progressive sanctions for ongoing violations:

General Conduct Violations

1st Offense: Device confiscated; Parent notification; Written warning issued; Returned to student at end of day

2nd Offense: Device confiscated; Parent notification and/or conference; Parent/Guardian required to pick up device; Detention

3rd Offense: Device confiscated; Parent notification and/or conference; Parent/Guardian required to pick up device; 1 day of ISS

4th Offense: Device confiscated; Parent notification and/or conference; Parent/Guardian required to pick up device; 3 days of ISS

Further violations may result in additional actions as outlined in the Student Code of Conduct.

Illegal, Prescription, and Over-the-Counter Drugs

Students shall not:

- Possess, use, give, or sell alcohol or an illegal drug. [See **Disciplinary Alternative Education Program (DAEP) Placement** on page 33 and **Expulsion** on page 46 for mandatory and permissive consequences under state law.]
- Possess or sell seeds or pieces of marijuana in less than a usable amount.
- Possess, use, give, or sell paraphernalia related to any prohibited substance. [See **glossary** for “paraphernalia.”]
- Possess, use, abuse, or sell look-alike drugs or attempt to pass items off as drugs or contraband.
- Abuse the student’s own prescription drug, give a prescription drug to another student, or possess or be under the influence of another person’s prescription drug on school property or at a school-related event. [See **glossary** for “abuse.”]
- Abuse over-the-counter drugs. [See **glossary** for “abuse.”]
- Be under the influence of prescription or over-the-counter drugs that cause impairment to the body or mind. [See **glossary** for “under the influence.”]
- Have or take prescription drugs or over-the-counter drugs at school other than as provided by district policy.

Misuse of Technology Resources and the Internet

Students shall not:

- Violate policies, rules, or agreements signed by the student or the student’s parent regarding the use of technology resources.
- Attempt to access or circumvent passwords or other security-related information of the district, students, or employees or upload or create computer viruses, including off school property if the conduct causes a substantial disruption to the educational environment.

General Conduct Violations

- Attempt to alter, destroy, or disable district technology resources including, but not limited to, computers and related equipment, district data, the data of others, or other networks connected to the district's system, including off school property if the conduct causes a substantial disruption to the educational environment.
- Use the internet or other electronic communications to threaten or harass district students, employees, board members, or volunteers, including off school property if the conduct causes a substantial disruption to the educational environment or infringes on the rights of another student at school.
- Send, post, deliver, or possess electronic messages that are abusive, obscene, sexually oriented, threatening, harassing, damaging to another's reputation, or illegal, including cyberbullying and "sexting," either on or off school property, if the conduct causes a substantial disruption to the educational environment or infringes on the rights of another student at school.
- Use the internet or other electronic communication to engage in or encourage illegal behavior or threaten school safety, including off school property if the conduct causes a substantial disruption to the educational environment or infringes on the rights of another student at school.
- Utilize artificial intelligence in a way that would constitute academic dishonesty or as a means of engaging in any other prohibited conduct.

Safety Transgressions

Students shall not:

- Possess published or electronic material that is designed to promote or encourage illegal behavior or that could threaten school safety.
- Engage in verbal (oral or written) exchanges that threaten the safety of another student, a school employee, or school property.
- Make false accusations or perpetrate hoaxes regarding school safety.
- Engage in any conduct that school officials might reasonably believe will substantially disrupt the school program or incite violence.
- Throw objects that can cause bodily injury or property damage.
- Discharge a fire extinguisher without valid cause.

Miscellaneous Offenses

Students shall not:

- Violate dress and grooming standards as communicated in the Student Handbook. The district prohibits any clothing, grooming, or display of images that cause, or in the principal or designee's judgment may reasonably be predicted to cause, disruption of or interference with school activities. The district also prohibits the wearing or display of pictures, writings, images or symbols that 1) are lewd, vulgar,

General Conduct Violations

sexually-explicit, or obscene; 2) seek to demonstrate or recruit gang membership; 3) are discriminatory, harassing, or threatening towards others on the basis of their race, sex, disability, ethnicity, religion, or gender (including, but not limited to, display of a political flag); or 4) advertise or promote tobacco products, alcoholic beverages, drugs, or any other substance prohibited by policy.

- Display of the confederate flag while on district property and while at district or school sponsored events.
- Engage in academic dishonesty, which includes cheating or copying the work of another student, unauthorized use of artificial intelligence, plagiarism, and unauthorized communication between students during an examination.
- Inappropriate exposure of a student's private body parts which are ordinarily covered by clothing, including through such acts as mooning, streaking, or flashing.
- Refusing to cooperate with an investigation or questioning of a district employee, including but not limited to any attempt to evade, avoid, or delay said investigation or questioning.
- Failing to wear and/or provide proper identification upon request of a district employee.
- Failing to immediately report to a school employee knowledge of a device, object, substance, or event that the student suspects could cause harm to self or others.
- Violating District policies or rules for computer use, Internet access, technology, or other electronic communications or imaging devices.
- Failing to comply with guidelines applicable to student speakers who are speaking at school- sponsored or school-related events. (See FNA ([Local](#))).
- Gamble.
- Falsify records, passes, or other school-related documents.
- Engage in actions or demonstrations that substantially disrupt or materially interfere with school activities.
- Repeatedly violate other communicated campus or classroom standards of conduct.

The district may impose campus or classroom rules in addition to those found in the Code of Conduct. These rules may be posted in classrooms or given to the student and may or may not constitute violations of the Code of Conduct.

Discipline Management Techniques

Discipline Management Techniques

Discipline shall be designed to improve conduct and encourage students to be responsible members of the school community. Disciplinary action shall draw on the professional judgment of teachers and administrators and on a range of discipline management techniques, including restorative practices. Discipline shall be based on the seriousness of the offense, the student's age and grade level, the frequency of misbehavior, the student's attitude, the effect of the misconduct on the school environment, and statutory requirements.

First-Time Offense of Possession or Use of Nicotine Delivery Product or E-Cigarette

An appropriate administrator may place a student in a disciplinary alternative education program for the first-time offense of possession or use of a nicotine delivery product or e-cigarette, as defined by [Section 161.081, Health and Safety Code](#).

If a student who possesses or uses an e-cigarette is not placed in a disciplinary alternative education program for the first-time offense under [Education Code 37.008](#), the student shall be placed in in-school suspension for a period of at least 10 school days.

Students with Disabilities

The discipline of students with disabilities is subject to applicable state and federal law in addition to the Code of Conduct. In the event of any conflict, the district shall comply with federal law. For more information regarding discipline of students with disabilities, see policy FOF(LEGAL).

In accordance with the [Education Code](#), a student who receives special education services may not be disciplined in a manner that results in a change to the student's educational placement for conduct meeting the definition of bullying, cyberbullying, harassment, or making hit lists [see Glossary] until an Admission, Review, and Dismissal (ARD) committee meeting has been held to review the conduct.

In deciding whether to order suspension, DAEP placement, or expulsion, regardless of whether the action is mandatory or discretionary, the district shall take into consideration a disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct.

Techniques

The following discipline management techniques may be used alone, in combination, or as part of progressive interventions for behavior prohibited by the Code of Conduct or by campus or classroom rules:

- Verbal correction, oral or written.
- Cooling-off time or a brief "time-out" period, in accordance with law.
- Seating changes within the classroom or vehicles owned or operated by the district.

Discipline Management Techniques

- Temporary confiscation of items that disrupt the educational process.
- Rewards or demerits.
- Behavioral contracts.
- Counseling by teachers, school counselors, or administrative personnel.
- Parent-teacher conferences.
- Behavior coaching.
- Anger management classes.
- Mediation (victim-offender).
- Classroom circles.
- Family group conferencing.
- Grade reductions for cheating, plagiarism, and as otherwise permitted by policy.
- Detention, including outside regular school hours.
- Sending the student to the office, another assigned area, or to in-school suspension (ISS).
- Assignment of school duties, such as cleaning or picking up litter.
- Withdrawal of privileges, such as participation in extracurricular activities, eligibility for seeking and holding honorary offices, or membership in school-sponsored clubs and organizations.
- Penalties identified in student organizations' extracurricular standards of behavior.
- Restriction or revocation of district transportation privileges.
- School-assessed and school-administered probation.
- In-school suspension, as specified in **In-School Suspension** on page 29.
- Out-of-school suspension, as specified in **Out-of-School Suspension** on page 30.
- Placement in a **DAEP**, as specified in **Disciplinary Alternative Education Program (DAEP) Placement** on page 33.
- Expulsion and/or placement in an alternative educational setting, as specified in **Placement and/or Expulsion for Certain Offenses** on page 45.
- Expulsion, as specified in **Expulsion** on page 46.
- Referral to an outside agency or legal authority for criminal prosecution in addition to disciplinary measures imposed by the district.
- Other strategies and consequences as determined by school officials.

Discipline Management Techniques

Prohibited Aversive Techniques

Aversive techniques are prohibited for use with students and are defined as techniques or interventions intended to reduce the reoccurrence of a behavior by intentionally inflicting significant physical or emotional discomfort or pain. Aversive techniques include:

- Using techniques designed or likely to cause physical pain, other than corporal punishment as permitted by district policy. [See policy FO(LOCAL)]
- Using techniques designed or likely to cause physical pain by electric shock or any procedure involving pressure points or joint locks.
- Directed release of noxious, toxic, or unpleasant spray, mist, or substance near a student's face.
- Denying adequate sleep, air, food, water, shelter, bedding, physical comfort, supervision, or access to a restroom facility.
- Ridiculing or demeaning a student in a manner that adversely affects or endangers the learning or mental health of the student or constitutes verbal abuse.
- Employing a device, material, or object that immobilizes all four of a student's extremities, including prone or supine floor restraint.
- Impairing the student's breathing, including applying pressure to the student's torso or neck or placing something in, on, or over the student's mouth or nose or covering the student's face.
- Restricting the student's circulation.
- Securing the student to a stationary object while the student is standing or sitting.
- Inhibiting, reducing, or hindering the student's ability to communicate.
- Using chemical restraints.
- Using time-out in a manner that prevents the student from being able to be involved in and progress appropriately in the required curriculum or any applicable individualized education program (IEP) goals, including isolating the student using physical barriers.
- Depriving the student of one or more of the student's senses, unless the technique does not cause the student discomfort or complies with the student's IEP or behavior intervention plan (BIP).

Notification

The CBC shall promptly notify a student's parent by phone or in person of any violation that may result in in-school or out-of-school suspension, placement in a DAEP, placement in a JJAEP, or expulsion. The CBC shall also notify a student's parent if the student is taken into custody by a law enforcement officer under the disciplinary provisions of [Education Code 37.0012\(d\)](#).

Discipline Management Techniques

A good-faith effort shall be made to provide written notice of the disciplinary action to the student, on the day the action was taken, for delivery to the student's parent. If the parent has not been reached by telephone or in person by 5:00 p.m. of the first business day after the day the disciplinary action was taken, the CBC shall send written notification by U.S. Mail. If the CBC is not able to provide notice to the parent, the principal or designee shall provide the notice.

Before the principal or appropriate administrator assigns a student under age 18 to detention outside regular school hours, notice shall be given to the student's parent to inform him or her of the reason for the detention and permit arrangements for necessary transportation.

Parental Involvement

The principal, campus behavior coordinator, or other appropriate administrator shall notify the parent of or person standing in parental relation to a student who has been placed in a disciplinary alternative education program (DAEP) or expelled of the parent's or person's right to request a behavioral agreement that specifies the responsibilities of the parent or person and student.

The behavioral agreement must specify the responsibilities of the student and parent/guardian. If followed, the agreement may result in a reduced disciplinary placement period, as outlined in the agreement. Reduction in the disciplinary placement period does not entitle the student to different disciplinary placement. The decision to reduce, revoke, or amend the disciplinary placement period is at the sole discretion of the school administration. Compliance with the agreement is required for the reduction to remain valid.

Appeals

Questions from parents regarding disciplinary measures should be addressed to the teacher, campus administration, or CBC, as appropriate. Appeals or complaints regarding the use of specific discipline management techniques should be addressed in accordance with policy FNG(LOCAL). A copy of this policy may be obtained from the central administration office or online at <https://www.hayscisd.net/page/grievances>.

The district shall not delay a disciplinary consequence while a student or parent pursues a grievance. In the instance of a student who is accused of conduct that meets the definition of sexual harassment as defined by Title IX, the district will comply with applicable federal law, including the Title IX formal complaint process. [See policies FFH(LEGAL) and (LOCAL)]

Removal from the School Bus

Removal from the School Bus

A bus driver may refer a student to the principal's office or the CBC's office to maintain effective discipline on the bus. The principal or CBC must employ additional discipline management techniques, as appropriate, which can include restricting or revoking a student's bus riding privileges.

To transport students safely, the vehicle operator must focus on driving and not be distracted by student misbehavior. Therefore, when appropriate disciplinary management techniques fail to improve student behavior or when specific misconduct warrants immediate removal, the principal or the CBC may restrict or revoke a student's transportation privileges, in accordance with law.

In addition to compliance with the SCOC, students are expected to comply with the following transportation rules:

- Enter and exit transportation in an orderly manner at the designated stop
- Remain seated in designated seats facing forward
- Keep aisles clear of books, bags, instruments, feet, or other obstructions
- Comply with lawful directives issued by the driver
- Follow the driver's rules for food or beverages
- Do not extend any body part, clothing, or other article outside of the transportation
- Keep hands, feet, other body parts, or objects to yourself
- Refrain from making loud or distracting noises
- Do not obstruct the driver's view
- Do not throw objects inside the transportation or out of the windows or doors
- Do not mark, deface, destruct, or tamper with seats, windows, emergency doors, or other equipment

Removal from the Regular Educational Setting

Removal from the Regular Educational Setting

In addition to other discipline management techniques, misconduct may result in removal from the regular educational setting in the form of a routine referral or a formal removal.

Routine Referral

A routine referral occurs when a teacher sends a student to the CBC's office as a discipline management technique. The CBC shall employ alternative discipline management techniques, including progressive interventions. A teacher or administrator may remove a student from class for behavior that violates this Code of Conduct to maintain effective discipline in the classroom.

Formal Teacher Removal

A teacher may initiate a formal removal from class if:

1. A student's behavior repeatedly interferes with the teacher's ability to teach the class or with other students' ability to learn.
2. A student demonstrates behavior that is unruly, disruptive, or abusive toward the teacher, another adult, or another student in the classroom.
3. A student engages in conduct that constitutes bullying, as defined by [Education Code 37.0832.0](#).

A teacher, CBC, or other appropriate administrator must notify a parent or person standing in parental relation to the student of the formal removal. A teacher may remove a student from class based on a single incident of behavior.

Within three school days of the formal removal, the CBC or appropriate administrator shall schedule a conference with the student's parent, the student, the teacher who removed the student from class, and any other appropriate administrator.

At the conference, the CBC or appropriate administrator shall inform the student of the alleged misconduct and the proposed consequences. The student shall have an opportunity to respond to the allegations.

When a student is removed from the regular classroom by a teacher and a conference is pending, the CBC or other administrator may place the student in:

- Another appropriate classroom.
- ISS.
- Out-of-school suspension.
- DAEP.

A teacher or administrator must remove a student from class if the student engages in behavior that under the [Education Code](#) requires or permits the student to be placed in a DAEP or expelled. When removing for those reasons, the procedures in the subsequent sections on DAEP or expulsion shall be followed.

Removal from the Regular Educational Setting

Returning a Student to the Classroom

A student who has been formally removed from class by a teacher for conduct against the teacher containing the elements of assault, aggravated assault, sexual assault, or aggravated sexual assault may not be returned to the teacher's class without the teacher's written consent.

A student who has been formally removed by a teacher for any other conduct may not be returned to the teacher's class without the teacher's written consent unless the placement review committee determines that the teacher's class is the best or only alternative, and not later than the third class day after the day the student was removed from class, a conference in which the teacher was provided an opportunity to participate has been held. The student may not be returned to the teacher's class unless the teacher provides written consent for the student's return or a return to class plan has been prepared for that student.

Appeals of Formal Teacher Removals

A student may appeal the teacher's removal of the student from class to the school's placement review committee or the campus's threat assessment and safe and supportive school team, in accordance with a district policy providing for such an appeal to be made to this team.

In-School Suspension

In-School Suspension

An in-school suspension is not subject to any time limit.

A school's principal or other appropriate administrator shall review the in-school suspension of a student at least once every 10 school days after the date of the suspension begins to evaluate the educational progress of the student and to determine if continued in-school suspension is appropriate.

During in-school suspension, a student shall receive appropriate behavioral support services and comparable educational services as the student would receive in the classroom. If the student receives special education services, the student must continue to receive special education and related services specified in the student's individualized education program (IEP) and continue to have an opportunity to progress in the general curriculum.

[See **First-Time Offense of Possession or Use of Nicotine Delivery Product or E-Cigarette** on page 22 for limitations to the general rule.]

Process

Before being suspended, a student shall have an informal conference with the CBC or appropriate administrator, who shall inform the student of the alleged misconduct and give the student an opportunity to respond to the allegation before the administrator makes a decision.

The CBC shall determine the number of days of a student's suspension.

In deciding whether to order in-school suspension, the CBC shall take into consideration:

1. Self-defense [see **glossary**];
2. Intent or lack of intent at the time the student engaged in the conduct;
3. The student's disciplinary history;
4. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct;
5. A student's status in the conservatorship of the Department of Family and Protective Services (foster care); or
6. A student's status as homeless.

The appropriate administrator shall determine any restrictions on participation in school-sponsored or school-related extracurricular and cocurricular activities.

Out-of-School Suspension

Out-of-School Suspension

Misconduct

Students may be suspended for behavior listed in the Code of Conduct as a general conduct violation, DAEP offense, or expellable offense.

The district shall not use out-of-school suspension for students below grade 3 unless the conduct meets the requirements established in law.

A student below grade 3 or a student who is homeless shall not be placed in out-of-school suspension unless, while on school property or while attending a school-sponsored or school-related activity on or off school property, the student engages in:

- Conduct that contains the elements of a weapons offense, as provided in [Penal Code sections 46.02 or 46.05](#);
- Conduct that threatens the immediate health and safety of other students in the classroom;
- Documented conduct that results in repeated or significant disruption to the classroom; or
- Selling, giving, or delivering to another person or possessing, using, or being under the influence of any amount of marijuana, an alcoholic beverage, or a controlled substance or dangerous drug as defined by federal or state law.

The district shall use a positive behavior program as a disciplinary alternative for students below grade 3 who commit general conduct violations instead of suspension or placement in a DAEP. The program shall meet the requirements of law.

Process

State law allows a student to be assigned to out-of-school suspension for no more than three school days per behavior violation, with no limit on the number of times a student may be suspended in a semester or school year.

Before being suspended a student shall have an informal conference with the CBC or appropriate administrator, who shall inform the student of the alleged misconduct and give the student an opportunity to respond to the allegation before the administrator makes a decision.

The CBC shall determine the number of days of a student's suspension, not to exceed three school days.

In deciding whether to order out-of-school suspension, the CBC shall take into consideration:

1. Self-defense [see **glossary**];
2. Intent or lack of intent at the time the student engaged in the conduct;
3. The student's disciplinary history;

Out-of-School Suspension

4. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct;
5. A student's status in the conservatorship of the Department of Family and Protective Services (foster care); or
6. A student's status as homeless.

The appropriate administrator shall determine any restrictions on participation in school-sponsored or school-related extracurricular and cocurricular activities.

Except as provided by [Texas Education Code § 37.005\(c\)](#), the Board's designee may suspend a student who engages in misconduct as outlined in this Code.

A suspension may not exceed three school days per behavior violation; however, there is no limit on the number of suspensions an individual student may receive.

Students below grade three or a student who is homeless may only be suspended under the following limited circumstances described in [TEC § 37.005\(c\)](#):

1. conduct that contains the elements of an offense related to weapons under Section 46.02 or 46.05, Penal Code;
2. conduct that contains the elements of a violent offense under Section 22.01, 22.011, 22.02, or 22.021, Penal Code; or
3. selling, giving, or delivering to another person or possessing, using, or being under the influence of any amount of marihuana or a controlled substance, as defined by Chapter 481, Health and Safety Code, or by 21 U.S.C. Section 801 et seq.

Before being suspended, a student shall have an informal conference with the campus behavior coordinator or appropriate administrator, who shall advise the student of the alleged misconduct. The student shall be given the opportunity to respond to the allegation before the administrator makes a decision.

In deciding whether to order out-of-school suspension, the principal, campus behavior coordinator, or other appropriate administrator shall take into consideration self-defense (see **glossary**), intent or lack of intent at the time the student engaged in the conduct, the student's disciplinary history, a disability that substantially impairs the student's capability to appreciate the wrongfulness of the student's conduct, a student's status in the conservatorship of the Department of Family and Protective Services (foster care), or a student's status as homeless. When a student is assigned Out- of-School Suspension (OSS), the student is not permitted on school district property and restricted from participation in school-sponsored or school-related extracurricular or co-curricular activities.

Upon return to school, the student shall request his or her missing assignments from each teacher. Work completed and returned within the time designated by the teacher, with the time allowed not to exceed one day for each day of suspension, will be accepted with a maximum grade of 80. The student will be counted present toward meeting the 90% attendance rule.

Out-of-School Suspension

The decision of the Board's designee to suspend a student is final and not appealable. However, notice of the reason(s) for suspension and an informal opportunity for the student to give his or her side of the story is required.

Alternative Assignment

A parent or person standing in parental relation to the student may submit a written request to the principal or other appropriate administrator to reassign a student placed in out-of-school suspension. The parent or person standing in parental relation to the student must provide information and documentation that they are unable to provide suitable supervision for the student during school hours during the period of the suspension. It is the sole discretion of the principal or other appropriate administrator to reassign the student placed in out-of-school suspension.

Coursework During Suspension

The district shall ensure a student receives access to coursework for foundation curriculum courses while the student is placed in in-school or out-of-school suspension, including at least one method of receiving this coursework that doesn't require the use of the internet.

A student removed from the regular classroom to ISS or another setting, other than a DAEP, will have an opportunity before the beginning of the next school year to complete each course the student was enrolled in at the time of removal. The district may provide the opportunity by any method available, including a correspondence course, another distance learning option, or summer school. The district will not charge the student for any method of completion provided by the district.

Disciplinary Alternative Education Program (DAEP) Placement

The DAEP shall be provided in a setting other than the student's regular classroom. An elementary school student may not be placed in a DAEP with a student who is not an elementary school student. The district shall make reasonable efforts to provide for the continuing education of a student removed to an alternative education program. A student placed in an alternative education program is prohibited from attending or participating in building sponsored or school-related activities.

For purposes of DAEP, elementary classification shall be kindergarten-grade 5 and secondary classification shall be grades 6-12.

Summer programs provided by the district shall serve students assigned to a DAEP in conjunction with other students.

A student who is expelled for an offense that otherwise would have resulted in a DAEP placement does not have to be placed in a DAEP in addition to the expulsion.

In deciding whether to place a student in a DAEP, regardless of whether the action is mandatory or discretionary, the CBC shall take into consideration:

1. Self-defense [see **glossary**];
2. Intent or lack of intent at the time the student engaged in the conduct;
3. The student's disciplinary history;
4. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct;
5. A student's status in the conservatorship of the Department of Family and Protective Services (foster care); or
6. A student's status as homeless.

Nature of Disciplinary Alternative Education Program

1. Is provided in a setting other than a student's regular classroom;
2. Is located on or off a regular school campus;
3. Provides for the students who are assigned to the disciplinary alternative education program to be separated from students who are not assigned to the program;
4. Focuses on English language arts, mathematics, science, history, and self-discipline;
5. Provides for students' educational and behavioral needs;
6. Provides for supervision and counseling;
7. Provides a student removed to a disciplinary alternative education program an opportunity to complete a foundation curriculum course in which the student was enrolled at the time of removal and which is required for graduation before the beginning of the next school year.

8. The school district may provide the student an opportunity to complete coursework through any method available, including a correspondence course, distance learning, or summer school.
9. A student younger than six (6) years of age may not be removed from class and placed in the Alternative Learning Center.

Discretionary Placement: Misconduct That May Result in DAEP Placement

A student may be placed in a DAEP for the following conduct violations:

- Possessing, giving, buying, or selling less than a usable amount of stems, seeds, or other pieces of marijuana
- Possessing, using, selling, buying, or giving paraphernalia (see **glossary**) related to any prohibited substance, including but not limited to marijuana, a controlled substance (see **glossary**), a dangerous drug (see **glossary**), or an alcoholic beverage (see **glossary**)
- Abusing the student's own prescription drug or using it in a way other than prescribed; giving, buying, or selling a prescription drug; possessing, using, or being under the influence of another person's prescription drug
- Offering to sell or buy any amount of marijuana, a controlled substance (see **glossary**), a dangerous drug (see **glossary**), an abusable volatile chemical (see **glossary**), a prescription drug, or an alcoholic beverage (see **glossary**)
- Preparing a hit list (see **glossary**)
- Committing any offense included in the list of General Conduct Violations in this SCOC
- Engaging in persistent (see **glossary**) misbehavior that violates this SCOC

Fighting

Individual or group fights at school, school sponsored events, school related activities, or while on District transportation will not be tolerated. Students found to be encouraging others to fight is prohibited. Parents/guardians of students involved will be notified. Students who engage in fighting will be subject to disciplinary consequences such as, but not limited to, suspension and removal to an alternative education placement.

Misconduct Identified in State Law

In accordance with state law, a student **may** be placed in a DAEP for any of the following offenses:

- Engaging in bullying that encourages a student to die by suicide.
- Inciting violence against a student through group bullying.
- Releasing or threatening to release intimate visual material of a minor or of a student who is 18 years of age or older without the student's consent.

- Involvement in a public school fraternity, sorority, or secret society, or gang including participating as a member or pledge, or soliciting another person to become a pledge or member of a public school fraternity, sorority, secret society, or gang. [see **glossary**]
- Involvement in criminal street gang activity. [see **glossary**]
- Any criminal mischief, including a felony.
- Assault (no bodily injury) with threat of imminent bodily injury.
- Assault by offensive or provocative physical contact.
- Engages in conduct that contains the elements of the offense of disruptive activities under [Education Code 37.123](#).
- Engages in conduct that contains the elements of the offense of disruption of classes under [Education Code 37.124](#).
- Possesses or uses an e-cigarette, as defined by [Section 161.081, Health and Safety Code](#), except that if a student who possesses or uses an e-cigarette is not placed in a disciplinary alternative education program for the first-time offense under [Education Code 37.008](#), the student shall be placed in in-school suspension for a period of at least 10 school days. See **First-Time Offense of Possession or Use of Nicotine Delivery Product or E-Cigarette** on page 22 for additional information.

In accordance with state law, a student **may** be placed in a DAEP if the superintendent or the superintendent's designee has reasonable belief [see **glossary**] that the student engaged in conduct punishable as a felony that occurs off school property and not at a school-sponsored or school-related event, if the student's presence in the regular classroom threatens the safety of other students or teachers or will be detrimental to the educational process. Aggravated robbery or felonies listed as offenses in [Title 5](#) [see **glossary**] of the Penal Code are punishable as mandatory expulsions.

The CBC **may** place a student in a DAEP for off-campus conduct for which DAEP placement is required by state law if the administrator does not have knowledge of the conduct before the first anniversary of the date the conduct occurred.

Mandatory Placement: Misconduct That Requires DAEP Placement

A student **must** be placed in a DAEP if the student:

- Engages in conduct relating to a false alarm or report (including a bomb threat) or a terroristic threat involving a public school. [see **glossary**]
- Commits the following offenses on school property, within 300 feet of school property as measured from any point on the school's real property boundary line, or while attending a school-sponsored or school-related activity on or off school property:
 - Engages in conduct punishable as a felony.
 - Commits an assault [see **glossary**] under [Penal Code 22.01\(a\)\(1\)](#).

- Except as provided by [Education Code 37.007\(a\)\(3\)](#), sells, gives, or delivers to another person or possesses, uses, or is under the influence of a controlled substance or dangerous drug in an amount not constituting a felony offense. [School-related felony drug offenses are addressed in **Expulsion** on page 46.] [See **glossary** for "under the influence," "controlled substance," and "dangerous drug."]
- Sells, gives, or delivers to another person or possesses, uses, or is under the influence of marijuana or THC. A student with a valid prescription for low-THC cannabis as authorized by [Chapter 487 of the Health and Safety Code](#) does not violate this provision.
- Sells, gives, or delivers to another person an alcoholic beverage; commits a serious act or offense while under the influence of alcohol; or possesses, uses, or is under the influence of alcohol.
- Behaves in a manner that contains the elements of an offense relating to abusable volatile chemicals.
- Sells, gives, or delivers to another person an e-cigarette, as defined by [Section 161.081, Health and Safety Code](#).
- Behaves in a manner that contains the elements of the offense of public lewdness or indecent exposure. [see **glossary**]
- Engages in conduct that contains the elements of an offense of harassment against an employee under [Penal Code sections 42.07\(a\)\(1\), \(2\), \(3\), or \(7\)](#).
- Engages in expellable conduct and is six to nine years of age.
- Commits a federal firearms violation and is younger than six years of age.
- Engages in conduct that contains the elements of the offense of retaliation under [Penal Code 36.06](#) against any school employee or volunteer on or off school property.
- Engages in conduct that contains the elements of harassment under [Penal Code 42.07](#) against any school employee or volunteer on or off of school property.

The student receives deferred prosecution [see **glossary**], or a court or jury finds that the student has engaged in delinquent conduct [see **glossary**], or the superintendent or designee has a reasonable belief [see **glossary**] under [Section 53.03, Family Code](#), for conduct defined as any of the following offenses under the Penal Code:

1. A felony offense under [Title 5](#);
2. The offense of deadly conduct under [Section 22.05](#);
3. The felony offense of aggravated robbery under [Section 29.03](#);
4. The offense of disorderly conduct involving a firearm under [Section 42.01\(a\)\(7\) or \(8\)](#); or

5. The offense of unlawfully carrying weapons under [Section 46.02](#), except for an offense punishable as a Class C misdemeanor under that section.

Sexual Assault and Campus Assignments

A student shall be transferred to another campus if:

- The student has been convicted of continuous sexual abuse of a young child or disabled individual or convicted of or placed on deferred adjudication for sexual assault or aggravated sexual assault against another student on the same campus; and
- The victim's parent or another person with the authority to act on behalf of the victim requests that the board transfer the offending student to another campus.

If there is no other campus in the district serving the grade level of the offending student, the offending student shall be transferred to a DAEP.

Process

Removals to a DAEP shall be made by the CBC.

Conference

When a student is removed from class for a DAEP offense, the CBC or appropriate administrator shall schedule a conference within three school days with the student's parent, the student, and, in the case of a teacher removal, the teacher.

At the conference, the CBC or appropriate administrator shall provide the student:

- Information, orally or in writing, of the reasons for the removal;
- An explanation of the basis for the removal; and
- An opportunity to respond to the reasons for the removal.

Following valid attempts to require attendance, the district may hold the conference and make a placement decision regardless of whether the student or the student's parents attend the conference.

1. A conference shall be held not later than the third class day after the day on which a student is removed from class by the teacher [TEC § 37.002(b)] or by the campus behavior coordinator or other appropriate administrator [TEC § 37.006], the student's parent or guardian, the teacher removing the student (if any), and the student.
2. The student is entitled to written or oral notice of the reasons for the removal, an explanation of the basis for the removal to the DAEP, and an opportunity to respond to the reasons for the removal.
3. Following the conference, and whether or not each requested person is in attendance after valid attempts to require the person's attendance, the campus behavior coordinator or other appropriate administrator shall order the placement

of the student as provided in § [37.002](#) or § [37.006](#) of the Texas Education Code, as applicable, for a period consistent with this Student Code of Conduct.

4. Before a Board's designee places a student in a disciplinary alternative education program for a period that extends beyond the end of the school year, the Board's designee must determine that:
 - a. the student's presence in the regular classroom program or at the student's regular campus presents a danger of physical harm to the student or to another individual; or
 - b. the student has engaged in serious or persistent misbehavior that violates the district's Student Code of Conduct.
5. A student placed in a disciplinary alternative education program in another district that enrolls in Hays CISD before the expiration of the period of placement will continue disciplinary alternative education program placement until the term of placement expires. Hays CISD may also place a student in a disciplinary alternative education program if
 - a. the student was placed in a disciplinary alternative education program by an open-enrollment charter school under section 12.131 and the charter school provides to the district a copy of the placement order; or
 - b. the student was placed in a disciplinary alternative education program by a school district in another state and
 - i. the out-of-state district provides to the district a copy of the placement order; and
 - ii. the grounds for the placement by the out-of-state district are grounds for placement in Hays CISD.
6. If a student was placed in a disciplinary alternative education program by a school district in another state for a period that exceeds one year and if that placement is continued, Hays CISD shall reduce the period of the placement so that the aggregate period does not exceed one year unless, after a review, the district determines that the student is a threat to the safety of other students or to district employees.
7. A student placed in an alternative education program shall be provided a review of the student's status including a review of the student's academic status by the Board's designee at intervals not to exceed 120 days.
 - a. In the case of a high school student, the Board's designee, with the student's parent or guardian, shall review the student's progress toward graduation and establish a specific graduation plan for the student.
 - b. The District is not required to provide in the District's DAEP a course not specified under [Texas Education Code § 37.008](#).

- c. At the review, the student or the student's parent or guardian must be given the opportunity to present arguments for the student's return to the regular classroom or campus.
8. In determining the length of assignment for the student, the principal, or assistant principal may consider:
 - a. the seriousness of the offense,
 - b. the discipline record of the student,
 - c. the age of the student,
 - d. the effect of the misconduct on the school environment, and/or previous assignments of other students for similar misconduct.
9. Discipline assignments will not exceed one calendar year absent a finding that the student is a threat to the safety of other students or to district employees.
10. For seniors who are eligible to graduate and are assigned to a DAEP at the time of graduation, the placement in the program will continue through graduation, and the student will not be allowed to participate in the graduation ceremony and related graduation activities, unless otherwise specified in the DAEP placement order.
11. If a student withdraws from the district before an order for placement in a disciplinary alternative education program is entered, the principal or Board's designee, as appropriate, may complete the proceedings and enter an order.
12. If the student subsequently enrolls in the district during the same or subsequent school year, the district may enforce the order at that time, except for any period of the placement that has been served by the student on enrollment in another district that honored the order.
13. If the principal or Board's designee fails to enter an order after the student withdraws, the next district in which the student enrolls may complete the proceedings and enter an order.
14. If, during the term of a placement order, a student engages in additional conduct for which placement in a disciplinary alternative education program or expulsion is required or permitted, additional proceedings may be conducted regarding that conduct and the principal or Board, as appropriate, may enter an additional order as a result of those proceedings.

Consideration of Mitigating Factors

In deciding whether to place a student in a DAEP, regardless of whether the action is mandatory or discretionary, the CBC shall take into consideration:

1. Self-defense [see **glossary**];
2. Intent or lack of intent at the time the student engaged in the conduct;
3. The student's disciplinary history;

4. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct;
5. A student's status in the conservatorship of the Department of Family and Protective Services (foster care); or
6. A student's status as homeless.

Placement Order

After the conference, if the student is placed in a DAEP, the CBC shall write a placement order. A copy of the DAEP placement order and information for the parent or person standing in parental relation to the student regarding the process for requesting a full individual and initial evaluation of the student for purposes of special education services shall be sent to the student and the student's parent.

Not later than the second business day after the conference, the board's designee shall deliver to the juvenile court a copy of the placement order and all information required by [Section 52.04 of the Family Code](#).

If the student is placed in a DAEP and the length of placement is inconsistent with the guidelines included in this Code of Conduct, the placement order shall give notice of the inconsistency.

DAEP at Capacity

If a DAEP is at capacity at the time the CBC is deciding placement for conduct related to marijuana, THC, an e-cigarette, alcohol, or an abusable volatile chemical, the student shall be placed in ISS then transferred to a DAEP for the remainder of the period if space becomes available before the expiration of the period of the placement.

If a DAEP is at capacity at the time the CBC is deciding placement for a student who engaged in violent conduct, a student placed in a DAEP for conduct related to marijuana, THC, an e-cigarette, alcohol, or an abusable volatile chemical may be placed in ISS to make a position in the DAEP available for the student who engaged in violent conduct. If a position becomes available in a DAEP before the expiration of the period of the placement for the student removed, the student shall be returned to a DAEP for the remainder of the period.

Coursework Notice

The parent or guardian of a student placed in DAEP shall be given written notice of the student's opportunity to complete, at no cost to the student, a foundation curriculum course in which the student was enrolled at the time of removal, and which is required for graduation. The notice shall include information regarding all methods available for completing the coursework.

Length of Placement

The CBC shall determine the duration of a student's placement in a DAEP.

DAEP

The duration of a student's placement shall be determined case by case based on the seriousness of the offense, the student's age and grade level, the frequency of misconduct, the student's attitude, and statutory requirements.

The maximum period of DAEP placement shall be one calendar year, except as provided below.

Unless otherwise specified in the placement order, days absent from a DAEP shall not count toward fulfilling the total number of days required in a student's DAEP placement order.

The district shall administer the required pre- and post-assessments for students assigned to DAEP for a period of 90 days or longer in accordance with established district administrative procedures for administering other diagnostic or benchmark assessments.

Exceeds One Year

Placement in a DAEP may exceed one year when a review by the district determines that the student is a threat to the safety of other students or to district employees.

The statutory limitations on the length of a DAEP placement do not apply to a placement resulting from the board's decision to place a student who engaged in the sexual assault of another student so that the students are not assigned to the same campus.

Exceeds School Year

Students who are in a DAEP placement at the end of one school year may be required to continue that placement at the start of the next school year to complete the assigned term of placement.

For placement in a DAEP to extend beyond the end of the school year, the CBC or the board's designee must determine that:

1. The student's presence in the regular classroom or campus presents a danger of physical harm to the student or others; or
2. The student has engaged in serious or persistent misbehavior [see **glossary**] that violates the district's Code of Conduct.

Exceeds 60 Days

For placement in a DAEP to extend beyond 60 days or the end of the next grading period, whichever is sooner, a student's parent shall be given notice and the opportunity to participate in a proceeding before the board or the board's designee.

Appeals

Questions from parents regarding disciplinary measures should be addressed to the campus administration.

DAEP

Student or parent appeals regarding a student's placement in a DAEP should be addressed in accordance with policy FNG(LOCAL). A copy of this policy may be obtained from the central administration office or online at <https://www.hayscisd.net/page/grievances>.

Appeals shall begin at level one with the CBC or other administrator.

The district shall not delay disciplinary consequences pending the outcome of an appeal. The decision to place a student in a DAEP cannot be appealed beyond the board.

Restrictions During Placement

Students placed in DAEP for any mandatory or discretionary reasons are not allowed to attend or participate in school-sponsored or school-related extracurricular or co-curricular activities, including seeking or holding honorary positions and/or membership in school-sponsored clubs and organizations. This restriction applies until the student fulfills the DAEP assignment at this or another school district.

The district will provide transportation to and from DAEP. This transportation privilege may be revoked if the student does not follow the transportation rules, refuses to cooperate with the driver or other district personnel involved in providing transportation or violates any provision of the SCOC during transport.

For seniors who are eligible to graduate and are assigned to a DAEP at the time of graduation, the last day of placement in the program shall be the last instructional day, and the student shall be allowed to participate in the graduation ceremony and related graduation activities unless otherwise specified in the DAEP placement order.

Placement Review

A student placed in a DAEP shall be provided a review of his or her status, including academic status, by the CBC or the board's designee at intervals not to exceed 120 days. In the case of a high school student, the student's progress toward graduation and the student's graduation plan shall also be reviewed. At the review, the student or the student's parent shall be given the opportunity to present arguments for the student's return to the regular classroom or campus. The student may not be returned to the classroom of a teacher who removed the student without that teacher's consent.

Additional Misconduct

If during the term of placement in a DAEP the student engages in additional misconduct for which placement in a DAEP or expulsion is required or permitted, additional proceedings may be conducted, and the CBC may enter an additional disciplinary order as a result of those proceedings.

Notice of Criminal Proceedings

When a student is placed in a DAEP for certain offenses, the office of the prosecuting attorney shall notify the district if:

1. Prosecution of a student's case was refused for lack of prosecutorial merit or insufficient evidence, and no formal proceedings, deferred adjudication [see **glossary**], or deferred prosecution will be initiated; or
2. The court or jury found a student not guilty or made a finding that the student did not engage in delinquent conduct or conduct indicating a need for supervision, and the case was dismissed with prejudice.

If a student was placed in a DAEP for such conduct, on receiving the notice from the prosecutor, the superintendent or designee shall review the student's placement and schedule a review with the student's parent not later than the third day after the superintendent or designee receives notice from the prosecutor. The student may not be returned to the regular classroom pending the review.

After reviewing the notice and receiving information from the student's parent, the superintendent or designee may continue the student's placement if there is reason to believe that the presence of the student in the regular classroom threatens the safety of other students or teachers.

The student or the student's parent may appeal the superintendent's decision to the board. The student may not be returned to the regular classroom pending the appeal. In the case of an appeal, the board shall, at the next scheduled meeting, review the notice from the prosecutor and receive information from the student, the student's parent, and the superintendent or designee, and confirm or reverse the decision of the superintendent or designee. The board shall make a record of the proceedings.

If the board confirms the decision of the superintendent or designee, the student and the student's parent/guardian may appeal to the Commissioner of Education. The student may not be returned to the regular classroom pending the appeal.

Withdrawal During Process

When a student violates the district's Code of Conduct in a way that requires or permits the student to be placed in a DAEP and the student withdraws from the district before a placement order is completed, the CBC may complete the proceedings and issue a placement order. If the student then re-enrolls in the district during the same or a subsequent school year, the district may enforce the order at that time, less any period of the placement that has been served by the student during enrollment in another district. If the CBC or the board fails to issue a placement order after the student withdraws, the next district in which the student enrolls may complete the proceedings and issue a placement order.

Newly Enrolled Students

The district shall decide on a case-by-case basis whether to continue the placement of a student who enrolls in the district and was assigned to a DAEP in an open-enrollment charter school or another district including a district in another state. The district may place the student in the district's DAEP or a regular classroom setting.

When a student enrolls in the district with a DAEP placement from a district in another state, the district has the right to place the student in DAEP to the same extent as any other newly enrolled student if the behavior committed is a reason for DAEP placement in the receiving district.

State law requires the district to reduce a placement imposed by a district in another state that exceeds one year so that the total placement does not exceed one year. After a review, however, the placement may be extended beyond a year if the district determines that the student is a threat to the safety of other students or employees, or if the extended placement is in the best interest of the student.

Emergency Placement Procedure

When an emergency placement is necessary because the student's behavior is so unruly, disruptive, or abusive that it seriously interferes with classroom or school operations, the student shall be given oral notice of the reason for the action. Not later than the tenth day after the date of the placement, the student shall be given the appropriate conference required for assignment to a DAEP.

The principal, campus behavior coordinator, or appropriate administrator may order a student to be immediately placed in an alternative education program if it is reasonably believed that the student's behavior is so unruly, disruptive, or abusive that it interferes with:

1. A teacher's ability to communicate effectively with students in a class;
2. The ability of the student's classmates to learn;
3. The operation of the school or school sponsored activity; or
4. If the appropriate administrator reasonably believes that eminent harm is likely.

At the time of the emergency placement the student shall be given oral notice of the reasons for emergency placement in a DAEP. The reason must be a reason for which placement in a disciplinary alternative education program may be made on a non-emergency basis.

Within a reasonable time, but not later than the 10th day after the date of the placement, the student will be afforded appropriate due process as outlined in this code. The principal, campus behavior coordinator, or appropriate administrator shall not be liable for civil damages for an emergency placement.

Transition Services

In accordance with law and district procedures, campus staff shall provide transition services to a student returning to the regular classroom from an alternative education program, including a DAEP. [See policy FOCA(LEGAL) for more information.]

Placement and/or Expulsion for Certain Offenses

Placement and/or Expulsion for Certain Offenses

This section includes two categories of offenses for which the [Education Code](#) provides unique procedures and specific consequences.

Registered Sex Offenders

Upon receiving notification in accordance with state law that a student is currently required to register as a sex offender, the district must remove the student from the regular classroom and determine appropriate placement unless the court orders JJAEP placement.

If the student is under any form of court supervision, including probation, community supervision, or parole, the student shall be placed in either DAEP or JJAEP for at least one semester.

If the student is not under any form of court supervision, the student may be placed in DAEP or JJAEP for one semester or placed in a regular classroom. The student may not be placed in the regular classroom if the board or its designee determines that the student's presence:

1. Threatens the safety of other students or teachers;
2. Will be detrimental to the educational process; or
3. Is not in the best interests of the district's students.

Review Committee

At the end of the first semester of a student's placement in an alternative educational setting and before the beginning of each school year for which the student remains in an alternative placement, the district shall convene a committee, in accordance with state law, to review the student's placement. The committee shall recommend whether the student should return to the regular classroom or remain in the placement. Absent a special finding, the board or its designee must follow the committee's recommendation.

The placement review of a student with a disability who receives special education services must be made by the ARD committee.

Newly Enrolled Students

If a student enrolls in the district during a mandatory placement as a registered sex offender, the district may count any time already spent by the student in a placement or may require an additional semester in an alternative placement without conducting a review of the placement.

Appeal

A student or the student's parent may appeal the placement by requesting a conference between the board or its designee, the student, and the student's parent. The conference is limited to the factual question of whether the student is required to register as a sex

Placement and/or Expulsion for Certain Offenses

offender. Any decision of the board or its designee under this section is final and may not be appealed.

Expulsion

In deciding whether to order expulsion, regardless of whether the action is mandatory or discretionary, the CBC shall take into consideration:

1. Self-defense [see **glossary**];
2. Intent or lack of intent at the time the student engaged in the conduct;
3. The student's disciplinary history;
4. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct;
5. A student's status in the conservatorship of the Department of Family and Protective Services (foster care); or
6. A student's status as homeless.

Discretionary Expulsion: Misconduct That May Result in Expulsion

Some of the following types of misconduct may result in mandatory placement in a DAEP, whether or not a student is expelled. [see **Disciplinary Alternative Education Program (DAEP) Placement** on page 33.]

Any Location

A student **may** be expelled for:

- Engaging in bullying that encourages a student to die by suicide.
- Inciting violence against a student through group bullying.
- Releasing or threatening to release intimate visual material of a minor or of a student who is 18 years of age or older without the student's consent.
- Criminal mischief, if punishable as a felony.
- Breach of computer security. [see **glossary**]
- Engaging in conduct relating to a false alarm or report (including a bomb threat) or a terroristic threat involving a public school.

At School, Within 300 Feet, or at a School Event

A student **may** be expelled for committing any of the following offenses on or within 300 feet of school property, as measured from any point on the school's real property boundary line, or while attending a school-sponsored or school-related activity on or off school property:

- Selling, giving, or delivering to another person, or possessing, using, or being under the influence of any amount of marijuana, a controlled substance, or a dangerous drug, unless the conduct is punishable as a felony. A student with a valid prescription for low-THC cannabis as authorized by [Chapter 487 of the Health and](#)

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[Safety Code](#) does not violate this provision. [See **glossary** for “under the influence.”]

- Selling, giving, or delivering to another person, or possessing, using, or being under the influence of alcohol; or committing a serious act or offense while under the influence of alcohol.
- Engaging in conduct that contains the elements of an offense relating to abusable volatile chemicals.
- Engaging in deadly conduct. [see **glossary**]

Within 300 Feet of School

A student **may** be expelled for possession of a firearm, as defined by federal law, while within 300 feet of school property, as measured from any point on the school’s real property boundary line.

Property of Another District

A student **may** be expelled for committing any offense that is a state-mandated expellable offense if the offense is committed on the property of another district in Texas or while the student is attending a school-sponsored or school-related activity of a school in another district in Texas.

While in a DAEP

A student **may** be expelled for engaging in documented serious misbehavior that violates the district’s Code of Conduct, despite documented behavioral interventions while placed in a DAEP. For purposes of discretionary expulsion from a DAEP, serious misbehavior means:

1. Deliberate violent behavior that poses a direct threat to the health or safety of others;
2. Extortion, meaning the gaining of money or other property by force or threat;
3. Conduct that constitutes coercion, as defined by [Penal Code 1.07](#); or
4. Conduct that constitutes the offense of:
 - a. Public lewdness under [Penal Code 21.07](#);
 - b. Indecent exposure under [Penal Code 21.08](#);
 - c. Criminal mischief under [Penal Code 28.03](#);
 - d. Hazing under [Education Code 37.152](#); or
 - e. Harassment under [Penal Code 42.07\(a\)\(1\)](#) of a student or district employee.

Mandatory Expulsion: Misconduct That Requires Expulsion

A student **must** be expelled under federal or state law for any of the following offenses that occur on or off school property.

Expulsion

Under Federal Law

Bringing to school or possessing at school, including any setting that is under the district's control or supervision for the purpose of a school activity, a firearm, as defined by federal law. [see **glossary**]

Note: Mandatory expulsion under the [federal Gun Free Schools Act](#) does not apply to a firearm that is lawfully stored inside a locked vehicle or to firearms used in activities approved and authorized by the district when the district has adopted appropriate safeguards to ensure student safety.

Under the Penal Code

- Unlawfully carrying on or about the student's person the following, in the manner prohibited by [Penal Code 46.02](#):
 - A handgun, defined by state law as any firearm designed, made, or adapted to be used with one hand. [see **glossary**] *Note:* A student may not be expelled solely on the basis of the student's use, exhibition, or possession of a firearm that occurs at an approved target range facility that is not located on a school campus; while participating in or preparing for a school-sponsored, shooting sports competition or a shooting sports educational activity that is sponsored or supported by the Parks and Wildlife Department; or a shooting sports sanctioning organization working with the department. [See policy FNCG(LEGAL).]
- A location-restricted knife, as defined by state law. [see **glossary**]
- Possessing, manufacturing, transporting, repairing, or selling a prohibited weapon, as defined in state law. [see **glossary**]
- Engages in conduct that contains the elements of the offense of exhibiting, using, or threatening to exhibit or use a firearm under [Education Code 37.125](#).
- Behaving in a manner that contains elements of the following offenses under the Penal Code:
 - Aggravated assault, sexual assault, or aggravated sexual assault.
 - Arson. [see **glossary**]
 - Murder, capital murder, or criminal attempt to commit murder or capital murder.
 - Indecency with a child.
 - Kidnapping or aggravated kidnapping.
 - Burglary, robbery or aggravated robbery.
 - Manslaughter.
 - Criminally negligent homicide.

Expulsion

- Continuous sexual abuse of a young child or disabled individual.
- Behavior punishable as a felony that involves selling, giving, or delivering to another person or possessing, using, or being under the influence of a controlled substance or a dangerous drug.
- Engaging in conduct that contains elements of assault against a school employee or volunteer.

Under Age 10

When a student under the age of 10 engages in behavior that is expellable behavior, the student shall not be expelled but shall be placed in a DAEP. A student under age six shall not be placed in a DAEP unless the student commits a federal firearm offense.

Virtual Expulsion Program

In some circumstances, a student may be placed in a virtual expulsion program.

- The school must ensure students in the program have the necessary technology and internet and must provide it if needed.
- The virtual program must, as much as possible, meet the same requirements as an in-person disciplinary alternative education program (DAEP).
- The student's placement must be reviewed every 45 school days.
- If an in-person spot becomes available, the school should plan the student's return to in-person learning.
- If continued virtual placement is appropriate, the school must document the decision.

Consideration of Virtual Education as Alternative to Expulsion

Before a school district may expel a student, the district must consider the appropriateness and feasibility of, as an alternative to expulsion, enrolling the student in a full-time hybrid program, full-time virtual program, full-time hybrid campus, or full-time virtual campus. This requirement does not apply to a student expelled under [Education Code 37.0081 or 37.007\(a\), \(d\), or\(e\)](#).

Process

If a student is believed to have committed an expellable offense, the CBC or other appropriate administrator shall schedule a hearing within a reasonable time. The student's parent shall be invited in writing to attend the hearing.

Until a hearing can be held, the CBC or other administrator may place the student in:

- Another appropriate classroom.
- ISS.
- Out-of-school suspension.

- DAEP.

Hearing

A student facing expulsion shall be given a hearing with appropriate due process. The student is entitled to:

1. Representation by the student's parent or another adult who can provide guidance to the student and who is not an employee of the district;
2. An opportunity to testify and to present evidence and witnesses in the student's defense; and
3. An opportunity to question the witnesses called by the district at the hearing.

After providing notice to the student and parent of the hearing, the district may hold the hearing regardless of whether the student or the student's parent attends.

The board of trustees delegates to the principal or district designee authority to conduct hearings and expel students.

Board Review of Expulsion

After the due process hearing, the expelled student may request that the board review the expulsion decisions. The student or parent must submit a written request to the superintendent within seven days after receipt of the written decision. The superintendent must provide the student or parent written notice of the date, time, and place of the meeting at which the board will review the decision.

The board shall review the record of the expulsion hearing in a closed meeting unless the parent requests in writing that the matter be held in an open meeting. The board may also hear a statement from the student or parent and from the board's designee.

The board shall consider and base its decision on evidence reflected in the record and any statements made by the parties at the review. The board shall make and communicate its decision orally at the conclusion of the presentation. Consequences shall not be deferred pending the outcome of the hearing.

Expulsion Order

Before ordering the expulsion, the board or CBC shall take into consideration:

1. Self-defense [see **glossary**];
2. Intent or lack of intent at the time the student engaged in the conduct;
3. The student's disciplinary history;
4. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct;
5. A student's status in the conservatorship of the Department of Family and Protective Services (foster care); or

Expulsion

6. A student's status as homeless.

If the student is expelled, the board or its designee shall deliver to the student and the student's parent a copy of the order expelling the student.

Not later than the second business day after the hearing, the principal or district designee shall deliver to the juvenile court a copy of the expulsion order and the information required by [Section 52.04 of the Family Code](#).

If the length of the expulsion is inconsistent with the guidelines included in the Code of Conduct, the expulsion order shall give notice of the inconsistency.

Length of Expulsion

The length of an expulsion shall be based on the seriousness of the offense, the student's age and grade level, the frequency of misbehavior, the student's attitude, and statutory requirements.

The duration of a student's expulsion shall be determined on a case-by-case basis. The maximum period of expulsion is one calendar year, except as provided below.

An expulsion may not exceed one year unless, after review, the district determines that:

1. The student is a threat to the safety of other students or to district employees; or
2. Extended expulsion is in the best interest of the student.

State and federal law require a student to be expelled from the regular classroom for a period of at least one calendar year for bringing a firearm, as defined by federal law, to school. However, the superintendent may modify the length of the expulsion on a case-by-case basis.

Students who commit offenses that require expulsion at the end of one school year may be expelled into the next school year to complete the term of expulsion.

Withdrawal During Process

When a student's conduct requires or permits expulsion from the district and the student withdraws from the district before the expulsion hearing takes place, the district may conduct the hearing after sending written notice to the parent and student.

If the student then re-enrolls in the district during the same or subsequent school year, the district may enforce the expulsion order at that time, less any expulsion period that has been served by the student during enrollment in another district.

If the CBC or the board fails to issue an expulsion order after the student withdraws, the next district in which the student enrolls may complete the proceedings.

Additional Misconduct

If during the expulsion, the student engages in additional conduct for which placement in a DAEP or expulsion is required or permitted, additional proceedings may be conducted, and

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the CBC or the board may issue an additional disciplinary order as a result of those proceedings.

Restrictions During Expulsion

Expelled students are prohibited from being on school grounds or attending school-sponsored or school-related activities during the period of expulsion.

No district academic credit shall be earned for work missed during the period of expulsion unless the student is enrolled in a JJAEP or another district-approved program.

Newly Enrolled Students

The district shall continue the expulsion of any newly enrolled student expelled from another district or an open-enrollment charter school until the period of the expulsion is completed.

If a student expelled in another state enrolls in the district, the district may continue the expulsion under the terms of the expulsion order, may place the student in a DAEP for the period specified in the order, or may allow the student to attend regular classes if:

1. The out-of-state district provides the district with a copy of the expulsion order; and
2. The offense resulting in the expulsion is also an expellable offense in the district in which the student is enrolling.

If a student is expelled by a district in another state for a period that exceeds one year and the district continues the expulsion or places the student in a DAEP, the district shall reduce the period of the expulsion or DAEP placement so that the entire period does not exceed one year, unless after a review it is determined that:

1. The student is a threat to the safety of other students or district employees; or
2. Extended placement is in the best interest of the student.

Emergency Expulsion Procedures

When an emergency expulsion is necessary to protect persons or property from imminent harm, the student shall be given verbal notice of the reason for the action. Emergency expulsion may be ordered based on a single incident of behavior by the student. Within 10 days after the date of the emergency expulsion, the student shall be given appropriate due process required for a student facing expulsion.

DAEP Placement of Expelled Students

The district may provide educational services to any expelled student in a DAEP; however, educational services in the DAEP must be provided if the student is less than 10 years of age.

Transition Services

In accordance with law and district procedures, campus staff shall provide transition services for a student returning to the regular classroom from placement in an alternative

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education program, including a DAEP or JJAEP. See policies FOCA(LEGAL) and FODA(LEGAL) for more information.

Certain Felonies

Regardless of whether DAEP placement or expulsion is required or permitted by one of the reasons in the DAEP Placement or Expulsion sections, in accordance with [Education Code 37.0081](#), a student may be expelled and placed in either DAEP or JJAEP if the board or CBC makes certain findings and the following circumstances exist in relation to aggravated robbery or a felony offense under Title 5 [see **glossary**] of the Penal Code. The student must have:

- Received deferred prosecution for conduct defined as aggravated robbery or a [Title 5 felony](#) offense;
- Been found by a court or jury to have engaged in delinquent conduct for conduct defined as aggravated robbery or a [Title 5 felony](#) offense;
- Been charged with engaging in conduct defined as aggravated robbery or a [Title 5 felony](#) offense;
- Been referred to a juvenile court for allegedly engaging in delinquent conduct for conduct defined as aggravated robbery or a [Title 5 felony](#) offense; or
- Received probation or deferred adjudication or have been arrested for, charged with, or convicted of aggravated robbery or a Title 5 felony offense.

The district may expel the student and order placement under these circumstances regardless of:

1. The date on which the student's conduct occurred;
2. The location at which the conduct occurred;
3. Whether the conduct occurred while the student was enrolled in the district; or
4. Whether the student has successfully completed any court disposition requirements imposed in connection with the conduct.

Hearing and Required Findings

The student must first have a hearing before the board or its designee, who must determine that in addition to the circumstances above that allow for the expulsion, the student's presence in the regular classroom:

1. Threatens the safety of other students or teachers;
2. Will be detrimental to the educational process; or
3. Is not in the best interest of the district's students.

Any decision of the board or the board's designee under this section is final and may not be appealed.

Length of Placement

The student is subject to the placement until:

1. The student graduates from high school;
2. The charges are dismissed or reduced to a misdemeanor offense; or
3. The student completes the term of the placement or is assigned to another program.

Placement Review

A student placed in a DAEP or JJAEP under this section is entitled to a review of his or her status, including academic status, by the CBC or board's designee at intervals not to exceed 120 days. In the case of a high school student, the student's progress toward graduation and the student's graduation plan shall also be reviewed. At the review, the student or the student's parent shall have the opportunity to present arguments for the student's return to the regular classroom or campus.

Newly Enrolled Students

A student who enrolls in the district before completing a placement under this section from another school district must complete the term of the placement.

Glossary

Abuse is improper or excessive use.

Aggravated robbery is defined in part by [Penal Code 29.03\(a\)](#) as when a person commits robbery and:

1. Causes serious bodily injury to another;
2. Uses or exhibits a deadly weapon; or
3. Causes bodily injury to another person or threatens or places another person in fear of imminent bodily injury or death, if the other person is:
 - a. 65 years of age or older; or
 - b. A disabled person.

Antisemitism is defined by [Government Code section 448.001](#) as a certain perception of Jews that may be expressed as hatred toward Jews. The term includes rhetorical and physical acts of antisemitism directed toward Jewish or non-Jewish individuals or their property or toward Jewish community institutions and religious facilities. Examples of antisemitism are included with the International Holocaust Remembrance Alliance's "Working Definition of Antisemitism" adopted on May 26, 2016.

Armor-piercing ammunition is defined by [Penal Code 46.01](#) as handgun ammunition used in pistols and revolvers and designed primarily for the purpose of penetrating metal or body armor.

Arson is defined in part by [Penal Code 28.02](#) as a crime that involves:

1. Starting a fire or causing an explosion with intent to destroy or damage:
 - a. Any vegetation, fence, or structure on open-space land; or
 - b. Any building, habitation, or vehicle:
 - (1) Knowing that it is within the limits of an incorporated city or town;
 - (2) Knowing that it is insured against damage or destruction;
 - (3) Knowing that it is subject to a mortgage or other security interest;
 - (4) Knowing that it is located on property belonging to another;
 - (5) Knowing that it has located within it property belonging to another;
or
 - (6) When the person starting the fire is reckless about whether the burning or explosion will endanger the life of some individual or the safety of the property of another.
2. Recklessly starting a fire or causing an explosion while manufacturing or attempting to manufacture a controlled substance if the fire or explosion damages any building, habitation, or vehicle; or

3. Intentionally starting a fire or causing an explosion and in so doing:
 - a. Recklessly damaging or destroying a building belonging to another; or
 - b. Recklessly causing another person to suffer bodily injury or death.

Assault is defined in part by [Penal Code 22.01](#) as intentionally, knowingly, or recklessly causing bodily injury to another; intentionally or knowingly threatening another with imminent bodily injury; or intentionally or knowingly causing physical contact with another that can reasonably be regarded as offensive or provocative.

Breach of computer security includes knowingly accessing a computer, computer network, or computer system without the effective consent of the owner as defined in [Penal Code 33.02](#), if the conduct involves accessing a computer, computer network, or computer system owned by or operated on behalf of a school district and the student knowingly alters, damages, or deletes school district property or information or commits a breach of any other computer, computer network, or computer system.

Bullying is defined as a single significant act or a pattern of acts by one or more students directed at another student that exploits an imbalance of power and involves engaging in written or verbal expression, expression through electronic means, or physical conduct that:

1. Has the effect or will have the effect of physically harming a student, damaging a student's property, or placing a student in reasonable fear of harm to the student's person or damage to the student's property;
2. Is sufficiently severe, persistent, or pervasive enough that the action or threat creates an intimidating, threatening, or abusive educational environment for a student;
3. Materially and substantially disrupts the educational process or the orderly operation of a classroom or school; or
4. Infringes on the rights of the victim at school.

Bullying includes cyberbullying. (See below.) This state law on bullying prevention applies to:

1. Bullying that occurs on or is delivered to school property or to the site of a school-sponsored or school-related activity on or off school property;
2. Bullying that occurs on a publicly or privately owned school bus or vehicle being used for transportation of students to or from school or a school-sponsored or school-related activity; and
3. Cyberbullying that occurs off school property or outside of a school-sponsored or school-related activity if the cyberbullying interferes with a student's educational opportunities or substantially disrupts the orderly operation of a classroom, school, or school-sponsored or school-related activity.

Glossary

Chemical dispensing device is defined by [Penal Code 46.01](#) as a device designed, made, or adapted for the purpose of dispensing a substance capable of causing an adverse psychological or physiological effect on a human being. A small chemical dispenser sold commercially for personal protection is not in this category.

Club is defined by [Penal Code 46.01](#) as an instrument, specially designed, made, or adapted for the purpose of inflicting serious bodily injury or death by striking a person with the instrument, and includes but is not limited to a blackjack, nightstick, mace, and tomahawk.

Controlled substance means a substance, including a drug, an adulterant, and a dilutant, listed in [Schedules I through V or Penalty Group 1, 1-A, 1-B, 2, 2-A, 3, or 4 of the Texas Controlled Substances Act](#). The term includes the aggregate weight of any mixture, solution, or other substance containing a controlled substance. The term does not include hemp, as defined by [Agriculture Code 121.001](#), or the tetrahydrocannabinols (THC) in hemp.

Criminal street gang is defined by [Penal Code 71.01](#) as three or more persons having a common identifying sign or symbol or an identifiable leadership who continuously or regularly associate in the commission of criminal activities.

Cyberbullying is defined by [Education Code 37.0832](#) as bullying that is done through the use of any electronic communication device, including through the use of a cellular or other type of telephone, a computer, a camera, electronic mail, instant messaging, text messaging, a social media application, an internet website, or any other internet-based communication tool.

Dangerous drug is defined by [Health and Safety Code 483.001](#) as a device or a drug that is unsafe for self-medication and that is not included in [Schedules I through V or Penalty Groups 1 through 4 of the Texas Controlled Substances Act](#). The term includes a device or drug that federal law prohibits dispensing without prescription or restricts to use by or on the order of a licensed veterinarian.

Dating violence occurs when a person in a current or past dating relationship uses physical, sexual, verbal, or emotional abuse to harm, threaten, intimidate, or control another person in the relationship. Dating violence also occurs when a person commits these acts against a person in a marriage or dating relationship with the individual who is or was once in a marriage or dating relationship with the person committing the offense, as defined by [Section 71.0021 of the Family Code](#).

Deadly conduct under [Penal Code 22.05](#) occurs when a person recklessly engages in conduct that places another in imminent danger of serious bodily injury, such as knowingly discharging a firearm in the direction of an individual, habitation, building, or vehicle.

Deferred adjudication is an alternative to seeking a conviction in court that may be offered to a juvenile for delinquent conduct or conduct indicating a need for supervision.

Deferred prosecution may be offered to a juvenile as an alternative to seeking a conviction in court for delinquent conduct or conduct indicating a need for supervision.

Glossary

Delinquent conduct is conduct that violates either state or federal law and is punishable by imprisonment or confinement in jail. It includes conduct that violates certain juvenile court orders, including probation orders, but does not include violations of traffic laws.

Discretionary means that something is left to or regulated by a local decision maker.

E-cigarette means an electronic cigarette or any other device that simulates smoking by using a mechanical heating element, battery, or electronic circuit to deliver nicotine or other substances to the individual inhaling from the device or a consumable liquid solution or other material aerosolized or vaporized during the use of an electronic cigarette or other device described by this provision. The term includes any device that is manufactured, distributed, or sold as an e-cigarette, e-cigar, or e-pipe or under another product name or description and a component, part, or accessory for the device, regardless of whether the component, part, or accessory is sold separately from the device.

Explosive weapon is defined by [Penal Code 46.01](#) as any explosive or incendiary bomb, grenade, rocket, or mine and its delivery mechanism that is designed, made, or adapted for the purpose of inflicting serious bodily injury, death, or substantial property damage, or for the principal purpose of causing such a loud report as to cause undue public alarm or terror.

False alarm or report under [Penal Code 42.06](#) occurs when a person knowingly initiates, communicates, or circulates a report of a present, past, or future bombing, fire, offense, or other emergency that he or she knows is false or baseless and that would ordinarily:

1. Cause action by an official or volunteer agency organized to deal with emergencies;
2. Place a person in fear of imminent serious bodily injury; or
3. Prevent or interrupt the occupation of a building, room, or place of assembly.

Firearm is defined by [federal law \(18 U.S.C. 921\(a\)\)](#) as:

1. Any weapon (including a starter gun) that will, is designed to, or may readily be converted to expel a projectile by the action of an explosive;
2. The frame or receiver of any such weapon;
3. Any firearm muffler or firearm silencer, defined as any device for silencing, muffling, or diminishing the report of a portable firearm; or
4. Any destructive device, such as any explosive, incendiary or poison gas bomb, or grenade.

Such term does not include an antique firearm.

Graffiti includes markings with paint, an indelible pen or marker, or an etching or engraving device on tangible property without the effective consent of the owner. The markings may include inscriptions, slogans, drawings, or paintings.

Handgun is defined by [Penal Code 46.01](#) as any firearm that is designed, made, or adapted to be fired with one hand.

Harassment includes:

1. Conduct that meets the definition established in district policies DIA(LOCAL) and FFH(LOCAL);
2. Conduct that threatens to cause harm or bodily injury to another person, including a district student, employee, board member, or volunteer; is sexually intimidating; causes physical damage to the property of another student; subjects another student to physical confinement or restraint; or maliciously and substantially harms another student's physical or emotional health or safety, as defined in [Education Code 37.001\(b\)\(2\)](#); or
3. Conduct that is punishable as a crime under [Penal Code 42.07](#), including the following types of conduct if carried out with the intent to harass, annoy, alarm, abuse, torment, or embarrass another:
 - a. Initiating communication and, in the course of the communication, making a comment, request, suggestion, or proposal that is obscene, as defined by law;
 - b. Threatening, in a manner reasonably likely to alarm the person receiving the threat, to inflict bodily injury on the person or to commit a felony against the person, a member of the person's family or household, or the person's property;
 - c. Conveying, in a manner reasonably likely to alarm the person receiving the report, a false report, which is known by the conveyor to be false, that another person has suffered death or serious bodily injury;
 - d. Causing the telephone of another to ring repeatedly or making repeated telephone communications anonymously or in a manner reasonably likely to harass, annoy, alarm, abuse, torment, embarrass, or offend another;
 - e. Making a telephone call and intentionally failing to hang up or disengage the connection;
 - f. Knowingly permitting a telephone under the person's control to be used by another to commit an offense under this section;
 - g. Sending repeated electronic communications in a manner reasonably likely to harass, annoy, alarm, abuse, torment, embarrass, or offend another;
 - h. Publishing on an internet website, including a social media platform, repeated electronic communications in a manner reasonably likely to cause emotional distress, abuse, or torment to another person, unless the communications are made in connection with a matter of public concern, as defined by law; or
 - i. Making obscene, intimidating, or threatening telephone calls or other electronic communications from a temporary or disposable telephone number provided by an internet application or other technological means.

Glossary

Hazing is defined by [Education Code 37.151](#) as an intentional, knowing, or reckless act, on or off campus, by one person alone or acting with others, directed against a student for the purpose of pledging, initiation into, affiliation with, holding office in, or maintaining membership in a student organization if the act meets the elements in [Education Code 37.151](#), including:

1. Any type of physical brutality;
2. An activity that subjects the student to an unreasonable risk of harm or that adversely affects the student's mental or physical health, such as sleep deprivation, exposure to the elements, confinement to small spaces, calisthenics, or consumption of food, liquids, drugs, or other substances;
3. An activity that induces, causes, or requires the student to perform a duty or task that violates the Penal Code; or
4. Coercing a student to consume a drug or alcoholic beverage in an amount that would lead a reasonable person to believe the student is intoxicated.

Hit list is defined in [Education Code 37.001\(b\)\(3\)](#) as a list of people targeted to be harmed, using a firearm, a knife, or any other object to be used with intent to cause bodily harm.

Improvised explosive device is defined by [Penal Code 46.01](#) as a completed and operational bomb designed to cause serious bodily injury, death, or substantial property damage that is fabricated in an improvised manner using nonmilitary components.

Indecent exposure is defined by [Penal Code 21.08](#) as an offense that occurs when a person exposes the person's anus or any part of the person's genitals with intent to arouse or gratify the sexual desire of any person, and is reckless about whether another is present who will be offended or alarmed by the act.

Intimate visual material is defined by [Civil Practices and Remedies Code 98B.001](#) and [Penal Code 21.16](#) as visual material that depicts a person with the person's intimate parts exposed or engaged in sexual conduct. "Visual material" means any film, photograph, video tape, negative, or slide of any photographic reproduction or any other physical medium that allows an image to be displayed on a computer or other video screen and any image transmitted to a computer or other video screen.

Location-restricted knife is defined by [Penal Code 46.01](#) as a knife with a blade over five and one-half inches.

Knuckles means any instrument consisting of finger rings or guards made of a hard substance and designed or adapted for inflicting serious bodily injury or death by striking a person with a fist enclosed in the knuckles.

Look-alike weapon means an item that resembles a weapon but is not intended to be used to cause serious bodily injury.

Machine gun as defined by [Penal Code 46.01](#) is any firearm that is capable of shooting more than two shots automatically, without manual reloading, by a single function of the trigger.

Glossary

Mandatory means that something is obligatory or required because of an authority.

Paraphernalia are devices that can be used for inhaling, ingesting, injecting, or otherwise introducing a controlled substance into a human body.

Personal Communication Device means a telephone, cell phone such as a smartphone or flip phone, tablet, smartwatch, radio device, paging device, or any other electronic device capable of telecommunication or digital communication. As defined in Texas Education Code 37.082(d). It also includes any wearable technology that is capable of digital communication or telecommunication, like eye glasses or ear pieces. This term does not include an electronic device provided to a student by a school district.

Possession means to have an item on one's person or in one's personal property otherwise accessible and/or under the control of the student directly, including, but not limited to:

1. Clothing, purse, or backpack;
2. A private vehicle used for transportation to or from school or school-related activities, including, but not limited to, an automobile, truck, motorcycle, or bicycle;
3. Personal communication devices or electronic devices; or
4. Any school property used by the student, including, but not limited to, a locker or desk.

Prohibited weapon under [Penal Code 46.05\(a\)](#) means:

1. The following items, unless registered with the U.S. Bureau of Alcohol, Tobacco, Firearms, and Explosives or otherwise not subject to that registration requirement or unless the item is classified as a curio or relic by the U.S. Department of Justice:
 - a. An explosive weapon; or
 - b. A machine gun.
2. Armor-piercing ammunition;
3. A chemical dispensing device;
4. A zip gun;
5. A tire deflation device; or
6. An improvised explosive device.

Public Lewdness is defined by [Penal Code 21.07](#) as an offense that occurs when a person knowingly engages in an act of sexual intercourse, deviate sexual intercourse, or sexual contact in a public place or, if not in a public place, when the person is reckless about whether another is present who will be offended or alarmed by the act.

Public school fraternity, sorority, secret society, or gang means an organization composed wholly or in part of students that seeks to perpetuate itself by taking additional members from the students enrolled in school based on a decision of its membership

Glossary

rather than on the free choice of a qualified student. Educational organizations listed in [Education Code 37.121\(d\)](#) are excepted from this definition.

Reasonable belief is that which an ordinary person of average intelligence and sound mind would believe. Chapter 37 requires certain disciplinary decisions when the superintendent or designee has a reasonable belief that a student engaged in conduct punishable as a felony offense. In forming such a reasonable belief, the superintendent or designee may use all available information and must consider the information furnished in the notice of a student's arrest under [Code of Criminal Procedure Article 15.27](#).

School day means the time of day beginning with the first bell of the day and ending with the last bell of the day.

School property means anywhere on a school's campus or in a district facility where instruction is provided, including but not limited to: classrooms, hallways, gyms, cafeterias, band halls, and all other extracurricular spaces; outdoor fields, tracks, and other athletic areas; all breezeways, courtyards, playgrounds, and other outdoor areas, specifically including all school parking lots.

Self-defense is the use of force against another to the degree a person reasonably believes is immediately necessary to protect himself or herself.

Serious misbehavior means:

1. Deliberate violent behavior that poses a direct threat to the health or safety of others;
2. Extortion, meaning the gaining of money or other property by force or threat;
3. Conduct that constitutes coercion, as defined by [Penal Code Section 1.07](#); or
4. Conduct that constitutes the offense of:
 - a. Public lewdness under [Penal Code 21.07](#);
 - b. Indecent exposure under [Penal Code 21.08](#);
 - c. Criminal mischief under [Penal Code 28.03](#);
 - d. Hazing under [Education Code 37.152](#); or
 - e. Harassment under [Penal Code 42.07\(a\)\(1\)](#) of a student or district employee.

Serious or persistent misbehavior includes, but is not limited to:

- Behavior that is grounds for permissible expulsion or mandatory DAEP placement.
- Behavior identified by the district as grounds for discretionary DAEP placement.
- Actions or demonstrations that substantially disrupt or materially interfere with school activities.
- Refusal to attempt or complete schoolwork as assigned.
- Insubordination.

- Profanity, vulgar language, or obscene gestures.
- Leaving school grounds without permission.
- Falsification of records, passes, or other school-related documents.
- Refusal to accept discipline assigned by the teacher or principal.

Short-barrel firearm is defined by [Penal Code 46.01](#) as a rifle with a barrel length of less than 16 inches or a shotgun with a barrel length of less than 18 inches, or any weapon made from a rifle or shotgun that, as altered, has an overall length of less than 26 inches.

Terroristic threat is defined by [Penal Code 22.07](#) as a threat of violence to any person or property with intent to:

1. Cause a reaction of any type by an official or volunteer agency organized to deal with emergencies;
2. Place any person in fear of imminent serious bodily injury;
3. Prevent or interrupt the occupation or use of a building; room, place of assembly, or place to which the public has access; place of employment or occupation; aircraft, automobile, or other form of conveyance; or other public place;
4. Cause impairment or interruption of public communications; public transportation; public water, gas, or power supply; or other public service;
5. Place the public or a substantial group of the public in fear of serious bodily injury; or
6. Influence the conduct or activities of a branch or agency of the federal government, the state, or a political subdivision of the state (including the district).

Tire deflation device is defined in part by [Penal Code 46.01](#) as a device, including a caltrop or spike strip, that, when driven over, impedes or stops the movement of a wheeled vehicle by puncturing one or more of the vehicle's tires.

Title 5 felonies are those crimes listed in [Title 5 of the Penal Code](#) that typically involve injury to a person and may include:

- Murder, manslaughter, or homicide under [Sections 19.02–.05](#);
- Kidnapping under [Section 20.03](#);
- Trafficking of persons under [Section 20A.02](#);
- Smuggling or continuous smuggling of persons under [Sections 20.05–.06](#);
- Assault under [Section 22.01](#);
- Aggravated assault under [Section 22.02](#);
- Sexual assault under [Section 22.011](#);
- Aggravated sexual assault under [Section 22.021](#);
- Unlawful restraint under [Section 20.02](#);

Glossary

- Continuous sexual abuse of a young child or disabled individual under [Section 21.02](#);
- Bestiality under [Section 21.09](#);
- Improper relationship between educator and student under [Section 21.12](#);
- Voyeurism under [Section 21.17](#);
- Indecency with a child under [Section 21.11](#);
- Invasive visual recording under [Section 21.15](#);
- Disclosure or promotion of intimate visual material under [Section 21.16](#);
- Sexual coercion under [Section 21.18](#);
- Injury to a child, an elderly person, or a disabled person of any age under [Section 22.04](#);
- Abandoning or endangering a child under [Section 22.041](#);
- Deadly conduct under [Section 22.05](#);
- Terroristic threat under [Section 22.07](#);
- Aiding a person to die by suicide under [Section 22.08](#); and
- Tampering with a consumer product under [Section 22.09](#).

Under the influence means lacking the normal use of mental or physical faculties. Impairment of a person's physical or mental faculties may be evidenced by a pattern of abnormal or erratic behavior, the presence of physical symptoms of drug or alcohol use, or by admission. A student "under the in-fluence" need not be legally intoxicated to trigger disciplinary action.

Use means voluntarily introducing into one's body, by any means, a prohibited substance. As it pertains to a personal communication device is defined as in possession of a student that is turned on and capable of receiving or sending a communication signal with or without sound notifications.

Zip gun is defined by [Penal Code 46.01](#) as a device or combination of devices that was not originally a firearm and is adapted to expel a projectile through a smooth-bore or rifled-bore barrel by using the energy generated by an explosion or burning substance.



2026-2027

**CÓDIGO DE
CONDUCTA
ESTUDIANTEL**

Hays Consolidated Independent School District
21003 IH 35 Kyle, TX 78640



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Código de Conducta Estudiantil

Accesibilidad

Si tiene dificultad para acceder a la información en este documento debido a una discapacidad, comuníquese a la oficina de Servicios Estudiantiles al teléfono: (512) 268-2141.

Propósito

El Código de Conducta Estudiantil ("Código de Conducta"), como lo requiere el [Capítulo 37](#) del Código de Educación de Texas, provee métodos y opciones para manejar la conducta de los estudiantes, prevenir e intervenir en los problemas de disciplina de los estudiantes e imponer disciplina.

La ley exige que el distrito defina la mala conducta que pueda, o deba, dar como resultado consecuencias disciplinarias específicas, incluida la remoción de un salón de clase regular o de la escuela, suspensión fuera de la escuela, asignación a un programa disciplinario de educación alternativa (DAEP), asignación en un programa de educación alternativa de justicia juvenil (JJAEP), o la expulsión de la escuela.

Este Código de Conducta ha sido adoptado por los miembros el Consejo Escolar del Distrito Escolar Independiente Consolidado de Hays y desarrollado con el asesoramiento del comité de planificación y toma de decisiones a nivel del distrito. Provee información a padres y estudiantes referente a las normas de conducta, consecuencias de la mala conducta y procedimientos para administrar disciplina. Este Código de Conducta permanece en efecto durante la escuela de verano y en todos los eventos y actividades relacionadas con la escuela fuera del año escolar hasta que el consejo adopte una versión actualizada para el siguiente año escolar.

En conformidad con la ley estatal, el Código de Conducta se publicará en cada campus escolar o estará disponible para revisión en la oficina del director de la escuela. Adicionalmente, el Código de Conducta estará disponible en la oficina del coordinador de conducta del campus y se publicará en el sitio web del distrito. Bajo el [Capítulo 37](#) del Código de Educación, se notificará a los padres sobre cualquier infracción de conducta que pueda dar como resultado la suspensión de un estudiante, asignación a un DAEP o JJAEP, expulsión o arresto por un oficial de la ley.

No después del primer día de clases del año escolar 2025-2026, la Agencia Educativa del Estado de Texas (TEA) preparará y proporcionará a cada distrito escolar, un reporte que identifique a cada ley relacionada a la disciplina escolar que haya sido alterado o agregado por la Legislatura 89, en su Sesión Regular de 2025. El distrito escolar proporcionará el reporte preparado a cada estudiante y padre de familia o persona en posición de tutor del estudiante.

Dado que los miembros del Consejo Escolar del distrito han adoptado el Código de Conducta, éste tiene la fuerza de un reglamento. En caso de que haya conflicto entre el Código de Conducta y el Manual para Estudiantes, el Código de Conducta prevalecerá.

Nota: La disciplina de los estudiantes discapacitados que reúnan los requisitos para recibir servicios bajo la ley federal ([Ley de Educación de Estudiantes Discapacitados y la Sección 504 de la Ley de Rehabilitación de 1973](#)) está sujeta a las disposiciones de esas leyes.

Autoridad y jurisdicción del distrito escolar

Los estudiantes están sujetos a una acción disciplinaria cuando infraccionan el Código de Conducta Estudiantil al interrumpir el aprendizaje o poner en riesgo la seguridad de otros o de ellos mismos. Las reglas de la escuela y la autoridad del distrito para administrar disciplina se aplican siempre que haya interés del distrito, dentro o fuera de la propiedad escolar, junto o independientemente de las clases y actividades organizadas por la escuela.

El distrito tiene autoridad disciplinaria sobre un estudiante bajo las siguientes instancias:

1. Durante el día escolar, mientras el estudiante esté en camino o regresando de la escuela, o en una actividad organizada por la escuela en un transporte del distrito.
2. Mientras el estudiante viaja en el transporte del distrito;
3. Durante los periodos de la comida cuando un estudiante tenga permitido salir del campus;
4. En cualquier actividad relacionada con la escuela, sin importar la hora o el lugar;
5. Por cualquier mal comportamiento relacionado con la escuela, sin importar la hora o el lugar;
6. Por las infracciones cometidas en la propiedad escolar de cualquier otro distrito en el estado de Texas.
7. Por aquellas infracciones cometidas dentro de 300 pies de la propiedad escolar según se mide desde cualquier punto del límite del inmueble escolar;
8. Cuando se cometa un mal comportamiento delictivo dentro o fuera de la propiedad escolar o en un evento relacionado con la escuela;
9. En el caso de que ocurra o amenace con una represalia en contra de un empleado escolar, voluntario o miembro del Consejo, sin importar la hora o el lugar.
10. Cuando un estudiante participe en intimidación cibernética (*cyberbullying*), según se define en el Código de Educación [TEC 37.0832](#);
11. Cuando el estudiante cometa un delito mayor, de acuerdo con el Código de Educación [TEC 37.006](#), [37.0081](#).
12. Cuando el estudiante deba registrarse como delincuente sexual.
13. Mientras el estudiante asista a cualquier actividad relacionada con la escuela, sin importar la hora o el lugar.

Para cualquier mal comportamiento, relacionado con la escuela, sin importar la hora o el lugar. El distrito tiene el derecho a:

1. Limitar la participación del estudiante en actividades de graduación por haber infraccionado el Código de Conducta Estudiantil. La participación podrá incluir un mensaje de oratoria, según lo establece el reglamento y los procedimientos del Distrito.
2. Denegar la entrada a la propiedad e instalaciones del Distrito a las personas que no tienen asunto legítimo en la escuela o en las instalaciones del Distrito.
3. Revocar los privilegios de estacionamiento.
4. Revocar la transferencia del estudiante dentro del distrito o entre distritos.
5. Registrar al estudiante o al vehículo conducido a la escuela por el estudiante y se encuentra estacionado en la propiedad escolar, cuando exista sospecha razonable que contiene artículos o

materiales prohibidos por el Distrito.

6. Registrar o inspeccionar escritorios, casilleros, tecnología o artículos similares proporcionados por el Distrito, que sean de la propiedad del Distrito y que se facilitan al estudiante a manera de conveniencia.

Coordinador de Comportamiento del Campus

En conformidad con la ley, se debe designar a una persona en cada escuela que tenga la función de Coordinador de Comportamiento del Campus (CBC). La persona designada puede ser el director del campus u otro administrador seleccionado por el director.

Otros miembros del personal podrán asistir al coordinador CBS en la ejecución de sus deberes como CBS, siempre que el CBS verifique personalmente que se implementen apropiadamente todos los aspectos del [Capítulo 37, Subcapítulo A](#), para mantener la disciplina del estudiante. El CDC debe monitorear las referencias disciplinarias y reportar los siguientes comportamientos al Equipo de Seguridad y Apoyo de la Evaluación de Amenazas del Campus:

- Conducta que contenga elementos de amenaza u ofensa terrorista bajo el [Código Penal 22.07](#)
- Conducta que contenga elementos de ofensa por portar armas ilegalmente bajo el [Código Penal 46.02](#)
- Conducta que contenga elementos de ofensa por exhibir, usar o amenazar para exhibir o usar un arma de fuego bajo el [Código Educativo 37.125](#)
- Cualquier comportamiento o tendencia de comportamiento que cause problemas al estudiante que suponga un serio riesgo de violencia al estudiante o a otros.

El distrito publicará en su sitio web y en el Manual para Estudiantes, para cada campus, la dirección de correo electrónico y el número de teléfono de la persona que actúa como coordinador CBC. La información de contacto se encuentra en: <https://www.hayscisd.net/contacts>.

Equipo de Seguridad y Apoyo en la Evaluación de Amenazas del Campus

El [Código de Educación de Texas 37.115\(a\)\(1\)](#) requiere de la formación de equipos de evaluación del comportamiento de amenazas en el campus, el monitoreo de las acciones tomadas con respecto a estudiantes que realizan amenazas, y la notificación a los padres cuando se realizan amenazas. El Código de Educación de Texas ordena un Equipo de Seguridad y Apoyo en los Programas Escolares.

Todos los campus del distrito Hays CISD tienen un equipo entrenado de evaluación de amenazas llamados CSTAT; Equipo de Evaluación de Amenazas a Estudiantes y al Campus [ver el [Código de Educación de Texas, 37.220](#)].

Los miembros incluyen un administrador del campus, el consejero escolar y un oficial de recursos para estudiantes. El equipo también puede incluir un miembro del personal que esté familiarizado y que tenga buena relación con los estudiantes involucrados. Los padres de la víctima y supuesto agresor son contactados durante la investigación. Una vez que el equipo determina si la amenaza es transitoria (no seria) o sustancial (ya sea seria o muy seria), el equipo debe considerar las intervenciones y recursos necesarios para asegurar la buena relación de todos los estudiantes involucrados.

El coordinador CDC, u otro administrador apropiado, trabajará de cerca con el Equipo de Seguridad y Apoyo en la Evaluación de Amenazas del Campus, para implementar la política de evaluación de amenazas y procedimientos del distrito, según lo requiere la ley, y tomará las acciones disciplinarias apropiadas en acuerdo con el Código de Conducta.

Registros y Entrevistas

El Director/Coordinador de Comportamiento del Campus (CBC) o su designado tiene la autoridad y responsabilidad legal para investigar las infracciones al Código de Conducta Estudiantil, además de poder interrogar a los estudiantes con respecto a su propia conducta o la conducta de otros estudiantes, sin previa notificación o consentimiento de los padres/tutores. El personal del distrito, incluyendo los oficiales de seguridad, podrán ejercer su autoridad para mantener la seguridad y protección del ambiente escolar, así como prevenir la interrupción del programa instruccional.

Para llevar a cabo una investigación eficiente y efectiva, además de tratar de evitar toda alarma innecesaria, los padres/tutores serán notificados a discreción del administrador que conduce la investigación, cuando se vea apropiado para hacerlo, sin interferir con la investigación.

Los oficiales del distrito podrán conducir registros en los estudiantes, sus pertenencias y sus vehículos, en acuerdo con la ley federal y estatal, así como la política del distrito. Los registros en los estudiantes se conducirán de una manera razonable y no discriminatoria. Puede referirse a la política y reglamento del distrito: FNF (Legal) and FNF (Local) para más información con respecto a las investigaciones y registros.

El distrito tiene el derecho de registrar un vehículo conducido a la escuela por el estudiante y estacionado en la propiedad escolar. Cuando existan sospecha razonable de creer que contiene artículos o materiales prohibidos por el distrito. Si un vehículo sujeto a registro se encuentra cerrado con llave, se le pedirá al estudiante abrir el vehículo. Si el estudiante se rehúsa, el distrito contactará a los padres del estudiante. Si los padres también se rehúsan a permitir que el vehículo sea registrado, el distrito puede comunicarse con oficiales de protección y seguridad y transferir el asunto a ellos. El distrito puede, en ciertas circunstancias, contactar a protección y seguridad aún si se otorga el permiso para el registrar el vehículo.

Los escritorios, casilleros, tecnología, así como otros artículos similares proporcionados por el distrito son propiedad del distrito y se le facilitan al estudiante a manera de conveniencia. La propiedad del distrito está sujeta a registro y/o inspección en cualquier momento sin notificación previa.

En circunstancias limitadas, también en acuerdo con la ley que aplica, los dispositivos de telecomunicación personales del estudiante también pueden ser registrados por el personal autorizado, si existe razón para sospechar que el dispositivo contiene evidencia del delito.

En contexto de disciplina escolar, los estudiantes no podrán reclamar el derecho a no inculparse ellos mismos. Se espera que los estudiantes proporcionen cualquier información sobre su mal comportamiento o aquel de otros estudiantes. Los oficiales escolares pueden registrar la ropa exterior del estudiante, sus bolsillos o material de su propiedad, al establecer una sospecha razonable o consiguiendo el consentimiento voluntario del estudiante. El registro es razonable, si cumple con ambos siguientes criterios:

Código de Conducta Estudiantil

1. La acción está justificada desde el inicio, esto es, el oficial escolar tiene motivo razonable para sospechar que en el registro descubrirá evidencia de la infracción al Código de Conducta Estudiantil o del delito criminal.
2. El campo de la búsqueda está razonablemente relacionado a las circunstancias que justifican el registro, esto es, las medidas adoptadas son razonablemente relacionadas a la edad y al sexo del estudiante, así como la naturaleza de la infracción.

Un registro individual se considera razonable si el estudiante sale y regresa de la propiedad escolar, sin permiso durante el día escolar, a pie o en un vehículo y/o se encuentra en el área no autorizada de las instalaciones en la propiedad del distrito.

Por motivos de seguridad y precaución, el director/CBC o su designado puede conducir registros generales con todos los estudiantes en sus mochilas, bolsas, en cualquier salón de clase, alas del edificio, departamentos, secciones y/o utilizar puntos de acceso claves del campus como entradas designadas si lo estima conveniente durante el año escolar.

Se pueden registrar los vehículos dentro y hasta 300 pies de distancia de la propiedad del distrito si existe una sospecha razonable que el registro resulte en evidencia de violación al Código de Conducta Estudiantil o que se haya cometido una infracción criminal. Los estudiantes serán responsables de cualquier artículo prohibido encontrado en su persona, casillero, o vehículo mientras estén en la propiedad del distrito o en alguna actividad organizada o relacionada con la escuela. Si el vehículo sujeto al registro se encuentra cerrado con llave, se le pedirá al estudiante abrir el vehículo. Si el estudiante se niega a permitir registrar el vehículo, el distrito puede contactar a los oficiales locales de protección y seguridad.

Los escritorios y casilleros son propiedad del distrito Hays CISD y están sujetos a la inspección/registro. Las autoridades escolares pueden conducir la inspección de casilleros por cualquier razón, a cualquier hora, sin notificación y sin consentimiento de los estudiantes, así como sin orden de registro.

Proceso de Investigación

Cuando se envía una referencia de disciplina a la oficina, el administrador debe seguir un proceso de investigación. Este proceso incluye los siguientes pasos:

1. El estudiante tendrá la oportunidad de proporcionar una declaración por escrito o verbal como reporte apropiado del incidente.
2. En caso de existir una discrepancia entre la referencia disciplinar de la oficina y el reporte del incidente del estudiante, o para otros propósitos de la investigación, se recolectan las declaraciones de aquellos testigos que observaron el incidente y están en acuerdo de proporcionar la información sobre lo que observaron.
3. Los administradores recolectan y revisan la información pertinente al estudiante, tal como el estatus del programa de educación 504 y su historial disciplinar.
4. Los administradores tomarán en consideración en el caso de haber cualquiera de los factores mitigantes involucrados en el incidente:
 - a. Defensa propia (ver el glosario).
 - b. Intención o la falta de intención, al momento que el estudiante participó en la conducta.

- c. El historial disciplinar del estudiante.
 - d. Una discapacidad que impida sustancialmente la capacidad del estudiante para apreciar la negligencia de la conducta del estudiante.
 - e. El estatus del estudiante en custodia del Departamento de Servicios de Protección a la Familia (Cuidados Tutelares), o
 - f. El estatus del estudiante como desamparado (sin hogar).
5. Los administradores consideran el involucramiento de la policía, así como la información proporcionada bajo el [Artículo 15.27 del Código de Procedimientos Criminales](#), en caso de que la actividad involucra una actividad criminal.
6. La decisión con respecto a las consecuencias que se determina de acuerdo al código de conducta estudiantil.
7. Los administradores notifican al padre, así como a otros individuos pertinentes después de la investigación, sin embargo, el comportamiento de otros estudiantes involucrados en el incidente, no se podrán compartir debido a la Ley de Privacidad y Derechos Educativos Familiares (FERPA).

Al transcurrir 24 horas después de la conclusión de la investigación y presentarse una decisión, toda la documentación, con relación a la referencia disciplinar del estudiante se introducirá a los sistemas de datos escolares.

Denuncia de Delitos

El director o coordinador CBC y otros administradores escolares, según corresponda, denunciarán delitos de acuerdo con lo que exige la ley y llamarán a Seguridad Pública cuando un administrador sospeche que se ha cometido un crimen en el campus.

Personal de Seguridad

El consejo utiliza Oficiales de Policía del Estado de Texas a través de la Oficina del Alguacil del Condado Hays como Oficiales de Recursos Escolares (SRO), además del personal de seguridad para garantizar la seguridad y protección de los estudiantes, el personal y la propiedad. En conformidad con la ley, el consejo se ha puesto de acuerdo con el CBC y otros empleados del distrito para garantizar la asignación de funciones de orden público adecuadas a estas personas. Las disposiciones que abordan los diversos tipos de personal de seguridad se pueden encontrar en la serie de reglamentos CKE (LOCAL).

Definición de “Padre de familia”

En todo el Código de Conducta y reglamentos de disciplina relacionados, el término “padre de familia” incluye al padre, madre, tutor legal u otra persona que tiene control legal del menor.

Participación en las Actividades de Graduación

El distrito tiene el derecho de limitar la participación del estudiante en las actividades de graduación, por haber violado el Código de Conducta del distrito. La participación puede incluir su función como orador, según se establece en los procedimientos y políticas del distrito.

Los estudiantes elegibles para ofrecer los comentarios de apertura y cierre en la graduación, serán notificados por el director del campus. Sin importar cualquier otro requisito de elegibilidad, para poder ser considerados como elegibles, un estudiante no debe haber participado en algún mal comportamiento que resulte en una suspensión fuera de la escuela, asignación a un Centro Disciplinario DAEP, o en una expulsión durante el semestre inmediato y precedente a la graduación.

Los alumnos considerados con las mejores calificaciones (*Valedictorian* y *Salutatorian*) pueden tener funciones de oradores durante la graduación. Ningún estudiante será elegible para tal función como orador si ha participado en un mal comportamiento que haya resultado en una suspensión fuera de la escuela, asignación al centro disciplinario DEP, o una expulsión durante el semestre inmediato precedente a la graduación.

Personas Sin Autorización

En acuerdo con el [Código Educativo 37.105](#) un administrador escolar, el Oficial de Recursos Escolares (SRO), u Oficial de Seguridad del distrito tendrá la autoridad de denegar la entrada o expulsar a una persona de la propiedad del distrito, cuando la persona se rehúsa a salir de manera pacífica, cuando se le solicita, además:

1. si la persona presenta un riesgo sustancial para hacer daño a otra persona; o
2. si la persona se comporta de una manera inapropiada para un entorno escolar y persista en ese comportamiento después de haberle otorgado una advertencia verbal de que su comportamiento es inapropiado y podría resultar en la denegación de su entrada o expulsión.

Las apelaciones con respecto a la entrada o expulsión de la propiedad del distrito pueden presentarse en acuerdo con las políticas FNG(Local) o GF(Local) según sea apropiado. Sin embargo, la cronología para los procedimientos de quejas al distrito se ajustará según sea necesario para permitir que la persona asista ante el Consejo en persona, dentro de 90 días hábiles, a menos que la queja se resuelva antes de la audiencia con el consejo.

[Ver **Restricciones durante la Asignación** en la pág. 41 para más información con respecto a la asignación de un estudiante a un Centro Disciplinario DAEP al momento de graduación].

Advertencia de Transgresión Criminal (CTW)

El director, coordinador CBC, su designado, o el oficial de seguridad escolar del distrito puede rehusarse a permitir la entrada o expulsar a una persona de la propiedad bajo control del Distrito cuando la persona se rehúsa a abandonar pacíficamente cuando se le solicite, además:

- si la persona presenta un riesgo sustancial para hacer daño a otra persona; o
- si la persona se comporta de una manera inapropiada para el entorno escolar y
 - el administrador o el oficial otorga una advertencia verbal de que su comportamiento es inapropiado y podría resultar en la denegación de su entrada o expulsión; y
 - la persona persiste en el mismo comportamiento.
 - podría requerir de una identificación de cualquier persona en la propiedad escolar o cualquier propiedad bajo control del distrito.
- Una Advertencia de Transgresión Criminal (CTW) no podrá exceder a dos años [\[TEC 37.105\]](#)

Se le dará la oportunidad de participar en las juntas de su hijo a cualquier padre de familia o tutor con una advertencia CTW, tales como la Junta de Admisión, Revisión y Baja (ARD), juntas del equipo del programa de la Sección 504, de la Ley de Rehabilitación de 1973 (Sección 794 de la ley USC 29) en acuerdo con la Ley Federal. Se pueden facilitar las acomodaciones necesarias al contactar el director del campus.

Una apelación se puede presentar siguiendo los procedimientos de quejas del Distrito que se delinean en las Políticas del Consejo FNG([Local](#)) y entregando un formulario de quejas. Tanto las políticas como el formulario de quejas los puede localizar en el sitio web del distrito: <https://www.hayscisd.net/page/grievances>.

Opciones de Transferencia

Además de las penalizaciones y consecuencias que presenta el Código de Conducta Estudiantil, y de acuerdo con la ley estatal, la petición o solicitud del padre de familia, u otra persona con autoridad que actúa en representación del estudiante quien es víctima de dicha conducta, según lo determinan los miembros del Consejo escolar o su designado, se puede recibir una transferencia a otro salón de clase en el campus al que la víctima fue asignado al tiempo de que ocurrió la intimidación / acoso sexual / violencia entre pareja; o a otro campus del distrito distinto al que la víctima fue asignado a la hora de que ocurrió la intimidación / acoso sexual / violencia entre pareja.

Los miembros del Consejo o su designado verificarán que el estudiante ha sido víctima de intimidación / acoso sexual / violencia entre pareja, antes de transferir al estudiante bajo esta sección. El comportamiento anterior del estudiante se podrá considerar al identificar la intimidación / acoso sexual / violencia entre pareja.

La determinación de los miembros del Consejo o su designado es final, y no podrá ser apelada. No se requiere que el distrito proporcione transporte a un estudiante que se transfiere a otro campus. No hay audiencias o apelaciones para la transferencia debido al comportamiento de intimidación / acoso sexual / violencia entre pareja.

El Consejo puede transferir al estudiante que participa en intimidación:

1. a otro salón de clase, en el mismo campo, al que la víctima fue asignada, al tiempo que ocurre la intimidación; o
2. a otro campus del Distrito distinto al que la víctima fue asignado a la hora de que ocurrió la intimidación, en consulta con el padre de familia u otra persona con autoridad que actúe de parte del estudiante que participó en la intimidación.

La transferencia de un estudiante con una discapacidad que recibe servicios de Educación Especial y que participa en intimidación, podrá realizarse solamente por un Comité de ARD debidamente constituido bajo el código: [TEC 37.004](#)

Estándares de Conducta Estudiantil

La disciplina será diseñada para mejorar la conducta y para animar a los estudiantes a adherirse a sus responsabilidades como miembros de la comunidad escolar. La acción disciplinaria se establecerá a partir del juicio profesional de los maestros y administradores, así como de la gama de técnicas de manejo disciplinario, incluyendo las prácticas restaurativas. La disciplina se basará en la seriedad de la infracción, la edad del estudiante y el nivel de grado, la frecuencia del mal comportamiento, la actitud del estudiante, el efecto de la mala conducta sobre el ambiente escolar y los requisitos reglamentarios.

Al decidir si se decreta la suspensión, el traslado al programa disciplinario DAEP o la expulsión — independientemente de que la decisión esté relacionada a una acción obligatoria o discrecional bajo el Código Educativo de Texas— el distrito tomará en consideración:

1. Defensa propia;
2. Intención o falta de intención al momento de que el estudiante se involucró en la conducta
3. La historia disciplinar de estudiante;
4. Una discapacidad que impida sustancialmente la capacidad del estudiante para reconocer la ilicitud de la conducta del estudiante;
5. El estatus del estudiante en custodia del Departamento de Servicios de Protección a la Familia (Cuidados Tutelares); o
6. El estatus del estudiante desamparado o sin hogar.

En caso de ser apropiado, el Distrito también considerará la edad del estudiante, su actitud, la seriedad de la infracción y el efecto potencial del mal comportamiento al ambiente escolar. Estas acciones disciplinarias aplican por igual a todos los estudiantes, excepto como se provee bajo la Política del Consejo y los requerimientos legales relacionados a estudiantes con discapacidades.

Al considerar la autodefensa, esta puede ser considerada como circunstancia atenuante, solo cuando el estudiante tenga conocimiento razonable de que su respuesta es necesaria de inmediato para protegerse a sí mismo, frente el uso o intento de uso, de una fuerza inadecuada que pueda resultar en una lesión corporal seria. El conocimiento razonable en un ambiente escolar significa la creencia que se obtiene por el Coordinador de Comportamiento del Campus o de otro administrador apropiado, en las mismas circunstancias que la actuante.

Casa estudiantes responsables por hacer el mejor esfuerzo en evitar el uso de cualquier fuerza y se espera que se retire asimismo de la situación en caso de ser posible. El distrito no condona o autoriza a los estudiantes a usar la fuerza en contra de otro individuo, aun cuando el otro individuo provoque o instigue la pelea o altercado.

Se notificará por escrito al padre o tutor del estudiante, de la violación al Código de Conducta Estudiantil cometido por el estudiante y que resulta en suspensión, traslado a un programa disciplinar alternativo o la expulsión.

Se espera que cada estudiante:

- Muestre cortesía, aun cuando otros no lo hagan.

Código de Conducta Estudiantil

- Se comporte de manera responsable.
- Ejercite la autodisciplina.
- Asista a todas sus clases regularmente y a tiempo.
- Traiga consigo los materiales y tareas apropiados a clase.
- Cumpla con los estándares de aseo y vestimenta del Distrito y del campus.
- Obedezca todos los reglamentos del campus y del salón de clase.
- Respete los derechos y privilegios de los estudiantes, maestros y demás personal y voluntarios del distrito.
- Respete la propiedad de los demás, incluyendo las instalaciones y propiedad del Distrito.
- Apoye y coopere con el personal de la escuela, al mantener la seguridad, el orden y la disciplina.
- Se adhiera a los requisitos del Código de Conducta Estudiantil (SCOC).

Infracciones de Conducta en General

Las categorías de conducta a continuación están prohibidas en la escuela, en vehículos que sean propiedad del distrito u operados por el distrito, y en todas las actividades relacionadas con la escuela, pero la lista no incluye las infracciones más graves. En las secciones subsiguientes de la **Suspensión Dentro de la Escuela** (ISS) en la página 29, la **Suspensión Fuera de la Escuela** (ISS) en la página 30, la **Asignación a un Programa de Educación Alternativa Disciplinaria** (DAEP) en la página 33, **Asignación y/o Expulsión por Ciertas Infracciones** en la página 45, y **Expulsión** en la página 46, se incluyen aquellas infracciones que requieren o permiten consecuencias específicas. Sin embargo, cualquier infracción puede ser lo suficientemente grave para dar como resultado la **Remoción del Entorno Educativo Regular** según se detalla en la página 27.

Desacato a la Autoridad

Los estudiantes no deben :

- Incumplir las directivas impartidas por el personal de la escuela.
- Abandonar las instalaciones escolares ni los eventos organizados por la escuela sin autorización.
- Desobedecer las reglas de conducta en los vehículos del distrito.
- Negarse a aceptar la disciplina o consecuencia asignada por un maestro o director.

Maltrato a Otros

Los estudiantes no deben:

- Usar lenguaje profano o vulgar ni hacer gestos obscenos.
- Pelearse o refñir. (ver **Asignación a un Centro Disciplinario DAEP** en la pág. 33; y/o **Expulsión** en la página 46 en caso de asalto).
- Participar en juegos rudos o payasadas, entre otros comportamientos al jugar, aunque no tenga intención de hacer daño, presenta un riesgo razonable de daño y amenaza a la seguridad de otros.
- Ofensas usando nombres o palabras raciales o étnicas, declaraciones despectivas, u otro lenguaje prohibido por la ley o por el reglamento donde los empleados escolares razonablemente crean que interrumpen sustancialmente el ambiente escolar o incitan a la violencia.
- Amenazar a un estudiante, empleado o voluntario del distrito, incluso fuera de la propiedad escolar, cuando la conducta da como resultado una interrupción considerable al entorno educativo.
- Participar en cualquier conducta que transgreda el Código de Conducta Estudiantil y sea motivado por antisemitismo [ver el **glosario**].
- Participar en intimidación escolar (*bullying*), intimidación cibernética (*cyberbullying*), acoso o hacer listas negras. (ver estos cuatro términos en el **glosario**).
- Publicar o amenazar con publicar material visual íntimo de un estudiante menor a los 18 años de edad o mayor, sin el consentimiento del estudiante.
- Participar en acoso sexual o acoso basado en género, o abuso sexual, ya sea mediante palabras, gestos, o cualquier otra conducta, dirigida hacia otra persona, incluyendo un estudiante, empleado, miembro del consejo o voluntario del distrito.

Código de Conducta Estudiantil

- Abrazos, tocamientos u otras formas de exhibición de afecto consentido, que interfieran con, resten valor, o distraiga del ambiente escolar.
- Participar en conducta que constituya violencia en la pareja. (ver el **glosario**).
- Exponer inadecuada o indecentemente las partes íntimas y privadas del cuerpo.
- Participar en novatadas maliciosas (*hazing*). (ver el **glosario**).
- Coaccionar a un individuo para que actúe mediante el uso o la amenaza de fuerza.
- Cometer extorsión o chantaje.
- Participar en una conducta inadecuada de naturaleza verbal, física o sexual dirigida a otra persona, incluido un estudiante, empleado o voluntario del distrito.
- Grabar la voz o imagen de otros sin el consentimiento previo de los individuos que se graban o que interrumpa el entorno educativo o invada la privacidad de otros.
- La represalia en contra de un estudiante por (1) reportar ya sea una violación del Código de la Conducta Estudiantil (SCOC) o intimidación, o (2) participar en una investigación de la violación al Código de la Conducta Estudiantil (SCOC) o intimidación.

Infracciones a la propiedad

Los estudiantes no deben:

- Dañar ni destrozar pertenencias de otros (ver **Expulsión** para delitos criminales mayores en la pág. 46).
- Desfigurar o dañar la propiedad escolar, incluidos libros de texto, tecnología y recursos electrónicos, casilleros, muebles y otro equipo, con grafiti u otros medios.
- Robar objetos de estudiantes, del personal o de la escuela.
- Intentar iniciar o iniciar fuego dentro o en cualquier propiedad que le pertenezca, utilice o controle un estudiante, el distrito, los empleados del distrito, oficiales o voluntarios.
- Cometer o asistir en un hurto o robo, incluso si no constituye un delito mayor en conformidad con el Código Penal. (ver **Expulsión** para delito mayor de robo, robo agravado y hurto en la pág. 46).
- Ingresar, sin autorización, a las instalaciones del distrito que no estén abiertas para operaciones.

Posesión de artículos prohibidos

Los estudiantes no deben poseer ni utilizar:

- Fuegos artificiales de cualquier tipo, bombas de humo fétidas, o cualquier otro dispositivo pirotécnico;
- Rastrillo, navaja para cortar cajas, cadena, o ningún otro objeto usado de alguna manera que amenace o cause lesiones físicas a otra persona;
- Un arma de “imitación” con la intención de ser usada como un arma o que se podría percibir como un arma;
- Una pistola de aire o de postas;

- Arma de fuego de cañón corto
- Municiones;
- Un instrumento manual diseñado para cortar o penetrar a otra persona al ser lanzado;
- Un supresor o silenciador de arma de fuego;
- *Una navaja restringida en la localidad;
- *Un garrote;
- *Un arma de fuego;
- Un arma paralizante;
- Manoplas;
- Una navaja de bolsillo u otro tipo de navaja pequeña;
- Aerosol de pimienta o de gas paralizante (*mace*);
- Material pornográfico;
- Productos de tabaco (incluyendo bolsillos de nicotina comprimida) cigarrillos, cigarrillos electrónicos y cualquier componente, pieza o accesorio para un dispositivo de cigarrillo electrónico;
- Fósforos o un encendedor;
- Apuntador láser, a menos que sea para uso aprobado; o
- Cualquier artículo que generalmente no se considere como arma, incluidos artículos escolares, cuando el director o su representante determina que existe un peligro.

*Ver **Expulsión** en la pág. 46, para las armas de asalto y armas de fuego. En muchas circunstancias, la posesión de estos objetos se castiga con una expulsión obligatoria bajo la ley federal o estatal.

Tabaco o Vaporizadores en la Propiedad del Distrito

El distrito Hays CISD prohíbe los siguientes en acuerdo con el Código Educativo de Texas [TEC 38.006](#) y la [Sección 161.081](#) del Código de Salud y Seguridad de Texas:

1. A cualquier adulto y/o estudiante de fumar cigarrillos, tabaco, productos del tabaco, electrónicos, vaporizadores o sin humo, o cualquier otra forma que sustituye la forma de cigarrillos, productos parecidos al tabaco, así como el uso de cualquier dispositivo que se utilizan con el propósito de ingerir o transmitir cualquier tipo de productos parecidos al tabaco en las actividades relacionadas con la escuela o actividades sancionadas dentro y fuera de la propiedad escolar.
2. A los estudiantes de poseer o usar cigarrillos, tabaco, productos del tabaco, electrónicos, vaporizadores o sin humo, o cualquier otra forma que sustituye la forma de cigarrillos, productos parecidos al tabaco, así como el uso de cualquier dispositivo que se utilizan con el propósito de ingerir o transmitir cualquier tipo de productos parecidos al tabaco en las actividades relacionadas con la escuela o actividades sancionadas dentro y fuera de la propiedad escolar.

El Distrito Hays se asegurará de que el personal aplique el reglamento del tabaco/vaporizadores. La ley estatal prohíbe la posesión, compra, consumo o aceptación de un cigarrillo electrónico, cigarrillo o producto del tabaco de un individuo que sea menor a 21 años. La infracción a la ley estatal se penaliza con una multa. Adicionalmente, los estudiantes enfrentarán consecuencias disciplinarias que pueden incluir la asignación a un centro DAEP o la expulsión por una infracción relacionada con THC o CBD.

Posesión de Dispositivos Personales de Comunicación

La propuesta de Ley 1481 requiere que todos los distritos escolares públicos prohíban el uso de dispositivos de comunicación personales la propiedad escolar durante el día escolar.

Guía sobre el Propósito de la Política

Múltiples estudios han documentado los efectos nocivos del teléfono celular y los medios sociales para el bienestar y el progreso académico de los estudiantes. Como resultado, la Ley de Texas (Propuesta de Ley 1481) requiere que las escuelas públicas prohíban el uso de dispositivos de comunicación personal durante el día escolar en la propiedad de la escuela. Se ha adoptado esta política para implementar este requerimiento y mejorar la calidad del aprendizaje en nuestras escuelas.

Los estudiantes no deben:

- Usar un dispositivo de comunicación personal, incluyendo un teléfono celular, o cualquier otro dispositivo electrónico durante el día escolar en la propiedad escolar y además deberán guardar el dispositivo en acuerdo con el método de almacenaje establecido por el distrito (ver **glosario**).
- Exhibir, hacer sonar, o usar un dispositivo de telecomunicación, incluyendo un teléfono celular u otro dispositivo electrónico durante el día escolar en la propiedad escolar (ver **glosario**).
- Sostener o portar un dispositivo en sus manos o en su persona, en cualquier momento durante el día escolar; los estudiantes que se encuentren físicamente accediendo a un dispositivo, en acuerdo con el reglamento administrativo, estarán transgrediendo el reglamento, ya sea abiertamente, o intentando accederlo dentro de una mochila, bolsa, casillero, en caso de tener uno asignado (ver **glosario**).

El distrito podrá autorizar el uso de un dispositivo de comunicación personal por las siguientes razones:

- En la implementación de un Programa Educativo Individualizado (IEP) o para un plan creado bajo la [Sección 504 de la Ley de Rehabilitación de 1973 \(en la Sección 794 del reglamento USC 29\)](#) o cualquier otro programa o plan similar;
- Por una necesidad documentada, basándose en la directiva de un médico calificado; o
- Para cumplir con un requerimiento de salud o seguridad impuesto por la ley, como parte del protocolo de seguridad del distrito.

Medidas Disciplinarias para las Transgresiones

Un estudiante que transgreda esta política estará sujeto a las siguientes medidas disciplinarias, sujeto y en acuerdo con el Código de Conducta Estudiantil del distrito, incluyendo cualquier sanción progresiva por transgresiones continuas:

- 1ra. Ofensa:** Se confisca el dispositivo; se notifica a los padres; se emite la primera advertencia por escrito; se regresa al estudiante al final del día.
- 2da. Ofensa:** Se confisca el dispositivo; se notifica a los padres y/o se sostiene una conferencia con el padre o tutor del requerimiento para recoger el dispositivo; detención después de clases.
- 3ra. Ofensa:** Se confisca el dispositivo, se notifica los padres y/o se sostiene una conferencia; se requiere que el padre o tutor recoja el dispositivo; suspensión por un día dentro de la escuela (ISS).
- 4ta Ofensa:** Se confisca el dispositivo; se notifica los padres y/o se sostiene una conferencia; se requiere que el padre o tutor recoge el dispositivo; suspensión por tres días dentro de la escuela (ISS).

Las transgresiones adicionales podrían resultar en acciones adicionales, según lo delinea, el Código de Conducta Estudiantil.

Drogas ilegales, medicamentos recetados y de venta libre

Los estudiantes no deben:

- Poseer, usar, regalar ni vender alcohol o cualquier sustancia ilegal. [Ver también **Asignación a un Centro Alternativo Disciplinario DAEP** en la página 33 y **Expulsión** en la página 48, para las consecuencias obligatorias y permisibles bajo la Ley Estatal].
- Poseer o vender semillas o piezas de marihuana en cantidades menores a las utilizables.
- Poseer, usar, dar o vender parafernalia relacionada con cualquier sustancia prohibida. (Ver “parafernalia” en el **glosario**).
- Poseer, usar, abusar o vender sustancias que simulan las drogas o intentar pasar artículos como drogas o contrabando.
- Abusar del medicamento recetado al mismo estudiante, dar un medicamento recetado a otro estudiante, o poseer o estar bajo los efectos del medicamento recetado de otra persona en la propiedad escolar o en un evento relacionado con la escuela. (Ver “abuso” en el **glosario**).
- Abusar de medicamentos de venta libre. (Ver “abuso” en el **glosario**).
- Estar bajo los efectos de medicamentos recetados o de venta libre que causen impedimentos corporales o mentales. (Ver “bajo los efectos” en el **glosario**).
- Tener o tomar medicamentos recetados o de venta libre en la escuela, fuera de los permitidos por el reglamento del distrito.

Mal uso de recursos tecnológicos e internet

Los estudiantes no deben:

- Transgredir los reglamentos, reglas o acuerdos firmados por el estudiante o el padre del estudiante referentes al uso de los recursos de tecnología.

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- Intentar acceder o evadir contraseñas u otra información relacionada con seguridad del distrito, estudiantes o empleados, o subir o crear virus computacionales, incluso fuera de la propiedad escolar si la conducta causa una interrupción importante al entorno educativo.
- Intentar alterar, destruir o deshabilitar recursos tecnológicos del distrito, incluidos, pero no limitado a las computadoras y equipo relacionado, datos del distrito, datos de otras personas u otras redes conectadas al sistema del distrito, incluso fuera de la propiedad escolar si la conducta causa una interrupción importante al entorno educativo.
- Usar el internet u otras comunicaciones electrónicas para amenazar o acosar a los estudiantes, empleados, miembros de la junta o voluntarios del distrito, incluso fuera de la propiedad escolar, si la conducta causa una interrupción importante al entorno educativo o infringe los derechos de otro estudiante en la escuela.
- Enviar, publicar o poseer mensajes electrónicos abusivos, obscenos, orientados sexualmente, amenazadores, acosadores, que dañen la reputación de una persona, o ilícitos, como la intimidación cibernética y textos de tipo sexual (*sexting*), dentro o fuera de la propiedad escolar, si la conducta causa una interrupción importante al entorno educativo o infringe los derechos de otro estudiante en la escuela.
- Usar el internet u otras comunicaciones electrónicas para participar o fomentar una conducta ilegal o amenazar la seguridad de la escuela, incluso fuera de la propiedad escolar si la conducta causa una interrupción importante al entorno educativo o infringe los derechos de otro estudiante en la escuela.
- Utilizar inteligencia artificial de una manera que constituye deshonestidad académica o como medio de participación en cualquier otro tipo conducta prohibida.

Transgresiones en la Seguridad

Los estudiantes no deben:

- Poseer material publicado o electrónico que está diseñado para promover o estimular una conducta ilícita o que podría amenazar la seguridad de la escuela.
- Participar en intercambios verbales (verbales o escritos) que amenacen la seguridad de otro estudiante, un empleado de la escuela o la propiedad escolar.
- Hacer acusaciones falsas o engaños respecto a la seguridad de la escuela.
- Participar en cualquier conducta que los oficiales de la escuela consideren de manera razonable que interrumpirá sustancialmente el programa escolar o incitará a la violencia.
- Arrojar objetos que puedan causar lesiones físicas o daños a la propiedad.
- Activar un extintor de fuego sin una razón válida.

Infracciones Diversas

Los estudiantes no deben:

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- Transgredir las normas de vestimenta y aseo que se indican en el Manual para Estudiantes. El distrito prohíbe cualquier tipo de ropa, aseo, o exhibición de imágenes que a juicio del director o su designado, causen una razón para predecir ser la causa de alteración o trastorno a las actividades escolares. El distrito también prohíbe el uso o exhibición de imágenes, escritos, dibujos o símbolos (1) que sean indecentes, vulgares, explícitamente sexuales u obscenos; (2) que buscan demostrar o reclutar miembros de pandillas; (3) que sean discriminatorios, acosadores o amenazantes hacia otros en base a su raza, sexo, discapacidad, etnicidad, religión o género (incluyendo, pero no limitado a la exhibición de la bandera política); ó (4) promuevan o anuncien productos del tabaco, bebidas alcohólicas, drogas o cualquier otra sustancia prohibida por el reglamento.
- Exhibir la bandera confederada mientras encuentre en propiedad o en algún evento organizado por la escuela o el distrito.
- Incurrir en deshonestidad académica, lo que incluye hacer trampa o copiar el trabajo de otro estudiante, el plagio y la comunicación no autorizada entre estudiantes durante un examen.
- Exhibición inapropiada de las partes del cuerpo privadas de un estudiante que ordinariamente están cubiertas por ropa; incluyendo la exhibición espontánea de glúteos, pechos o genitales, o correr al desnudo.
- Rehusarse a colaborar con una investigación o interrogatorio de un empleado del distrito incluyendo, pero no limitado a evadir, evitar o retrasar dicha investigación o interrogatorio.
- Incumplimiento en usar y portar o proporcionar la identificación apropiada al ser solicitada por un empleado del distrito.
- Incumplimiento en reportar inmediatamente a un empleado escolar el conocimiento de un dispositivo, objeto, sustancia o evento que el estudiante sospeche pueda causar daño asimismo o a otros.
- Infracción de los reglamentos del distrito o políticas para el uso de la computadora, acceso a Internet, tecnología u otro medio de comunicación electrónico o dispositivo de imágenes.
- Incumplimiento de los lineamientos aplicables a oradores estudiantiles quienes hablan en los eventos organizados y relacionados con la escuela (Ver FNA ([Local](#))).
- Apostar en juegos de azar.
- Falsificar registros, pases u otros documentos relacionados con la escuela.
- Participar en acciones o demostraciones que interrumpan sustancialmente o interfieran materialmente con las actividades escolares.
- Infringir reiteradamente las normas o estándares comunicados de conducta de otras escuelas o salones de clase.

El distrito puede imponer reglas del campus o del salón de clase además de las que se encuentran en el Código de Conducta. Estas reglas pueden publicarse en los salones de clase o entregarse al estudiante y pueden o no constituir violaciones del Código de Conducta.

Técnicas de Manejo Disciplinario

Se diseñará la disciplina de manera que mejore la conducta y aliente a los estudiantes a ser miembros responsables de la comunidad escolar. La medida disciplinaria será a consideración profesional de maestros y administradores y mediante una variedad de técnicas de administración disciplinaria, incluidas las prácticas restaurativas. La disciplina se basará en la gravedad de la infracción, la edad y nivel de grado del estudiante, la frecuencia de la mala conducta, actitud del estudiante, efecto de la mala conducta en el ámbito escolar y requisitos estatutarios.

1ra Ofensa en la Posesión o Uso de productos de Nicotina o Cigarrillos Electrónicos

Un administrador apropiado puede asignar al estudiante a un programa de Educación Alternativa Disciplinaria en la Primera Ofensa por posesión, uso o entrega de un producto de nicotina o cigarrillo electrónico, según lo define la [Sección 161.081 del Código de Salud y Seguridad](#).

En el caso de que un estudiante no sea asignado a un programa de Educación Alternativa Disciplinario debido a una Primera Ofensa por posesión o uso de un cigarrillo electrónico bajo el [Código Educativo 37.008](#), el estudiante deberá asignarse a una Suspensión Dentro de la Escuela (ISS) al menos por un período de 10 días escolares.

Estudiantes con Discapacidades

La disciplina de los estudiantes con discapacidades está sujeta a la ley federal y estatal aplicable además del Código de Conducta. En caso de algún conflicto, el distrito cumplirá con la ley federal. Para obtener más información respecto de la disciplina de estudiantes con discapacidades, ver el reglamento FOF(LEGAL).

En conformidad con el [Código de Educación](#), un estudiante que reciba servicios de educación especial no puede ser disciplinado por conductas que sean parte de la definición de intimidación escolar, intimidación cibernética, acoso o hacer listas negras (ver glosario) hasta que un comité de la junta de Admisión, Revisión y Baja (ARD) se reúna y revise la conducta.

Para decidir si se ordenará la suspensión, asignación a un centro disciplinario DAEP o expulsión, sin importar si la medida es obligatoria o discrecional, el distrito tomará en consideración una discapacidad que imposibilite considerablemente la capacidad del estudiante para distinguir la ilicitud de la conducta del estudiante.

Técnicas

Se pueden usar las siguientes técnicas de administración de disciplina por sí solas, en combinación o como parte de intervenciones progresivas a causa de conductas prohibidas por el Código de Conducta o por las reglas del campus o del salón de clase:

- Corrección verbal, oral o escrita.
- Tiempo para tranquilizarse o un breve periodo de reflexión, en conformidad con la ley.

- Cambio de asiento en el salón de clase o vehículos operados por o pertenecientes al distrito.
- Confiscación temporal de artículos que interrumpan el proceso de instrucción.
- Recompensas o deméritos.
- Contratos de conducta.
- Consejería y orientación por parte de los maestros, consejeros escolares o personal administrativo.
- Conferencias entre padres de familia y maestros.
- Asesoría en conducta.
- Clases de control de la ira.
- Meditación (víctima-ofensor).
- Círculos de reflexión en el salón de clase.
- Conferencias en grupos de familia.
- Reducciones de calificación por hacer trampa, plagio y de otra manera permitida por la ley.
- Detención, incluso fuera del horario escolar.
- Enviar al estudiante a la dirección, a un área asignada, o a una suspensión dentro de la escuela (ISS).
- Asignación de labores escolares, como limpiar o recoger basura.
- Retiro de privilegios, como participación en actividades extracurriculares, elegibilidad para postularse y ocupar cargos honorarios, o membresía en clubes y organizaciones y clubs organizados por la escuela.
- Sanciones identificadas en las normas de conducta de las actividades extracurriculares y organizaciones estudiantiles.
- Restricción o revocación de privilegios de transporte del distrito.
- Periodo de prueba evaluado y administrado por la escuela.
- Suspensión dentro de la escuela, según lo especifica la sección de **Suspensión Dentro de la Escuela** (ISS) en la pág. 29.
- Suspensión fuera de la escuela, según lo especifica la sección de **Suspensión Fuera de la Escuela** (OSS) en la pág. 30.
- Asignación a un programa DAEP, según lo especifica la sección de **Programa de Educación Alternativa Disciplinar** [DAEP] en la página 33.
- Expulsión y/o Asignación a un programa de Educativo Alternativa, según lo especifica la sección de **Programa DAEP y/o Expulsión** en la página 45.
- Expulsión, de acuerdo con lo especificado en Expulsión en la página 21.
- Remisión a una agencia externa o autoridad legal para proceso penal además de medidas disciplinarias impuestas por el distrito.
- Otras estrategias y consecuencias de acuerdo con lo determinado por los directivos de la escuela.

Técnicas Aversivas Prohibidas

Está prohibido el uso de técnicas aversivas con estudiantes y se definen como técnicas o intervenciones con el propósito de reducir la repetición de una conducta a través de la imposición intencional de un malestar o dolor considerable físico o emocional. Las técnicas aversivas incluyen:

- Usar técnicas diseñadas para causar, o que probablemente causen dolor físico, aparte del castigo corporal según lo permite el distrito. [Ver el reglamento FO (LOCAL)]
- Usar técnicas diseñadas para causar o que probablemente causen dolor físico a través del electrochoque o cualquier procedimiento que incluya puntos de presión o inmovilización de las articulaciones.
- Liberación dirigida de un spray, rocío o sustancia nociva, tóxica o desagradable cerca del rostro de un estudiante.
- Privar del sueño adecuado, aire, alimentos, agua, albergue, cama, comodidad física, supervisión o acceso a un baño.
- Ridiculizar o denigrar a un estudiante de manera que perjudique o ponga en peligro el aprendizaje o la salud mental del estudiante o constituya abuso verbal.
- Emplear un dispositivo, material u objeto que inmovilice todas las cuatro extremidades de un estudiante, incluso la sujeción en el suelo en posición prona o supina.
- Impedir la respiración de un estudiante, incluyendo la aplicación de presión sobre el torso o cuello del estudiante o colocar algo dentro, sobre o encima de la boca o nariz del estudiante o que cubra la cara del alumno.
- Restringir la circulación del estudiante.
- Sujetar al estudiante a un objeto inmóvil mientras el estudiante está de pie o sentado.
- Inhibir, reducir o entorpecer la capacidad del estudiante para comunicarse.
- Usar sujeciones químicas.
- Usar el tiempo de reflexión de una manera que evite que el estudiante pueda participar y avanzar como corresponde en el currículo requerido o en cualesquier metas programa de educación individualizada (IEP) que correspondan, incluso aislando al estudiante usando barreras físicas.
- Privar al estudiante de uno o más de los sentidos del estudiante, a menos que la técnica no cause incomodidad al estudiante o cumpla con el plan de intervención de comportamiento (BIP) o Plan Educativo Individual (IEP) del estudiante.

Notificación

El coordinador CBC notificará inmediatamente al padre del estudiante por teléfono o en persona cualquier violación que pueda dar como resultado suspensión dentro o fuera de la escuela, asignación a un programa DAEP, la asignación a un centro de educación alternativo juvenil JJAEP, o la expulsión. El CBC también notificará al padre del estudiante si el estudiante ha sido detenido por un oficial de la policía bajo las disposiciones disciplinarias del [Código de Educación 37-0012\(d\)](#).

Se hará un esfuerzo de buena fe para proporcionar una notificación por escrito al estudiante de la medida disciplinaria, el día en que se tomó la medida, para ser entregada al padre del estudiante. Si no se ha contactado al padre por teléfono o en persona para las 5:00 p.m. del primer día hábil después de que se haya tomado la medida disciplinaria, el CBC enviará una notificación escrita por correo postal de los EE. UU. Si el CBC no puede informar al padre, el director o su representante le darán el aviso.

Antes de que el director o administrador adecuado asigne a un estudiante menor de 18 años al período de detención fuera del horario escolar regular, se notificará al padre del estudiante el motivo de la detención y se permitirán los arreglos para el transporte necesario.

Involucramiento de los Padres

El Director, el coordinador CBC u otro administrador apropiado deberá notificar al padre o persona encargada de la tutela del estudiante que haya sido asignado a un programa de educación alternativa (DAEP) o expulsado del derecho del padre o persona para solicitar un acuerdo de comportamiento que especifique las responsabilidades del padre o de la persona y del estudiante.

El acuerdo de comportamiento debe especificar las responsabilidades del estudiante y del padre/tutor. Si se sigue, el acuerdo puede resultar en una reducción del período de asignación, según lo delinea el acuerdo. La reducción del período de asignación disciplinaria no autoriza al estudiante a una asignación disciplinaria diferente. La decisión de reducir, revocar o enmendar el período de asignación disciplinar es únicamente a discreción de la administración escolar. Se requiere del cumplimiento del acuerdo para que la reducción permanezca válida.

Appeals

Las preguntas de los padres acerca de las medidas disciplinarias deberían dirigirse al maestro, a la administración del campus o al CBC, según corresponda. Las apelaciones o reclamaciones con respecto al uso de técnicas específicas de administración de disciplina se deben dirigir en conformidad con el reglamento FNG(LOCAL). Se puede obtener una copia del reglamento en la oficina de administración central en: <https://www.havscisd.net/page/grievances>.

El distrito no demorará una consecuencia disciplinaria mientras el estudiante o padre tramite una queja. En el caso de que se acuse a un estudiante de haber tenido una conducta que coincida con la definición de acoso sexual según se define en el Título IX, el distrito cumplirá con la ley federal correspondiente, que incluye el proceso de quejas formales del Título IX. [Ver los reglamentos FFH (LEGAL) and (LOCAL)].

Suspensión del autobús escolar

Un conductor de autobús puede referir a un estudiante a la oficina del director o a la oficina del CBC para mantener una disciplina efectiva en el autobús. El director o CBC debe emplear técnicas adicionales de administración de disciplina, según corresponda, las cuales pueden incluir la restricción o revocación de los privilegios del estudiante para viajar en el autobús.

Puesto que la responsabilidad principal del distrito al transportar los estudiantes en vehículos del distrito es hacerlo de manera más segura posible, el operador del vehículo debe concentrarse en conducir y no distraerse con la mala conducta de algún estudiante. Por lo tanto, cuando las técnicas apropiadas de administración de disciplina no mejoran la conducta del estudiante o cuando una mala conducta específica justifica la remoción inmediata, el director o el CBC puede restringir o revocar los privilegios de transporte del estudiante, en conformidad con la ley.

Además del cumplimiento del Código de Conducta Estudiantil, se espera que los estudiantes cumplan con los siguientes reglamentos del transporte:

- Entrar y salir de su transporte de una manera ordenada en la parada designada.
- Permanecer sentados en los asientos designados viendo hacia el frente
- Mantener los pasillos libres de libros, bolsas, instrumentos, pies u otras obstrucciones
- Cumplir con las indicaciones reglamentarias emitidas por el conductor.
- Seguir el reglamento del conductor sobre alimentos y bebidas
- No extender alguna parte del cuerpo, ropa otro artículo por fuera del transporte
- Mantener las manos, los pies, u otras partes del cuerpo u objetos consigo mismo.
- Evitar hacer ruidos fuertes o distractores.
- No obstruir la vista del conductor.
- No aventar objetos dentro o fuera del transporte por las ventanas o puertas.
- No marcar, rayar, destruir o alterar los asientos, ventanas, puertas de emergencia u otro equipo.

Remoción del Entorno Educativo Regular

Además de otras técnicas de administración de disciplina, la mala conducta puede dar como resultado la remoción del entorno educativo regular mediante una referencia de rutina o una remoción formal.

Referencia de rutina

Una remisión o referencia de rutina ocurre cuando un maestro envía a un estudiante a la oficina del CBC como técnica de administración de disciplina. El CBC empleará técnicas alternativas de administración de disciplina, incluyendo intervenciones progresivas. Un maestro o administrador puede remover a un estudiante de la clase por una conducta que infrinja este Código de Conducta para mantener una buena disciplina en el salón de clase.

Remoción formal por el Maestro

Un maestro puede iniciar una remoción formal de la clase si:

1. La conducta del estudiante interfiere repetidamente con la disposición del maestro de enseñar la clase o con la disposición de otros estudiantes para aprender; o
2. La conducta del estudiante es tan rebelde, perturbadora o abusiva hacia el maestro, otro adulto u otro estudiante del salón de clases.
3. La conducta del estudiante constituye acoso o intimidación, según lo define el [Código Educativo 37.0832.0](#)

El maestro, coordinador CBC, o cualquier otro administrador apropiado deberá notificar al padre de familia o persona en su lugar relacionada con el alumno de la remoción del estudiante. El maestro puede remover al alumno de la clase basándose en un solo incidente de mal comportamiento.

En un plazo de tres días escolares de la remoción formal, el CBC o el administrador correspondiente programará una conferencia con el padre del estudiante, el estudiante, el maestro que retiró al estudiante de la clase y cualquier otro administrador que corresponda.

En la conferencia, el CBC o el administrador correspondiente informará al estudiante la supuesta mala conducta y las consecuencias propuestas. El estudiante tendrá una oportunidad para responder a las acusaciones.

Cuando un maestro retira a un estudiante del salón de clase regular y esté pendiente una junta, el CBC u otro administrador puede asignar al estudiante a:

- Otro salón de clase adecuado.
- Suspensión dentro de la escuela (ISS).
- Suspensión fuera de la escuela (OSS).
- Asignación a un centro disciplinar DAEP

Un maestro o administrador debe remover a un estudiante de la clase si el estudiante tiene una conducta que bajo el [Código de Educación](#) requiera o permita que el estudiante sea asignado a un centro disciplinar DAEP o expulsado. Al ser removido por esos motivos, se seguirán los procedimientos de las secciones subsiguientes sobre la asignación al centro disciplinar DAEP o expulsión.

Regreso del estudiante al salón de clase

Un estudiante que haya sido retirado formalmente de la clase por un maestro por conducta en contra del maestro que contenga elementos de asalto, agresión agravada, agresión sexual, o agresión sexual agravada, homicidio, homicidio capital o intención criminal de cometer homicidio u homicidio capital, no puede regresar a la clase del maestro sin el consentimiento por escrito del maestro.

Un estudiante que haya sido retirado formalmente por un maestro por alguna otra conducta puede regresar a la clase del maestro sin el consentimiento por escrito del maestro a menos que el comité de revisión de asignaciones determine que la clase el maestro es la mejor alternativa o la única alternativa disponible, y no después del tercer día de clases después de que se haya removido al estudiante de la clase, y se haya sostenido la conferencia en la que el maestro se le dio la oportunidad de participar. El estudiante no puede regresar a la clase del maestro a menos que el maestro proporcione un consentimiento por escrito para que regrese el estudiante o se haya preparado un plan para el regreso del estudiante.

Apelaciones a una Remoción Formal por el Maestro

Un estudiante puede apelar la remoción de clase por el maestro al comité de revisión de asignaciones de la escuela o al Equipo de Seguridad y Apoyo en la Evaluación de Amenazas del Campus, en acuerdo con la política del distrito que ofrece apelaciones dirigidas a este equipo.

Suspensión Dentro de la Escuela [ISS]

Una Suspensión Dentro de la Escuela [ISS] no está sujeta a un límite de tiempo.

El director de la escuela u otro administrador apropiado revisará la Suspensión Dentro de la Escuela del estudiante, al menos una vez cada 10 días escolares, después de la fecha que inicia la suspensión, para evaluar el progreso educativo del estudiante y determinar si es apropiado continuar con la Suspensión Dentro de la Escuela.

Durante la suspensión, el estudiante recibirá los servicios apropiados de apoyo al comportamiento además de los servicios educativos comparables, como si el estudiante estuviera recibiendo los en el salón de clases. Si el estudiante recibe servicios de Educación Especial, el estudiante deberá continuar recibiendo los servicios relacionados de Educación Especial especificados en el Programa Educativo Individualizado [IEP] del estudiante, y continuar teniendo la oportunidad de progresar en el currículo general.

[Ver Primera Ofensa de posesión, uso o reparto de productos de nicotina o cigarrillos electrónicos en la pág. 22 para conocer las limitaciones a dicho reglamento].

Proceso

Antes de ser suspendido, el estudiante tendrá una conferencia informal con el coordinador CBC o un administrador apropiado, que informará al estudiante de la supuesta mal comportamiento le dará al estudiante una oportunidad de responder a la alegación antes de que el administrador tome una decisión.

El coordinador CBC determinará el número de días de suspensión del estudiante.

Para decidir si se ordenará una Suspensión Dentro de la Escuela, el coordinador CVC tomará en consideración lo siguiente:

1. Defensa propia [ver el glosario];
2. Intensión o falta de intención en el momento que el estudiante participó en la conducta;
3. El historial disciplinario del estudiante;
4. Una discapacidad que impida sustancialmente la capacidad del estudiante, de apreciar la malignidad de la conducta del estudiante;
5. El estatus del estudiante bajo tutela del Departamento de Servicios de Protección a la Familia (cuidados tutelares); o
6. El estatus del estudiante, como desamparado o sin hogar.

El administrador apropiado determinará cualquier restricción en la participación a las actividades extracurriculares relacionadas u organizadas con la escuela.

Suspensión Fuera de la Escuela

Mal Comportamiento

Se puede suspender a los estudiantes por conducta incluida en el Código de Conducta como infracción general de conducta, transgresión del centro DAEP o infracción que amerite expulsión.

El distrito no utilizará la suspensión fuera de la escuela para los estudiantes por debajo del 3er grado a menos que la conducta cumpla con los requisitos establecidos por la ley.

Un estudiante en un grado inferior al 3er grado que se encuentra desamparado sin hogar no será suspendido fuera de la escuela a menos que, mientras se encuentre en la propiedad escolar o mientras asista a una actividad organizada o relacionada con la escuela, dentro o fuera de la propiedad escolar, el estudiante:

- Participe en una conducta que incluya los elementos de una infracción con armas, en conformidad con la [Sección 46.02 o 46.05 del Código Penal](#).
- Participe en una conducta que ponga en riesgo la salud y seguridad inmediata de otros estudiantes, en el salón de clase;
- Participe en una conducta documentada que resulte en la interrupción significativa y repetida dentro del salón de clase; o
- Se encuentre vendiendo, regalando o entregando a otra persona, en posesión, usando o bajo los efectos de cualquier cantidad de marihuana, una bebida alcohólica o una sustancia controlada o una droga peligrosa, según lo definido por la ley federal o estatal.

El distrito utilizará un programa de comportamiento positivo, como alternativa disciplinaria para aquellos estudiantes, por debajo del 3er grado que cometan violaciones generales de conducta, en vez de una suspensión o asignación a un centro disciplinario DAEP. El programa deberá reunir los requisitos de la ley.

Proceso

La ley estatal permite que un estudiante sea suspendido un máximo de tres días escolares por violación de conducta, sin límite del número de veces que puede ser suspendido en un semestre o año escolar.

Antes de ser suspendido, un estudiante tendrá una reunión informal con el CBC o el administrador correspondiente, quien informará al estudiante la supuesta mala conducta y darle una oportunidad de responder a la supuesta infracción antes de que el administrador tome una decisión.

El coordinador CBC determinará el número de días de la suspensión de un estudiante, pero no excederá tres días escolares.

Para decidir si se debe ordenar suspensión fuera de la escuela (OSS), el CBC considerará:

1. Defensa propia (ver **glosario**);
2. Intención o falta de intención al momento en el que el estudiante participó en la conducta;
3. El historial disciplinario del estudiante;
4. Una discapacidad que imposibilite de manera significativa la capacidad del estudiante para

Suspensión Fuera de la Escuela [OSS]

distinguir la gravedad de su conducta;

5. La situación de un estudiante bajo tutela del Departamento de Servicios de Protección a la Familia (cuidados tutelares); o
6. La situación de no tener hogar o ser un estudiante desamparado.

El administrador correspondiente determinará las restricciones sobre la participación del estudiante en actividades extracurriculares y actividades organizadas por la escuela o relacionadas con la escuela.

Excepto por lo dispuesto por el [Código Educativo de Texas § 37.005\(c\)](#), el miembro designado del Consejo puede suspender a un estudiante que participe el mal comportamiento, según lo de línea este código.

Una suspensión no deberá exceder de tres días escolares por cada infracción de comportamiento; sin embargo, no hay límite en el número de suspensiones que puede recibir un estudiante en particular.

Los estudiantes por debajo del tercer grado o aquellos estudiantes desamparados, solo podrán ser suspendidos bajo las circunstancias limitadas descritas en el [Código TEC § 37.005\(c\)](#):

1. Una conducta que contenga los elementos de una infracción relaciona con las armas bajo la Sección 46.02 ó 46.05 del Código Penal;
2. Una conducta que contenga los elementos de una infracción violenta bajo la Sección 22.01, 22.011, 22.02, ó 22.021 del Código Penal; o
3. Se encuentre vendiendo, regalando o entregando a otra persona, en posesión, usando o bajo los efectos de cualquier cantidad de marihuana, bebida alcohólica, sustancia controlada según lo definido por la ley en el Capítulo 481 del Código USC de Salud y Seguridad; o por la Sección 801 del Código 21 USC; y demás.

Antes de ser suspendido, el estudiante deberá tener una conferencia informal, con el coordinador de comportamiento del campus o el administrador correspondiente, que le notificarán al estudiante de la supuesta mala conducta. El estudiante deberá tener la oportunidad de responder a la alegación antes de que el administrador tome la decisión.

Al decidir si se asigna suspensión fuera de la escuela (OSS), el director, el coordinador de comportamiento del campus u otro administrador correspondiente, deberá tomar en consideración la autodefensa o defensa propia (ver el **glosario**), la intención o falta de intención a la hora de participación del estudiante en la conducta, la historia disciplinar del estudiante, una discapacidad que el estudiante pudiera sustancialmente impedir la capacidad del estudiante para apreciar ilicitud de la conducta del estudiante, el estatus del estudiante en la tutela del Departamento de Servicios de Protección a la Familia (cuidados tutelares) o el estatus del estudiante como desamparado. Cuando un estudiante se le asigna suspensión fuera de la escuela (OSS), no se le permite al estudiante en a la propiedad escolar del distrito y se le restringe de participar en actividades organizadas o relacionadas con la escuela o en actividades curriculares o extracurriculares.

Al regresar a la escuela, el estudiante deberá solicitar sus trabajos y tareas faltantes con cada maestro. Se aceptará el trabajo completo y entregado dentro del tiempo designado por cada maestro, con tiempo acordado que no exceda de un día por cada día de suspensión, con una calificación máxima de 80. Se contará al estudiante como presente, buscando cumplir con la regla del 90 % de asistencia.

Suspensión Fuera de la Escuela [OSS]

La decisión del designado por el Consejo para suspender a un estudiante es final y no apelable. Sin embargo, se requiere una notificación de la razón o razones de la de la suspensión, así como una oportunidad informal para que el estudiante pueda dar su versión de la historia.

Asignación Alternativa

El padre o la persona en su lugar representando al estudiante puede entregar una solicitud para reasignar al estudiante que ha sido asignado a una Suspensión Fuera de la Escuela (OSS) al director o el administrador correspondiente. Cuando el padre o la persona en su lugar representando al estudiante no pueda proporcionar al estudiante la supervisión adecuada durante el horario escolar y durante el período de la suspensión, él deberá proporcionar la información y documentación correspondiente para que, a entera discreción del director o el administrador correspondiente, pueda reasignar al estudiante asignado a una Suspensión Fuera de la Escuela (OSS).

Trabajo académico durante la suspensión

El distrito se asegurará de que un estudiante reciba acceso al trabajo de la clase de los cursos del currículo básico mientras el estudiante está en suspensión dentro o fuera de la escuela, incluso al menos un método de recepción de este trabajo de clase que no requiera del uso de internet.

Un estudiante que sea removido del salón de clase regular para Suspensión Dentro de la Escuela (ISS) u otro programa de educación, aparte del Centro Disciplinar DAEP, tendrá una oportunidad, antes del inicio del siguiente año escolar, de completar un curso básico del plan de estudio en el cual el estudiante estaba matriculado al momento de la remoción. El distrito puede dar la oportunidad a través de cualquier método disponible, incluido un curso por correspondencia, otra opción de aprendizaje a distancia o la escuela de verano. El distrito no hará ningún cargo al estudiante por el método para completar el trabajo provisto por el distrito.

Asignación al Programa Disciplinario de Educación Alternativa (DAEP)

El programa disciplinar DAEP se ofrecerá en un entorno distinto al salón de clase regular del estudiante. Un estudiante de primaria no puede ser asignado a un centro DAEP con un estudiante que no sea un estudiante de primaria. El distrito escolar hará el esfuerzo razonable por continuar con la educación del estudiante que es removido de s salón de clases hacia un programa de educación alternativa. Al estudiante asignado a un programa de educación alternativa se le prohíbe asistir o participar en actividades organizadas o relacionadas con la escuela.

Para propósitos del centro disciplinar DAEP, la clasificación de Primaria será de Kínder a 5to grado y la clasificación de Secundaria y Preparatoria será de 6to a 12vo grado.

Los programas de verano ofrecidos por el distrito darán servicio a los estudiantes asignados a un centro disciplinar DAEP junto con otros estudiantes.

Un estudiante expulsado por una infracción que de otra manera habría dado como resultado la asignación a un centro DAEP no tiene que asignarse a un DAEP adicionalmente a la expulsión.

Para decidir si se debe asignar a un estudiante a un centro DAEP, sin importar si la acción es obligatoria o discrecional, el coordinador CBC considerará:

1. Defensa propia (ver **glosario**);
2. Intención o falta de intención al momento en el que el estudiante participó en la conducta;
3. El historial disciplinario del estudiante;
4. Una discapacidad que imposibilite de manera significativa la capacidad del estudiante para distinguir la ilicitud de su conducta;
5. La situación de un estudiante bajo tutela del Departamento de Familia y Servicios de Protección (cuidados tutelares); o
6. La situación de no tener hogar por ser un estudiante desamparado.

Naturaleza del Programa Educativo Alternativo Disciplinar

1. Se ofrece en un ambiente diferente al salón de clases regular del estudiante;
2. Se localiza dentro o fuera de un campus escolar regular;
3. Provee una separación entre los estudiantes asignados al programa del centro disciplinario de los estudiantes que no están asignados al programa;
4. Se enfoca en las materias de Artes de Lenguaje en Inglés, Matemáticas, Ciencias, Historia y Autodisciplina;
5. Ofrece a los estudiantes las necesidades educativas y del comportamiento;
6. Ofrece supervisión y orientación o consejería;
7. Ofrece al estudiante transferido al programa del centro disciplinar, la oportunidad de completar el curso curricular fundamental, en el que estaba inscrito al tiempo de ser removido y que es requerido para su graduación antes de iniciar el siguiente año escolar.
8. El distrito escolar puede proporcionarle al estudiante la oportunidad de completar su trabajo académico, a través de cualquier método disponible, incluyendo curso por correspondencia, en forma de aprendizaje a distancia o escuela de verano.

9. A un estudiante menor de seis (6) años, no se le puede remover de su clase ni asignar al Centro de Aprendizaje Alternativo.

Asignación Discrecional: Mal comportamiento que puede resultar en asignación al Centro DAEP

Un estudiante puede ser asignado al centro DAEP por las siguientes infracciones:

- Tener posesión, regalar, comprar, o vender menos de la cantidad usable de tallos, semillas u otras partes de la marihuana.
- Tener posesión, usar, vender, comprar, o dar parafernalia (ver **glosario**) relacionado a cualquier sustancia prohibida incluyendo, pero no limitado a, la marihuana, una sustancia controlada (ver **glosario**), una droga peligrosa (ver **glosario**), o una bebida alcohólica (ver **glosario**).
- El abuso de la droga prescrita al propio estudiante, o usarla de una manera no prescrita; al dar, comprar, o vender una droga prescrita; tener posesión, uso o estar bajo la influencia de la droga prescrita a otra persona.
- Ofrecerse a vender o comprar cualquier cantidad de marihuana, una sustancia controlada (ver **glosario**) de una droga peligrosa (ver **glosario**), un químico volátil en abuso (ver **glosario**), una droga de prescripción, o una bebida alcohólica (ver **glosario**).
- Preparar una lista negra (ver **glosario**)
- Cometer cualquier ofensa incluida en la lista de Infracciones Generales de Conducta en este Código de Conducta Estudiantil (SCC).
- Participar en mal comportamiento persistente (ver **glosario**) que infraccione este Código de Conducta Estudiantil (SCC).

Peleas o Riñas

No se toleran las peleas o riñas individuales o en grupo en la escuela, eventos organizados o las actividades relacionadas con la escuela, o mientras se encuentren en el transporte del distrito. Se prohíbe que los alumnos instiguen a otros a pelear. Se notificará a los padres de familia de los alumnos involucrados. Los alumnos que participen en peleas estarán sujetos a consecuencias disciplinarias tales como, pero no limitados a la remoción, suspensión y asignación a un centro de educación alternativa.

Transgresiones de Conducta Identificadas por la Ley Estatal

En conformidad con la Ley Estatal, **se podrá** asignar un estudiante a un centro DAEP por alguna de las siguientes infracciones:

- Participación en intimidación escolar que incite a un estudiante a cometer o intentar cometer suicidio.
- Incitación de violencia en contra de un estudiante a través de intimidación escolar en grupo.
- Publicación o amenaza de la publicación de material visual íntimo de un menor o de un estudiante de 18 años o mayor sin el consentimiento del estudiante.
- Participación en una fraternidad, hermandad, sociedad secreta o pandilla de una escuela

pública, incluida la participación como miembro o bajo juramento, o solicitar a otra persona que tome juramento o sea miembro de una fraternidad, hermandad, sociedad secreta o pandilla de una escuela pública (ver **glosario**).

- Participación en una actividad delictiva de pandilla callejera delincuente. (ver **glosario**).
- Cualquier travesura delictiva, incluido un delito mayor.
- Agresión o asalto (sin lesión corporal) con amenaza de lesión corporal inminente.
- Agresión o asalto mediante contacto físico ofensivo o provocativo.
- Participa en una conducta que contenga los elementos de una ofensa que interrumpa actividades bajo el [Código Educativo 37.123](#).
- Participa en una conducta que contenga los elementos de una ofensa que interrumpa actividades bajo el [Código Educativo 37.124](#).
- Se le encuentra en posesión o en uso de un cigarrillo electrónico, según lo define la [Sección 161.081 del Código de Salud y Seguridad](#), excepto si el estudiante que se encuentra en posesión o en uso del cigarrillo electrónico no se le asigne a un programa de disciplina alternativo como primera ofensa bajo el [Código Educativo 37.008](#), se asignará al estudiante a una Suspensión Dentro de la Escuela (ISS) por un período de al menos 10 días. Para más información, ver Primera Ofensa de Posesión, Uso o Entrega de un producto de nicotina o cigarrillo electrónico en la pág. 22.

En conformidad con la ley estatal, se puede asignar a un estudiante a un centro DAEP si el Superintendente o su designado tiene razones para creer (ver **glosario**) que el estudiante participó en una conducta sancionable como delito mayor que ocurra fuera de la propiedad escolar y no en un evento organizado o relacionado con la escuela, si la presencia del estudiante en el salón de clases regular amenaza la seguridad de otros estudiantes o maestros, o se considera peligroso para el proceso educativo. Las ofensas mayores como el robo agravado o aquellos delitos descritos como ofensas mayores bajo el [Título 5](#) (ver **glosario**) del Código Penal se penalizan como expulsión obligatoria.

El CBC puede asignar a un estudiante a un centro DAEP por una conducta fuera del campus por la cual la ley estatal lo exija si el administrador no tiene conocimiento de la conducta antes del primer aniversario de la fecha en que ocurrió la conducta.

Asignación obligatoria: Mal comportamiento que requiere de la asignación al centro DAEP

Se **deberá** asignar a un estudiante a un centro disciplinar DAEP si el estudiante:

- Participa en una conducta relacionada con una falsa alarma o reporte (incluyendo una amenaza de bomba) o una amenaza terrorista que incluya una escuela pública (ver **glosario**).
- Comete las siguientes infracciones en propiedad de la escuela, dentro de 300 pies de la propiedad escolar según se mide desde cualquier punto del límite de la propiedad escolar, o mientras asiste a una actividad organizada o relacionada con la escuela dentro o fuera de la propiedad escolar:

- Participa en una conducta penalizado como delito mayor.
- Comete un asalto (ver **glosario**) bajo el [Código Penal 22.01\(a\)\(1\)](#).
- Con excepción de lo que provee el [Código de Educación 37.007\(a\)\(3\)](#), si vende, regala o entrega a otra persona, o se encuentra en posesión, uso o está bajo los efectos de una sustancia controlada o droga peligrosa en una cantidad que no constituya un delito mayor. [Ver delitos mayores relacionados con la escuela mencionados en la pág. 46] [Ver **glosario** para “bajo los efectos”, “sustancia controlada” y “droga peligrosa”.]
- Vende, regala o entrega a otra persona, o se encuentra en posesión, uso o está bajo los efectos de la marihuana o THC. Un estudiante no infracciona esta provisión si posee una receta válida de cannabis de bajo THC según lo autorizado por el [Capítulo 487 del Código de Salud y Seguridad](#).
- Vende, regala o entrega a otra persona una bebida alcohólica; comete una infracción grave mientras está bajo los efectos del alcohol; o se encuentra en posesión, uso o está bajo los efectos del alcohol.
- Se comporta de tal manera que sus actos contienen los elementos de una infracción relacionada con abuso de sustancias químicas volátiles.
- Vende, regala o entrega a otra persona un cigarrillo electrónico, según lo define la [Sección 161.081 del Código de Salud y Seguridad](#).
- Se comporta de tal manera que sus actos contienen los elementos de lascivia o exhibicionismo público (ver **glosario**).
- Participa en una conducta que contiene los elementos de una infracción de acoso o intimidación contra un empleado bajo [Código Penal 42.07\(a\)\(1\), \(2\), \(3\), ó \(7\)](#).
- Participa en una conducta que amerita expulsión y tiene de seis a nueve años.
- Comete una violación federal con armas de fuego y es menor de seis años.
- Participa en una conducta que contiene los elementos de una infracción de represalia bajo el [Código Penal 36.06](#) contra un empleado o voluntario de la escuela dentro o fuera de la propiedad escolar.
- Participa en una conducta que contiene los elementos de una infracción de acoso bajo el [Código Penal 42.07](#) en contra de un empleado o voluntario dentro o fuera de la propiedad escolar.

El estudiante puede recibir enjuiciamiento diferido (ver **glosario**), o el tribunal o jurado puede determinar que el estudiante ha participado en una conducta delictiva (ver **glosario**), o el Superintendente o su designado puede creer de manera razonable (ver **glosario**) bajo la [Sección 53.03 del Código Familiar](#) para aquellas conductas que se definen como cualquiera de las ofensas del Código Penal:

1. Participa en una conducta sancionable como delito mayor bajo el [Título 5](#);
2. Participa en un delito u ofensa de conducta mortal bajo la [Sección 22.05](#);
3. Participa en una ofensa criminal de robo agravado bajo la [Sección 29.03](#);
4. Participa en una ofensa por conducta desordenada que involucre un arma de fuego bajo la [Sección 42.01\(a\)\(7\)](#);

5. Participa en la ofensa de portar un arma ilícitamente bajo la [Sección 46.02](#), a excepción de la ofensa que se penalizada como una infracción de Clase C bajo la misma sección.

Agresión sexual y asignaciones de campus

Se transferirá a un estudiante a otro campus si:

- El estudiante ha sido convicto de abuso sexual continuo de un niño pequeño o de un individuo discapacitado, o convicto o asignado a una adjudicación diferida por agresión sexual o agresión sexual agravada en contra de otro estudiante de la misma escuela; y
- El padre de la víctima u otra persona con autoridad de actuar en nombre de la víctima solicita que el consejo transfiera al estudiante ofensor a otro campus.

Si no hay otra escuela en el distrito que brinde servicio al nivel de grado del estudiante ofensor, entonces se transferirá a un centro DAEP.

Proceso

El coordinador CBC realizará la remoción del estudiante al centro disciplinar DAEP.

Conferencia

Cuando se remueve a un estudiante de clase por una ofensa que amerita el centro DAEP, el coordinador CBC o el administrador correspondiente programará una conferencia dentro de tres días escolares con el padre, el estudiante y el maestro, en el caso de que el maestro haya removido al estudiante.

En la conferencia, el coordinador CBC o el administrador correspondiente proporcionará al estudiante:

- La información, oral o por escrito, de las razones de la remoción;
- La explicación sobre la base de su remoción;
- La oportunidad de responder a las razones de su remoción.

Después de los intentos válidos de requerir la asistencia, el distrito podrá sostener la conferencia y tomar la decisión de asignación independientemente de que el estudiante o los padres del estudiante hayan asistido a la conferencia.

1. Se sostendrá una conferencia, no después del tercer día en que el estudiante fue removido de su salón de clase, entre el maestro [TEC § 37.002(b)] o por el coordinador de comportamiento del campus u otro administrador correspondiente [TEC § 37.006], el padre/tutor del estudiante, el maestro que removió al estudiante y el estudiante.
2. El estudiante tiene derecho a una notificación por escrito o verbal de la razón de su remoción, una explicación con base a su remoción y transferencia al centro DAEP, una oportunidad de responder a las razones de la remoción.

3. Después de la conferencia, sea o no que cada persona requerida esté presente después de varios intentos válidos de requerir su asistencia, el coordinador de comportamiento del campus u otro administrador apropiado ordenará la asignación del estudiante, según lo provee [§37.002](#) ó [§37.006](#) en el Código Educativo de Texas, según se aplica, por un periodo consistente con este Código de Conducta Estudiantil.
4. Antes de que el miembro designado del Consejo asigne un estudiante a un programa educativo alternativo disciplinar por un periodo que se extienda más allá del fin de año escolar, el miembro designado del Consejo debe determinar que:
 - a) La presencia del estudiante en el salón de clases regular o en el campus regular del estudiante presenta un peligro para el daño físico del estudiante o de otro individuo; o
 - b) El estudiante ha participado en un serio mal comportamiento persistente que infracciona el Código de Conducta Estudiantil del distrito.
5. Un estudiante asignado a un programa de educación alternativa disciplinar en otro distrito que se inscriba en el distrito Hays CISD, antes de la expiración del periodo de su asignación, continuará el programa disciplinar hasta que expire el término de su asignación. El distrito Hays CISD también podrá asignar un estudiante a un programa disciplinas en caso de que:
 - a) El estudiante haya sido asignado a un programa disciplinar en una escuela chárter de inscripción abierta bajo la sección 12.131 y la escuela chárter proporcione al distrito una copia de la orden de su asignación; o
 - b) El estudiante fue asignado al programa disciplinar por un distrito escolar de otro estado y
 - i. El distrito fuera del Estado, proporcione al distrito una copia de la orden de asignación; y
 - ii. Los motivos de su asignación en el distrito fuera del Estado son también motivos para su asignación en el distrito Hays CISD.
6. Si un estudiante fue asignado a un programa en el centro disciplinar de un distrito escolar en otro estado por un periodo que excede a un año y si esa asignación aún continúa, el distrito Hays CISD reducirá el periodo de asignación para que el periodo agregado no exceda a un año, a menos que después de una revisión, el distrito determine y que el estudiante es una amenaza para la seguridad de otros estudiantes o de los empleados del distrito.
7. Al estudiante asignado a un programa disciplinar le será provisto una revisión del estatus del estudiante, incluyendo la revisión del estatus académico del estudiante, por el miembro designado del Consejo a intervalos que no excedan de 120 días.
 - a) En el caso de que el estudiante sea de preparatoria, el miembro designado del Consejo con el padre o tutor del estudiante, revisarán el progreso del estudiante hacia su graduación y establecerán un plan de graduación específico para el estudiante.
 - b) No se requiere que el distrito proporcione un curso no especificado bajo el [Código Educativo de Texas §37.008](#) al programa disciplinar DAEP del distrito.
 - c) En la revisión, el estudiante o el padre/tutor del estudiante, deberá tener la oportunidad de presentar sus argumentos para el regreso del estudiante a su salón de clase o campus regular.

8. Para determinar la duración de la asignación del estudiante, el director o subdirector podrá considerar:
 - a) la seriedad de la ofensa,
 - b) los antecedentes disciplinares del estudiante,
 - c) la edad del estudiante,
 - d) el efecto del mal comportamiento en el ambiente escolar, y/o previas asignaciones de otros estudiantes por un mal comportamiento similar.
9. Las asignaciones disciplinares no deberán exceder de un año calendario de ausencia, a menos que se encuentre el estudiante como amenaza para la seguridad de otros estudiantes o a los empleados del distrito.
10. Para los alumnos del último grado que son elegibles a graduarse y asignados a un programa DAEP al tiempo de su graduación, la asignación al programa continuará durante la graduación, y no se le permitirá participar al estudiante en la ceremonia de graduación, incluyendo las actividades de graduación relacionadas, a menos que lo especifique en la orden de asignación al programa DAEP.
11. Si un estudiante se da de baja del distrito, antes de que se ingrese la orden para asignación al programa disciplinar, el director o miembro designado del Consejo, según sea apropiado, puede completar los procedimientos e ingresar la orden.
12. Si el estudiante subsecuentemente se inscribe en el distrito durante el mismo tiempo o en el año escolar subsecuente, el distrito puede ingresar la orden a ese tiempo, con excepción de cualquier periodo de la asignación que ya haya servido el estudiante al inscribirse en otro distrito que haya aplicado la orden.
13. Si el director o el miembro del Consejo designado no cumple con el ingreso de una orden después de la baja del estudiante, el siguiente distrito en el que se inscriba el estudiante puede completar el procedimiento e ingresar la orden.
14. En caso de que durante el término de la asignación de una orden, un estudiante participa en una conducta adicional por la que la asignación al centro disciplinar o expulsión es requerida o permitida, procedimientos adicionales serán conducidos con respecto a la conducta; y el director o miembro del Consejo según sea apropiado, puede ingresar una orden adicional como resultado de esos procedimientos.

Consideración de Factores Mitigantes

Al decidir si se decreta la suspensión, el traslado al programa disciplinario DAEP o la expulsión — independientemente de que la decisión esté relacionada a una acción obligatoria o discrecional el coordinador CBC tomará en consideración:

1. la defensa propia;
2. la intención o falta de intención, a la hora que el estudiante participó en la conducta;
3. la historia disciplinar del estudiante;
4. una discapacidad que impide sustancialmente la capacidad del estudiante para reconocer

la gravedad de la conducta del estudiante;

5. el estatus del estudiante, en la tutela del Departamento de Servicios de Protección a la Familia, (Cuidados Tutelares); o
6. el estatus del estudiante desamparado o sin hogar.

Orden de Asignación

Después de la conferencia, si se asigna al estudiante a un DAEP, el CBC escribirá una orden de asignación. Se enviará una copia de la orden de asignación a un DAEP e información para el padre o la persona designada en la relación de padre con el estudiante sobre el proceso de solicitar una evaluación individual e inicial completa del estudiante para propósitos de servicios de educación especial al estudiante y al padre del estudiante.

A más tardar el segundo día hábil después de la reunión, el representante de la junta entregará al tribunal de menores una copia de la orden de asignación y toda la información requerida por la [Sección 52.04 del Código Familiar](#).

Si se asigna al estudiante a un centro DAEP y el periodo de asignación no coincide con los lineamientos incluidas en este Código de Conducta, la orden de asignación dará aviso de la

El centro DAEP a su capacidad

Si el programa DAEP tiene cupo lleno al momento que el CBC decide la asignación por una conducta relacionada con marihuana, THC, un cigarrillo electrónico, alcohol o una sustancia química volátil, se asignará al estudiante a una Suspensión dentro de la escuela (ISS) y luego se le transferirá a un centro DAEP por el resto del período cuando haya cupo disponible antes del vencimiento del período de asignación.

Si el programa DAEP tiene cupo lleno al momento en que el CBC está decidiendo la asignación de un estudiante que participó en una conducta violenta, un estudiante asignado en un DAEP por una conducta relacionada con marihuana, THC, un cigarrillo electrónico, alcohol o una sustancia química volátil se puede asignar a ISS para disponer de espacio en el centro DAEP para el estudiante que participó en una conducta violenta. Si hay un lugar disponible en un DAEP antes del vencimiento del período de la asignación para el estudiante removido de la escuela, el estudiante deberá regresar a un programa DAEP por el resto del período.

Notificación de trabajo académico

Se dará un aviso por escrito al padre o tutor de un estudiante asignado a un programa DAEP sobre la oportunidad del estudiante de completar, sin costo para el estudiante, un curso base del plan de estudios en el que el estudiante estaba matriculado al momento de la remoción y que se requiere para graduación. El aviso incluirá información referente a todos los métodos disponibles para completar el trabajo del curso.

Duración de una asignación

El CBC determinará la duración de la asignación de un estudiante a un DAEP.

La duración de la asignación de un estudiante será determinada según cada caso en base a la gravedad de la infracción, la edad y nivel de grado del estudiante, la frecuencia de la mala conducta, la actitud del estudiante y los requisitos legales.

El periodo máximo de la asignación a un DAEP será de un año calendario, salvo lo estipulado a continuación.

A menos que se especifique de otra manera en la orden de asignación, los días ausentes de un DAEP no deberán contar para completar el número de días requeridos en la orden de asignación a un DAEP de un estudiante.

El distrito administrará las evaluaciones previas y posteriores requeridas para los estudiantes asignados a un DAEP durante un periodo de 90 días o más en conformidad con los procedimientos administrativos establecidos del distrito para administrar otras evaluaciones de diagnóstico o de referencia.

Excede de un año

La asignación a un DAEP puede exceder un año cuando una revisión del distrito determina que el estudiante es una amenaza para la seguridad de otros estudiantes o empleados del distrito.

Las limitaciones estatutarias sobre el periodo de una asignación a un DAEP no se aplican a la asignación resultante de la decisión de la junta para asignar a un estudiante que participó en una agresión sexual de otro estudiante para que no se asigne a los estudiantes al mismo campus.

Excede del año escolar

Se podrá requerir a los estudiantes con una asignación al centro DAEP al final de un año escolar que continúen su asignación al inicio del siguiente año escolar para completar el periodo de su asignación.

Para que se extienda una asignación en el centro DAEP más del año escolar, el coordinador CBC o la persona designada por el Consejo deberá determinar que:

1. La presencia del estudiante en el salón de clase regular o escuela presenta un peligro de daño físico para el estudiante o los demás, o
2. El estudiante ha participado en una mala conducta grave o persistente (ver **glosario**) que viola el Código de Conducta del distrito.

Excede de 60 días

Para la asignación a un centro DAEP por más de 60 días o del final del siguiente periodo de calificaciones, lo que ocurra primero, se dará aviso al padre del estudiante y la oportunidad de participar en un proceso ante el Consejo o el designado del Consejo.

Apelaciones

Las preguntas de los padres acerca de las medidas disciplinarias se deben dirigir a la administración escolar.

Las apelaciones de un estudiante o de los padres sobre la asignación a un centro DAEP se gestionarán en conformidad con el reglamento FNG(LOCAL). Se puede obtener una copia de este reglamento en la oficina del director, la oficina del CBC, a oficina de administración central o a través de *Policy Online*®™ en la siguiente dirección: <https://www.hayscisd.net/page/grievances>.

Las apelaciones comenzarán al nivel uno con el coordinador CBC u otro administrador.

El distrito no demorará consecuencias disciplinarias en espera del resultado una apelación. La decisión de asignar a un estudiante a un programa DAEP no se puede apelar más allá del consejo.

Restricciones durante la asignación al programa DAEP

No se permite a los estudiantes asignados al programa DEAP por razones obligatorias o discrecionales asistir o participar en actividades organizadas en la escuela o relacionadas con actividades extracurriculares durante el periodo de asignación al programa DAEP. Esta restricción aplica hasta que el estudiante complete su asignación al programa DAEP, ya sea en su escuela o en otro distrito escolar.

El distrito proporcionará transporte hacia y desde el programa DAEP. Este transporte este privilegio de transporte puede ser revocado si el estudiante no sigue las reglas de transportación, se rehúsa a cooperar con el conductor o algún otro personal del distrito involucrado que proporcione el transporte o infringe cualquier disposición del Código de Conducta Estudiantil (SSC) durante el transporte.

Para los estudiantes en el último grado (12vo) que reúnen los requisitos para graduarse y se asignan a un centro DAEP al momento de la graduación, el último día de la asignación en el programa será el último día de instrucción y se permitirá al estudiante participar en la ceremonia de graduación y en las actividades relacionadas con la graduación, a menos que se especifique de otra manera en la orden de asignación al programa DAEP.

Revisión de la Asignación

El CBC o el representante del Consejo proveerá a un estudiante asignado a un DAEP una revisión de su estatus, incluido el estatus académico, a intervalos que no excedan 120 días. En el caso de un estudiante de preparatoria, también se revisará el progreso del estudiante hacia la graduación y el plan de graduación del estudiante. En la revisión, se dará la oportunidad al estudiante o al padre del estudiante de presentar argumentos para el regreso del estudiante al salón de clase o campus regular. El estudiante no puede regresar al salón de clase regular de un maestro que haya removido al estudiante sin consentimiento de ese maestro.

Mal Comportamiento Adicional

Si durante el plazo de la asignación al programa DAEP el estudiante participa en mal comportamiento adicional para la cual se requiere o permite la asignación a un programa DAEP o la expulsión, se pueden llevar a cabo procesos adicionales y el CBC puede hacer una orden disciplinaria adicional como resultado de esos procesos.

Notificación de proceso penal

Cuando un estudiante se asigne a un programa DAEP por ciertas infracciones, la oficina del fiscal notificará al distrito si:

1. Se negó el enjuiciamiento del caso del estudiante por falta de mérito de acusación o evidencias insuficientes y no se iniciará ningún proceso formal, adjudicación diferida (ver **glosario**) ni enjuiciamiento diferido; o
2. El tribunal o jurado determinó que el estudiante no es culpable, o descubrió que el estudiante no participó en una conducta delictiva o conducta que indique una necesidad de supervisión, y el caso se desestimó con perjuicio.

Si se asignó a un estudiante a un DAEP por dicha conducta, al recibir el aviso del fiscal, el superintendente o su representante revisará la asignación del estudiante y programará una revisión con el padre del estudiante a más tardar el tercer día después de que el superintendente o su representante reciba aviso del fiscal. El estudiante no puede regresar al salón de clase regular hasta que se lleve a cabo la revisión.

Después de revisar el aviso y recibir información del padre del estudiante, el superintendente o su representante puede continuar la asignación del estudiante si hay motivos para pensar que la presencia del estudiante en el salón de clase regular amenaza la seguridad de los demás estudiantes o del maestro.

El estudiante o padre del estudiante puede apelar la decisión del superintendente a la junta. El estudiante no puede regresar al salón de clase regular hasta que se lleve a cabo la apelación. En caso de una apelación, la junta, en la siguiente reunión programada, revisará el aviso del fiscal y recibirá información del estudiante, el padre del estudiante y el superintendente o su representante, y confirmará o invertirá la decisión del superintendente o su representante. El Consejo hará un registro de los procesos.

Si el consejo confirma la decisión del superintendente o su representante, el estudiante y el padre del estudiante pueden apelar ante el Comisionado de Educación. El estudiante no puede regresar al salón de clase regular hasta que se lleve a cabo la apelación.

Baja durante el proceso

Cuando un estudiante infraccione el Código de Conducta del distrito de una manera que requiera o permita que el estudiante se asigne a un programa DAEP y el estudiante se da de baja del distrito antes de completar la orden de la asignación, el CBC puede completar los procesos y emitir una orden de asignación. Si el estudiante se matricula nuevamente en el distrito durante el mismo año escolar o el subsiguiente, el distrito puede ejecutar la orden en ese momento, menos cualquier periodo que el estudiante haya cumplido la asignación durante su matrícula en otro distrito. Si el CBC o la junta no emite una orden de asignación después de la baja del estudiante, el siguiente distrito en el cual se matricule el estudiante puede completar los procesos y emitir una orden de asignación.

Estudiantes recién matriculados

El distrito decidirá en cada caso en particular, si deberá continuar con la asignación de un estudiante que se inscriba en el distrito y se le haya asignado a un centro DAEP en una escuela autónoma (chárter) de inscripción abierta o de otro distrito en otro estado. El distrito decidirá si

asignar al estudiante al centro DAEP o a un entorno regular del salón de clases.

Cuando un estudiante se inscribe en el distrito con una asignación a un centro DAEP de otro distrito en otro estado, el distrito tiene el derecho de asignar al estudiante en el centro DAEP durante la misma duración que cualquier otro estudiante recién matriculado si el comportamiento cometido es suficiente razón para una asignación en el centro DAEP del distrito que lo recibe.

La ley estatal requiere que el distrito reduzca la asignación impuesta por el distrito en otro estado que exceda a un año para que el período total de asignación no exceda de un año. Sin embargo, después de la revisión, la asignación podrá extenderse más de un año si el distrito determina que el estudiante es una amenaza a la seguridad de otros estudiantes o empleados, o si la extensión de la asignación es en beneficio del estudiante.

Procedimientos de Asignación de Emergencia

Cuando sea necesaria una asignación de emergencia debido a que el comportamiento del estudiante sea tan indisciplinado, perjudicial o abusivo que interfiere seriamente con el salón de clases o las operaciones de la escuela, se le dará al estudiante una notificación verbal del motivo de la acción. A más tardar del décimo día de la asignación, se le dará al estudiante la conferencia apropiada que es requerida para su asignación al centro DAEP.

El director, coordinador CBC, o el administrador correspondiente podrá ordenar que el estudiante sea asignado inmediatamente a un programa de educación alternativa si se cree razonablemente que el comportamiento del estudiante sea tan indisciplinado, perjudicial o abusivo que interfiere seriamente con:

1. La habilidad del maestro para comunicarse efectivamente con sus estudiantes en clase;
2. La habilidad de los estudiantes para aprender;
3. Las operaciones de la escuela o actividad organizada por la escuela; o
4. Cuando el administrador correspondiente crea razonablemente que exista la probabilidad de un daño eminente.

Al momento de la asignación de emergencia, se le dará una notificación verbal al estudiante de las razones para la asignación de emergencia a un centro DAEP. La razón deberá ser una razón por la cual la asignación a un programa de educación alternativa se pueda realizar sobre una base de no emergencia.

Dentro de un tiempo razonable, pero a más tardar del décimo día de la asignación, se le otorgará al estudiante el proceso debido según se delinea en este código. El director, coordinador CBC, o el administrador correspondiente no serán responsables de los daños civiles en una asignación de emergencia.

Servicios de Transición

En conformidad con la ley y los procedimientos del distrito, el personal del campus proporcionará servicios de transición a un estudiante que regresa al salón de clase regular después de una asignación a un programa de educación alternativo, incluyendo de un centro DAEP. [Para más información, ver la política FOCA(LEGAL)].

Asignación y/o Expulsión por Ciertas Infracciones

Esta sección incluye dos categorías de ofensas para las cuales el [Código Educativo](#) proporciona procedimientos únicos y consecuencias específicas.

Agresores sexuales registrados

Al recibir la notificación en acuerdo con la ley estatal que requiere que el estudiante se registre como agresor sexual, el distrito debe remover al estudiante del salón de clase regular y determinar su asignación apropiada, a menos que la corte ordene la asignación judicial JJAEP.

Si el estudiante está bajo cualquier forma de supervisión judicial, incluyendo periodo de prueba, supervisión comunitaria o libertad provisional, la asignación será en el centro DEAP o JJAEP por al menos un semestre.

Si el estudiante no está bajo ninguna forma de supervisión judicial, la asignación puede ser en el centro DAEP o JJAEP por un semestre; o la asignación puede ser en un salón de clases regular. La asignación no deberá ser en un salón de clases regular si el Consejo o su designado determina que la presencia del estudiante:

1. Amenaza la seguridad de otros estudiantes o maestros;
2. Será perjudicial al proceso educativo; o
3. No se benefician los intereses de los estudiantes del distrito.

Comité de Revisión

Al final del primer semestre de la asignación del estudiante en un ambiente de educación alternativa y antes del principio de cada año escolar en el que el estudiante permanece en la asignación alternativa, el Distrito debe convocar un comité, en acuerdo con la ley estatal, para revisar la asignación del estudiante. El comité recomendará si el estudiante debe regresar al salón de clases regular o permanecer en la asignación. En ausencia de algo especial, el Consejo o su designado deberá seguir recomendación del comité.

La revisión de la asignación de un estudiante con discapacidad que recibe servicios educativos especiales, deberá realizarse por un Comité de Admisión, Revisión y Baja [ARD].

Estudiantes recién matriculados

Si el estudiante se inscribe en el Distrito durante la asignación obligatoria como agresor sexual registrado, el distrito puede contar el tiempo que ya cumplió el estudiante en su asignación o puede requerir un semestre de asignación alternativa adicional sin conducir una revisión de la asignación.

Apelación

El estudiante o el padre del estudiante puede apelar a la asignación al solicitar una conferencia entre el Consejo o su designado, el estudiante y el padre del estudiante. La conferencia se limitará a

Asignación y/o Expulsión por Ciertas Infracciones

las preguntas factuales sobre el requerimiento de registrar al estudiante como agresor sexual. Cualquier decisión del Consejo o su designado bajo esta sección será final y no podrá apelarse

Expulsión

Para decidir si se debe ordenar la expulsión, sin importar si la acción es obligatoria o discrecional, el CBC considerará:

1. Defensa propia (ver **glosario**);
2. Intención o falta de intención al momento en el que el estudiante participó en la conducta;
3. El historial disciplinario del estudiante;
4. Una discapacidad que imposibilite de manera significativa la capacidad del estudiante para distinguir la ilicitud de su conducta;
5. La situación de un estudiante bajo tutela del Departamento de Familia y Servicios de Protección (cuidados tutelares); o
6. La situación de no tener hogar del estudiante desamparado.

Expulsión discrecional: Mala conducta que puede resultar en expulsión

Algunos de los siguientes tipos de mala conducta pueden dar como resultado una asignación obligatoria a un DAEP, sin importar si se expulsa o no al estudiante. [Ver **Asignación a un centro DAEP** en la página 33].

Cualquier ubicación

Un estudiante **puede ser** expulsado por:

- Participación en intimidación escolar que instigue a un estudiante a cometer o intentar cometer suicidio.
- Incitación de violencia en contra de un estudiante a través de intimidación escolar en grupo.
- Publicación o amenaza de publicación de material visual íntimo de un menor o de un estudiante de 18 años o mayor sin el consentimiento del estudiante.
- Mala conducta delictiva, en caso de ser sancionada como delito mayor.
- Quebrantamiento de seguridad informática (ver **glosario**).
- Participación en una conducta relacionada con una falsa alarma o informe (incluyendo una amenaza de bomba) o una amenaza terrorista que incluya una escuela pública.

En la escuela, a 300 pies de la escuela, o en un evento escolar

Un estudiante puede ser expulsado por cometer cualquiera de las siguientes infracciones en la escuela o dentro de 300 pies de la propiedad escolar según se mida desde cualquier punto del límite de la propiedad escolar, o mientras asista a una actividad patrocinada por la escuela o relacionada con la escuela dentro o fuera de la propiedad escolar:

- Vender, regalar o entregar a otra persona, o encontrar en posesión, uso o estar bajo los efectos de cualquier cantidad de marihuana, una sustancia controlada o una droga peligrosa. Un estudiante con una receta válida de cannabis de bajo THC no infringe esta disposición, según lo autoriza el [Capítulo 487 del Código de Salud y Seguridad](#) (ver “bajo los efectos” en el **glosario**).

- Vender, regalar o entregar a otra persona, o encontrar en posesión, uso o estar bajo los efectos de una bebida alcohólica; cometer una infracción grave mientras está bajo los efectos del alcohol.
- Comportarse de tal manera que su conducta contiene los elementos de una infracción relacionada con abuso de químicos volátiles.
- Participar en una conducta mortal (ver **glosario**).

Dentro de 300 pies de la escuela

Se puede expulsar a un estudiante por posesión de un arma de fuego, según lo define la ley federal mientras se encuentre dentro de 300 pies de la propiedad escolar, según se mida desde cualquier punto del límite de la propiedad escolar.

Propiedad de otro distrito

Un estudiante puede ser expulsado por cometer una infracción que el estado considere como infracción con expulsión, si la infracción se comete en la propiedad de otro distrito en Texas o mientras el estudiante asiste a una actividad organizada o relacionada con la escuela en otro distrito en Texas.

Mientras se encuentre en el centro DAEP

Se puede expulsar a un estudiante por cometer un mal comportamiento serio que transgreda el Código de Conducta del Distrito, a pesar de las intervenciones de comportamiento documentadas, mientras se encuentre asignado a un centro DAEP. Para los propósitos de una expulsión discrecional de un centro DAEP, un mal comportamiento serio significa:

1. Conducta violenta deliberada que imponga una amenaza directa a la salud o seguridad de los demás;
2. Extorción, que significa la obtención de dinero u otra propiedad por fuerza o amenaza;
3. Conducta que constituya coerción, según lo definido por el [Código Penal 1.07](#); o
4. Conducta que constituya la infracción de:
 - a) Lascivia pública bajo el [Código Penal 21.07](#);
 - b) Exhibicionismo bajo el [Código Penal 21.08](#);
 - c) Mala conducta delictiva bajo el [Código Penal 28.03](#);
 - d) Novatadas maliciosas bajo el [Código Educativo 37.152](#); o
 - e) Acoso de un estudiante o empleado del distrito bajo el [Código Penal 42.07\(a\)\(1\)](#).

Expulsión obligatoria: Mal comportamiento que requiere expulsión

Un estudiante deberá ser expulsado bajo la ley federal o estatal por cualquiera de las siguientes infracciones que ocurran en la propiedad escolar.

Bajo la Ley Federal

Traer a la escuela o encontrarse en posesión de un arma de fuego, incluyendo cualquier sitio que esté bajo control o supervisión del distrito para propósitos de una actividad escolar, según lo define la ley federal (ver **glosario**).

Nota: La expulsión obligatoria bajo la [Ley Federal de Escuelas sin Armas](#) no se aplica a un arma de fuego que esté legalmente guardada dentro de un vehículo con seguro, o a las armas de fuego que se usadan en actividades aprobadas y autorizadas por el distrito, cuando el distrito ha adoptado las medidas de resguardo apropiadas para garantizar la seguridad del estudiante.

Bajo el Código Penal

Se prohíbe portar ilegalmente sobre o con la persona, de manera prohibida por el [Código Penal 46.02](#) lo siguiente:

- Una pistola, definida por la ley estatal como un arma de fuego diseñada, hecha o adaptada para usarse con una mano (ver **glosario**). *Nota:* Un estudiante no puede ser expulsado únicamente con base en el uso, exhibición, o posesión del estudiante de un arma de fuego que ocurra en unas instalaciones de tiro al blanco que no estén ubicadas en un campus escolar, al participar o prepararse para participar en una competencia deportiva de tiro patrocinada por la escuela o en una actividad deportiva de tiro organizada o respaldada por el Departamento de Parques y Vida Silvestre, o una organización deportiva de tiro trabajando con el departamento. [Ver el reglamento FNCG (LEGAL)].
- Una navaja restringida en el sitio, de acuerdo con lo definido por la ley estatal (ver **glosario**).
- Poseer, fabricar, transportar, reparar o vender un arma prohibida, de acuerdo con lo definido por la ley estatal (ver **glosario**).
- Participar en una conducta que contenga elementos de la ofensa de exhibición, uso o amenaza en exhibir o usar un arma de fuego, bajo el [Código Educativo 37.125](#).
- Participar en una conducta que contenga elementos de las siguientes ofensas bajo el Código Penal:
 - Agresión agravada, agresión sexual o agresión sexual agravada.
 - Incendio premeditado (ver **glosario**).
 - Homicidio, asesinato capital o intento criminal de cometer homicidio o asesinato capital.
 - Indecencia con un menor.
 - Secuestro agravado.
 - Robo agravado.
 - Homicidio involuntario.
 - Homicidio criminal negligente.
 - Abuso sexual continuo de un niño pequeño o de un individuo discapacitado.

- Conducta sancionable como delito mayor que incluye vender, dar o entregar a otra persona, o encontrarse en posesión, uso, o estar bajo los efectos de una sustancia controlada o una droga peligrosa.
- Participar en una conducta que contenga elementos de asalto en contra un empleado o voluntario de la escuela.

Menores de diez años

Cuando un estudiante menor de diez años participa en una conducta que se castiga con expulsión, el estudiante no será expulsado, sino que se le asignará a un centro DAEP. Un estudiante menor de seis años no se debe asignar a un centro DAEP a menos que haya cometido una infracción federal con armas de fuego.

Programa de Expulsión Virtual

En algunas circunstancias, se puede asignar al estudiante a un programa de expulsión virtual.

- La escuela debe asegurar que los estudiantes en el programa tengan la tecnología e internet necesarios y además proporcionarlos en caso necesario.
- El programa virtual deberá, tanto como le sea posible, cumplir con los mismos requisitos que un programa de educación alternativo disciplinar (DAEP).
- La asignación del estudiante se debe revisar cada 45 días escolares.
- Si se vuelve disponible un lugar en persona, la escuela deberá planear el regreso del estudiante al aprendizaje presencial.
- En caso de que sea apropiado continuar con la asignación virtual, la escuela deberá documentar la decisión.

Consideración de la Educación Virtual como Alternativa a la Expulsión

Como alternativa a la expulsión y antes de expulsar a un estudiante, el distrito deberá considerar la viabilidad y pertinencia de inscribir a estudiante a un programa híbrido de tiempo completo, un programa virtual de tiempo completo, un campus híbrido de tiempo completo, o un campus virtual de tiempo completo. Este requerimiento no aplica a un estudiante expulsado bajo el [Código Educativo 37.0081 o 37.007\(a\), \(d\), o \(e\)](#).

Proceso

Si se piensa que un estudiante ha cometido una infracción cuyo castigo es la expulsión, el coordinador CBC u otro administrador apropiado programará una audiencia dentro de un periodo razonable. Se invitará al padre del estudiante por escrito para que asista a la audiencia.

Hasta que se pueda llevar a cabo la audiencia, el coordinador CBC u otro administrador podrá asignar al estudiante a:

- Otro salón de clase adecuado.

- Suspensión dentro de la escuela (ISS).
- Suspensión fuera de la escuela (OSS).
- Asignación a un Centro DAEP.

Audiencia

Al estudiante que se enfrente a una expulsión se otorgará una audiencia con el proceso debido. El estudiante tiene derecho a:

1. Ser representado por el padre del estudiante u otro adulto que pueda proveer guía al estudiante y que no sea empleado del distrito;
2. La oportunidad de testificar y presentar evidencias y testigos en su defensa; y
3. La oportunidad de hacer preguntas a los testigos convocados por el distrito para la audiencia.

Después de dar aviso al estudiante y su padre sobre la audiencia, el distrito podrá llevar a cabo la audiencia sin importar si el estudiante o los padres del estudiante puedan asistir.

El Consejo Administrativo delega al director o al designado del distrito la autoridad de llevar a cabo las audiencias y expulsar a los estudiantes.

Revisión de la expulsión por parte del Consejo

Después del debido proceso de la audiencia, el estudiante expulsado puede solicitar que el consejo revise las decisiones de expulsión. El estudiante o su padre deberá presentar una solicitud escrita al Superintendente en un plazo de siete días después de recibir la decisión escrita. El Superintendente debe dar al estudiante o padre un aviso escrito de la fecha, la hora y el lugar de la reunión en la cual el Consejo revisará la decisión.

El Consejo revisará el informe de la audiencia de expulsión en una reunión privada, a menos que el padre solicite por escrito que el asunto se puede llevar a cabo en una reunión pública. El Consejo también podrá escuchar una declaración del estudiante o del padre y del representante del Consejo.

La junta considerará y basará su decisión en evidencias reflejadas en el informe y en cualquier declaración hecha por las partes durante la revisión. El Consejo hará y comunicará su decisión verbalmente al concluir la presentación. No se diferirán las consecuencias hasta que finalice el resultado de la audiencia.

Orden de Expulsión

Antes de ordenar la expulsión, el Consejo o el coordinador CBC considerará:

1. Defensa propia (ver **glosario**);
2. Intención o falta de intención al momento en el que el estudiante participó en la conducta;
3. El historial disciplinario del estudiante;
4. Una discapacidad que imposibilite de manera significativa la capacidad del estudiante para distinguir la ilicitud de su conducta;
5. La situación de un estudiante bajo tutela del Departamento de Servicios de Protección a la Familia (cuidados tutelares); o

6. La situación de no tener hogar como estudiante desamparado.

Si el estudiante es expulsado, la junta o su representante darán al estudiante y al padre del estudiante una copia de la orden de expulsión del estudiante.

A más tardar el segundo día hábil después de la audiencia, el director o el designado del distrito entregará al tribunal de menores una copia de la orden de expulsión y toda la información requerida por la [Sección 52.04 del Código Familiar](#).

Si el periodo de expulsión no coincide con las pautas incluidas en el Código de Código de Conducta, la orden de expulsión dará aviso de la incoherencia.

Duración de la Expulsión

La duración de la expulsión se basará en la gravedad de la infracción, la edad y nivel de grado del estudiante, la frecuencia de la mala conducta, la actitud del estudiante y los requisitos estatutarios.

La duración de la expulsión de un estudiante se determinará con base en cada caso. El periodo máximo de la expulsión es un año calendario, salvo lo estipulado a continuación.

Una expulsión no puede exceder un año, a menos que, después de la revisión, el distrito determine que:

1. El estudiante es una amenaza para la seguridad de otros estudiantes o empleados del distrito; o
2. La expulsión prolongada es para el mejor interés del estudiante.

La ley federal y estatal exigen que un estudiante sea expulsado del salón de clase regular durante un periodo de por lo menos un año calendario por llevar a la escuela un arma de fuego, de acuerdo con lo definido por la ley federal. Sin embargo, el Superintendente puede modificar la duración de la expulsión en base a cada caso en particular.

A los estudiantes que cometen infracciones que requieren la expulsión al final del año escolar se les puede expulsar incluso después de iniciar el siguiente año escolar para completar el término de la expulsión.

Baja durante el proceso

Cuando la conducta de un estudiante requiera o permita la expulsión del distrito y el estudiante se da de baja del distrito antes de que se lleve a cabo la audiencia de la expulsión, el distrito puede llevar a cabo una audiencia después de enviar aviso escrito al padre o al estudiante.

Si el estudiante se matricula nuevamente en el distrito durante el mismo año escolar o el subsiguiente, el distrito puede ejecutar la orden de expulsión en ese momento, menos cualquier periodo que el estudiante haya cumplido el periodo de expulsión durante su matrícula en otro distrito.

Si el CBC o la junta no emite una orden de expulsión después de la baja del estudiante, el siguiente distrito en el cual se matricule el estudiante puede completar los procesos.

Mal comportamiento adicional

Si durante la expulsión el estudiante participa en mala conducta adicional para la cual se requiere o permite la asignación a un centro DAEP o expulsión, se podrán llevar a cabo procesos adicionales y el coordinador CBC puede emitir una orden disciplinaria adicional como resultado de esos procesos.

Restricciones durante la expulsión

Los estudiantes expulsados tienen prohibido presentarse en la propiedad escolar o asistir a actividades patrocinadas por la escuela o relacionadas con la escuela durante el periodo de expulsión.

No se obtendrá ningún crédito académico por el trabajo perdido durante el periodo de expulsión a menos que el estudiante esté matriculado en un JJAEP u otro programa aprobado por el distrito.

Estudiantes recién matriculados

El distrito continuará la expulsión de cualquier estudiante recién matriculado expulsado de otro distrito o de una escuela autónoma (chárter) de inscripción abierta hasta que se complete el periodo de expulsión.

Si un estudiante expulsado de otro estado se matricula en el distrito, el distrito puede continuar la expulsión bajo los términos de la orden de expulsión, puede asignar a un estudiante a un centro DAEP durante el periodo especificado en la orden, o puede permitir que el estudiante asista a clases regulares si:

1. El distrito del otro estado provee al distrito una copia de la orden de expulsión; y
2. La infracción que causó la expulsión es también una infracción con motivo de expulsión en el distrito en el cual el estudiante se está matriculando.

Si un distrito escolar de otro estado expulsó al estudiante por un periodo que exceda un año y el distrito continúa la expulsión o asigna al estudiante a un centro DAEP, el distrito reducirá el periodo de expulsión o asignación a un centro DAEP de manera que el periodo no exceda un año, a menos que después de una revisión se determine que:

1. El estudiante es una amenaza para la seguridad de otros estudiantes o empleados del distrito; o
2. La asignación prolongada es para el mejor interés del estudiante.

Procedimientos de expulsión de emergencia

Cuando sea necesaria una expulsión de emergencia para proteger a personas o propiedad de un daño inminente, se dará al estudiante un aviso verbal de la razón de la acción. La expulsión de emergencia se podrá ordenar basándose en un solo incidente del comportamiento del estudiante. Dentro de los diez días después de la fecha de la expulsión de emergencia, se dará al estudiante el debido proceso que se requiere para el estudiante que se enfrenta a la expulsión.

Asignación de estudiantes expulsados a un programa DAEP

El distrito puede proveer servicios de instrucción a cualquier estudiante expulsado en un centro DAEP. Sin embargo, servicios de instrucción en el DAEP deben proveerse si el estudiante tiene menos de diez años.

Servicios de transición

En conformidad con la ley y los procedimientos del distrito, el personal del campus proveerá servicios de transición para un estudiante que regresa al salón de clase regular después de la asignación a un programa alternativo de educación, incluyendo de una asignación al centro DAEP o JJAEP. Para obtener más información, ver los reglamentos FOCA(LEGAL) y FODA(LEGAL).

Ciertos Delitos

De acuerdo con el [Código Educativo 37.0081](#) y sin importar si la expulsión o asignación a un centro DAEP se requiera o se permita como una de las razones de las secciones de Asignación al centro DAEP o Expulsión, un estudiante puede ser expulsado y asignado a un centro DAEP o JJAEP si el Consejo o el coordinador CBC encuentra ciertos hallazgos y las siguientes circunstancias existen en relación a robo agravado o alguna ofensa o delito bajo el Título 5 (ver **glosario**) del Código Penal. El estudiante deberá:

- Haber recibido enjuiciamiento diferido por una conducta definida como robo agravado o una ofensa bajo [Delito de Título 5](#);
- Ser encontrado por una corte o tribunal de haber participado en una conducta delincuente o conducta definida como robo agravado u ofensa bajo [Delito de Título 5](#);
- Ser acusado de haber participado en una conducta definida como robo agravado u ofensa bajo [Delito de Título 5](#);
- Ser referido a una corte o tribunal juvenil por supuesta participación en una conducta delincuente o conducta definida como robo agravado u ofensa bajo [Delito de Título 5](#); o
- Haber recibido la libertad condicional o adjudicación diferida, o haber sido arrestado por, acusado con, o sentenciado por robo agravado u ofensa bajo [Delito de Título 5](#).

El distrito podrá expulsar al estudiante y ordenar una asignación bajo las siguientes circunstancias independientemente de:

1. La fecha en que ocurrió la conducta del estudiante;
2. La ubicación donde ocurrió la conducta;
3. Si la conducta ocurrió mientras el estudiante estaba inscrito en el distrito; o
4. Si el estudiante haya completado exitosamente cualquiera de los requisitos impuestos por disposición de la corte o tribunal en conexión a la conducta.

Audiencia y los Hallazgos Requeridos

El estudiante deberá primero tener una audiencia, antes de que el Consejo o su designado, quien debe determinar que además de las circunstancias anteriores que derivan la expulsión, si la presencia del estudiante en un salón de clases regular:

1. Amenaza la seguridad de otros estudiantes o a los maestros;
2. Será perjudicial al proceso educativo, o
3. No es en beneficio de los estudiantes del distrito.

Cualquier decisión del Consejo o su designado bajo esta sección será final y no se podrá apelar.

Duración de la Asignación

El estudiante estará sujeto a la asignación hasta que:

1. El estudiante se gradúe de preparatoria;
2. Se levanten los cargos o sean reducidos a una ofensa de falta menor; o
3. El estudiante complete el término de la asignación o se le asigne a otro programa.

Revisión de la Asignación

Un estudiante asignado a un centro DAEP o JJAEP bajo esta sección tiene derecho a una revisión de su estatus, incluyendo su estatus académico, de parte del coordinador CBC o el designado del Consejo a intervalos no mayores de 120 días. En caso de ser un estudiante de preparatoria, también se revisará el progreso hacia la graduación y el plan de graduación del estudiante. Durante la revisión, el estudiante o el padre del estudiante tendrán la oportunidad de presentar argumentos para el regreso del estudiante al campus o el salón de clases regular.

Estudiantes recién matriculados

Un estudiante que se inscribe al distrito antes de completar una asignación bajo esta sección y que proviene de otro distrito escolar deberá completar el término de su asignación.

Glosario

Abuso es el uso inapropiado o excesivo.

Acoso incluye:

1. Conducta que cumple con la definición establecida en los reglamentos del distrito DIA(LOCAL) y FFH(LOCAL);
2. Conducta que amenaza causar daños o lesiones corporales a otra persona, incluido un estudiante del distrito, empleado, miembro de la junta, o voluntario; es sexualmente intimidante; causa daños físicos a las pertenencias de otro estudiante; sujeta a otro estudiante a restricción física; o daña maliciosa y considerablemente la salud o seguridad física o emocional de otro estudiante, de acuerdo con lo definido en el [Código de Educación 37.001\(b\)\(2\)](#); o
3. Conducta que es sancionable como delito bajo el [Código Penal 42.07](#), incluso los siguientes tipos de conducta si se llevan a cabo con la intención de acosar, molestar, alarmar, abusar, atormentar o avergonzar a otro:
 - a. Iniciar comunicación y, en el transcurso de la comunicación, realizar un comentario, solicitud, sugerencia o propuesta que es obsceno, según lo definido por la ley;
 - b. Amenazar, en una forma que es razonablemente probable que alarme a la persona que recibe la amenaza, de que se va a infligir daño físico a la persona o a cometer un delito mayor en contra de la persona, un integrante de la familia o grupo familiar de la persona o los bienes de la persona;
 - c. Expresar, en una forma que es razonablemente probable que alarme a la persona que recibe el informe, un informe falso, que el emisor sabe que es falso, que diga que otra persona ha fallecido o sufrido lesión física grave;
 - d. Hacer que el teléfono u otro dispositivo timbre reiteradamente, o hacer comunicaciones telefónicas repetitivas de modo anónimo, o que de una manera razonable tenga la posibilidad de acosar, molestar, alarmar, abusar, atormentar, avergonzar u ofender a otra persona;
 - e. Hacer una llamada telefónica e intencionalmente no colgar o desconectar la llamada;
 - f. Permitir a sabiendas el uso de un teléfono bajo control de la persona por otra persona para cometer un delito bajo esta sección;
 - g. Enviar comunicaciones electrónicas reiteradas en una forma que es razonable que produzca acoso, molestia, alarma, abuso, tormento, vergüenza u ofensa a otro; y
 - h. Publicar en un sitio web de Internet, incluidas las plataformas de redes sociales, comunicaciones electrónicas repetidas de manera tal que sea razonablemente probable que causen angustia, abuso o tormento a otra persona, a menos que las comunicaciones se hagan en relación con un asunto de interés público, tal como lo define la ley; o
 - i. Hacer llamadas telefónicas obscenas, intimidantes o amenazadoras o a través de otra comunicación electrónica de un número de teléfono temporal o desechable provisto por una aplicación de Internet u otro medio de tecnología.

Adjudicación diferida es una alternativa a la búsqueda de convicción en el tribunal que se puede ofrecer a un menor por una conducta delictiva o conducta que indique una necesidad de supervisión.

Agresión se define en parte en el [Código Penal 22.01](#) como causar intencionalmente, a sabiendas o imprudentemente lesión corporal a otra persona; amenazar intencionalmente o a sabiendas a otra persona con lesión corporal inminente; o causar intencionalmente o a sabiendas contacto físico con otra persona que pueda considerarse de manera razonable como ofensivo o provocador.

Amenaza terrorista, definida por el [Código Penal 22.07](#), es una amenaza de violencia a alguna persona o propiedad con la intención de:

1. Causar una reacción de cualquier tipo de alguna agencia oficial o voluntaria organizada para lidiar con emergencias;
2. Atemorizar a una persona de una lesión corporal grave e inminente;
3. Impedir o interrumpir la ocupación o uso de un edificio; habitación, lugar de reunión o lugar de acceso

- público; lugar de empleo u ocupación; avión, automóvil, u otro medio de transporte; u otro lugar público;
4. Impedir o interrumpir las comunicaciones públicas; el transporte público; suministro de agua, gas o electricidad pública; u otro servicio público;
 5. Atemorizar al público o a un grupo público de una lesión corporal grave; o
 6. Influir la conducta o actividades de una dependencia o agencia del gobierno federal, el estado, o una subdivisión política del estado (incluido el distrito).

Ametralladora, definida por el [Código Penal 46.01](#), es cualquier arma de fuego que es capaz de disparar más de dos tiros automáticamente, sin recargo manual, con un solo apretón del gatillo.

Arma de cañón corto se define en el [Código Penal 46.01](#) como un rifle con cañón de menos de 16 pulgadas de largo o una escopeta con cañón de menos de 18 pulgadas, o cualquier arma hecha de un rifle o escopeta que, al alterarse, tenga una longitud total de menos de 26 pulgadas.

Arma de fuego se define en la [ley federal \(18 U.S.C. 921\(a\)\)](#) como:

1. Cualquier arma (incluyendo una pistola de salva) que se convertirá, está diseñada para convertirse o se puede convertir en un dispositivo que lanza un proyectil mediante la acción de un explosivo;
2. El marco o receptor de cualquier tipo de arma;
3. Cualquier amortiguador de sonido de arma de fuego o silenciador de arma de fuego, que se define como cualquier dispositivo para silenciar, amortiguar o reducir la explosión de un arma de fuego portátil; o
4. Cualquier dispositivo destructivo, como un explosivo, bomba incendiaria o de gas venenoso, o granada. Dicho término no incluye un arma de fuego considerada como antigüedad.

Arma de imitación significa un objeto que se parece a un arma pero que no está destinado a causar lesiones corporales graves.

Arma explosiva, definida en el [Código Penal 46.01](#), es un explosivo o bomba incendiaria, granada, cohete, o mina y su mecanismo de ejecución que está diseñado, hecho o adaptado para el propósito de infligir una lesión corporal grave, la muerte o daños considerables a la propiedad, o para el propósito principal de causar un ruido muy fuerte que cause alarma o terror al público.

Arma improvisada, definida por el [Código Penal 46.01](#), es un dispositivo, o combinación de dispositivos, que originalmente no son un arma de fuego, pero que se adaptan para disparar un proyectil a través de un cañón de ánima lisa o rayada usando la energía generada por una explosión o sustancia ardiente.

Arma prohibida bajo el [Código Penal 46.05\(a\)](#) significa:

1. Los siguientes artículos, a menos que estén registrados con la Agencia de Alcohol, Tabaco, Armas de Fuego y Explosivos de EE. UU. o que no estén sujetos de otra manera al requisito de registro, o a menos que el artículo esté clasificado como curiosidad o reliquia por el Departamento de Justicia de EE. UU.:
 - a. Un arma explosiva;
 - b. Una ametralladora;
 - c. Un arma de cañón corto;
 - d. Munición perforante;
 - e. Dispositivo dispensador de químicos;
 - f. Un arma improvisada;
 - g. Un dispositivo para desinflar neumáticos; o
 - h. Un dispositivo de explosivo improvisado.

Autodefensa es el uso de fuerza contra otra persona hasta el grado que una persona piensa de manera razonable que es inmediatamente necesaria para protegerse a sí misma.

Bajo los efectos significa la falta del uso normal de las facultades físicas o mentales. El deterioro de las facultades físicas o mentales de una persona puede detectarse por un patrón de conducta anormal o errática, la presencia de síntomas físicos de uso de alcohol o drogas, o lo admite. Un estudiante que esté “bajo los efectos” no tiene que estar intoxicado legalmente para causar una medida disciplinaria.

Cigarrillo electrónico significa un cigarrillo electrónico u otro dispositivo que simula el fumar usando un elemento de calentamiento mecánico, pila o circuito electrónico para dispensar nicotina u otras sustancias a la persona que

inhala del dispositivo, o una solución líquida consumible u otro material en aerosol o vaporizado durante el uso de un cigarrillo electrónico u otro dispositivo descrito en esta disposición. El término incluye cualquier dispositivo que es fabricado, distribuido o vendido como un cigarrillo electrónico, puro electrónico o pipa electrónica, o bajo otro nombre o descripción de producto y un componente, pieza o accesorio para el dispositivo, sin importar si el componente, pieza o accesorio se vende por separado del dispositivo.

Conducta delictiva es una conducta que viola la ley federal o estatal y que sea sancionable mediante prisión o encarcelamiento. Incluye la conducta que viole ciertas órdenes del tribunal de menores, incluyendo órdenes de libertad condicional, pero no incluye violaciones a las leyes de tránsito.

Conducta mortal bajo el [Código Penal 22.05](#) ocurre cuando una persona participa imprudentemente en una conducta que plantea a otro un peligro inminente de lesión física grave, como disparar un arma de fuego conscientemente en dirección a una persona, habitación, edificio o vehículo.

Creencia razonable es aquella que una persona común de inteligencia promedio y lucidez mental creería. El Capítulo 37 exige que el superintendente o su representante tome determinadas decisiones disciplinarias cuando tenga una creencia razonable de que el estudiante participó en una conducta sancionable como delito mayor. En la formación de una creencia razonable de ese tipo, el superintendente o su representante puede utilizar toda la información disponible y debe considerar la información provista en el aviso de la detención de un estudiante bajo el [Código de Procedimientos Penales, Artículo 15.27](#).

Delitos mayores del Título 5 son los delitos mayores incluidos en el Título 5 del Código Penal que generalmente involucran lesión a una persona y pueden incluir:

- Asesinato, homicidio no premeditado u homicidio bajo las [Secciones 19.02 - .05](#);
- Secuestro bajo la [Sección 20.03](#);
- Trata de personas bajo la [Sección 20A.02](#);
- Tráfico ilícito o continuo de personas bajo las [Secciones 20.05 - .06](#);
- Agresión bajo la [Sección 22.01](#);
- Agresión agravada bajo la [Sección 22.02](#);
- Agresión sexual bajo la [Sección 22.011](#);
- Agresión sexual agravada bajo la [Sección 22.021](#);
- Privación ilegal de la libertad bajo la [Sección 20.02](#);
- Abuso sexual continuo de un niño pequeño o de una persona discapacitada bajo la [Sección 21.02](#);
- Bestialidad/bestialismo bajo la [Sección 21.09](#);
- Relación inapropiada entre el educador y el estudiante bajo la [Sección 21.12](#);
- Voyerismo bajo la [Sección 21.17](#);
- Indecencia con un menor bajo la [Sección 21.11](#);
- Grabación visual invasiva bajo la [Sección 21.15](#);
- Revelación o promoción de material visual íntimo bajo la [Sección 21.16](#);
- Coerción sexual bajo la [Sección 21.18](#);
- Lesión a un menor, un anciano o una persona discapacitada de cualquier edad bajo la [Sección 22.04](#);
- Abandono o puesta en peligro de un menor bajo la [Sección 22.041](#);
- Conducta mortal bajo la [Sección 22.05](#);
- Amenaza terrorista bajo la [Sección 22.07](#);
- Ayuda a una persona a suicidarse bajo la [Sección 22.08](#); y
- Manipulación de un producto de consumo bajo la [Sección 22.09](#)

Discrecional significa que algo se deja o regula por un tomador de decisiones local.

Dispositivo dispensador de químicos, definido por el [Código Penal 46.01](#), es un dispositivo diseñado, hecho o adaptado para el propósito de dispensar una sustancia capaz de causar un efecto psicológico o fisiológico adverso en un ser humano. Un dispensador de químicos pequeño que se vende comercialmente para protección personal no está dentro de esta categoría.

Dispositivo para desinflar neumáticos se define en parte por el [Código Penal 46.01](#) como un dispositivo, incluyendo un abrojo o ponchallantas que, cuando se conduce por encima, impide o detiene el movimiento de un

vehículo de ruedas perforando uno o más neumáticos del vehículo.

Droga peligrosa se define en el [Código de Salud y Seguridad 483.001](#) como un dispositivo o una droga que no es segura para automedicación y que no está incluida en los [Anexos I a V o en los Grupos 1 a 4 de Sanción de la Ley de sustancias controladas de Texas](#). El término incluye un dispositivo o una droga que la ley federal prohíbe dispensar sin receta o que restringe para uso de un veterinario habilitado o por orden del mismo.

Enjuiciamiento diferido se puede ofrecer a un menor como una alternativa a la búsqueda de convicción en el tribunal por una conducta delictiva o conducta que indique una necesidad de supervisión.

Exhibicionismo, definido por el [Código Penal 21.08](#), es una ofensa que ocurre cuando una persona expone el ano de la persona o alguna parte de los genitales de la persona con la intención de despertar o gratificar los deseos sexuales de una persona, y al exhibidor no le importa si la otra persona presente se ofenderá o alertará a causa de la acción.

Explosivo improvisado, definido por el [Código Penal 46.01](#), es una bomba completa y funcional diseñada para causar lesiones corporales graves, la muerte o daños considerables a la propiedad, que se fabrica de una manera improvisada con el uso de componentes no militares.

Falsa alarma o Reporte falso bajo el [Código Penal 42.06](#) ocurre cuando una persona deliberadamente inicia, comunica o distribuye un informe de una bomba, incendio, infracción u otra emergencia presente, pasada o futura que sabe que es falsa o sin fundamentos y que generalmente:

1. Causaría la acción de la policía o agencia voluntaria organizada para lidiar con emergencias;
2. Atemorizaría a una persona de una lesión corporal grave e inminente; o
3. Impediría o interrumpiría la ocupación de un edificio, habitación o lugar de reunión.

Fraternidad, hermandad, sociedad secreta o pandilla de una escuela pública significa una organización compuesta en su totalidad o en parte por estudiantes que buscan perpetuarse a sí mismos aceptando miembros adicionales de entre los estudiantes matriculados en la escuela con base a una membresía en lugar de la libre elección de un estudiante calificado. Las organizaciones educativas incluidas en el Código de Educación 37.121(d) son excepciones de esta definición.

Garrote (club), como se define en el [Código Penal 46.01](#), es un instrumento especialmente diseñado, hecho o adaptado para el propósito de infligir una lesión corporal grave o la muerte al golpear a una persona con el instrumento, e incluye, entre otros, cachiporra, bastón de policía, maza, y hacha.

Grafiti incluye marcas con pintura, pluma o marcador indeleble, o dispositivo de grabación en bienes tangibles sin el consentimiento del propietario. Las marcas pueden incluir inscripciones, eslogan, dibujos o pinturas.

Incendio premeditado se define en parte en el [Código Penal 28.02](#) como un delito que incluye:

1. Crear un incendio o causar una explosión con la intención de destruir o hacer daños:
 - a. De vegetación, cerca o estructura en un terreno abierto; o
 - b. A cualquier edificio, habitación o vehículo:
 - i. Sabiendo que está dentro de los límites de una ciudad o poblado incorporado,
 - ii. Sabiendo que está asegurado contra daños o destrucción,
 - iii. Sabiendo que está sujeto a una hipoteca u otro interés de garantía,
 - iv. Sabiendo que está ubicado en la propiedad de otra persona,
 - v. Sabiendo que está ubicado dentro de la propiedad de otra persona, o
 - vi. Cuando la persona que inicia el incendio no considera que el incendio o la explosión pondrá en peligro la vida de alguna persona o la seguridad de la propiedad de una persona.
2. Crear un incendio o explosión de manera imprudente mientras se fabrique o intente fabricar una sustancia controlada si el incendio o la explosión daña algún edificio, habitación o vehículo; o
3. Crear un incendio o causar una explosión de manera intencional y esto causa:
 - a. Dañar o destruir de manera imprudente un edificio que pertenece a otra persona, o
 - b. Causar de manera imprudente que otra persona sufra lesiones corporales o la muerte.

Intimidación cibernética (cyberbullying), como se define en el [Código de Educación 37.0832](#), es intimidación a través del uso de algún dispositivo de comunicación electrónica, incluso a través del uso de un teléfono celular u

otro tipo de teléfono, una computadora, una cámara, correo electrónico, mensajes instantáneos, mensajes de texto, una aplicación de redes sociales, un sitio web de internet o cualquier otra herramienta de comunicación por internet.

Intimidación escolar (*bullying*) se define como una acción o un patrón de acciones significativas por parte de uno o más estudiantes dirigidas a otro estudiante que aprovecha un desequilibrio de poder, e implica participar en la expresión verbal o escrita, en la expresión a través de medios electrónicos o en conducta física que:

1. Tiene el efecto o tendrá el efecto de lastimar físicamente a un estudiante, dañar las pertenencias de un estudiante o imponer en un estudiante un temor razonable de daño a su persona o daño a sus pertenencias;
2. Es tan grave, persistente e intensa que la acción o amenaza crea un entorno educativo que es intimidante, amenazador o abusivo para un estudiante;
3. Perturba de manera sustancial y considerable el proceso de instrucción o el funcionamiento ordenado de un salón de clase o escuela, o
4. Infringe los derechos de la víctima en la escuela.

La intimidación escolar incluye la intimidación cibernética (cyberbullying). (Ver a continuación) Las leyes de este estado sobre la intimidación escolar se aplican a:

1. Intimidación escolar que ocurre en la propiedad escolar, se dirige deliberadamente a la propiedad escolar o al sitio de una actividad patrocinada o relacionada con la escuela, dentro o fuera de la propiedad escolar;
2. Intimidación escolar que ocurre en un autobús o vehículo escolar público o privado que se utiliza para transportar estudiantes de ida o vuelta a la escuela o a una actividad patrocinada o relacionada con la escuela; y
3. Intimidación cibernética que ocurre fuera de la propiedad escolar o fuera de una actividad patrocinada o relacionada con la escuela si dicha intimidación interfiere con las oportunidades educativas de un estudiante o interrumpe considerablemente la operación ordenada de un salón de clase, escuela o actividad patrocinada o relacionada con la escuela.

Lascivia pública, definida por el [Código Penal 21.07](#), es una ofensa que ocurre cuando una persona participa deliberadamente en el coito sexual, coito sexual desviado o contacto sexual en un lugar público o, si no es un lugar público, lo hace sin importarle si otras personas presentes se ofenderán o alarmarán a causa de la acción.

Lista negra (lista de víctimas), definida en el [Código de Educación 37.001\(b\)\(3\)](#), es una lista de gente a la que se desea lastimar, usando un arma de fuego, una navaja o cualquier otro objeto con la intención de causar lesiones corporales.

Mala conducta grave significa:

1. Conducta violenta deliberada que imponga una amenaza directa a la salud o seguridad de los demás;
2. Extorsión, que significa la obtención de dinero u otra propiedad por fuerza o amenaza;
3. Conducta que constituya coerción, según lo definido por el [Código Penal 1.07](#); o
4. Conducta que constituya la infracción de:
 - a. Lascivia pública bajo el [Código Penal 21.07](#);
 - b. Exhibicionismo bajo el [Código Penal 21.08](#);
 - c. Mala conducta delictiva bajo el [Código Penal 28.03](#);
 - d. Novatadas maliciosas bajo el [Código de Educación 37.152](#); o
 - e. Acoso bajo el [Código Penal 42.07\(a\)\(1\)](#)

Mala conducta grave o persistente incluye, entre otras cosas:

- Conducta que es causa de expulsión permisible o asignación obligatoria a un DAEP.
- Conducta identificada por el distrito como causa de asignación discrecional a un DAEP.
- Acciones o demostraciones que interrumpan de manera considerable o interfieran materialmente con las actividades escolares.
- Negarse a tratar de hacer o completar el trabajo escolar asignado.
- Insubordinación.

- Usar lenguaje profano o vulgar, o hacer gestos obscenos.
- Salir de la propiedad escolar sin permiso.
- Falsificar registros, pases u otros documentos relacionados con la escuela.
- Negarse a aceptar medidas disciplinarias asignadas por un maestro o director.

Manoplas significa cualquier instrumento que consiste de anillos o cubiertas hechas de una sustancia dura y diseñado o adaptado para causar lesiones corporales graves o la muerte golpeando a una persona con el puño apretando los nudillos.

Material visual íntimo, definido por el [Código Civil de Prácticas y Remedios 98B.001](#) y el [Código Penal 21.16](#), es un material visual que representa a una persona con sus partes íntimas expuestas o participando en una conducta sexual. “Material visual” significa cualquier película, fotografía, cinta de video, negativo o diapositiva de cualquier reproducción fotográfica o cualquier otro medio físico que permite que una imagen se presente en una computadora u otra pantalla de video y cualquier imagen transmitida a una computadora u otra pantalla visual.

Munición perforante se define en el [Código Penal 46.01](#) como munición de pistola usada en pistolas y revólveres y diseñada principalmente para penetrar metal o blindaje personal.

Navaja restringida en el sitio, definida por el [Código Penal 46.01](#), es una navaja con una cuchilla de más de cinco pulgadas y media.

Novatada maliciosa (hazing) se define en el [Código de Educación 37.151](#) como un acto intencional, consciente o imprudente, en el campus o fuera de él, hecho por una persona sola o que actúa con otras, dirigido a un estudiante con el propósito de comprometer, iniciar, afiliarse, tener un cargo o mantener la membresía en una organización estudiantil si el acto contiene los elementos del [Código de Educación 37.151](#), entre ellos:

1. Cualquier tipo de brutalidad física;
2. Una actividad que someta al estudiante a un riesgo irrazonable de daño o que perjudique la salud física o mental del estudiante, como privación de sueño, exposición a factores meteorológicos, encierro en espacios reducidos, calistenia o consumo de alimentos, líquidos, drogas u otras sustancias;
3. Una actividad que induzca, cause o exija que el estudiante realice una función o tarea que infrinja el Código Penal; o
4. Forzar a un estudiante a consumir una droga o bebida alcohólica en una cantidad que llevaría a una persona razonable a creer que el estudiante está intoxicado.

Obligatorio significa que algo es obligatorio o requerido por una autoridad.

Pandilla callejera delincuente se define en el [Código Penal 71.01](#) como tres o más personas que tienen una señal o símbolo de identificación común o un liderazgo identificable que se relaciona continua o regularmente con la perpetración de actividades delictivas.

Parafernalia son dispositivos que se pueden usar para inhalar, ingerir, inyectar o de otra manera introducir una sustancia controlada en el cuerpo humano.

Pistola, definida por el [Código Penal 46.01](#), es cualquier arma de fuego que esté diseñada, hecha o adaptada para dispararse con una mano.

Posesión significa tener un artículo en su persona o en la propiedad personal, que incluye, entre otros:

1. Ropa, bolso o mochila;
2. Un vehículo privado usado para transportarse hacia o desde la escuela o actividades relacionadas con la escuela, incluyendo, entre otros, un automóvil, camioneta, motocicleta o bicicleta;
3. Dispositivos de telecomunicaciones o electrónicos; o
4. Cualquier propiedad escolar usada por el estudiante, incluyendo, entre otros, un casillero o escritorio.

Quebrantamiento de seguridad informática incluye acceder deliberadamente a una computadora, red o sistema computacional sin el consentimiento efectivo del propietario de acuerdo a lo definido por el [Código Penal 33.02](#), si la conducta incluye acceder a una computadora, red o sistema computacional que es propiedad de un distrito escolar u operado a nombre del distrito y el estudiante deliberadamente altera, daña o borra propiedad o información del distrito escolar o comete un quebrantamiento de alguna otra computadora, red o sistema computacional.

Robo agravado se define en parte en el [Código Penal 29.03\(a\)](#) como cuando una persona comete un robo y:

1. Causa lesiones físicas graves a otra persona;
2. Usa o enseña un arma mortal; o
3. Causa lesiones físicas a otra persona o amenaza o atemoriza a otra persona de una lesión física inminente o muerte, si la otra persona es:
 - a. Mayor de 65 años, o
 - b. Una persona discapacitada.

Sustancia controlada significa una sustancia, incluso un fármaco, un adulterante y un diluyente, enumerados en los [Anexos I a V o Grupo 1, 1-A, 1-B, 2, 2-A, 3 o 4 de Sanción de la Ley de sustancias controladas de Texas](#). El término incluye el peso total de cualquier mezcla, solución u otra sustancia que contenga una sustancia controlada. El término no incluye cáñamo, según se define en el [Código de Agricultura 121.001](#), o el tetrahidrocannabinol (THC) en el cáñamo.

Uso significa introducción voluntaria al propio cuerpo, por cualquier medio, de una sustancia prohibida.

Violencia en la pareja ocurre cuando una persona en una relación de pareja actual o pasada utiliza el abuso físico, sexual, verbal o emocional para dañar, amenazar, intimidar o controlar a la otra persona en la relación. La violencia en la pareja también ocurre cuando una persona comete estos actos contra una persona en una relación de matrimonio o de pareja con la persona que está o estuvo casada o en una relación de pareja con la persona que comete la ofensa, de acuerdo con lo definido en la [Sección 710021 del Código de Familia](#).

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: I.2

Board Goal: N/A

**Subject: Consideration and possible approval of the Hays CISD School Health Advisory Council (SHAC)
Membership Appointments for the 2026-2027 School Year**

**Administrator Responsible/Position: Jeri Skrocki, Chief Safety & Security Officer
Megan Benthall, Director of Student Health Services**

A. Purpose of Agenda Item:

☒ Action needed ☐ Information only ☐ Receive input

B. Authority for This Action:

☒ Board Policy: ☒ Law or Rule
BDF – Board Internal Organization: Advisory Committees TEC 28.004

C. Goal or Need Addressed: Approval of appointments to the Hays CISD SHAC for the 2026-2027 school year

D. Summary:

- ☒ **Previous board action relating to this item:** Approval of 2025-2026 appointments in August 2025
- ☒ **Future action anticipated:** Approval of appointments to the Hays CISD SHAC for the 2026-2027 school year
- ☒ **Background information:** Each school district in Texas is required in Chapter 28.004 of the Texas Education Code to establish and maintain a district-level School Health Advisory Council. Policy BDF [LEGAL] and the Hays CISD SHAC Bylaws require that the Board of Trustees appoint at least 5 voting members to the local membership. The Hays SHAC executive committee submits the following parent non-employees, community members, and district employees for appointment by the board based on consideration of applications received. The membership for the 26/27 SY Hays CISD SHAC consists of 12 non-employee parents, representing 12 campuses; 8 non-voting district employees, representing 8 departments; 2 community members, representing medical, faith, and development organizations; and 1 medical advisor.

E. Comments Received:

☒ Cabinet ☐ DLT ☐ FBOC ☒ Other: Campuses, C&I, and SHAC

F. Administrative Recommendation: The administration recommends the Board approves the 2026-2027 Hays CISD School Health Advisory Council (SHAC) appointments for membership, as presented.

Advantages and benefits of this proposal: SHAC supports healthier students, stronger schools, and better academic success.

Expected results in terms of student benefit/achievement: SHAC recommendations support a healthier school environment where students are better prepared to succeed academically.

Effect of this action on other parts of the system: SHAC collaborates with district departments by supporting initiatives that improve student health, safety, wellness, attendance, and academic success.

Consequences of not approving this recommendation: Without a SHAC, the district risks statutory non-compliance, decreased stakeholder engagement, and fewer health initiatives that support student success.

G. Fiscal Impact and Cost: N/A

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Jeri Skrocki, Megan Benthall

Next report to the Board: Fall 2027

I. Suggested Motion:

I move that the Hays CISD Board of Trustees approve the Hays CISD School health Advisory Council (SHAC) membership appointments for the 2026-2027 school year, as presented.

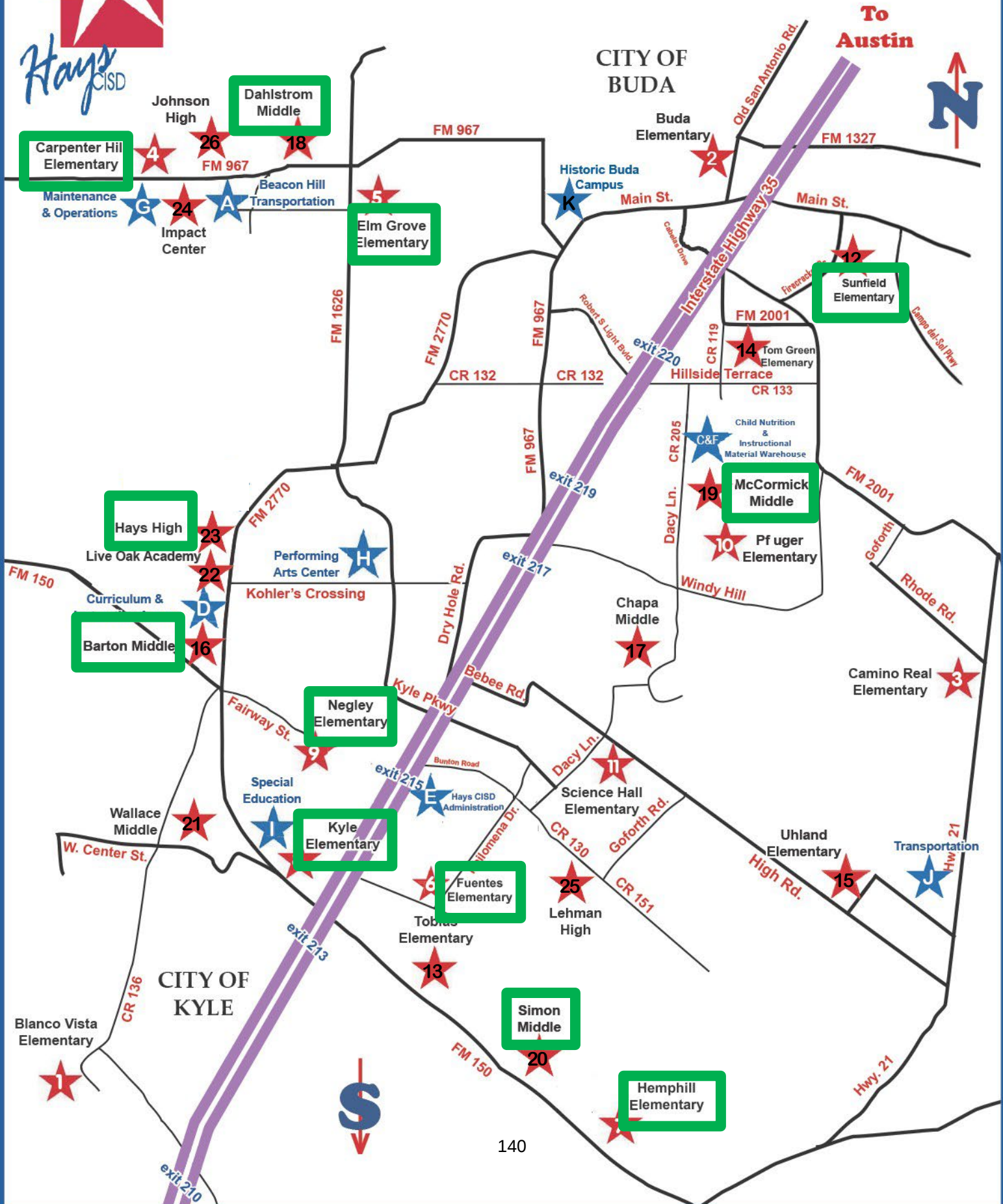


HAYS CISD SCHOOL HEALTH ADVISORY COUNCIL MEMBERSHIP 2026-2027

Parents/Guardians				
Last	First	Campus	Term	Term #
Arredondo	Adrianna	McCormick Middle School	2026-2028	New
Cearbaugh	Kristen	Kyle Elementary School/Barton Middle School	2025-2027	2
Cleland Depew	Allison	Elm Grove Elementary School	2026-2028	New
Cordova	Cristyn	Sunfield Elementary School/McCormick Middle School	2026-2028	New
Farmer	Crystal	Fuentes Elementary School	2026-2028	New
Gallardo	Erica	Negley Elementary School/Hays High School	2025-2027	2
Harper	Tana	Carpenter Hill Elementary	2026-2028	New
Levin	Jessica	Hemphill Elementary School/Simon Middle School	2026-2028	2
Moccia	Katie	Dahlstrom Middle School	2025-2027	1
Morales	Jeffrey	Dahlstrom Middle School (1 st year)/Johnson High School (2 nd year)	2026-2028	New
Nutting	Katelyn	Sunfield Elementary School	2026-2028	New
Valdez	Ali	Hays High School	2025-2027	2
Community Members				
Last	First	Community Organization	Term	Term #
VanVelson	Suzanne	CATCH Foundation	2024-2026	1
Woods	Diana	Buda United Methodist Church – Community Outreach	2025-2027	2
District Staff				
Last	First	District Role		
Benthall	Megan	HCISD Director of Student Health Services (non-voting)/District Co-Chair		
Diaz	Diana	HCISD Human Resources (non-voting)		
Gibbs	Dusty	HCISD Assistant Director of Athletics (non-voting)		
Gonzalez	Maritza	HCISD Director of Guidance and Counseling (non-voting)		
Hartman	Nicole	HCISD Medical Advisor/Local Pediatrician		
Ramirez Jobson	Carolyn	HCISD Elementary PE Teacher (non-voting)		
Renger	Erica	HCISD Director of Special Education (non-voting)		
Stone	Thomas	HCISD Child Nutrition (non-voting)		
Skrocki	Jeri	HCISD Chief Safety/Security (non-voting)		



Campuses Represented on Hays CISD SHAC (outlined in green)



**HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

Date: August 24, 2026

Agenda Item: I.3

Board Goal: N/A

Subject: Consideration and possible approval of Certified Appraisers and Future Certified Administrators for the 2026-2027 School Year

Administrator Responsible/Position: Christina Courson, Chief Human Resources Officer

- A. Purpose of Agenda Item:**
☒ Action needed ☐ Information only ☐ Receive input
- B. Authority for This Action:**
☒ Local Policy ☒ Law or Rule ☐ N/A
DNA – Performance Appraisal: 19 TAC §150.1005
Evaluation of Teachers
- C. Goal or Need Addressed:** Approval of the list of certified appraisers of teachers
- D. Summary:**
☒ Previous board action relating to this item: August 2025
☒ Future action anticipated: Annual adoption is anticipated
☒ Background information: In accordance with the 19 TAC §150.1005, the teacher appraisal process requires at least one certified appraiser. An appraiser must be the teacher's supervisor or a person approved by the board.
- E. Comments Received:**
☒ Cabinet ☐ DLT ☐ FBOC ☐ Teacher Org. Reps. ☐ Other
- F. Administrative Recommendation:** Administration recommends approval of the list of appraisers and future certified administrators
- G. Fiscal Impact and Cost:** Amount: N/A
- H. Monitoring and Reporting Time Line:**
Person responsible for evaluating this decision or action – Christina Courson
Evaluation method and timeline – Human Resources will ensure that teachers are evaluated only by certified T-TESS appraisers using the appraisal calendar.
- I. Suggested Motion:**
I move that the Hays CISD Board of Trustees approve teacher appraisers and any future certified administrators for the 2026-2027 school year, as presented.

2026-27 Hays CISD Certified Appraiser List

Location	Position	Name
Blanco Vista ES	Principal	Salinas-Rodriguez, Lizette
	Assistant Principal	Herring, Rebecca
Buda ES	Principal	Nerio, Lucia
	Assistant Principal	Ramos, Kayci
Camino Real ES	Principal	Gonzalez, Javier
	Assistant Principal	DeLaPaz, Alberta
Carpenter Hill ES	Principal	Bordeau, Ginger
	Assistant Principal	Brown, Lynsey
Cullen ES	Principal	Lara, Elizabeth
	Assistant Principal	Lumbreras, Lindsay
Elm Grove ES	Principal	Hanna, Jennifer
	Assistant Principal	Manco, Patty
Fuentes ES	Principal	Kristin Seibel
	Assistant Principal	Crawford, Kristy
Hemphill ES	Principal	Shea Howard
	Assistant Principal	Varghese, Roshni
Kyle ES	Principal	Maxwell, Shawn
	Assistant Principal	Stone, Kirsten
Negley ES	Principal	Crowther, Melody
	Assistant Principal	Lape, Dominic
Pfluger ES	Principal	Danielle Sandoval
	Assistant Principal	Oliphant, Amiee
Ramage ES	Principal	Soliz, Yvette
	Assistant Principal	Garza, Marianella
Science Hall ES	Principal	Valdez, Alejandra
	Assistant Principal	Owen, Melissa

Sunfield ES	Principal	Ibe, Lauren
	Assistant Principal	Klima, Randy
	Assistant Principal	<i>tba</i>
Tobias ES	Principal	English, Melissa
	Assistant Principal	Brauchle, Jeannette
Tom Green ES	Principal	Muro, Amanda
	Assistant Principal	Arrendondo, Clarissa
Uhland ES	Principal	Sparks, Dr. Sara
	Assistant Principal	Julie Rosales
Barton MS	Principal	Loyd, Aaron
	Assistant Principal	Trevino, Ginger
	Assistant Principal	Mitchell, Teresa
Chapa MS	Principal	Walls, Dr. Lisa
	Assistant Principal	Limerick, Amber
	Assistant Principal	Vela, Julio
Dahlstrom MS	Principal	Ginn, Dedrah
	Assistant Principal	Gatzert, Bridgette
	Assistant Principal	Ortiz, Dennis
McCormick MS	Principal	Richason, Amanda
	Assistant Principal	Tannreuther, Sonya
	Assistant Principal	Garcia, Helen
	Assistant Principal	Castillo, Michelle
Simon MS	Principal	Fox, Sean
	Assistant Principal	Collins, Tamar
	Assistant Principal	Reyes, Adrian
	Assistant Principal	Eaton, Lindsay
Wallace MS	Principal	Carlisle, JoAnne
	Assistant Principal	Hernandez, Victor
	Assistant Principal	Gonzalez, Homero
Impact Center	Principal	Whitis, Tiffany
	Assistant Principal	Zapalac, Randall

Live Oak Academy	Principal	Mize, Cody
Hays HS	Principal	Mitchell, Joe
	Academic Dean	Fuentes, Patty
	Assistant Principal	Sarinana, Ruben
	Assistant Principal	Gonzalez, Petra
	Assistant Principal	Vasquez, Claudia
	Assistant Principal	Stigall, Earrick
	Assistant Principal	Smithers, Aaron
Johnson HS	Principal	Rob Hensarling
	Academic Dean	Tim Jacobson
	Assistant Principal	Thill, Jamie
	Assistant Principal	Avila, Kathy
	Assistant Principal	Zamarripa, Graciela
	Assistant Principal	Reyes, Gabriel
	Assistant Principal	Velasquez, Christine
	Assistant Principal	Beardon, Carissa
Lehman HS	Principal	Cruz, James
	Academic Dean	Flores, Yesenia
	Assistant Principal	Gamu, Jessica
	Assistant Principal	Reyes, Adrian
	Assistant Principal	McCune, Eric
	Assistant Principal	Longoria, Adriana
Central Administration	Chief Academic Office	Marivel Sedillo
	Deputy Superintendent	
	Executive Ofcr of Schools	Chapa, Dr. Cassandra
	Executive Ofcr of Schools	Salazar, Tina
	Executive Ofcr of Schools	David Pierce
	Chief Human Resources Officer	Christina Courson
	Deputy Human Resources Officer	Tim Robinson
<i>Hays CISD Human Resources will ensure that all campus administrators maintain their T-TESS Appraiser Certification.</i>		

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: I.4a

Board Goal: Student Achievement

Subject: Consideration and possible adoption of a Resolution to recognize the 4-H Organization of Hays County as a Hays CISD Extracurricular Activity and name the Hays County Extension Agents as Adjunct Faculty Members

Administrator Responsible/Position: Marivel Sedillo, Deputy Superintendent / Chief Academic Officer
Rick Bough, Director of Career & Technical Education

A. Purpose of Agenda Item:

☒ Action needed

☐ Information only

☐ Receive input

B. Authority for This Action:

☒ Local Policy:

EHBF - Special Programs: Career and Technical Education

☐ Law or Rule:

C. Goal or Need Addressed: Recognize Hays County Extension Agents as adjunct faculty members in order to supervise student activities

D. Summary:

☒ **Previous board action relating to this item:** A similar resolution was adopted by the Hays CISD Board of Trustees for the 2024-2025 and 2025-26 school years

☒ **Future action anticipated:** This request is anticipated annually

☒ **Background information:** By adopting this resolution, the students participating in an approved 4-H educational activity may be counted "in attendance" for Foundation school Program purposes (meaning funding) and also toward course attendance requirements for the benefit of the participating student.

E. Comments Received:

☒ Cabinet

☐ DLT

☐ FBOC

☐ Teacher Org. Reps.

☐ Other:

F. Administrative Recommendation: Administration recommends the Board adopt the resolution, and name Kate Blankenship, Savannah Bushkuhl, and Iliana Carrizales as adjunct faculty members in order to supervise student activities, as presented.

Advantages and benefits of this proposal: Students participating in an approved 4-H educational activity may be counted "in attendance" for Foundation school Program purposes (meaning funding) and also toward course attendance requirements for the benefit of the participating student.

Expected results in terms of student benefit/achievement: Increased extra-curricular participation in courses aligned with 4-H activities and competitions.

Effect of this action on other parts of the system: Provides opportunities for students to engage in extracurricular activities without compromising the consistent presence and support of Hays CISD teachers in the classroom.

Consequences of not approving this recommendation: Decreased opportunities for student participation in 4-H related extra-curricular activities.

G. Fiscal Impact and Cost: N/A

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Marivel Sedillo, Rick Bough

Evaluation method and timeline: Ongoing

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Next report to the Board: Annually, each fall

I. Suggested Motion:

I move that the Hays CISD Board of Trustees adopt the Resolution to recognize the 4-H Organization of Hays County as a Hays CISD Extracurricular Activity and name the Hays County Extension Agents, Kate Blankenship, Savannah Bushkuhl, and Iliana Carrizales, as Adjunct Faculty Members, as presented

Texas A&M AgriLife Extension Office
Hays County
200 Stillwater Rd, Ste 102
Wimberley, TX 78676
(512) 393-2120
hays-tx@tamu.edu



July 17th, 2026

Dr. Eric Wright
Hays CISD
21003 Interstate 35 Frontage Rd
Kyle, TX 78640

Dear Dr. Wright,

On behalf of the Texas A&M AgriLife Extension Service for Hays County Staff, we hereby respectfully request approval of the attached Adjunct Faculty Agreement with the Hays Consolidated Independent School District.

The State Board of Education passed an amendment to 19 TACS129.21 (j). Requirements for Student Attendance Accounting for State Funding Purposes allows public school students to be considered "in attendance" when participating in off-campus activities with an adjunct staff member of the school district. Section 3 of the Student Attendance Handbook states:

(1) The student is participating in an activity that is approved by the local board of school trustees and is under the direction of a member of the professional or paraprofessional staff of the school district, or an adjunct staff member who:

(A) has a minimum of a bachelor's degree; and

(B) is eligible for participation in the Teacher Retirement System of Texas.

Hays County requests that the agents listed on the enclosed Adjunct Faculty Agreement be considered awarded adjunct staff member status for the period of time indicated on the agreement.

We hope Hays Consolidated Independent School District will accept this request. Please let us know if you would like to schedule an appointment to discuss the amendment and request, or if you need further information.

Thank you and the members of the Board of Trustees for your consideration of this request.

Sincerely,

A handwritten signature in black ink that reads "Kate Blankenship".

Kate Blankenship
County Extension Agent:
Family and Community Health
Texas A&M AgriLife Extension Office
Hays County

A handwritten signature in black ink that reads "Savannah Bushkuhl".

Savannah Bushkuhl
County Extension Agent:
Agriculture and Natural Resources
Texas A&M AgriLife Extension Office
Hays County

A handwritten signature in black ink that reads "Iliana Carrizales".

Iliana Carrizales
4-H | Youth Program Coordinator
Texas A&M AgriLife Extension Office
Hays County

Attachment: Adjunct Faculty Request for 4-H Organization

**Texas A&M AgriLife Extension Office
Hays County**

200 Stillwater Rd, Ste 102, Wimberley, TX 78676
(512) 393-2120 | hays-tx@tamu.edu

**ADJUNCT FACULTY REQUEST
Adjunct Faculty Agreement**



THE STATE OF TEXAS | COUNTY OF HAYS

On this date, at a regularly scheduled and posted meeting, came the Board of Trustees of the Hays Consolidated Independent School District, hereinafter referred to as "District." A quorum having been established, the Board proceeded to consider the appointment of the herein-named individuals as Adjunct Faculty Members of the Hays Consolidated Independent School District.

Upon consideration and vote of _____ in favor, Kate Blankenship, Savannah Bushkuhl, and Iliana Carrizales are hereby named as Adjunct Faculty Members of the Hays Consolidated Independent School District subject to the following considerations and provisions of such appointment to wit:

1. This appointment shall commence on the 13th day of August 2026 and remain in effect until the 27th day of May 2027
2. This appointment will include the Texas A&M AgriLife Extension Service employees listed below:

NAME	TITLE	DEGREE	INSTITUTION	YEAR
Kate Blankenship	CEA-Family and Community Health	MS: Health Studies	Texas Woman's University	2026
Savannah Bushkuhl	CEA-Agriculture and Natural Resources	Mag: Agricultural Development	Texas A&M University	2024
Iliana Carrizales	4-H Youth Program Coordinator	BS: Agriculture	Texas State University	2026

3. Adjunct Faculty Members will receive no compensation, salary, or remuneration from Hays Consolidated Independent School District
4. Adjunct Faculty Members are and shall remain employees, in good standing, of the Texas A&M AgriLife Extension Service.
5. Adjunct Faculty Members are and shall remain under the direct supervision of either the District Extension Administrator of District 10, Michael Haynes, or the County Extension Director.
6. Adjunct Faculty Members shall receive all group insurance benefits, workman's compensation insurance benefits, unemployment insurance, and any and all other plans for the benefit of Texas A&M AgriLife Extension Service employees. The School District shall have no responsibility for any of such benefits or plans.

Adjunct Faculty Members shall direct the activities and participation of students of the School District in sponsored and approved activities as designated from time to time by Adjunct Faculty Members for which notice shall be given to the School District Administrative Personnel. Adjunct Faculty Members' activities and participation with students of the School District are directed, supervised, and controlled by and through supervisory personnel of Texas A&M AgriLife Extension Service pursuant to the supervisory authority of the District Extension Administrator or County Extension Director. Adjunct Faculty Members are not employees of the School District, and the School District does not nor shall not supervise, direct, or control the activities and/or participation of such, Kate Blankenship, Savannah Bushkuhl, and Iliana Carrizales, County Extension Agents who have/has been herein designated as Adjunct Faculty Members.

This appointment is made by the Hays Consolidated Independent School District by and through the Board of Trustees of said district for the benefit of allowing voluntary student participation in programs conducted by the Texas A&M AgriLife Extension Service in recognition of the educational benefits arising from such participation and activities and/or directed by the Texas A&M AgriLife Extension Service. This appointment is made in accordance with the provisions of Section 129.21 (k)(1) of the Texas Administrative Code authorizing the school to deem such participating students in attendance for foundation school program purposes.

This appointment of the herein-named Kate Blankenship, Savannah Bushkuhl, and Iliana Carrizales, County Extension Agents, is not intended nor shall be construed as a waiver of any claim or defense of sovereign or governmental immunity from liability now possessed by Hays Consolidated Independent School District or any of its employees, agents, officers, and/or board members in the performance of governmental functions.

Signed this _____ day of _____, 2026.

_____ Independent School District

By: _____

**Texas A&M AgriLife Extension Office
Hays County**

200 Stillwater Rd, Ste 102
Wimberley, TX 78676
(512) 393-2120
hays-tx@tamu.edu



July 17th, 2026

Dr. Eric Wright
Superintendent
Hays CISD
21003 Interstate 35 Frontage Road
Kyle, TX 78640

Dear Dr. Wright:

On behalf of the 4-H members of Hays County, we hereby respectfully request that the 4-H organization, by the attached resolution, be sanctioned as an extracurricular activity. The enclosed RESOLUTION should be presented for consideration at the next scheduled meeting of the Board of Trustees of the Hays CISD. We further request that questions regarding this RESOLUTION be directed to us in a timely manner so that we may prepare and present an appropriate response so as not to delay action on this request.

Finally, we request that a signed copy of this RESOLUTION to be forwarded to us for our files.

Thank you, and members of the Board of Trustees, for your consideration of this request.

Sincerely,

A handwritten signature in black ink that reads "Kate Blankenship".

Kate Blankenship
County Extension Agent:
Family and Community Health
Texas A&M AgriLife Extension Office
Hays County

A handwritten signature in black ink that reads "Savannah Bushkuhl".

Savannah Bushkuhl
County Extension Agent:
Agriculture and Natural Resources
Texas A&M AgriLife Extension Office
Hays County

A handwritten signature in black ink that reads "Iliana Carrizales".

Iliana Carrizales
4-H | Youth Program Coordinator
Texas A&M AgriLife Extension Office
Hays County

Enclosure: RESOLUTION
(Regarding EXTRACURRICULAR STATUS OF 4-H ORGANIZATION)

EXTRACURRICULAR STATUS REQUEST

Resolution Requesting Extracurricular Status For 4-H

RESOLUTION

EXTRACURRICULAR STATUS OF 4-H ORGANIZATION

Be it hereby resolved that upon this date, the duly elected Board of Trustees of the

Hays Consolidated Independent School District
(Complete name of school district)

meeting in public with a quorum present and certified,
did adopt this resolution that recognizes the

HAYS
(Name of County)

County Texas 4-H Organization as approved for recognition and eligible
for extracurricular status consideration under 19 Texas Administrative Code,
Chapter 76.1, pertaining to extracurricular activities.

Participation by 4-H members under provisions of this resolution are subject
to all rules and regulations set forth under the 19 Texas Administrative Code
as interpreted by this Board and designated officials of this school district
whose rules shall be final.

Approved this _____ day of _____, 20_____.

Board of Trustee

Superintendent

**HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

Date: August 24, 2026

Agenda Item: I.5

Board Goal: N/A

Subject: Consideration and possible approval of the Minutes of the Board of Trustees Meetings

Administrator Responsible/Position: Dr. Eric Wright, Superintendent

A. Purpose of Agenda Item:

☒ Action needed

☐ Information only

☐ Receive input

B. Authority for This Action:

☒ Local Policy

☐ Law or Rule

☐ N/A

Policy BE local states that Board action shall be carefully recorded by the Board Secretary or clerk; when approved, these minutes shall serve as the legal record of official Board actions. The written minutes of all meetings shall be approved by vote of the Board and signed by the Board President and the Board Secretary

C. Goal or Need Addressed: N/A

D. Summary:

☒ Previous board action relating to this item - Ongoing

☒ Future action anticipated - Monthly

☒ Background information – Minutes from the June 15, 2026 Special Meeting – Level 3 Grievance Appeal Hearing, June 22, 2022 Agenda Workshop, and June 29, 2026 Business Meeting, and July 27, 2026 Special Meeting – Superintendent Evaluation are presented for approval

E. Comments Received:

☒ Cabinet

☐ DLT

☐ FBOC

☐ Teacher Org. Reps.

☐ Other

F. Administrative Recommendation:

The Superintendent recommends the Board approve minutes, as presented.

G. Fiscal Impact and Cost: Amount: N/A

H. Suggested Motion:

I move that the Hays CISD Board of Trustees approve Minutes from the June 15, 2026 Special Meeting – Level 3 Grievance Appeal Hearing, the June 22, 2026 Agenda Workshop, and June 29, 2026 Business Meeting, and July 27, 2026 Special Meeting – Superintendent Evaluation, as presented.

Minutes of Special Meeting – Level III Grievance Appeal Hearing June 15, 2026

Hays CISD Board of Trustees

These minutes are a record of the actions taken by the Hays CISD Board of Trustees in the meeting held on the above date. The complete video of the meeting is accessible at www.hayscisd.net for those who wish to hear the specific details of the discussions on the agenda topics presented.

A Special Meeting of the Board of Trustees of Hays CISD was held on Monday, June 15, 2026 beginning at 5:30 PM in the Merideth Keller Board Room at the Hays CISD Academic Support Center, located at 21003 Interstate 35, Kyle, TX 78640.

CALL TO ORDER: Establish a quorum

Board President Byron Severance called the meeting to order at 5:41 PM. All members of the Board were present with the exception of Trustee Alex Zavala.

PUBLIC FORUM

There was no one present requesting to address the Board.

CLOSED SESSION

The Board adjourned to Closed Session at 5:42 PM to deliberate and consult with legal counsel regarding the Level 3 Grievance Appeal Hearing, pursuant to Tx. Gov't Code Section 551.071 and 551.074 and to conduct a Level 3 Grievance Appeal Hearing per Board Policy DGBA (Local), pursuant to Tx. Gov't Code Section 551.074 and 551.082.

RECONVENE IN OPEN SESSION

Board President Byron Severance called the Board back to order to reconvene in open session at 8:08 PM.

ACTION ITEMS

Consideration and possible action, if any, resulting from Closed Session

Discussion and possible action regarding Level 3 Grievance Appeal Hearing in connection with DGBA (Legal) and DGBA (Local)

Board President Byron Severance introduced the agenda item and moved that the Hays CISD Board of Trustees deny the level 3 grievance, as presented. Trustee Courtney Runkle seconded the motion. There was no further discussion, and the motion passed by a vote of 6-0 with Trustee Courtney Runkle, Vice President Geoff Seibel, Board President Byron Severance, Board Secretary Esperanza Orosco, Trustee Katy Armstrong, and Trustee Raul Vela voting YES. Trustee Alex Zavala was not present to cast a vote. There were no trustees voting NO on this agenda item. Mr. Severance read a statement as follows, "It is the decision of this Board that the grievance was not timely under district policy. Further, the grievance does not raise evidence of a violation of law or district policy. The Board thanks you for using the district grievance process for addressing your concerns. The Board is grateful for your service to the children of this district."

ADJOURN

President Severance announced that the next scheduled Board meeting will be held on Monday, June 22nd at 5:30PM. No further business was conducted, and President Severance announced that the meeting was adjourned at 8:09 PM.

Minutes of Regular Meeting

June 22, 2026

Hays CISD Board of Trustees

These minutes are a record of the actions taken by the Hays CISD Board of Trustees in the meeting held on the above date. The complete video of the meeting is accessible at www.hayscisd.net for those who wish to hear the specific details of the discussions on the agenda topics presented.

A Regular Meeting of the Board of Trustees of Hays CISD was held on Monday, June 22, 2026 beginning at 5:30 PM in the Merideth Keller Board Room at the Hays CISD Academic Support Center, located at 21003 Interstate 35, Kyle, TX 78640.

CALL TO ORDER: Establish a quorum

Board President Byron Severance called the meeting to order at 5:31 PM. All trustees were present to include Trustee Courtney Runkle, Board Vice President Geoff Seibel, Trustee Alex Zavala, Board President Byron Severance, Board Secretary Esperanza Orosco, Trustee Katy Armstrong, and Trustee Raul Vela.

PLEDGE OF ALLEGIANCE TO THE UNITED STATES AND TEXAS FLAGS

Trustee Esperanza Orosco led the Board in the Pledge of Allegiance to the US and Texas flags.

MISSION STATEMENT

Board Secretary Geoff Seibel read the Hays CISD Board of Trustees Mission Statement.

SOCIAL CONTRACT

Trustee Alex Zavala read the Hays CISD Board of Trustees Social Contract.

PUBLIC FORUM

There was no one present requesting to address the Board during this portion of the meeting.

PUBLIC HEARING: Optional Flexible School Day Program for the 2026-2027 School Year at Live Oak Academy

There was no one present requesting to address the Board during this portion of the meeting. Deputy Academic Officer David Pierce and Director of Federal Programs and Grants Stephanie Norris addressed the Board to provide a summary of the program and the request. There were no questions from the Board regarding this agenda item.

PUBLIC HEARING: Budget and Proposed Tax Rate for the 2026-2027 School Year

This public hearing is scheduled for June 29, 2026. Information regarding this hearing is presented at the Action agenda item at a later time during this meeting.

CLOSED SESSION

The Board adjourned to Closed Session at 5:35 PM to deliberate regarding safety and security, including security personnel, systems, infrastructure, and/or devices, pursuant to Tx. Gov't Code Section 551.076, and to deliberate regarding the Superintendent's recommendations for employment, resignations, extended leave, and personnel matters, pursuant to Tx. Gov't Code Section 551.074.5

RECONVENE IN OPEN SESSION

Board President Byron Severance called the Board back to order to reconvene in open session at 6:35 PM.

SUPERINTENDENT REPORT

Superintendent Dr. Eric Wright provided an update on recent achievements and events. He also spoke regarding a virtual school option beginning at the 26-27 school year as well as the open enrollment of the district. Dr. Wright also spoke regarding UIL Athletics fees for the upcoming 26-27 school year. He engaged

in conversation based on feedback and questions from Trustee Esperanza Orosco, Board Vice President Geoff Seibel, Trustee Courtney Runkle, and Board President Byron Severance.

STUDENT ACHIEVEMENT REPORT

This presentation is scheduled for the June 29, 2026 Board meeting.

INFORMATION ITEM

Annual Notice of Intent to Apply for Federal Grants

Board President Byron Severance introduced the agenda item. Stephanie Norris, Director of Grants and Federal Programs, addressed the Board to provide a summary of the agenda item. Mrs. Norris responded to feedback and questions from Mr. Severance.

CONSENT AGENDA

Board President Byron Severance introduced each item included in Consent Agenda opening for discussion.

Consideration and possible approval of the purchase of the learning management system, Schoology, for the 2026-2027 School Year - PowerSchool

Board President Byron Severance introduced the agenda item. Derek McDaniel, Executive Officer of Curriculum & Instruction, addressed the Board. He and Marivel Sedillo, Deputy Superintendent / Chief Academic Officer, responded to feedback and questions from Trustee Courtney Runkle, Board Secretary Esperanza Orosco, Trustee Raul Vela, and Board Vice President Geoff Seibel.

Consideration and possible approval of the Agreement between Hays CISD and Communities in Schools for Services for the 2026-2027 School Year

Board President Byron Severance introduced the agenda item. Marivel Sedillo, Deputy Superintendent / Chief Academic Officer, addressed the Board and responded to feedback and questions from Trustee Courtney Runkle.

Consideration and possible approval to Renew the Memorandum of Understanding between Hays CISD and Texas State University for the Teacher Fellows Program

Board President Byron Severance introduced the agenda item. Christina Courson, Chief Human Resources Officer, and Marivel Sedillo, Deputy Superintendent / Chief Academic Officer, addressed the Board and responded to feedback and questions from Board Vice President Geoff Seibel, President Byron Severance, and Secretary Esperanza Orosco.

Consideration and possible approval of the Memorandum of Understanding between Hays CISD and Texas State University Teacher Residency Partnership

Board President Byron Severance introduced the agenda item. Christina Courson, Chief Human Resources Officer, addressed the Board and responded to comments from Mr. Severance.

Consideration and possible approval of the submission of the application for the Texas Education Agency waiver for the Optional Flexible School Day Program at Live Oak Academy for the 2026-2027 School Year

Board President Byron Severance introduced the agenda item. David Pierce, Deputy Academic Officer, and Stephanie Norris, Director of Grants and Federal Programs, addressed the Board regarding this information during the earlier Public Hearing portion of the meeting. There were no follow-up questions from the Board.

Consideration and possible approval of the submission of the application for the Texas Education Agency waiver for Staff Development for the 2026-2027 School Year

Board President Byron Severance introduced the agenda item. Marivel Sedillo, Deputy Superintendent / Chief Academic Officer, addressed the Board to summarize. Superintendent Dr. Eric Wright also provided feedback and information to the Board. Ms. Sedillo and Dr. Wright responded to questions from Mr. Severance.

Consideration and possible approval of the submission of the application for the Texas Education Agency waiver for Pregnancy-Related Services On-Campus (CEHI) for the 2027-2028, 2028-2029, and 2029-2030 School Years

Board President Byron Severance introduced the agenda item. Stephanie Norris, Director of Grants and Federal Programs, addressed the Board to summarize the waiver application request. Mrs. Norris responded to feedback and questions from Mr. Severance and Trustee Raul Vela.

Consideration and possible approval of the submission of the application for the Texas Education Agency waiver for Foreign Exchange Students for the 2027-2028, 2028-2029, and 2029-2030 School Years

Board President Byron Severance introduced the agenda item. Stephanie Norris, Director of Grants and Federal Programs, addressed the Board. There were no questions from trustees.

Consideration and possible approval of the Minutes of the Board of Trustees Meetings

Board President Byron Severance introduced the agenda item. There were no questions regarding this agenda item.

Budget Amendments

Board President Byron Severance introduced the agenda item. Deborah Ottmers, Deputy Superintendent / Chief Financial Officer, addressed the Board and presented slides to summarize this final budget amendment of the current fiscal year. Mrs. Ottmers received feedback and responded to comments and questions from President Severance and Board Vice President Geoff Seibel.

Consideration and possible Adoption of Proposed Revisions to the Hays CISD Board Operating Procedures

Board President Byron Severance introduced the agenda item. Board Secretary Esperanza Orosco summarized the request and lead the review of the adjustments to the document. Ms. Orosco responded to feedback and questions from Trustee Courtney Runkle and President Severance.

ACTION ITEMS

Consideration and possible grant of a Temporary Utility Easement to Pedernales Electric Cooperative at 2025 Bond High School #4

Board President Byron Severance introduced the agenda item. Max Cleaver, Chief Operations Officer, addressed the Board to summarize the request. Mr. Cleaver received feedback and responded to questions from President Severance and Board Secretary Esperanza Orosco. President Severance moved that the Hays CISD Board of Trustees grant a temporary utility easement to Pedernales Electric Cooperative (PEC), and authorize the Superintendent and/or Board President to negotiate and execute additional PEC easement instruments necessary and convenient to construct and deliver 2025 Bond High School #4, as presented. Trustee Alex Zavala seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustee Courtney Runkle, Board Secretary Geoff Seibel, Trustee Alex Zavala, Board President Byron Severance, Board Secretary Esperanza Orosco, Trustee Katy Armstrong, and Trustee Raul Vela all voted YES. There were no votes of NO on this agenda item.

ACTION ITEMS – Discussion of items scheduled for possible action at the June 29, 2026 Board meeting

Consideration and possible action, if any, resulting from Closed Session

Consideration and possible approval of the Superintendent's Recommendations for Employment Contracts for Administrators, Certified Professionals, and Professionals for the 2026-2027 and 2027-2028 School Years

Board President Byron Severance introduced the agenda item. Superintendent Dr. Eric Wright confirmed that this agenda item is scheduled for discussion and action at the June 29, 2026 Board meeting.

Consideration and possible approval of the Superintendent's recommendations to contractually employ Administrative Personnel

Board President Byron Severance introduced this item, stating that it is scheduled for discussion and action at the June 29, 2026 Board meeting.

Consideration and possible adoption of Proposed Amendments to the Hays CISD District of Innovation Plan
Board President Byron Severance introduced the agenda item. Chief Human Resources Officer Christina Courson addressed the Board to provide additional information. She, Chief Financial Officer Deborah Ottmers, and Superintendent Dr. Eric Wright, responded to questions from Board Secretary Esperanza Orosco, Trustee Katy Armstrong, Trustee Raul Vela, Board Vice President Geoff Seibel, and Trustee Courtney Runkle.

Consideration and possible adoption of the proposed revisions to the Hays CISD Employee Compensation Plan for the 2026-2027 School Year
Board President Byron Severance introduced this agenda item. Christina Courson addressed the Board to summarize. Ms. Courson responded to feedback from Board Secretary Esperanza Orosco.

Consideration and possible adoption of the General Fund, Debt Service Fund, and Food Service Fund budgets for the 2026-2027 School Year
Board President Byron Severance introduced this agenda item. Deborah Ottmers, Chief Financial Officer, presented slides and responded to feedback and questions from President Byron Severance, Trustee Raul Vela, and Board Vice President Geoff Seibel.

The Board paused for a break, returning to the dais at 8:57PM.

Consideration and possible adoption of an order authorizing the issuance of Hays Consolidated Independent School District Unlimited Tax Bonds, in one or more series; levying a tax and providing for the security and payment thereof; authorizing a pricing officer to approve the award of the sale thereof in accordance with specified parameters; declaring official intent to reimburse certain costs and enacting other provisions related thereto

Board President Byron Severance introduced the agenda item. Deborah Ottmers, Chief Financial Officer, long with Jerry Kyle of Orrick, Herrington & Sutcliffe LLP and Robert Traylor of RBC addressed the Board and responded to questions and feedback from Board Vice President Geoff Seibel, Trustee Raul Vela, Trustee Courtney Runkle, Board Secretary Esperanza Orosco, and Board President Byron Severance.

Consideration and possible adoption of a Resolution adopting the Governmental Accounting Standards Board Statement 54 regarding Fund Balance Expenditures
Board President Byron Severance introduced the agenda item. Deborah Ottmers, Chief Financial Officer, addressed the Board to summarize the request. There were no questions from the Board.

Consideration and possible approval of the selection of a Property Management Company for Future PPCD-Upward Communities / Hays CISD Housing Development
Board President Byron Severance introduced the agenda item. Christina Courson, Chief Human Resources Officer, introduced Deborah Ottmers, Chief Financial Officer, to take the lead of this agenda item. Mrs. Ottmers addressed the Board to provide details. There were no questions from trustees.

Consideration and possible approval of the grant-funded purchase of Cell Phone Storage Pouches and Unlocking Keys – MOS Equipment
Board President Byron Severance introduced the agenda item. Jeri Skrocki, Chief Safety & Security Officer, and Cynthia Zapata, Director of Student Services, addressed the Board, received feedback, and responded to comments and questions from Trustee Courtney Runkle, and President Severance.

Consideration and possible approval of the purchase of Samsara Security Products and Services for district vehicles - Samsara
Board President Byron Severance introduced the agenda item. Max Cleaver, Chief Operations Officer, addressed the Board to summarize the request. Cassandra Behr, Director of Transportation, also addressed the Board to provide additional details. There was a brief pause in presentation, then a return to the presentation to complete. There were no questions from the Board.

Note: During the presentation of the action item for Samsara Security Products and Services, the online streaming platform went offline. The meeting was paused at 9:45 PM, returning to online streaming at 10:14 PM during the presentation and discussion of the action item for print shop production machines. A full archive of the meeting was provided to Swagit for upload to make the meeting fully available online for viewing.

Consideration and possible approval of the purchase and installation of replacement Bard Units for Portable Buildings at Tom Green Elementary School, Barton Middle School, Chapa Middle School, and Hays High School – Austin Air Systems

Board President Byron Severance introduced the agenda item. Max Cleaver, Chief Operations Officer, addressed the Board. There were no questions from trustees.

Consideration and possible approval of the Procurement of Waste Collection and Recycling Services – Texas Disposal Systems

Board President Byron Severance introduced the agenda item. Max Cleaver, Chief Operations Officer, addressed the Board to summarize the request. Mr. Cleaver and Brandon Porter, Director of Custodial and Maintenance, responded to questions from Trustee Raul Vela.

Consideration and possible approval of the purchase of Production Machines for Hays CISD Print Shop – Konica Minolta

Board President Byron Severance introduced the agenda item. Coordinator of Purchasing Anston Shockley, and Print Shop Manager Wes Eaton addressed the Board to summarize the request and responded to feedback and questions from Trustee Courtney Runkle.

Consideration and possible approval of the purchase of Copy and Production Paper – Clampitt Paper

Board President Byron Severance introduced the agenda item. Coordinator of Purchasing Anston Shockley, and Print Shop Production Manager Wes Eaton addressed the Board to summarize the request. There were no questions from the Board.

Consideration and possible adoption of the Hays CISD Board Meeting Calendar for the 2026-2027 School Year

Board President Byron Severance introduced the agenda item and led the trustees in discussion of proposed meeting dates.

INFORMATION ITEM

Update on District Safety & Security Initiatives

Board President Byron Severance introduced the agenda item. There were no updates from the department nor questions from the Board regarding this agenda item.

Update on District Bond, Construction, and Renovation Projects

Board President Byron Severance introduced the agenda item. Presentation of this information is scheduled for Monday, June 29, 2026.

Annual Notice of Intent to apply for Federal Grants

Board President Byron Severance introduced the agenda item. Stephanie Norris, Director of Grants and Federal Programs addressed the Board and responded to comments and questions from President Severance.

Financial Statements

Board President Byron Severance introduced the agenda item. There were no questions from the Board regarding this agenda item.

First Reading of Proposed Revisions to Local Policy CFB – Accounting: Inventories

Board President Byron Severance introduced the agenda item. Board Secretary Esperanza Orosco led trustees in discussion of this agenda item. There were no questions.

First Reading of Proposed Revisions to Local Policy FDA – Admissions: Interdistrict Transfers
Board President Byron Severance introduced the agenda item. Board Secretary Esperanza Orosco led trustees in discussion of this agenda item. There were no questions.

First Reading of TASB Policy Update 127 Affecting Local Policies
Board President Byron Severance introduced the agenda item. Board Secretary Esperanza Orosco led trustees in discussion of this agenda item. There were no questions.

REQUESTS FOR INFORMATION FROM THE BOARD OF TRUSTEES

Board President Byron Severance introduced the agenda item. There were no requests for information.

ADJOURN

Board President Byron Severance noted that the next Board meeting is scheduled for Monday, June 29, 2026 at 5:30pm. No further business was conducted, and President Severance announced that the meeting was adjourned at 10:33 PM.

Minutes of Regular Meeting

June 29, 2026

Hays CISD Board of Trustees

These minutes are a record of the actions taken by the Hays CISD Board of Trustees in the meeting held on the above date. The complete video of the meeting is accessible at www.hayscisd.net for those who wish to hear the specific details of the discussions on the agenda topics presented.

A Regular Meeting of the Board of Trustees of Hays CISD was held on Monday, June 29, 2026 beginning at 5:30 PM in the Merideth Keller Board Room at the Hays CISD Academic Support Center, located at 21003 Interstate 35, Kyle, TX 78640.

CALL TO ORDER: Establish a quorum

Board President Byron Severance called the meeting to order at 5:30 PM. All trustees were present to include Trustee Courtney Runkle, Board Vice President Geoff Seibel, Trustee Alex Zavala, Board President Byron Severance, Board Secretary Esperanza Orosco, Trustee Katy Armstrong, and Trustee Raul Vela.

PLEDGE OF ALLEGIANCE TO THE UNITED STATES AND TEXAS FLAGS

Trustee Esperanza Orosco led the Board in the Pledge of Allegiance to the US and Texas flags.

MISSION STATEMENT

Board Secretary Geoff Seibel read the Hays CISD Board of Trustees Mission Statement.

SOCIAL CONTRACT

Trustee Raul Vela read the Hays CISD Board of Trustees Social Contract.

PUBLIC FORUM

There was no one present requesting to address the Board during this portion of the meeting.

PUBLIC HEARING: Budget and Proposed Tax Rate for the 2026-2027 School Year

There was no one present requesting to address the Board during this portion of the meeting.

CLOSED SESSION

The Board adjourned to Closed Session at 5:32 PM to deliberate regarding safety and security, including security personnel, systems, infrastructure, and/or devices, pursuant to Tx. Gov't Code Section 551.076, and to deliberate regarding the Superintendent's recommendations for employment, resignations, extended leave, and personnel matters, pursuant to Tx. Gov't Code Section 551.074.

RECONVENE IN OPEN SESSION

Board President Byron Severance called the Board back to order to reconvene in open session at 7:20 PM.

SUPERINTENDENT REPORT

There were no new updates for this agenda item from the June 22, 2026 Board meeting. There were no questions from trustees.

STUDENT ACHIEVEMENT REPORT

Jaime Kinslow, Director of Assessment & Accountability, presented slides to the Board. Ms. Kinslow and Derek McDaniel, Executive Officer of Curriculum & Instruction, received feedback and responded to questions from all trustees.

CONSENT AGENDA

Board President Byron Severance asked trustees if there were any request to pull any consent item for individual discussion or action. Seeing none, Mr. Severance moved that the Hays CISD Board of Trustees approve the consent agenda, as presented. Trustee Courtney Runkle seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Consideration and possible approval of the purchase of the learning management system, Schoology, for the 2026-2027 School Year - PowerSchool

There was no discussion of this agenda item.

Consideration and possible approval of the Agreement between Hays CISD and Communities in Schools for Services for the 2026-2027 School Year

There was no discussion of this agenda item.

Consideration and possible approval to Renew the Memorandum of Understanding between Hays CISD and Texas State University for the Teacher Fellows Program

There was no discussion of this agenda item.

Consideration and possible approval of the Memorandum of Understanding between Hays CISD and Texas State University Teacher Residency Partnership

There was no discussion of this agenda item.

Consideration and possible approval of the submission of the application for the Texas Education Agency waiver for the Optional Flexible School Day Program at Live Oak Academy for the 2026-2027 School Year

There was no discussion of this agenda item.

Consideration and possible approval of the submission of the application for the Texas Education Agency waiver for Staff Development for the 2026-2027 School Year

There was no discussion of this agenda item.

Consideration and possible approval of the submission of the application for the Texas Education Agency waiver for Pregnancy-Related Services On-Campus (CEHI) for the 2027-2028, 2028-2029, and 2029-2030 School Years

There was no discussion of this agenda item.

Consideration and possible approval of the submission of the application for the Texas Education Agency waiver for Foreign Exchange Students for the 2027-2028, 2028-2029, and 2029-2030 School Years

There was no discussion of this agenda item.

Consideration and possible approval of the Minutes of the Board of Trustees Meetings

There was no discussion of this agenda item.

Budget Amendments

There was no discussion of this agenda item.

Consideration and possible Adoption of Proposed Revisions to the Hays CISD Board Operating Procedures

There was no discussion of this agenda item.

ACTION ITEMS

Consideration and possible action, if any, resulting from Closed Session

Consideration and possible approval of the Superintendent's Recommendations for Employment Contracts for Administrators, Certified Professionals, and Professionals for the 2026-2027 and 2027-2028 School Years

Board President Byron Severance introduced the agenda item and moved that the Hays CISD Board of Trustees approve the Superintendent's recommendations for employment contracts for administrators, certified professionals, and professionals for the 2026-2027 and 2027-2028 school years, as discussed. Trustee Courtney Runkle seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Consideration and possible approval of the Superintendent's recommendations to contractually employ Administrative Personnel

Board President Byron Severance introduced this item and moved that the Hays CISD Board of Trustees approve the Superintendent's recommendation to contractually employ administrative personnel, as discussed. Trustee Courtney Runkle seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item. Dr. Eric Wright introduced new administrative staff as follows: Tina Salazar as Executive Officer of Schools, Cassandra Chapa as Executive Officer of Schools, Ruben Sarinana as Hays High School Assistant Principal, Randolph Zapalac as Impact Center Assistant Principal, Anston Shockley as Director of Purchasing, Joe Mitchell as Hays High School Principal, Cody Mize as Live Oak Academy Principal, Sara Sparks as Uhland Elementary School Principal, Adrian Reyes as Lehman High School Assistant Principal, Julie Rosales as Uhland Elementary School Assistant Principal, Yesenia Flores as Lehman High School Academic Dean, Homero Gonzalez as Wallace Middle School Assistant Principal.

Consideration and possible approval of the procurement of Waste Collection and Recycling Services – Texas Disposal Systems

Board President Byron Severance introduced the agenda item. Stephanie Quimby of Texas Disposal Systems addressed the Board of Trustees and responded to feedback and questions from trustee Courtney Runkle and President Byron Severance. Mr. Severance moved that the Hays CISD Board of Trustees approve the procurement of waste collection and recycling services from Texas Disposal Systems for an amount not to exceed \$445,312.00, and authorize the Superintendent to negotiate and execute a satisfactory contract, as presented. Trustee Courtney Runkle seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Consideration and possible adoption of Proposed Amendments to the Hays CISD District of Innovation Plan

Board President Byron Severance introduced the agenda item requested information from Deborah Ottmers, Chief Financial Officer, regarding Amendment #10. Mr. Severance moved that the Hays CISD Board of Trustees adopt the proposed amendments to the Hays CISD District of Innovation Plan, as presented. Trustee Courtney Runkle seconded the motion. Further discussion was prompted by Trustee Raul Vela and Board Secretary Esperanza Orosco. The motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Consideration and possible adoption of the proposed revisions to the Hays CISD Employee Compensation Plan for the 2026-2027 School Year

Board President Byron Severance introduced this agenda item. Board Secretary Esperanza Orosco commented. Mr. Severance moved that the Hays CISD Board of trustees adopt the proposed revisions to the Hays CISD Employee Compensation Plan for the 2026-2027 School Year, noting that any current of future cost-of-living increase approved by the Board is for returning employees only, as presented. Trustee Courtney Runkle seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Consideration and possible adoption of the General Fund, Debt Service Fund, and Food Service Fund budgets for the 2026-2027 School Year

Board President Byron Severance introduced this agenda item. Board Secretary and President Severance commented. Mr. Severance moved that the Hays CISD Board of Trustees adopt the General Fund, Debt Service Fund, and Food Service Fund budgets for the 2026-2027 School Year, as presented. Board Secretary Esperanza Orosco seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Consideration and possible adoption of an order authorizing the issuance of Hays Consolidated Independent School District Unlimited Tax Bonds, in one or more series; levying a tax and providing for the security and payment thereof; authorizing a pricing officer to approve the award of the sale thereof in accordance with specified parameters; declaring official intent to reimburse certain costs and enacting other provisions related thereto

Board President Byron Severance introduced the agenda item. Deborah Ottmers, Chief Financial Officer, addressed the Board to summarize the request. There were no questions from the Board. President Severance moved that the Hays CISD Board of Trustees adopt the order authorizing the issuance of Hays Consolidated Independent School District Unlimited Tax Bonds, in one or more series; levying a tax and providing for the security and payment thereof; authorizing a pricing officer to approve the award of the sale thereof in accordance with specified parameters; declaring official intent to reimburse certain costs; and enacting other provisions related thereto, as presented. Trustee Courtney Runkle seconded the motion. Trustee Raul Vela commented. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Consideration and possible adoption of a Resolution adopting the Governmental Accounting Standards Board Statement 54 regarding Fund Balance Expenditures

Board President Byron Severance introduced the agenda item and moved that the Hays CISD Board of Trustees adopt the GASB 54 resolution, as presented. Trustee Katy Armstrong seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Consideration and possible approval of the selection of a Property Management Company for Future PPCD-Upward Communities / Hays CISD Housing Development

Board President Byron Severance introduced the agenda item and moved that the Hays CISD Board of Trustees approve the selection of the property management company, UC Hays Development, LLC, for the future PPCD-Upward Communities / Hays CISD housing development, as presented. Board Secretary Esperanza Orosco seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Consideration and possible approval of the grant-funded purchase of Cell Phone Storage Pouches and Unlocking Keys – MOS Equipment

Board President Byron Severance introduced the agenda item and moved that the Hays CISD Board of Trustees approve the Texas Phone Free Grant-funded purchase of cell phone storage pouches and unlocking keys from MOS Equipment for an amount not to exceed \$152,657.42, as presented. Trustee Courtney Runkle seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item. Trustee Raul Vela moved to reconsider the motion. Trustee Courtney Runkle seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item. Board President Byron Severance moved that the Hays CISD Board of Trustees approve the Texas Phone Free Grant-funded purchase of cell phone storage pouches and unlocking keys from MOS Equipment for an amount not to exceed \$152,657.42, as presented. Trustee Raul Vela seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Consideration and possible approval of the purchase of Samsara Security Products and Services for district vehicles - Samsara

Board President Byron Severance introduced the agenda item and moved that the Hays CISD Board of Trustees approve the purchase of Samsara security camera products and services for district vehicles for an amount not to exceed \$367,098.00, as presented. Trustee Raul Vela seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Consideration and possible approval of the purchase and installation of replacement Bard Units for Portable Buildings at Tom Green Elementary School, Barton Middle School, Chapa Middle School, and Hays High School – Austin Air Systems

Board President Byron Severance introduced the agenda item and moved that the Hays CISD Board of Trustees approve the purchase and installation of replacement Bard units for portable classrooms at Tom Green Elementary School, Barton Middle School, Chapa Middle School, and Hays High School by Austin Air Services for an amount not to exceed \$122,647, as presented. Trustee Alex Zavala seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Consideration and possible approval of the purchase of Production Machines for Hays CISD Print Shop – Konica Minolta

Board President Byron Severance introduced the agenda item and moved that the Hays CISD Board of Trustees approve the purchase of production machines for Hays CISD Print Shop from Konica Minolta for an amount not to exceed \$320,641.01, as presented. Trustee Katy Armstrong seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Consideration and possible approval of the purchase of Copy and Production Paper – Clampitt Paper

Board President Byron Severance introduced the agenda item and moved that the Hays CISD Board of Trustees approve the purchase of copy and production paper from Clampitt for an amount not exceed \$270,000, as presented. Trustee Raul Vela seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel,

Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Consideration and possible adoption of the Hays CISD Board Meeting Calendar for the 2026-2027 School Year

Board President Byron Severance introduced the agenda item and moved that the Hays CISD Board of Trustees approve the 2026-2027 Hays CISD Board Meeting Calendar, as presented. Trustee Courtney Runkle seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Second Reading and possible adoption of proposed revisions to Local Policy CFB – Accounting: Inventories

Board President Byron Severance introduced the agenda item and moved that the Hays CISD Board of Trustees adopt the proposed revisions to Local Policy CFB – Accounting: Inventories, as presented and discussed. Trustee Courtney Runkle seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Second Reading and possible adoption of proposed revisions to Local Policy FDA – Admissions: Interdistrict Transfers

Board President Byron Severance introduced the agenda item and moved that the Hays CISD Board of Trustees adopt the proposed revisions to Local Policy FDA – Admissions: Interdistrict Transfers, as presented and discussed. Trustee Katy Armstrong seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

Second Reading and Possible Adoption of TASB Policy Update 126 Affecting Local Policies

Board President Byron Severance introduced the agenda item and moved that the Hays CISD Board of Trustees adopt TASB Policy Update 126 affecting local policies, as presented and discussed. Trustee Courtney Runkle seconded the motion. There was no further discussion, and the motion passed by a vote of 7-0 where Trustees Courtney Runkle, Geoff Seibel, Alex Zavala, Byron Severance, Esperanza Orosco, Katy Armstrong, and Raul Vela all voted YES. There were no votes of NO on this agenda item.

INFORMATION ITEM

Update on District Safety & Security Initiatives

Board President Byron Severance introduced the agenda item. There were no updates from the department nor questions from the Board regarding this agenda item.

Update on District Bond, Construction, and Renovation Projects

Board President Byron Severance introduced the agenda item. Nathan Wensowitch, Executive Director of Facilities, Construction, and Bond Programs, addressed the Board to provide a detailed update of construction projects. Mr. Wensowitch received feedback and responded to questions from Trustee Raul Vela, Board Vice President Geoff Seibel, Trustee Courtney Runkle, Trustee Alex Zavala, and Board President Byron Severance.

Annual Notice of Intent to apply for Federal Grants

Board President Byron Severance introduced the agenda item. There were no questions from the Board.

Financial Statements

Board President Byron Severance introduced the agenda item and commented. There were no questions from the Board regarding this agenda item.

REQUESTS FOR INFORMATION FROM THE BOARD OF TRUSTEES

Board President Byron Severance introduced the agenda item. Trustee Raul Vela requested information.

ADJOURN

Board President Byron Severance noted that the next Board meeting is scheduled for Monday, July 27, 2026 at 5:30pm. No further business was conducted, and President Severance announced that the meeting was adjourned at 8:49 PM.

Minutes of Special Meeting – Superintendent Evaluation July 27, 2026

Hays CISD Board of Trustees

These minutes are a record of the actions taken by the Hays CISD Board of Trustees in the meeting held on the above date. The complete video of the meeting is accessible at www.hayscisd.net for those who wish to hear the specific details of the discussions on the agenda topics presented.

A Special Meeting of the Board of Trustees of Hays CISD was held on Monday, July 27, 2026 beginning at 5:30 PM in the Merideth Keller Board Room at the Hays CISD Academic Support Center, located at 21003 Interstate 35, Kyle, TX 78640.

CALL TO ORDER: Establish a quorum

Board President Byron Severance called the meeting to order at 5:30 PM. Trustees present included Trustee Courtney Runkle, Trustee Alex Zavala, Board President Byron Severance, Board Secretary Esperanza Orosco, Trustee Katy Armstrong, and Trustee Raul Vela. Board Vice President Geoff Seibel was absent from the meeting.

PUBLIC FORUM

There was no one present requesting to address the Board during this portion of the meeting.

CLOSED SESSION

The Board adjourned to Closed Session at 5:30 PM to deliberate regarding the Superintendent's recommendations for employment, resignations, extended leave, and personnel matters, pursuant to Tx. Gov't Code Section 551.074.

RECONVENE IN OPEN SESSION

Board President Byron Severance called the Board back to order to reconvene in open session at 6:29 PM.

ACTION ITEMS

Consideration and possible action, if any, resulting from Closed Session

Consideration and possible approval of the Superintendent's recommendations to contractually employ Administrative Personnel

Board President Byron Severance introduced this item and moved that the Hays CISD Board of Trustees approve the Superintendent's recommendation to contractually employ administrative personnel, as discussed. Trustee Raul Vela seconded the motion. There was no further discussion, and the motion passed by a vote of 6-0 where Trustees Courtney Runkle, Alex Zavala, Byron Severance, Raul Vela, Katy Armstrong, and Esperanza Orosco all voted YES. Trustee Geoff Seibel was not present to cast a vote. There were no votes of NO on this agenda item. Dr. Eric Wright introduced Graciela Zamarripa-Juarez as a new Assistant Principal for Johnson High School.

Consideration and possible approval of the temporary suspension of a portion of Policy DC (Local) from July 28, 2026 through August 23, 2026

Board President Byron Severance introduced the agenda item to open discussion. Dr. Eric Wright, Superintendent, responded to questions from Trustees Courtney Runkle, Raul Vela, and Esperanza Orosco. President Severance moved that the Hays CISD Board of Trustees approve the temporary suspension of a portion of Policy DC (Local) from July 28, 2026 through August 23, 2026, as discussed. Trustee Raul Vela seconded the motion. There was no further discussion, and the motion passed by a vote of 5-1, where trustees Alex Zavala, Byron Severance, Raul Vela, Katy Armstrong, and Esperanza Orosco all voted YES. Trustee Courtney Runkle voted NO. Trustee Geoff Seibel was not present to cast a vote.

Consideration and possible appointment of a Texas Association of School Boards Delegate and Alternate Delegate for the Annual TASA/TASB Convention

Board President Byron Severance introduced the agenda item to begin discussion. Trustee Courtney Runkle commented. Mr. Severance moved that the Hays CISD Board of Trustees approve the nomination for Delegate, Byron Severance, and Alternate Delegate, Esperanza Orosco, for the 2026 TASA/TASB Convention, as discussed. Trustee Katy Armstrong seconded the motion. There was no further discussion, and the motion passed by a vote of 6-0 where trustees Courtney Runkle, Alex Zavala, Byron Severance, Raul Vela, Katy Armstrong, and Esperanza Orosco all voted YES. Trustee Geoff Seibel was not present to cast a vote. There were no votes of NO on this agenda item.

CLOSED SESSION

The Board adjourned to Closed Session at 6:36 PM for preparation of Summative Evaluation Document for Superintendent, and to deliberate and discuss the results of evaluation, contract, and compensation with Superintendent, pursuant to Tx. Gov't Code Sec. 551.074.

RECONVENE IN OPEN SESSION

Board President Byron Severance called the Board back to order to reconvene in open session at 9:23 PM.

ACTION ITEMS

Consideration and possible action, if any, resulting from closed session

Consideration and possible acceptance of the Summative Evaluation Document for the Superintendent

Board President Byron Severance introduced the agenda item and moved that the Hays CISD Board of Trustees accept the summative evaluation document for the Superintendent, as discussed. Board Secretary Esperanza Orosco seconded the motion. There was no further discussion, and the motion passed by a vote of 6-0 where trustees Courtney Runkle, Alex Zavala, Byron Severance, Raul Vela, Katy Armstrong, and Esperanza Orosco all voted YES. Trustee Geoff Seibel was not present to cast a vote. There were no votes of NO on this agenda item.

Consideration and possible action to approve the Superintendent's Retirement Resignation

Board President Byron Severance introduced this agenda item and moved that the Hays CISD Board of Trustees accept the retirement of Superintendent Dr. Eric Wright effective February 28, 2026, and authorize the Board President to initiate the search process for a permanent replacement, including the solicitation of search firm proposals, as discussed. Trustee Raul Vela seconded the motion. There was no further discussion, and the motion passed by a vote of 6-0 where trustees Courtney Runkle, Alex Zavala, Byron Severance, Raul Vela, Katy Armstrong, and Esperanza Orosco all voted YES. Trustee Geoff Seibel was not present to cast a vote. There were no votes of NO on this agenda item. Mr. Severance addressed the Board noting future agenda items titled "The Wright Way" to be seen at upcoming Board meetings.

REQUESTS FOR INFORMATION FROM THE BOARD OF TRUSTEES

Board President Byron Severance introduced the agenda item. There were no requests for information.

ADJOURN

Board President Byron Severance noted that the next Board meeting is scheduled for Monday, August 17, 2026 at 5:30pm. No further business was conducted, and President Severance announced that the meeting was adjourned at 9:27 PM.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: J.1a

Board Goal: Student Achievement

Subject: Consideration and possible approval of the Superintendent's recommendations to contractually employ Administrative Personnel

Administrator Responsible/Position: Dr. Eric Wright, Superintendent
Christina Courson, Chief Human Resources Officer

A. Purpose of Agenda Item:

☒ Action needed ☐ Information only ☐ Receive input

B. Authority for This Action:

☒ Local Policy: ☒ Law or Rule ☐ N/A
DC – Employment Practices DC – Employment Practices
DP – Personnel Positions DP – Personnel Positions

C. Goal or Need Addressed: Request approval of the hire of recommended positions.

D. Summary:

☐ Previous board action relating to this item: N/A
☐ Future action anticipated: N/A
☒ Background information: In accordance with policy DC (Local), the Superintendent has sole authority to recommend the employment of contractual personnel who serve as administrators and the Board of Trustees retains final authority to approve such personnel.

E. Comments Received:

☒ Cabinet ☒ Other: Campus-Level Interview Committee and District-Level Committee

F. Administrative Recommendation: Administration recommends the Board of Trustees approve the Superintendent's recommendations regarding the employment of administrative professional personnel.

G. Fiscal Impact and Cost: Included in 2026-2027 Budget

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Christina Courson

Evaluation method and timeline: The contractual personnel who serve as administrators undergo an annual performance appraisal.

Next report to the Board: N/A

I. Suggested Motion:

I move that the Hays CISD Board of Trustees approve the Superintendent's recommendation to contractually employ administrative personnel, as discussed.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: J.1b

Board Goal: Finance

Subject: Consideration and possible approval of a Resolution Authorizing the Sale of Surplus Real Property

Administrator Responsible/Position: Max Cleaver, Chief Operations Officer

A. Purpose of Agenda Item:

☒ Action needed ☐ Information only ☐ Receive input

B. Authority for This Action:

☐ Local Policy: ☒ Law or Rule
CDB – Other Revenues: Sale, Lease, or Exchange of School-Owned Property

C. Goal or Need Addressed: Rebuild the District's fund balance

D. Summary:

☐ Previous board action relating to this item: N/A
☐ Future action anticipated: N/A
☒ Background information: Staff will review the offers received with Trustees.

E. Comments Received:

☒ Cabinet ☐ DLT ☐ FBOC ☐ Teacher Org. Reps. ☐ Other:

F. Administrative Recommendation: Administration recommends the sale of Historic Buda Elementary School – Upper Campus.

Advantages and benefits of this proposal: Selling land is part of the plan to rebuild the District's fund balance

G. Fiscal Impact and Cost: Revenue TBA

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Max Cleaver, Anston Shockley

I. Suggested Motion:

I move that the Hays CISD Board of Trustees approve a resolution authorizing the sale of surplus real property and authorize the Superintendent and/or Board President to negotiate and execute the purchase agreement and related documents necessary and convenient to close the transaction.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: J.2

Board Goal: Finance

Subject: Consideration and possible approval of the Agreement for the Purchase of Attendance Credit (Netting Chapter 48 Funding) (Option 3 Agreement) and to delegate Contractual Authority to the Superintendent

Administrator Responsible/Position: Deborah Ottmers, Deputy Superintendent / Chief Financial Officer

A. Purpose of Agenda Item:

☒ Action needed ☐ Information only ☐ Receive input

B. Authority for This Action:

☐ Local Policy: ☒ Law or Rule: *detailed below* ☐ N/A

C. Goal or Need Addressed: Reduce excess local revenue level for the 2026-2027 fiscal year based on Texas Education Agency current law estimates

D. Summary:

☒ Previous board action relating to this item: N/A

☐ Future action anticipated: N/A

☒ **Background information:** The District received notification of the determination by the Texas Education Agency (TEA or agency) that the district's Tier One local share under TEC, §48.256, may exceed the district's entitlement under TEC, §48.266(a)(1), less the district's distribution from the state available school fund, and/or the district's Tier Two local share described by TEC, §48.266(a)(5)(B), may exceed the amount described by TEC, §48.202(a-1)(2), for school year 2026–2027. Based on these estimates, the district's estimated local yield per penny per student in weighted average daily attendance (WADA) exceeds the Tier Two (level two) guaranteed yield, however TEA estimates the excess Tier One and Tier Two revenue to be \$0 resulting in \$0 excess revenue payment. As a result of the current law and estimates by TEA, the district is required to submit an "Excess Local Revenue Intent Option" along with a "Purchase of Attendance Credit (Netting)" contract before the district can proceed with adoption of its tax rate.

E. Comments Received:

☒ Cabinet ☐ DLT ☐ FBOC ☐ Teacher Org. Reps. ☐ Other:

F. Administrative Recommendation: The administration recommends approving the Agreement for the Purchase of Attendance Credit (Netting Chapter 48 Funding) (Option 3 Agreement) and delegating contractual authority to the Superintendent as presented.

G. Fiscal Impact and Cost: N/A

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Deborah Ottmers

I. Suggested Motion:

I move that the Hays CISD Board of Trustees approve the Agreement for the Purchase of Attendance Credit (Netting Chapter 48 Funding) (Option 3 Agreement) and to delegate contractual authority to the Superintendent.

For the 2026–2027 school year, we delegate contractual authority to obligate the school district under Texas Education Code (TEC) §11.1511(c)(4) to the superintendent, solely for the purpose of obligating the district under TEC, §48.257 and TEC, Chapter 49, Subchapters A and D, and the rules adopted by the commissioner of education as authorized under TEC, 49.006. This included approval of the Agreement for the Purchase of Attendance Credit or the Agreement for the Purchase of Attendance Credit (Netting Chapter 48 Funding).

Agreement for the Purchase of Attendance Credit (Netting Chapter 48 Funding)

This agreement is entered into pursuant to the Texas Education Code (TEC), Chapter 49, Subchapters A and D, and rules adopted by the commissioner of education as authorized by the TEC, §49.006. The purpose of this agreement is to enable the district to reduce its local revenue level to a level not to exceed the level established under TEC, §48.257 for the school year.

The school year to which this agreement applies is 2026 – 2027 (the “school year”).

The agreement is for Hays Consolidated Independent School District (“the district”), with a county-district number of 105-906, to purchase attendance credit from the state for the school year.

The local revenue level in excess of entitlement will be based on the commissioner’s estimate of the cost of credit as determined under TEC, §49.153, using the district’s projected maintenance and operations tax revenue that exceeds the level established under TEC, §48.257. Provisions in the TEC, §48.257(c), allow districts to offset the reduction of excess local revenue against state aid under Chapter 48, Education Code, that is not described by TEC, §48.266(a)(3) for the school year. A district that is subject to the reduction in excess local revenue agrees to offset its obligations against state aid in accordance with the provisions specified in the TEC, §48.257(c).

When near-final data are available following the close of the school year to which this agreement applies, the district’s entitlement under Chapter 48 will be recalculated. If the district’s state aid under Chapter 48, Education Code, that is not described by TEC, §48.266(a)(3) is less than the cost of recapture as determined by the commissioner in accordance with the TEC, §49.153, using near-final data, the district will be required to have an election and the recapture balance will be recovered in accordance with TEC, §48.272, by withholding subsequent allocations of state funds or requiring and obtaining a refund.

The actual cost of credit for the school year will be determined by the commissioner in accordance with the TEC, §49.153, when final data on the district’s maintenance and operations tax revenue that exceeds the level established under TEC, §48.257 is available.

The cost of purchased attendance credit will be reduced for county appraisal district costs. The reduction will be computed in accordance with the TEC, §49.157. If the reduction exceeds the cost for the school year, the difference will be carried forward and applied to each subsequent year’s cost until the total amount of the reduction has been exhausted.

Signature of President, Board of Trustees

Date

Signature of Secretary, Board of Trustees

Date

Signature of Superintendent

Date

Dr. Eric Wright

Typed Name of Superintendent

Date

Signature of Commissioner of Education or Designee

Date

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: J.3

Board Goal: Finance

Subject: Consideration and possible adoption of an order authorizing and providing for the defeasance and redemption of certain outstanding obligations of Hays Consolidated Independent School District; authorizing the execution of an escrow agreement; and containing other provisions related thereto

Administrator Responsible/Position: Deborah Ottmers, Chief Financial Officer

A. Purpose of Agenda Item:

☒ Action needed ☐ Information only ☐ Receive input

B. Authority for This Action:

☐ Local Policy: ☒ Law or Rule ☐ N/A

C. Goal or Need Addressed: Defeasance and redemption of certain outstanding obligations of the district.

D. Summary:

- ☐ Previous board action relating to this item: N/A
☒ Future action anticipated: N/A
☒ **Background information:** Consider adoption of an order authorizing and providing for the defeasance and redemption of certain outstanding obligations of Hays Consolidated Independent School District; authorizing the execution of an escrow agreement; and containing other provisions related thereto. **(SEE SUMMARY BELOW):**

Series	Est. Par Defeased	Est Interest Savings
Unlimited Tax School Building Bonds, Series 2018	\$1,230,000	\$503.931

E. Comments Received:

☒ Cabinet ☐ DLT ☐ FBOC ☐ Teacher Org. Reps. ☐ Other:

F. Administrative Recommendation: Administration recommends approval of the defeasance order.

G. Fiscal Impact and Cost: No cost anticipated

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action Deborah Ottmers

Evaluation method and time line: N/A

Next report to the board: N/A

I. Suggested Motion:

I move that the Hays CISD Board of Trustees adopt the order authorizing and providing for the defeasance and redemption of certain outstanding obligations, and containing other matters related thereto, as presented.

**AN ORDER AUTHORIZING THE REDEMPTION OF A PORTION OF
THE OUTSTANDING HAYS CONSOLIDATED INDEPENDENT SCHOOL
DISTRICT UNLIMITED TAX SCHOOL BUILDING BONDS, SERIES
2018A; AND CONTAINING OTHER RELATED MATTERS**

WHEREAS, the Board of Trustees (the “Board”) of the Hays Consolidated Independent School District (the “District”) previously adopted an order (the “Original Order”) authorizing the issuance of obligations designated as “Hays Consolidated Independent School District Unlimited Tax School Building Bonds, Series 2018A” (the “Series 2018A Bonds”); and

WHEREAS, the Series 2018A Bonds are currently outstanding in the principal amount of \$29,085,000, and

WHEREAS, a portion of the Series 2018A Bonds are subject to redemption prior to maturity at the option of the District; and

WHEREAS, the Original Order provides the notice requirements to effect the redemption of the Series 2018A Bonds; and

WHEREAS, it is in the best interest of the District to redeem a portion of the Series 2018A Bonds as herein provided in order to terminate the payment of interest thereon and to reduce the District’s aggregate debt service requirements in the years subsequent to the redemption date;

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF TRUSTEES OF THE HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT THAT:

Section 1.

(a) The Series 2018A Bonds, maturing on the dates and in the principal amounts set forth in **Exhibit A** hereto (the “Redeemed Obligations”), are hereby called for redemption, and shall be redeemed on the date set forth in **Exhibit A** hereto (the “Redemption Date”). The Board’s election to exercise the District’s right to redeem the Redeemed Obligations and direction to provide notice of redemption is irrevocable upon the District’s transfer of lawfully available funds pursuant to subsection (b) of this section.

(b) To effectuate the redemption of the Redeemed Obligations, at the direction of the President, Vice President, or Secretary of the Board or the District’s Superintendent or Chief Financial Officer (each, an “Authorized Representative”), the District shall transfer lawfully available funds in the amount sufficient to discharge the Redeemed Obligations (the “Defeasance Deposit”) to UMB Bank, N.A., the paying agent for the Redeemed Obligations; provided, that the Defeasance Deposit shall not exceed the lesser of (i) the amount required to defease and redeem the Redeemed Obligations and (ii) an amount that the Authorized Representative determines will preserve a sufficient balance in the District’s debt service fund.

Section 2.

(a) The Authorized Representative is hereby authorized (i) to execute and deliver an Escrow Agreement, in substantially the form attached hereto as **Exhibit B**, a deposit agreement or a similar agreement, a letter of instructions or any other instrument with UMB Bank, N.A., relating to the safekeeping, investment, administration and disposition of moneys deposited to effect the defeasance of the Refunded Bonds in such form and subject to such terms and conditions as the Authorized Representative determines may be necessary or convenient to accomplish the intent and purpose of this Order; and such Escrow Agreement, deposit agreement, letter of instruction, or other instrument as executed by said officials shall be deemed approved by the Board and constitute the Escrow Agreement herein approved.

(b) Each Authorized Representative, the District's Financial Advisor, and Bond Counsel, in cooperation with any escrow agent, are hereby authorized and directed to make the necessary arrangements for the deposit of cash and/or the purchase of any securities the delivery thereof to the escrow agent which shall be deposited to the credit of the special escrow fund established and maintained by the escrow agent for such purpose (the "Escrow Fund"), including the execution of subscription forms or agreements, if any, for the purchase of eligible securities for investment of amounts deposited to the Escrow Fund.

Section 3. An Authorized Representative is authorized and directed to instruct the paying agent/registrar for the Redeemed Obligations to provide notice of the defeasance and redemption of the Redeemed Obligations as provided and required by the Original Order.

Section 4. An Authorized Representative is authorized to engage a recognized firm of certified or independent public accountants or other qualified finance professionals (the "Verification Agent") to verify the sufficiency of the Defeasance Deposit to accomplish the defeasance of the Redeemed Obligations, to the extent such appointment is necessary or appropriate and in the event of the establishment of a net defeasance escrow fund; provided, however, that in the event of a gross defeasance of the Redeemed Obligations, the sufficiency of the Defeasance Deposit to accomplish such defeasance may be certified to the District by the District's Financial Advisor, the paying agent for the Redeemed Obligations or another qualified financial institution in lieu of verification by the Verification Agent.

Section 5. The President, Vice President, and Secretary of the Board are authorized to evidence adoption of this Order and, together with the District's Superintendent and Chief Financial Officer, execute and deliver such agreements, certificates, notices, letters and other instruments as any such official shall deem necessary, appropriate or convenient to effect the defeasance and redemption described herein and otherwise give effect to the intent and purpose hereof.

Section 6. The Board hereby approves payment from lawfully available District funds of professional fees and expenses of the District's Financial Advisor and Bond Counsel, the Escrow Agent, the Verification Agent, and the paying agent/registrar(s) for the Redeemed Obligations, respectively, and any other party whose services have been determined by an

Authorized Representative to be necessary or appropriate to accomplish the purpose and intent of this Order.

Section 7. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Order for all purposes and are adopted as a part of the judgment and findings of the Board.

Section 8. All orders and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Order authorizing and providing for the defeasance and redemption of certain outstanding obligations of the District, are hereby repealed to the extent of such conflict, and the provisions of this Order shall be and remain controlling as to the matters resolved herein.

Section 9. This Order shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 10. If any provision of this Order or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Order and the application of such provision to other persons and circumstances shall nevertheless be valid, and the Board hereby declares that this Order would have been enacted without such invalid provision.

Section 11. It is officially found, determined, and declared that the meeting at which this Order is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Order, was given, all as required by Chapter 551, as amended, Texas Government Code.

Section 12. This Order shall be in force and effect from and after its final passage, and it is so ordered.

* * * *

PASSED AND APPROVED, this 24th day of August, 2026.

HAYS CONSOLIDATED INDEPENDENT
SCHOOL DISTRICT

President, Board of Trustees

ATTEST:

Secretary, Board of Trustees

(DISTRICT SEAL)

EXHIBIT A⁽¹⁾

**Hays Consolidated Independent School District Unlimited Tax School
Building Bonds, Series 2018A, dated August 1, 2018:**

Redeemed Obligations

CUSIP No. *	Stated Maturity	Outstanding Principal Amount (\$)	Principal Amount Called for Redemption (\$)	Interest Rate (%)
4211104C8	8/15/2038	1,230,000	1,230,000	3.600

Redemption Date for Series 2018A Bonds: September 28, 2026

* The CUSIP number is included solely for the convenience of the Obligation holders. None of the District, Bond Counsel, or the Paying Agent/Registrar shall be responsible for the selection or the use of the CUSIP number, nor is any representation made as to its correctness on the Series 2018A Obligations or as indicated in any redemption notice.

¹ The "Principal Amounts Called for Redemption" have been provided by the District's Financial Advisor as preliminary candidates for redemption and are subject to further refinement by the Authorized Representative, as follows: the total Principal Amount Called for Redemption shall be finalized at the direction of the Authorized Representative to permit the defeasance of the Principal Amount Called for Redemption based on the amount of the Defeasance Deposit and the final pricing of escrow fund investments acquired with the Defeasance Deposit.

EXHIBIT B
FORM OF ESCROW AGREEMENT

ESCROW AGREEMENT

THIS ESCROW AGREEMENT (this “Escrow Agreement”), dated for convenience as of _____, 2026, but effective on the Escrow Funding Date described herein, is made and entered into by and between the HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT, an independent school district duly created, organized and existing under the Constitution and laws of the State of Texas (together with any successor to its duties and functions, the “District”), and UMB BANK, N.A., as escrow agent (together with any successor or assign in such capacity, the “Escrow Agent”).

WHEREAS, the District has heretofore issued certain bonds (hereinafter defined as the “Series 2018A Bonds”) and the governing body of the District has determined that it desires to defease and redeem a portion of the Series 2018A Bonds in advance of their stated maturity;

WHEREAS, the governing body of the District has adopted an order (the “Defeasance Order”) authorizing the defeasance and redemption of certain of the Series 2018A Bonds identified herein in Exhibit C (the “Defeased Bonds”);

WHEREAS, to provide for the payment of the Defeased Bonds, the District has provided for the transfer to the Escrow Agent pursuant to this Escrow Agreement of lawfully available funds for such purpose (the “Escrow Deposit”); and

WHEREAS, the governing body of the District has further determined to effectuate the defeasance of the Defeased Bonds pursuant to this Escrow Agreement, under which provision is made for the safekeeping, investment, reinvestment, administration and disposition of the Escrow Deposit so as to provide firm banking and financial arrangements for the discharge and final payment of the Defeased Bonds pursuant to Sections 1207.033 and 1207.062, Texas Government Code;

NOW, THEREFORE, in consideration of the mutual undertakings, promises and agreements herein contained, and other good and valuable consideration, the receipt and sufficiency of which hereby are acknowledged, and in order to secure the full and timely payment of the principal of and interest on the Defeased Bonds, the District and the Escrow Agent contract and agree as follows:

ARTICLE I

DEFINITIONS AND INTERPRETATIONS

Section 1.1 Definitions.

Unless otherwise expressly provided or unless the context clearly requires otherwise, the following terms shall have the respective meanings specified below for all purposes of this Escrow Agreement:

“Authorized Representative” shall have the meaning given such term in the Defeasance Order.

“Board” shall mean the District’s Board of Trustees.

“Code” shall mean the Internal Revenue Code of 1986, as amended, and the applicable regulations thereunder and under the Internal Revenue Code of 1954.

“Defeasance Order” shall mean the District’s order adopted by the Board on August 24 2026, authorizing the defeasance and redemption of the Defeased Bonds.

“Defeasance Securities” means (a) Government Obligations, (b) noncallable obligations of an agency or instrumentality of the United States, including obligations that are unconditionally guaranteed or insured by the agency or instrumentality and that, on the date of the purchase thereof, are rated as to investment quality by a nationally recognized investment rating firm not less than “AAA” or its equivalent, and (c) noncallable obligations of a state or an agency or a county, municipality, or other political subdivision of a state that have been refunded and that, on the date the purchase thereof, are rated as to investment quality by a nationally recognized investment rating firm not less than “AAA” or its equivalent.

“Defeased Bonds” shall mean the outstanding bonds of the District as shown on Exhibit C hereto.

“District” shall mean the Hays Consolidated Independent School District, and any successor to its duties and functions.

“Electronic Means” shall mean the following communication methods: e-mail, secure electronic transmission containing applicable authorization codes, passwords, and/or authentication keys issued by the Escrow Agent, or another method or system specified by the Escrow Agent as available for use in connection with its services pursuant to this Escrow Agreement.

“Escrow Agent” shall mean UMB Bank, N.A., in its capacity as escrow agent hereunder, and any successor or assign in such capacity.

“Escrow Agreement” shall mean this escrow agreement.

“Escrow Deposit” shall mean the initial deposit into the Escrow Fund, as more particularly described in Section 2.1.

“Escrow Fund” shall mean the fund created in Section 3.1 of this Escrow Agreement to be administered by the Escrow Agent pursuant to the provisions of this Escrow Agreement.

“Escrow Funding Date” shall mean the date on which the District deposits with the Escrow Agent the Escrow Deposit described in Section 2.1.

“Escrowed Securities” shall mean the Limited Yield Securities and the Open Market Securities.

“Government Obligations” means direct obligations of, or obligations the principal or interest on which are unconditionally guaranteed by, the United States of America.

“Instructions” shall mean instructions, including funds transfer instructions, given pursuant to this Escrow Agreement using Electronic Means.

“Limited Yield Securities” shall mean the non-callable United States Treasury Obligations-State and Local Government Series to be initially purchased with proceeds of the Escrow Deposit, as more fully described in the Report attached hereto, together with all reinvestments of the proceeds thereof as may be directed in Section 4.2 or permitted in Section 4.3(b).

“Open Market Securities” shall mean Defeasance Securities to be purchased in the open market with cash and the proceeds of the Escrow Deposit, as more fully described in the Report attached hereto as Exhibit B, together with all reinvestments of the proceeds thereof as may be directed in Section 4.2 or permitted in Section 4.3(b), or cash or obligations substituted therefor pursuant to Section 4.3(a).

“Original Order” shall mean the District’s orders authorizing the issuance, sale and delivery of the Defeased Bonds.

“Paying Agent for the Defeased Bonds” shall mean UMB Bank, N.A..

“Report” shall mean the verification report prepared by the Verification Agent relating to the defeasance of the Defeased Bonds, a copy of which is attached hereto as Exhibit B, and any subsequent verification report required by Section 4.3.

“Series 2018A Bonds” shall mean the Series the Hays Consolidated Independent School District Unlimited Tax School Building Bonds, Series 2018A.

“Verification Agent” shall mean the recognized firm of certified public accountants or other qualified finance professionals appointed pursuant to the Defeasance Order.

Section 1.2 Interpretations.

- (a) The titles and headings of the articles and sections of this Escrow Agreement have been inserted for convenience of reference only and are not to be considered a part hereof and shall not in any way modify or restrict the terms hereof. This Escrow Agreement and all of the terms and provisions hereof shall be liberally construed to effectuate the purposes set forth herein and to achieve the intended purpose of providing for the defeasance and redemption of the Defeased Bonds in accordance with applicable law.
- (b) Capitalized terms used herein and not otherwise defined shall have the meaning assigned in the Defeasance Order.

ARTICLE II

DEPOSIT OF FUNDS AND ESCROWED SECURITIES

Section 2.1 Deposits to Escrow Fund.

On the Escrow Funding Date, the District shall deposit, or cause to be deposited, with the Escrow Agent, for deposit in the Escrow Fund, the funds and Escrowed Securities described in the Report, and the Escrow Agent shall, upon the receipt thereof, acknowledge such receipt to the District in writing.

ARTICLE III

CREATION AND OPERATION OF ESCROW FUND

Section 3.1 Escrow Fund.

On the Escrow Funding Date, the Escrow Agent will create in its books a special and irrevocable escrow to be known as the “Hays Consolidated Independent School District 2025 Defeasance Escrow Fund” (the “Escrow Fund”). On the Escrow Funding Date, the Escrow Deposit described in Section 2.1 will be deposited to the credit of the Escrow Fund. The Escrow Deposit and all proceeds therefrom shall be the property of the Escrow Fund and shall be applied only in strict conformity with the terms and conditions hereof. All Escrowed Securities, all proceeds therefrom, and all cash balances from time to time on deposit in the Escrow Fund are hereby irrevocably pledged to the payment of the principal of, redemption premium, if any, and interest on the Defeased Bonds, which payment shall be made by timely transfers to the Paying Agent for the Defeased Bonds of such amounts at such times as are provided in Section 3.2. When the final transfers have been made to the Paying Agent for the Defeased Bonds for the payment of such principal of, redemption premium, if any, and interest on the Defeased Bonds, any balance then remaining in the applicable Escrow Fund shall be transferred to the District. When the final transfers have been made to the Paying Agent for the Defeased Bonds for the payment of such principal of, redemption premium, if any, and interest on the Defeased Bonds, and any balance has been transferred to the District as described in the immediately preceding sentence, the Escrow Agent shall thereupon be discharged from any further duties hereunder.

Section 3.2 Payment of Principal, Redemption Premium, if any, and Interest; Redemption of Certain Obligations.

- (a) The Escrow Agent is hereby irrevocably instructed to transfer to the Paying Agent for the Defeased Bonds from the cash balance from time to time on deposit in the applicable Escrow Fund the amounts required to pay the principal of, redemption premium, if any, and interest on the Defeased Bonds in the amounts and at the times shown in the Report.
- (b) Except for amounts transferred to the Paying Agent for the Defeased Bonds pursuant to Section 3.2(a) and to the District pursuant to Section 3.1 and Section

4.2, the Escrow Agent agrees that it shall never make any withdrawals from the Escrow Fund or assert any claims, liens, or charges against the Escrow Fund.

Section 3.3 Sufficiency of Escrow Fund.

The District represents (based upon the Report) that the successive receipts of the principal of and interest on the Escrowed Securities will assure that the cash balance on deposit from time to time in the Escrow Fund will be at all times sufficient to provide money for transfer to the Paying Agent for the Defeased Bonds at the times and in the amounts required to pay the interest on the Defeased Bonds as such interest comes due and to pay the principal of, redemption premium, if any, and interest on the Defeased Bonds as the Defeased Bonds mature or are called for redemption, all as more fully set forth in the Report. If, for any reason, at any time, the cash balances on deposit or scheduled to be on deposit in an Escrow Fund shall be insufficient to transfer the amounts required by the Paying Agent for the Defeased Bonds to make the payments set forth in Section 3.2, the District shall timely deposit into the applicable Escrow Fund, from lawfully available funds, additional funds in the amounts required to make such payments. Notice of any such insufficiency shall be given promptly by the Escrow Agent to the District as hereinafter provided, but the Escrow Agent shall not in any manner be responsible for any insufficiency of funds in the Escrow Fund or the District's failure to make additional deposits thereto.

Section 3.4 Trust Fund.

The Escrow Agent at all times shall hold the Escrow Fund, the Escrowed Securities, and all other assets of the Escrow Fund wholly segregated from all other funds and securities on deposit with the Escrow Agent; it shall never allow the Escrowed Securities or any other assets of the Escrow Fund to be commingled with any other funds or securities of the Escrow Agent; and it shall hold and dispose of the assets of the Escrow Fund only as set forth herein. The Escrowed Securities and other assets of the Escrow Fund always shall be maintained by the Escrow Agent for the benefit of the holders of the Defeased Bonds; and a special account evidencing such fact shall be maintained at all times on the books of the Escrow Agent. The holders of the Defeased Bonds shall be entitled to the same preferred claim and first lien upon the Escrowed Securities, the proceeds thereof, and all other assets of the Escrow Fund to which they are entitled as holders of the Defeased Bonds. The amounts received by the Escrow Agent under this Escrow Agreement shall not be considered as a banking deposit by the District, and the Escrow Agent shall have no right or title with respect thereto except as escrow agent under the terms hereof. The amounts received by the Escrow Agent hereunder shall not be subject to warrants, drafts, or checks drawn by the District or, except to the extent expressly herein provided, by the Paying Agent for the Defeased Bonds.

Section 3.5 Security for Cash Balances.

Cash balances from time to time on deposit in the Escrow Fund, to the extent not insured by the Federal Deposit Insurance Corporation or its successor, shall be collateralized with securities or obligations that are eligible under the laws of the State of Texas to secure and be pledged as collateral for trust accounts until the principal of and interest on the Defeased Bonds have been presented for payment and paid to the owners thereof.

ARTICLE IV

LIMITATION ON INVESTMENTS

Section 4.1 General.

Except as herein otherwise expressly provided, the Escrow Agent shall not have any power or duty to invest any money held hereunder, to make substitutions of the Escrowed Securities or to sell, transfer or otherwise dispose of the Escrowed Securities.

Section 4.2 Reinvestment of Proceeds of Escrowed Securities.

The Escrow Agent is hereby authorized and directed to reinvest proceeds of the Escrowed Securities which are attributable to amounts received as principal of or interest on the Escrowed Securities and which are not immediately needed to pay the Defeased Bonds in Government Obligations selected by the District, in the amounts, and maturing and bearing interest, all as set out in the Report. The District hereby designates and appoints the Escrow Agent as its agent and duly authorized representative for purposes of subscribing for and purchasing such obligations, all of which shall constitute Escrowed Securities. Any income or increment earned from such reinvestment remaining after final payment of the Defeased Bonds shall be promptly transferred to the District as described in Section 3.1.

Section 4.3 Substitution of Securities.

- (a) Concurrently with the delivery of the Escrow Deposit, the District may, upon compliance with the conditions stated in subsection (c) of this Section 4.3, at its option, substitute cash or non-interest bearing obligations of the United States Treasury (i.e., Treasury obligations which mature and are payable in a stated amount on the maturity date thereof and for which there are no payments other than the payment made on the maturity date) for non-interest bearing Open Market Securities listed in the Report, but only if such cash and/or substituted non-interest bearing direct obligations of the United States Treasury:
 - (i) are in an amount, and/or mature in an amount, which, together with any cash substituted for such obligations, is equal to or greater than the amount payable on the maturity date of the obligation listed in the Report for which such obligation is substituted, and
 - (ii) mature on or before the maturity date of the obligation listed in the Report for which such obligation is substituted.

The District may at any time substitute any Open Market Securities which, as permitted by the preceding sentence, were not deposited to the credit of the Escrow Fund, for the cash and/or obligations that were substituted concurrently with the delivery of the Escrow Deposit for such Open Market Securities.

- (b) At the written request of the District, and upon compliance with the conditions hereinafter stated in subsection (c) of this Section 4.3, the Escrow Agent shall sell, transfer, otherwise dispose of or request the redemption of all or any portion of the Escrowed Securities and apply the proceeds therefrom to purchase Defeased Bonds or direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America which do not permit the redemption thereof at the option of the obligor.
- (c) Any such transaction described in subsections (a) and (b) of this Section 4.3 may be affected by the Escrow Agent only if (1) the Escrow Agent shall have received a written opinion from a recognized firm of certified public accountants that such transaction will not cause the amount of money and securities in the Escrow Fund to be reduced below an amount which will be sufficient, when added to the interest to accrue thereon, to provide for the payment of principal of, redemption premium, if any, and interest on the remaining Defeased Bonds as they become due, and (2) the Escrow Agent shall have received the unqualified written legal opinion of nationally recognized bond counsel or tax counsel acceptable to the District and the Escrow Agent to the effect that (a) such transaction will not cause any of the Defeased Bonds to be an “arbitrage bond” within the meaning of the Code and (b) that such transaction complies with the Constitution and laws of the State of Texas and with all relevant documents relating to the issuance of the Defeased Bonds.

Section 4.4 Arbitrage.

The District hereby covenants and agrees that it shall never request the Escrow Agent to exercise any power hereunder or permit any part of the money in the Escrow Fund or proceeds from the sale of Escrowed Securities to be used directly or indirectly to acquire any securities or obligations if the exercise of such power or the acquisition of such securities or obligations would cause any Redeemed Obligation to be an “arbitrage bond” within the meaning of the Code.

ARTICLE V

RECORDS AND REPORTS

Section 5.1 Records.

The Escrow Agent shall keep books of record and account in which complete and correct entries shall be made of all transactions relating to the receipt, disbursement, allocation and application of the money and Escrowed Securities deposited to the Escrow Fund and all proceeds thereof, and such books shall be available for inspection at reasonable hours and under reasonable conditions by the District and the holders of the Defeased Bonds.

Section 5.2 Reports.

For the period beginning on the Escrow Funding Date and ending on December 31, 2025, and for each twelve (12) month period thereafter while this Agreement remains in effect, the Escrow Agent shall prepare and send to the District within thirty (30) days following the end of

such period a written report summarizing all transactions relating to the Escrow Fund during such period, including, without limitation, credits to the Escrow Fund as a result of interest payments on or maturities of the Escrowed Securities and transfers from the Escrow Fund to the Paying Agent for the Defeased Bonds or otherwise, together with a detailed statement of all Escrowed Securities and the cash balances on deposit in the Escrow Fund as of the end of such period.

ARTICLE VI

CONCERNING THE ESCROW AGENT

Section 6.1 Representations of Escrow Agent.

UMB Bank, N.A., hereby represents that it is (a) either (i) a Paying Agent for the Defeased Bonds or (ii) a trust company or commercial bank that does not act as a depository for the District and (b) that it has all necessary power and authority to enter into this Escrow Agreement and undertake the obligations and responsibilities imposed upon it herein and that it will carry out all of its obligations hereunder.

Section 6.2 Limitation on Liability.

The liability of the Escrow Agent to transfer funds to the Paying Agent for the Defeased Bonds for the payments of the principal of, redemption premium, if any, and interest on the Defeased Bonds shall be limited to the proceeds of the Escrowed Securities and the cash balances from time to time on deposit in the Escrow Fund. Notwithstanding any provision contained herein to the contrary, the Escrow Agent shall have no liability whatsoever for the insufficiency of funds from time to time in the Escrow Fund or any failure of the obligor of the Escrowed Securities to make timely payment thereon, except for its obligation to notify the District promptly of any such occurrence upon the Escrow Agent having actual knowledge of such occurrence.

The recitals herein and in the Defeasance Order shall be taken as the statements of the District and shall not be considered as made by, or imposing any obligation or liability upon, the Escrow Agent. The Escrow Agent is not a party to the Defeasance Order or the Original Order and in its capacity as Escrow Agent is not responsible for or bound by any of the provisions thereof. In its capacity as Escrow Agent, it is agreed that the Escrow Agent need look only to the terms and provisions of this Escrow Agreement.

The Escrow Agent makes no representation as to the value, condition or sufficiency of the Escrow Fund, or any part thereof, or as to the title of the District thereto, or as to the security afforded thereby or hereby, and the Escrow Agent shall incur no liability or responsibility with respect to any of such matters.

It is the intention of the District and the Escrow Agent that the Escrow Agent shall never be required to risk, use or advance its own funds or otherwise incur personal financial liability in the performance of any of its duties or the exercise of any of its rights and powers hereunder.

The Escrow Agent shall not be liable for the performance of any duties, except such duties as are specifically set forth in this Escrow Agreement, and no implied covenants or obligations

shall be read into this Escrow Agreement. Nothing herein contained shall relieve the Escrow Agent from liability for its own negligent action, negligent failure to act or willful misconduct, except that this sentence shall not be construed to limit the effect of the immediately preceding sentence. The Escrow Agent shall not incur any liability for any error of judgment made in good faith by a responsible officer thereof, unless it shall be proved that it was negligent in ascertaining the pertinent facts. The Escrow Agent shall be protected in acting upon any notice, resolution, request, consent, order, certificate, report, opinion, bond or other paper or document believed by it to be genuine, and to have been signed or presented by the proper party or parties. The Escrow Agent may consult with counsel, and the opinion of such counsel shall be full and complete authorization and protection in respect of any action taken or suffered by it in good faith and in accordance therewith.

The Escrow Agent may execute any of the trusts or powers hereunder or perform any duties hereunder either directly or by or through agents, attorneys, custodians or nominees appointed with due care, and shall not be responsible for any willful misconduct or negligence on the part of any agent, attorney, custodian, or nominee so appointed.

The Escrow Agent agrees to accept and act upon Instructions given pursuant to this Escrow Agreement using Electronic Means; provided, however, that the District shall provide to the Escrow Agent an incumbency certificate identifying the Authorized Representatives and containing specimen signatures of such Authorized Representatives, which incumbency certificate shall be amended by the District when the identity of an Authorized Representative changes. The Escrow Agent's understanding of Instructions shall be deemed controlling. The District understands and agrees that the Escrow Agent cannot determine the identity of the actual sender of Instructions and that the Escrow Agent shall conclusively presume that Instructions that purport to have been sent by an Authorized Representative identified on the most recent incumbency certificate provided to the Escrow Agent have been sent by such Authorized Representative. The District shall be responsible for ensuring that only Authorized Representatives transmit Instructions to the Escrow Agent and that the District and all Authorized Representatives are solely responsible to safeguard the use and confidentiality of applicable user and authorization codes, passwords, and/or authentication keys upon receipt by the District. The Escrow Agent shall not be liable for any losses, costs, or expenses arising directly or indirectly from the Escrow Agent's reliance upon and compliance with such Instructions notwithstanding any conflict or inconsistency with a subsequent Instruction. The District agrees: (i) to assume all risks arising out of the use of Electronic Means to submit Instructions to the Escrow Agent, including without limitation the risk of the Escrow Agent acting on unauthorized Instructions, and the risk of interception and misuse by third parties; (ii) that it is fully informed of the protections and risks associated with the various methods of transmitting Instructions to the Escrow Agent and that there may be more secure methods of transmitting Instructions than the method(s) selected by the District; (iii) that the security procedures (if any) to be followed in connection with its transmission of Instructions provide to it a commercially reasonable degree of protection in light of its particular needs and circumstances; and (iv) to notify the Escrow Agent immediately upon learning of any compromise or unauthorized use of the security procedures.

Unless it is specifically provided otherwise herein, the Escrow Agent has no duty to determine or inquire into the happening or occurrence of any event or contingency or the

performance or failure of performance of the District with respect to arrangements or contracts with others, with the Escrow Agent's sole duty hereunder being to safeguard the Escrow Fund and to dispose of and deliver the same in accordance with this Escrow Agreement. If, however, the Escrow Agent is called upon by the terms of this Escrow Agreement to determine the occurrence of any event or contingency, the Escrow Agent shall be obligated, in making such determination, only to exercise reasonable care and diligence, and in the event of error in making such determination the Escrow Agent shall be liable only for its own willful misconduct or its negligence. In determining the occurrence of any such event or contingency the Escrow Agent may request from the District or any other person such reasonable additional evidence as the Escrow Agent in its discretion may deem necessary to determine any fact relating to the occurrence of such event or contingency, and in this connection may make inquiries of, and consult with, the District, among others, at any time.

To the extent permitted by law, the Escrow Agent shall not be liable for any action taken or neglected to be taken by it in good faith in the exercise of reasonable care and believed by it to be within the discretion or power conferred upon it by this Escrow Agreement, nor shall the Escrow Agent be responsible for the consequences of any error of judgment or be answerable, except for its own negligence or willful misconduct, for any loss unless the same shall have been through its negligence or willful misconduct.

In the absence of bad faith, the Escrow Agent may rely conclusively upon the truth, completeness and accuracy of the statements, certificates, opinions, resolutions and other documents conforming to the requirements of this Escrow Agreement and shall not be obligated to make any independent investigation with respect thereto.

To the full extent permitted by law, the District agrees to indemnify, defend, and hold the Escrow Agent and its officers, directors, agents, and employees harmless from and against any and all loss, damage, tax, liability, and expense that may be incurred by the Escrow Agent arising out of or in connection with its acceptance or appointment as Escrow Agent hereunder, including attorneys' fees and expenses of defending itself against any claim or liability in connection with its performance hereunder, except that the Escrow Agent shall not be indemnified for any loss, damage, tax, liability, or expense resulting from its own negligence or willful misconduct. The foregoing sentence shall survive termination of this Escrow Agreement and the earlier removal or resignation of the Escrow Agent.

The Escrow Agent is authorized and directed to transfer funds relating to the closing in the manner disclosed in the closing memorandum prepared by the District's financial advisor or other agent which is delivered to the Escrow Agent by the District. The Escrow Agent may act on transmission of the closing memorandum by Electronic Means acknowledged in writing by the District or the District's financial advisor as the final closing memorandum. The Escrow Agent shall not be liable for any losses, costs, or expenses arising directly or indirectly from the Escrow Agent's reliance upon and compliance with such Instructions.

Section 6.3 Compensation.

On the Escrow Funding Date, the District will pay the Escrow Agent for performing its services as Escrow Agent hereunder and for all expenses incurred or to be incurred by the Escrow

Agent in the administration of this Escrow Agreement, the fees set out in Exhibit A. This sum does not include the costs of publication, printing costs, or reasonable out-of-pocket expenses of the Escrow Agent, which are reimbursable by the District. The Paying Agent for the Defeased Bonds will continue to act as Paying Agent for the Defeased Bonds under the existing fee schedule, with the sole remedy for nonpayment being an action for amounts owing under the Paying Agency Agreement. If the Escrow Agent is requested or required to perform any extraordinary services hereunder, the District hereby agrees to pay reasonable fees to the Escrow Agent for such extraordinary services and to reimburse the Escrow Agent for all expenses incurred by the Escrow Agent in performing such extraordinary services. It is expressly provided that the Escrow Agent shall look only to the District for the payment of such additional fees and reimbursement of such additional expenses. The Escrow Agent hereby agrees that in no event shall it ever assert any claim or lien against the Escrow Fund for any fees for its services, whether regular, additional, or extraordinary, as Escrow Agent, or in any other capacity, or for reimbursement for any of its expenses. The foregoing sentence shall survive the termination of this Escrow Agreement and the earlier removal or resignation of the Escrow Agent.

Section 6.4 Successor Escrow Agents.

If at any time the Escrow Agent or its legal successor or successors should become unable, through operation of law or otherwise, to act as escrow agent hereunder, or if its property and affairs shall be taken under the control of any state or federal court or administrative body because of insolvency or bankruptcy or for any other reason or if the Escrow Agent resigns or is removed in accordance with this Section, a vacancy shall forthwith exist in the office of Escrow Agent hereunder. In such event the District, by appropriate action, shall promptly appoint an Escrow Agent to fill such vacancy. If no successor Escrow Agent shall have been appointed by the District within 60 days of such vacancy or Escrow Agent's giving notice of resignation, a successor may be appointed by the holders of a majority in aggregate principal amount of the Defeased Bonds then outstanding by an instrument or instruments in writing filed with the District, signed by such holders or by their duly authorized attorneys or the Escrow Agent may petition a court of competent jurisdiction for the appointment of a successor Escrow Agent. If, in a proper case, no appointment of a successor Escrow Agent shall be made pursuant to the foregoing provisions of this section within three months after a vacancy shall have occurred, the holder of any Redeemed Obligation then outstanding may apply to any court of competent jurisdiction to appoint a successor Escrow Agent. Such court may thereupon, after such notice, if any, as it may deem proper, prescribe and appoint a successor Escrow Agent.

Any successor Escrow Agent shall be qualified to act in such capacity under Chapter 1207, Texas Government Code, as amended, and shall be a corporation organized and doing business under the laws of the United States or the State of Texas, authorized under such laws to exercise corporate trust powers, having a combined capital and surplus of at least \$50,000,000 and subject to supervision or examination by federal or state authority.

Any successor Escrow Agent shall execute, acknowledge and deliver to the District and the Escrow Agent an instrument accepting such appointment hereunder, and the Escrow Agent shall execute and deliver an instrument transferring to such successor Escrow Agent, subject to the terms of this Agreement, all the rights, powers and trusts of the Escrow Agent hereunder. Upon the request of any such successor Escrow Agent, the District shall execute any and all instruments

in writing for more fully and certainly vesting in and confirming to such successor Escrow Agent all such rights, powers and duties. The Escrow Agent shall pay over to its successor Escrow Agent a proportional part of the Escrow Agent's fee paid hereunder.

The Escrow Agent at the time acting hereunder may at any time resign and be discharged from the escrow hereby created by giving not less than sixty (60) days' written notice to the District specifying the date when such resignation will take effect. No such resignation shall take effect unless a successor Escrow Agent shall have been appointed by the holders of the Defeased Bonds or by the District as herein provided and such successor Escrow Agent shall have accepted such appointment, in which event such resignation shall take effect immediately upon the appointment and acceptance of a successor Escrow Agent.

The Escrow Agent may be removed at any time by an instrument or concurrent instruments in writing delivered to the Escrow Agent and to the District and signed by the holders of a majority in aggregate principal amount of the Defeased Bonds then outstanding.

[Remainder of page intentionally left blank.]

ARTICLE VII
MISCELLANEOUS

Section 7.1 Notices.

Any notice, authorization, request or demand required or permitted to be given hereunder shall be made or given in writing and shall be deemed to have been duly given when mailed by registered or certified mail, postage prepaid, addressed as follows:

To the Escrow Agent:

UMB Bank, N.A.
6034 W. Courtyard Drive, Suite 225
Austin, Texas 78730

To the District:

Hays Consolidated Independent School District
21003 Interstate 35 Frontage Road
Kyle, TX 78640-4745
Attention: Superintendent

The United States Post Office registered or certified mail receipt showing delivery of the aforesaid shall be conclusive evidence of the date and fact of delivery. Either party hereto may change the address to which notices are to be delivered by giving to the other party not less than ten (10) days' prior written notice thereof.

Section 7.2 Termination of Responsibilities.

Upon the taking by the Escrow Agent of all the actions as described herein, the Escrow Agent shall have no further obligations or responsibilities hereunder to the District, the holders of the Defeased Bonds or to any other person or persons in connection with this Escrow Agreement.

Section 7.3 Binding Agreement; Amendment.

This Escrow Agreement shall be binding upon the District and the Escrow Agent and their respective successors and legal representatives and shall inure solely to the benefit of the holders of the Defeased Bonds, the District, the Escrow Agent and their respective successors and legal representatives. This Escrow Agreement shall not be subject to amendment without the written consent of the holders of all Defeased Bonds then outstanding.

Section 7.4 Severability.

If any one or more of the provisions contained in this Escrow Agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision of this Escrow Agreement, but this Escrow

Agreement shall be construed as if such invalid or illegal or unenforceable provision had never been contained herein.

Section 7.5 Governing Law.

This Escrow Agreement shall be governed exclusively by the provisions hereof and by the applicable laws of the State of Texas.

Section 7.6 Counterparts.

This Agreement may be executed in any number of counterparts, each of which shall be deemed an original and all of which shall constitute one and the same Agreement.

Section 7.7 Time of Essence.

Time shall be of the essence in the performance of obligations from time to time imposed upon the Escrow Agent by this Escrow Agreement.

Section 7.8 Statutory Verifications.

The Escrow Agent makes the following representation and covenants to enable the District to comply with Chapters 2252, 2271, 2274, and 2276, Texas Government Code, as heretofore amended (the “Government Code”), in entering into this Agreement. As used in such verifications, “affiliate” means an entity that controls, is controlled by, or is under common control with the Escrow Agent within the meaning of the United States Securities and Exchange Commission Rule 405, 17 C.F.R. § 230.405, and exists to make a profit. Liability for breach of any such verification prior to the expiration or earlier termination of this Agreement shall survive until barred by the applicable statute of limitations, and shall not be liquidated or otherwise limited by any provision of this Agreement, notwithstanding anything in this Agreement to the contrary.

a. Not a Sanctioned Company. The Escrow Agent represents that neither it nor any of its parent company, wholly- or majority-owned subsidiaries, and other affiliates is a company identified on a list prepared and maintained by the Texas Comptroller of Public Accounts under Section 2252.153 or Section 2270.0201, Government Code. The foregoing representation excludes an Escrow Agent and each of its parent company, wholly- or majority-owned subsidiaries, and other affiliates, if any, that the United States government has affirmatively declared to be excluded from its federal sanctions regime relating to Sudan or Iran or any federal sanctions regime relating to a foreign terrorist organization.

b. No Boycott of Israel. The Escrow Agent hereby verifies that it and its parent company, wholly- or majority-owned subsidiaries, and other affiliates, if any, do not boycott Israel and will not boycott Israel during the term of this Escrow Agreement. As used in the foregoing verification, “boycott Israel” has the meaning provided in Section 2271.001, Government Code.

c. No Discrimination Against Firearm Entities. The Escrow Agent hereby verifies that it and its parent company, wholly- or majority-owned subsidiaries, and other

affiliates, if any, do not have a practice, policy, guidance, or directive that discriminates against a firearm entity or firearm trade association and will not discriminate against a firearm entity or firearm trade association during the term of this Escrow Agreement. As used in the foregoing verification, “discriminate against a firearm entity or firearm trade association” has the meaning provided in Section 2274.001(3), Government Code.

d. *No Boycott of Energy Companies.* The Escrow Agent hereby verifies that it and its parent company, wholly- or majority-owned subsidiaries, and other affiliates, if any, do not boycott energy companies and will not boycott energy companies during the term of this Escrow Agreement. As used in the foregoing verification, “boycott energy companies” has the meaning provided in Section 2276.001(1), Government Code.

Section 7.9. Form 1295.

Submitted herewith is a completed Form 1295 in connection with the Escrow Agent’s participation in the execution of this Escrow Agreement generated by the Texas Ethics Commission’s (the “TEC”) electronic filing application in accordance with the provisions of Section 2252.908 of the Texas Government Code and the rules promulgated by the TEC (“Form 1295”). The District hereby confirms receipt of the Form 1295 from the Escrow Agent, and the District agrees to acknowledge such form with the TEC through its electronic filing application not later than the 30th day after the receipt of such form. The Escrow Agent and the District understand and agree that, with the exception of information identifying the District and the contract identification number, neither the District nor its consultants are responsible for the information contained in the Form 1295; that the information contained in the Form 1295 has been provided solely by the Escrow Agent; and, neither the District nor its consultants have verified such information.

[Execution Pages Follow]

IN WITNESS WHEREOF, the parties hereto have executed this Escrow Agreement as of the day and year first above written.

HAYS CONSOLIDATED INDEPENDENT SCHOOL
DISTRICT

By: _____
President, Board of Trustees

Address: 21003 Interstate 35 Frontage Road
Kyle, TX 78640-4745

UMB BANK, N.A.

By: _____
Name: _____
Title: _____

Address: 6034 W. Courtyard Drive, Suite 225
Austin, Texas 78730

EXHIBIT A TO ESCROW AGREEMENT

FEE SCHEDULE

EXHIBIT B TO ESCROW AGREEMENT
REPORT

EXHIBIT C TO ESCROW AGREEMENT

CALLED BONDS

**Hays Consolidated Independent School District Unlimited Tax School
Building Bonds, Series 2018A, dated August 1, 2018:**

CUSIP No. *	Stated Maturity	Outstanding Principal Amount (\$)	Principal Amount Called for Redemption (\$)	Interest Rate (%)
4211104C8	08/15/2038	1,230,000	1,230,000	3.600

Redemption Date for Series 2018A Bonds: September 28, 2026

* The CUSIP number is included solely for the convenience of the Obligation holders. None of the District, Bond Counsel, or the Paying Agent/Registrar shall be responsible for the selection or the use of the CUSIP number, nor is any representation made as to its correctness on the Series 2018A Obligations or as indicated in any redemption notice.

**HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

Date: August 24, 2026

Agenda Item: J.4a

Board Goal: Safety and Security

Subject: Consideration and possible approval of the purchase of Pre-printed Hays CISD Student Identification Cards for the 2026-2027 School Year – Secured Mobility

Administrator Responsible/Position: Jeri Skrocki, Chief Safety & Security Officer

A. Purpose of Agenda Item:

☒ Action needed ☐ Information only ☐ Receive input

B. Authority for This Action:

☒ Local Policy: ☐ Law or Rule: ☐ N/A
CH – Purchasing & Acquisition

C. Goal or Need Addressed: Provide safe facilities

D. Summary:

- ☒ **Previous board action relating to this item:** N/A – Cost was below the CH-required threshold for Board approval
- ☒ **Future action anticipated:** Annual purchase is anticipated
- ☒ **Background information:** Safety & Security has Student IDs pre-printed prior to the start of the school year to relieve some of the burden off the campuses.

E. Comments Received:

☒ Cabinet ☐ DLT ☐ FBOC ☐ Teacher Org. Reps. ☐ Other:

F. Administrative Recommendation: Administration recommends approval of the purchase of continued two-ray radio services.

G. Fiscal Impact and Cost: \$100,354.40

☒ Budget ☐ Bond ☐ Grant/Special Funds:

☐ Budget Amendment Needed

Prior Year Spending for this item/service:

Bid / Contract Information: TIPS-USA 250106-3076

Future/Ongoing: This will be a continued practice each school year.

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Jeri Skrocki

I. Suggested Motion:

I move that the Hays CISD Board of Trustees approve the purchase of pre-printed student identification cards for the 2026-2027 school year from Secured Mobility for an amount not to exceed \$100,354.40, as presented.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: J.4b

Board Goal: Safety & Security

Subject: Consideration and possible approval of the purchase of digital mapping platform – GeoComm School Safety

Administrator Responsible/Position: Jeri Skrocki, Chief Safety and Security Officer

A. Purpose of Agenda Item:

☒ Action needed ☐ Information only ☐ Receive input

B. Authority for This Action:

☒ Local Policy: ☐ Law or Rule: ☐ N/A
CH – Purchasing & Acquisition

C. Goal or Need Addressed: The goal of this project is to implement a comprehensive, districtwide GIS-based mapping solution that provides accurate, current, and actionable facility information to Hays CISD personnel and emergency first responders. Rapid district growth, facility modifications, and reliance on labor-intensive static mapping have created a need for a more efficient and sustainable system for maintaining and sharing critical campus information. Implementation of GeoComm will improve situational awareness, emergency response times, first responder coordination, facility management, and district operational efficiency by providing secure access to detailed campus maps and critical life-safety assets. The system will establish a centralized source of facility information that can be updated as district facilities change and immediately shared with authorized personnel. Ultimately, the project addresses the district's need to replace outdated manual mapping processes, strengthen emergency preparedness, maximize personnel efficiency, and provide first responders with timely information necessary to make life-saving decisions during critical incidents.

D. Summary:

☐ Previous board action relating to this item: N/A

☐ Future action anticipated: N/A

☒ **Background information:** Hays CISD continues to experience significant growth in student enrollment, facilities, and infrastructure. New construction, campus additions, renovations, portable buildings, and changes to existing spaces require the district to continually update campus maps and life-safety information. The district currently relies heavily on static maps and manual processes that require considerable staff time to create, revise, layer, distribute, and maintain. As facilities change, this process creates challenges in ensuring that district personnel and emergency first responders consistently have access to the most current information.

Campus mapping is critical to both daily operations and emergency preparedness. During a critical incident, law enforcement, fire, EMS, emergency management personnel, and district staff must be able to quickly identify buildings, rooms, entrances, evacuation routes, emergency equipment, utilities, and other critical infrastructure. Delays in locating an incident or determining the appropriate access point can directly affect the efficiency of an emergency response.

To address these challenges, the district evaluated available mapping technologies capable of providing a centralized, scalable, and sustainable solution. GeoComm School Safety provides GIS-based indoor mapping with the ability to identify and manage critical life-safety assets, support multiple district departments, and integrate facility information with public safety and emergency response systems.

Implementation of the platform would transition Hays CISD from labor-intensive static mapping to a dynamic digital environment, improving the accuracy, accessibility, and timely sharing of critical facility information while supporting the district's continued growth and comprehensive safety and security program.

E. Comments Received:

☒ Cabinet ☐ DLT ☐ FBOC ☐ Teacher Org. Reps. ☐ Other:

F. Administrative Recommendation:

Advantages and benefits of this proposal:

Expected results in terms of student benefit/achievement:

Effect of this action on other parts of the system:

Consequences of not approving this recommendation:

G. Fiscal Impact and Cost: \$111,911

☐ Budget ☒ 2023 Bond ☒ Grant/Special Funds: Safe Schools

☐ Budget Amendment Needed

Prior Year Spending for this item/service: N/A

Bid / Contract Information:

Reasons for rejecting alternatives:

Future/Ongoing:

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Jeri Skrocki

Evaluation method and timeline:

Next report to the Board:

I. Suggested Motion:

I move that the Hays CISD Board of Trustees approve the purchase and implementation of the GeoComm School Safety mapping platform, for an amount not to exceed \$111,911, in accordance with the specifications presented.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: J.4c

Board Goal: Safety and Security

Subject: Consideration and possible approval of the purchase and associated installation of Security Fencing,
Phase 4 – The Anchor Group

Administrator Responsible/Position: Jeri Skrocki, Chief Safety & Security Officer
Max Cleaver, Chief Operations Officer

A. Purpose of Agenda Item:

☒ Action needed ☐ Information only ☐ Receive input

B. Authority for This Action:

☒ Local Policy: CH – Purchasing & Acquisition ☐ Law or Rule: ☐ N/A

C. Goal or Need Addressed: Provide safe facilities

D. Summary:

- ☒ Previous board action relating to this item: The Board has approved Phase 1, Phase 2, and Phase 3 of this project
- ☐ Future action anticipated: N/A
- ☒ Background information: This agenda item is for Phase 4 of security fencing projects. The Safety & Security Team engaged Huckabee Architects to produce construction drawings for these projects, attached for your review. Our purchasing department tallied the results and provided the cost information shown below to select the vendor with the apparent best value.

E. Comments Received:

☒ Cabinet ☐ DLT ☐ FBOC ☐ Teacher Org. Reps. ☒ Other: Campus Staff

F. Administrative Recommendation: Administration recommends approval of the request

G. Fiscal Impact and Cost: \$400,251.00

☐ Budget ☐ Bond ☒ Grant/Special Funds: Safe Cycle Grant

☐ Budget Amendment Needed

Prior Year Spending for this item/service:

Bid / Contract Information:

Bid / Contract	Campus	Amount
RFP #24-072601AS	Barton MS	\$108,143.00
RFP #24-072602AS	Chapa MS	\$98,194.00
RFP #24-072603AS	Dahlstrom MS	\$59,669.00
RFP #24-072604AS	Blanco Vista ES	\$134,245.00
TOTAL		\$400,251.00

Reasons for rejecting alternatives: Best apparent value

Future/Ongoing: This service will be on-going throughout the district. This is the 4th round of campuses identified.

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Jeri Skrocki, Max Cleaver

Evaluation method and timeline: RFP Responses

Next report to the Board: September 2026

I. Suggested Motion:

I move that the Hays CISD Board of Trustees approve the purchase and associated installation of security fencing, Phase 4, from The Anchor Group, for an amount not to exceed \$400,251.00, as presented.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: J.4d

Board Goal: Safety and Security

Subject: Consideration and possible approval of the Annual Service Fee for Two-Way Radio usage – Lower Colorado River Authority

Administrator Responsible/Position: Jeri Skrocki, Chief Safety & Security Officer

A. Purpose of Agenda Item:

☒ Action needed ☐ Information only ☐ Receive input

B. Authority for This Action:

☒ Local Policy: CH – Purchasing & Acquisition ☒ Law or Rule: Texas Education Code 37.1083 ☐ N/A

C. Goal or Need Addressed: Provide safe facilities

D. Summary:

- ☒ **Previous board action relating to this item:** The Board approved an Interlocal Agreement (ILA) with LCRA in 2024 for Radio Service and Equipment and the previous interlocal agreement (ILA) in 2005.
- ☒ **Future action anticipated:** Continued two-way radio services
- ☒ **Background information:** Texas Education Code 37.1083 addresses the requirement for law enforcement and the school district to have communications operability for critical incidents. Hays CISD and local emergency first responder agencies contract with LCRA for two-way radio service through the District.

E. Comments Received:

☒ Cabinet ☐ DLT ☐ FBOC ☐ Teacher Org. Reps. ☐ Other:

F. Administrative Recommendation: Administration recommends approval of the purchase of continued two-ray radio services.

G. Fiscal Impact and Cost: \$112,000

☒ Budget ☐ Bond ☐ Grant/Special Funds:

☐ Budget Amendment Needed

Prior Year Spending for this item/service:

Bid / Contract Information: Interlocal Agreement with Lower Colorado River Authority (LCRA)

Future/Ongoing: This service will be on-going throughout the district.

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Jeri Skrocki

I. Suggested Motion:

I move that the Hays CISD Board of Trustees approve the annual service fee for two-way radio service from the Lower Colorado River Authority for an amount not to exceed \$112,000, as presented.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: J.5

Board Goal: N/A

Subject: Consideration and possible approval of the Design Development for 2025 Bond Elementary School #18

Administrator Responsible/Position: Max Cleaver, Chief Operations Officer
Nathan Wensowitch, Exec Dir of Facilities, Construction & Bond Programs

A. Purpose of Agenda Item:

☒ Action needed ☐ Information only ☐ Receive input

B. Authority for This Action:

☒ Local Policy: ☐ Law or Rule:
CVD – Facilities Construction: Construction Manager-at-Risk

C. Goal or Need Addressed: Provide safe, cost-effective facilities

D. Summary:

☒ Previous board action relating to this item:

Elementary School #18	
April 24, 2025	Acceptance of the donation of the 11.32-acre school site in the Kolodzey Tract from GRBK Edgewood LLC, and authorized the cost sharing for utilities and infrastructure in the amount of \$1,427,096
April 27, 2026	Approval of Schematic Design with cost estimate for further consideration.

☒ Future action anticipated: Staff generally brings projects forward to the Board for approval at SD, DD, CD, and GMP.

☒ Background information: The 2025 Bond contains provisions for the construction of Elementary School 18, which is currently planned to be operational in 2029. The school is a 900-student site-adapted prototype of the Sunfield Elementary School (ES15). With each project “lessons learned” are compiled and studied with the goal of making the design, construction, and utilization more efficient. Huckabee has prepared select Design Development (DD) documents, and Bartlett Cocke is preparing the cost estimate. Staff has provided this information to the FBOC and will review the package again with them in August 2026.

E. Comments Received:

☒ Cabinet ☐ DLT ☒ FBOC ☐ Teacher Org. Reps. ☒ Other: Project Team

F. Administrative Recommendation: Administration recommends approval of the project for further consideration.

G. Fiscal Impact and Cost: No direct cost for approval. Design Development Estimate = \$56,861,472.00

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Max Cleaver, Nate Wensowitch

I. Suggested Motion:

I move that the Hays CISD Board of Trustees approve the design development for the 2025 Bond Elementary School #18, as provided by Bartlett Cocke Construction and designed by Huckabee Architects, for an amount not to exceed \$56,861,472.00, as presented.



June 8, 2026

Mr. Max Cleaver
Hays Consolidated Independent School District
21003 Interstate 35
Kyle, Texas 78640

Re: Design Development Estimate for Elementary School #18

Dear Mr. Cleaver:

Bartlett Cocke General Contractors received Subcontractor and Supplier bid input for the Design Development set for the above-referenced project on May 28, 2026. Based on the receipt of those bids and subsequent analysis, we have assembled an estimate for the work included in this bid package. We are pleased to offer the following DD Estimate:

**FIFTY-SIX MILLION, EIGHT-HUNDRED SIXTY-ONE THOUSAND, FOUR HUNDRED SEVENTY-TWO
DOLLARS
(\$56,861,472)**

Included In This Estimate:

- Construction Manager Contingency..... **\$852,922**
- Construction Manager Estimate Contingency..... **\$852,922**
- Owner Contingency **\$852,922**
- Escalation Allowance (0.3% per month to January 2027 NTP) **\$1,194,091**

Alternates Included in This Estimate:

- No Alternates included in this Estimate

CVO Items Included in This Estimate:

- No CVO included in this Estimate

Allowances Included in This Estimate:

- Project Identification Sign **\$750**
- ERRCS (DAS) **\$225,000**

Items Included in This Estimate:

- Payment and Performance Bond.
- Construction Manager Fee
- General Conditions Costs.
- Cost-of-Work Items.
- Payroll Taxes, Insurance, and other Costs.
- Prevailing Wages and Benefits per Documents.
- All construction work per Plans and Specifications, unless specifically noted or excluded below.

Items Excluded from This Estimate:

- Sales tax.
- Testing and inspections.
- Impact / Use / Development / Consultant / Jurisdictional / Agency fees.
- Environmental surveys and hazardous material identification, handling and/or removal.

BARTLETT COCKE GENERAL CONTRACTORS

Building Better Lives

3330 CASEYBRIDGE COURT, AUSTIN, TEXAS 78704 ▼ TEL (512) 326-4223 • FAX (512) 326-3990 ▼ website: www.bartlettcocke.com

- Adjustments, removal, or relocations to existing utilities, unless specifically shown or specified.
- Sub-surface investigations, test probe holes, geo-technical testing, and hidden conditions costs.
- All items not shown or specified in the referenced Documents.

Clarifications and Assumptions:

- Per clarifications and assumptions log.

DD Documents:

- Documents developed by Huckabee Architects:

Design Development Drawings May 5, 2026

Construction Schedule Milestones:

Limited Notice-to-Proceed October 27, 2026
Notice-to-Proceed January 4, 2027
Project Substantial Completion (16 Mos.) May 4, 2028

We request that you review the report including the project estimate in the above amounts. If you have any questions, please do not hesitate to call.

Sincerely,
BARTLETT COCKE GENERAL CONTRACTORS

Tina Gordon

Tina Gordon
Senior Estimator

CC: Nathan Wensowitch – Hays CISD
Huckabee – Jason Andrus
BCGC – Derek Even

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: J.6

Board Goal: N/A

Subject: Consideration and possible approval of the Schematic Design for 2025 Bond-funded Design of Middle School #7

Administrator Responsible/Position: Max Cleaver, Chief Operations Officer
Nathan Wensowitch, Exec Dir of Facilities, Construction & Bond Programs

A. Purpose of Agenda Item:

☒ Action needed ☐ Information only ☐ Receive input

B. Authority for This Action:

☒ Local Policy: ☐ Law or Rule:
CVD – Facilities Construction: Construction Manager-at-Risk

C. Goal or Need Addressed: Provide safe, cost-effective facilities

D. Summary:

☒ Previous board action relating to this item:

Middle School #7	
July 2025	Assignment of OCR to design. OCR provided design and master planning services for Hays CISD middle school programs for both the 2021 and 2023 bonds
August 2025	Assignment of Core Construction to provide CMAR services
February 2026	Review of Schematic Design materials
April 2026	Approval of Schematic Design with cost estimate for further consideration

☐ Future action anticipated: N/A

☒ **Background information:** The 2025 Bond contained provisions for the design of future middle school 7, which is planned to be operational in Fall 2030. The school is designed for 1200 students and contains all the amenities that have been developed during the master planning process over the past several bond cycles. Funding for this school will require voter approval of a future bond. This agenda item establishes a baseline budget for a potential future bond proposition. O'Connell Robertson has prepared the DD materials and CORE Construction has prepared the cost estimate. Staff has provided this material to the FBOC and will tentatively review this package with the FBOC in August 2026.

E. Comments Received:

☒ Cabinet ☐ DLT ☒ FBOC ☐ Teacher Org. Reps. ☒ Other: Project Team

F. Administrative Recommendation: Administration recommends approval of the design

G. Fiscal Impact and Cost: No direct cost for approval. Schematic Design Estimate = \$105,866,316

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Max Cleaver, Nate Wensowitch

I. Suggested Motion:

I move that the Hays CISD Board of Trustees approve the 2025 Bond-funded schematic design of Middle School #7, as provided by Core Construction and designed by O'Connell Robertson Architects, for the amount of \$105,866,316.00, as presented.



June 3, 2026

VIA ELECTRONIC MAIL

Mr. Max Cleaver
Chief Operation Officer
HAYS CISD
21003 Interstate 35 Frontage Road
Kyle, TX 78640

RE: SCHEMATIC DESIGN ESTIMATE | 25-10-034 HAYS NEW MIDDLE SCHOOL #7

Dear Max,

On behalf of CORE Construction, I am pleased to submit our Schematic Design Estimate for Hays Consolidated Independent School District New Middle School #7.

Schematic Design Estimate Summary:

HAYS CISD – MIDDLE SCHOOL #7 SD ESTIMATE	\$105,866,316
Alternate #1 – ‘Restroom Crawl Spaces’	Included in Base Bid
Add Alternate #2 – ‘Transportation Roadway Modifications’	\$114,033.93
Add Alternate #3 – ‘UES + Transportation Center Natural Gas Conversion’	\$482,872.27
Add Alternate #4A – ‘UES ISP Relocation – Overhead Fiber’	(\$1,639.13)
Add Alternate #4B – ‘UES ISP Relocation’	(\$120,478.42)

We look forward to a successful and enjoyable project together. Thank you for this opportunity, please do not hesitate to contact me directly with any questions or comments.

Respectfully submitted,

Trevor Flinn

Trevor Flinn
Preconstruction Manager
CORE Construction

ASSUMPTIONS, CLARIFICATIONS, & EXCLUSIONS

Schedule

Project Construction Duration and Substantial Completion shall remain dependent upon the Site Development Approval and the following criteria:

- The following milestones are to be met. The dates listed below are the latest possible dates to meet these milestones and any delays will impact the Substantial Completion Date and potentially additional costs to General Conditions.
 - NTP to be received no later than XX/XX/XXXX
 - Building Construction to start by XX/XX/XXXX
 - Substantial Completion: XX/XX/XXXX

Contingency, Fee, and Allowances (Included in Base Bid)

- **Construction Contingency of 2%** is included in this proposal – Construction Contingency is intended to be used at CORE's discretion to cover costs that have not been identified as a trade specific scope on the GMP setting documents and may require further clarification or coordination. These costs may include scope gap, coordination issues between trades, and missed scope during the subcontractor bidding process.
- **Owner Contingency of 2%** is included in this proposal – Owner contingency is intended to be used at the owner's discretion to cover design revisions, or additional scope requests made by the Owner.
- **Design Contingency of 3%** is included in this proposal – Design contingency is intended to be used at the owner's discretion to cover unforeseen conditions, design progression, or additional scope requests made by the Owner and/or Design Team. This contingency will be removed as design will be completed at the time of a GMP.
- **Escalation Contingency of 2.5%** is included in this proposal – This contingency shall account for an increase in price of materials, equipment or products between the date of this proposal and the time when the job is ready for the installation of the affected material. This contingency will be removed, and material costs will be fully incorporated at the time of a GMP.
- **Allowance No. 1: \$50,000** for Athletic Plaza Design for Pavers, Decorative Concrete, and Seating.
- **Allowance No. 2: \$103,150** for Distributed Antennae (DAS) System.
- **Allowance No. 3: \$206,300** for Emergency Responder Communication Enhancement System (ERCES).
- **Allowance No. 4: \$200,000** for Pier Casings at 25% of Drilled Piers.
- **Allowance No. 5: \$35,000** for Plan Review.

Alternates (Not Included in Base Bid)

- **Add Alternate #1** – Restroom Crawl Spaces - In Base Bid
- **Add Alternate #2** – Transportation Roadway Modifications - \$114,033.93
- **Add Alternate #3** – UAS + Transportation Center Natural Gas Conversion - \$482,872.27
- **Deductive Alternate #4a** – UES ISP Relocation Overhead Fiber - (\$1,639.13)
- **Deductive Alternate #4b** – UES ISP Relocation - (\$120,478.42)



HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: J.7

Board Goal: N/A

Subject: Consideration and possible approval of Professional Services for 2025 Bond High School #4

Administrator Responsible/Position: Max Cleaver, Chief Operations Officer

A. Purpose of Agenda Item:

☒ Action needed ☐ Information only ☐ Receive input

B. Authority for This Action:

☒ Local Policy: CH – Purchasing & Acquisition ☐ Law or Rule: ☐ N/A

C. Goal or Need Addressed: Deliver timely, cost-effective facilities

D. Summary:

☒ **Previous board action relating to this item:** In July 2024 the Board approved multiple vendors to facilitate construction and materials testing for 2023 bond projects. In April 2026, the Board approved multiple vendors for 2025 bond construction and materials testing.

☐ **Future action anticipated:** N/A

☒ **Background information:** The purpose of this agenda item is to approve additional construction and materials testing for 2025 Bond High School 4. Staff recommends water testing of installed window conditions, referred to as “nozzle testing and chamber testing” at High School 4. The field testing simulates an extreme weather event and provides data that the window systems are performing as specified. We have performed this type of testing on other projects, but the scope was not as large, so those projects did not meet the Board approval threshold value. Staff recommends Acton Partners Consulting (APC) for this work per the scope and cost contained in the May 10, 2026 proposal. Staff recommends EMA Engineering to perform commissioning services on select mechanical, electric, and plumbing equipment, building automation, and lighting controls. We have provided the proposal highlighting the sampling frequency of the various components for your review

E. Comments Received:

☒ Cabinet ☐ DLT ☐ FBOC ☐ Teacher Org. Reps. ☒ Other: Project Team

F. Administrative Recommendation: Administration recommends approval of the request

G. Fiscal Impact and Cost: \$405,750 Total

\$133,000 – Action Partners

\$272,750 – EMA Engineering

☐ Budget ☒ 2025 Bond ☐ Grant/Special Funds: ☐ Other:

Prior Year Spending for this item/service: \$70,965 – Action Partners; \$160,000 – EMA Engineering

Bid / Contract Information: RFQ #25-072201AS Professional Services for Construction

Length of Contract: This is a one-year contract with four (4) options to renew through 10/2027

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Max Cleaver, Nate Wensowitch

I. Suggested Motion:

I move that the Hays CISD Board of Trustees approve professional services for 2025 Bond High School #4 for a total amount not to exceed \$405,750, as presented.



Sent via electronic mail to jason.andrus@huckabee-inc.com

May 10, 2026

Mr. Nate Wensowitch
Executive Director of Facilities, Construction and Bond Programs
Hays CISD

Re: Proposal for Building Enclosure Consulting Services
Hays HS #4 Storefront and Curtain Wall Testing
APC No. 2026.0101

Dear Mr. Wensowitch:

At your request, Acton Partners, LLC Consulting (APC) is pleased to provide this proposal for building enclosure testing services for the referenced project. This letter describes our proposed scope of services and provides associated budgets.

BACKGROUND

Based on our correspondence with you, we understand that New High School #4 is a new education facility to be located in Buda, Texas. Bartlette Cocke General Contractors (BCGC) is the General Contractor, and Huckabee is the Architect-of-Record. We understand that air and water infiltration testing is required by the project specifications for both the storefronts and curtain walls. Sections 08 4313 and 08 4413 requires AAMA 503 (as referenced by AAMA E1105 along with a reference to air testing with no listed standard) testing of the mock-up along with 10% of the glazed areas, performed at 35% and 50%. Additional testing is to be performed in accordance with AAMA 501.2, at 2 locations per area at 10% and 50%. The mock-up is also intended to be tested. A rough accounting of openings is as follows:

- Approximately 491 storefront openings of various sizes (at 18 areas)
- Approximately 13 curtain wall openings of various sizes (at 3 areas)

SCOPE OF SERVICES

The following is our proposed scope of services based on our current understanding of the project.

Task 1: Water Testing

APC can perform water testing of installed conditions. We anticipate this will include the performance of the following tests:

- **Nozzle Testing:** Testing of curtain wall and storefront perimeters and interface conditions in general accordance with AAMA 501.2, *Quality Assurance and Diagnostic Water Leakage Field Check of Installed Storefronts, Curtain Walls and Sloped Glazing Systems*, and
- **Chamber Testing:** Testing of window, storefront, and/or curtain wall units in accordance with AAMA 503, *Field Testing of Newly Installed Storefronts, Curtain Walls, and Sloped Glazing Systems*. This testing standard incorporates both water testing (ASTM E1105) and air testing (ASTM E783).

Based on our understanding of the specifications, testing is to include the following:

- Storefronts: 50 AAMA 503 tests along with 36 AAMA 501.2 tests
- Curtain Walls: 2 AAMA 503 tests along with 6 AAMA 501.2 tests

This volume of testing is anticipated to require 20 mobilizations, with each mobilization being a single day (typically around 5 separate tests can be performed per day). Testing can be performed on concurrent days. Given the scale of the project, it is unlikely that the testing can be scheduled strictly to the requisite percentages of completion.



One APC representative will be on site to direct and document the testing, along with two to four representatives of Leak Investigation & Testing Services. A Water Test Report will be issued after each round of testing, documenting the test procedures and results.

We have assumed that access to a water source and interior and exterior power sources will be provided by the general contractor, along with access to the test areas provided by the general contractor or installer. APC and the design team are assumed to select locations and coordinate with field conditions. Costs for retesting of failed conditions are not included in the estimate and will incur additional expenses.

BUDGET AND TERMS

Based on the scope of services proposed above, APC recommends the following budget for professional fees and expenses:

Phase	Task	Description	Fees	Expenses	Total
1	1	Testing and Reports	\$ 63,000	\$ 70,000	\$ 133,000
TOTAL			\$ 63,000	\$ 70,000	\$ 133,000

All services will be provided on a time-and-expense basis and per our attached *Terms and Conditions for Professional Services*, dated April 13, 2026, unless APC and the signing party can reach a separate agreement. APC will endeavor to provide advance notice of out-of-scope services or other factors requiring charges not included in the above budget estimate. Further requests for work by the client will be considered as notice to proceed with an understanding of the additional costs. Upon request, APC can provide additional services, including meeting attendance, site visits, and water testing. Budgets for these services can be provided under separate cover.

AUTHORIZATION

You may provide formal authorization by signing in the space below and returning via electronic mail or by providing written notice to proceed.

We appreciate the opportunity to work with you on this project. Please contact us if you have any questions or if we can provide additional assistance.

Sincerely,

Jeffrey A. Acton, PE
Principal
Acton Partners, LLC
Texas Registered Engineering Firm F-16437

Attachments: *Terms and Conditions for Professional Services*

Acceptance:

Signature

Date

Printed Name/Title

Acting for

EMA Engineering & Consulting, Inc.



COMMISSIONING SERVICES PROPOSAL

Hays CISD

New High School #4

July 22, 2026

Nathan Wensowitch, Executive Director of Facilities, Construction and Bond Programs
Hays CISD

Subject:

Commissioning Services Agreement Between EMA Engineering & Consulting, Inc. and Hays CISD

Dear Mr. Nate Wensowitch:

EMA Engineering & Consulting, Inc. hereby submits the following proposal for professional commissioning services for the **New High School #4** project for Hays CISD (referred to hereafter as the Owner). Commissioning services proposed shall be for the commissioning services detailed in Table 01. When approved by the Owner, the commissioning provider will serve as the Owner's representative in all phases of the project where commissioning provider contractual agreement applies.

Table 01 - Commissioning Scope, Deliverables, and Proposed Fee

Table 02 – List of Commissioned Systems, Equipment Types and Sampling Strategies

EMA Engineering & Consulting, Inc. will report directly to the Owner and will comply with the formal and informal protocols for communication as directed by the Owner. The Owner will agree to inform their design and construction consultants that the commissioning provider is contracted directly with the Owner and represents the Owner and the Owner's best interest.

EMA Engineering & Consulting, Inc. further proposes to make all necessary visits to the project site, obtain required details regarding the installation of selected systems, and report to the Owner any identified variances to the OPR or contract documents.

The Owner agrees to provide all needed information regarding Owner's objectives and criteria, standard specification preferences, performance criteria and budgetary limitations. In addition, EMA Engineering & Consulting, Inc. shall operate under the assumption that the design team and the contractors will receive instructions from the Owner, that EMA Engineering & Consulting, Inc. represents the Owner's interests and that comments and/or advice will be strongly considered. However, it is also assumed that there will be communication by the Owner to all parties that final decisions and directions will come only from the Owner.

Table 01 - Commissioning Scope, Deliverables, and Proposed Fee
DESIGN PHASE
Cx Plan Review project details, scope and budget and develop and maintain the project commissioning plan.
CONSTRUCTION PHASE
Construction Meeting - Conduct a construction phase commissioning coordination meeting with the Owner, A/E, GC, TAB contractor and appropriate sub-contractors. - Attend periodic OAC meetings to discuss commissioning activities and report on items observed.
Submittal Review Review major equipment and controls system submittals of commissioned systems. Issue comments/ recommendations to Owner, Engineer of Record and contractor.
Pre-functional checklists Issue and review pre-functional checklists for major commissioned equipment/systems.
Functional Performance Testing - Develop functional testing record and perform functional quality sample-based performance testing. Lead and oversee the testing by contractor. <i>HVAC and controls</i> <i>Lighting and lighting controls</i> <i>Service hot water heating</i>
EMS Point-to-Point Verification (30-40%) Perform point-to-point testing of EMS graphics, trends, and sequences of operation for consistency with design documents and Owners' guidelines and expectations.
Cx Issue Log Develop the commissioning issues log and verify all items are corrected prior to Owner acceptance.

OCCUPANCY & TURNOVER	
Final Commissioning Record	
• Develop and provide final commissioning record detailing services performed. • Provide all necessary commissioning reports to code officials as necessary/requested.	
O & M	
• Review O&M and closeout documents for completeness for systems commissioned. • Include CFR and operations and maintenance plan.	
Fee: \$272,750	

Table 02 – List of Commissioned Systems, Equipment Types and Sampling Strategies		
	Quantity	Sampling Strategy
MECHANICAL EQUIPMENT (INCLUDING DDC CONTROLS)		
Exhaust Fans	243	30%
Utility Set – Exhaust Fans	3	100%
Kitchen Exhaust & Supply	4	100%
Makeup Air Unit Enthalpy Core	13	40%
Makeup Air Unit Brute Force	23	30%
Multi-Position Vertical AHU-Heat Pumps	30	30%
Mini-Split Heat Pump High Efficiency	2	100%
RTU VAV – Air Cooled Dx	4	100%
RTU VAV – Chill Water	11	40%
Air-Cooled Chiller	3	100%
Pumps	4	100%
CW Fancoil Unit with Electric Heat	1	100%
RTU – Gas Heat, Electric Cool	90	30%
VAV Parallel Fan Powered Box	214	30%
RES Range Hood with Fire Protection – Denlar	21	30%
Cove Heaters	24	30%
Gas Unit Heaters	6	50%
Electric Unit Heaters	4	100%
Dryer Booster Fans	4	100%
Vehicle Exhaust	5	100%
Welding Booth Fume Extractor Arm	10	50%
Plasma Cutter – Exhaust Hood	1	100%
Dust Collector	1	100%
PLUMBING EQUIPMENT		
Domestic hot water system (water heaters, circ-pumps, controls)	30	100%
Hot water fixture discharge temperatures (throughout scoped area)	--	30%
ELECTRIC POWER, LIGHTING & LIGHTING CONTROLS		
Occupancy Sensors (throughout scoped area)	--	30%
Programing/switching methods (throughout scoped area)	--	30%
Exterior lighting (throughout scoped area)	--	50%

Items not covered in this proposal include:

- Replacing the contractor's quality control activities during construction.
- Attend all project meetings.
- Guarantee that the final project will be issue free. Systems that fail to operate after testing, due to equipment or system component (actuator, pumps, VFD circuit boards, etc.) failure, shall be documented and tracked through resolution by the commissioning provider.
- IAQ air testing and lab services.

EMA Engineering & Consulting, Inc. will invoice on the following schedule:

Cx Plan	30% of Fixed Fee
50% construction	30% of Fixed Fee
Preliminary Cx Report/ Functional Testing	30% of Fixed Fee
Final Commissioning Record	10% of Fixed fee

Mediation will be the first method of dispute resolution. Services provided by the engineer will be performed in the same manner consistent with that degree of care and skill ordinarily exercised by a member of the same profession currently practicing under similar circumstances in the same local area.

If additional work or services is requested, our hourly rates are as follows:

Professional Engineer	\$250/hour
Principal	\$200/hour
Project Manager/Designer	\$165/hour
Construction Admin/Commissioning	\$145/hour
CADD Draftsmen	\$100/hour
Administration	\$80/hour

This fee remains valid for 60 days. If the above terms are acceptable to you, please provide your signature to authorize us to commence work. We appreciate the opportunity to present this agreement and are available to address any questions you may have.

Sincerely,



Malek Bekka, Principal

Accepted by: _____ Signature: _____ Date: _____

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: J.8

Board Goal: N/A

Subject: Consideration and possible adoption of a resolution amending a Real Estate Exchange Agreement with The Walton Development Group at future school sites at Camino Real East

Administrator Responsible/Position: Max Cleaver, Chief Operations Officer
Nathan Wensowitch, Exec Dir of Facilities, Construction & Bond Programs

A. Purpose of Agenda Item:

☒ Action needed

☐ Information only

☐ Receive input

B. Authority for This Action:

☐ Local Policy:

☒ Law or Rule:

CDB – Other Revenues: Sale, Lease, or Exchange of School-Owned Property

C. Goal or Need Addressed: Provide adequate future school sites

D. Summary:

☒ **Previous board action relating to this item:** The Board entered into a real estate exchange agreement with the Walton Group in 2014, which has expired. In October 2025 the Board approved the renewal of the agreement and authorized the Superintendent and Board President to execute documents necessary and convenient.

☐ **Future action anticipated:** N/A

☒ **Background information:** Since October 2025 when the Board authorized the Superintendent and Board President to negotiate a Real Exchange Agreement with the Walton Group, the property has transferred to another owner, The Ridge WC LP. The purpose of this agenda item is to memorialize that transfer for legal sufficiency and public record.

E. Comments Received:

☒ Cabinet

☐ DLT

☐ FBOC

☐ Teacher Org. Reps.

☐ Other:

F. Administrative Recommendation: Administration recommends adoption of the resolution

G. Fiscal Impact and Cost: N/A

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Max Cleaver, Nate Wensowitch, Legal Counsel

I. Suggested Motion:

I move that the Hays CISD Board of Trustees adopt the resolution amending a real estate exchange agreement with the Walton Development Group for school tracts located in Camino Real East, as shown on the survey documents from Gray Engineering, and authorize the Superintendent and/or Board President to negotiate and execute documents necessary and convenient to complete the transaction, as presented.

**HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

Date: August 24, 2026

Agenda Item: J.9

Board Goal: N/A

Subject: Consideration and possible action for the selection of a Consulting Firm for Professional Service regarding Hays CISD Superintendent Search

Administrator Responsible/Position: Board Matter

A. Purpose of Agenda Item:

☒ Action needed

☐ Information only

☐ Receive input

B. Authority for This Action:

☐ Local Policy:

☒ Law or Rule:

☐ N/A

CH – Purchasing and Acquisition

C. Goal or Need Addressed: Superintendent search

D. Summary:

☐ Previous board action relating to this item: N/A

☐ Future action anticipated: N/A

☐ Background information: N/A

E. Suggested Motion:

I move that the Hays CISD Board of Trustees select a consulting firm for professional service regarding Hays CISD Superintendent search, as discussed.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: J.10

Board Goal: N/A

Subject: Consideration and possible adoption of the Hays CISD Board of Trustees Social Contract

Administrator Responsible/Position: Board Matter

A. Purpose of Agenda Item:

☐ Action Needed

☐ Information Only

☒ Receive Input

B. Authority for This Action:

☒ Local Policy

☐ Law or Rule

☐ NA

C. Goal or Need Addressed: Review and discussion for possible revision of the Hays CISD Board of Trustees Social Contract

D. Summary:

☒ **Previous board action relating to this item** – The Board adopted the existing social contract in August 2025.

☐ **Future action anticipated** – Annual review and possible adoption is anticipated

☒ **Background information** –

E. Comments Received:

☐ Cabinet

☐ DLT

☐ FBOC

☐ Teacher Org. Reps.

☒ **Other** - Board Members

F. Administrative Recommendation: Board matter

G. Suggested Motion

I move that the Hays CISD Board of Trustees adopt the Board of Trustees Social Contract, as presented.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: J.11

Board Goal: Board Matter

Subject: Review and discussion of the Hays CISD Mission Statement, Vision Statement, and Beliefs

Administrator Responsible/Position: Board Matter

A. Purpose of Agenda Item:

☒ Action Needed

☐ Information Only

☒ Receive Input

B. Authority for This Action:

☐ Local Policy

☒ Law or Rule
BBD (Exhibit)

☐ NA

C. Goal or Need Addressed: Discussion and adoption of the proposed revision of the Hays CISD mission statement, vision statement, and beliefs.

D. Summary:

☒ **Previous board action relating to this item** – The Board previously adopted the current mission statement, vision statement, and beliefs in August 2025.

☒ **Future action anticipated** – Annual review and adoption is anticipated

☒ **Background information** – Per BBD (Exhibit), “Framework for School Board Development”, Section 1. Vision and Goals: The board ensures creation of a shared vision and locally developed, measurable goals that improve student outcomes and provide support for opportunities and experiences. The board:

- Keeps the district focus on the well-being of all children.
- Adopts a shared vision that incorporates input from the community to reflect local aspirations as well as present and future needs for all children.
- Ensures that the vision aligns with the state’s mission, objectives, and goals for education established by law and/or rule.
- Adopts a reasonable number of specific, quantifiable, research-based, and timebound goals that align with state law, are developed with community input, and support the vision to improve student outcomes.
- Embraces, supports, and fulfills the vision that all students receive what they need to learn, thrive, and grow, including resources, opportunities, and experiences.
- Uses the vision and goals to drive all deliberations, decisions, and actions.

E. Comments Received:

☐ Cabinet

☐ DLT

☐ FBOC

☐ Teacher Org. Reps.

☒ Other - Board Members

F. Administrative Recommendation

Board matter

G. Suggested Motion

I move that the Hays CISD Board of Trustees adopt the proposed revisions to the Hays CISD Mission Statement, Vision Statement, and Board Beliefs, as presented and discussed.

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: J.12

Board Goal: Board Matter

Subject: Consideration and possible adoption of Hays CISD Board Goals for 2026-2027

Administrator Responsible/Position: Board Matter

A. Purpose of Agenda Item:

☒ Action Needed

☐ Information Only

☐ Receive Input

B. Authority for This Action

☐ Local Policy

☐ Law or Rule

☐ N/A

AE(Legal) – Educational Philosophy
Texas Education Code 11.1511(b)(2)

C. Goal or Need Addressed: Adoption of the Hays CISD Board Goals for 2026-2027

D. Summary:

☒ **Previous board action relating to this item:** The Board adopted the existing Board Goals in August 2025.

☐ **Future action anticipated:** Annual review and adoption of Board Goals is anticipated.

☒ **Background information:** A board shall adopt comprehensive goals for the district and the superintendent.

E. Comments Received:

☒ Cabinet

☐ DLT

☐ FBOC

☐ Teacher Org. Reps.

☒ **Other:** Board Members

F. Administrative Recommendation: The administration recommends the board adopt the Hays CISD Goals for 2026-2027, as presented.

G. Fiscal Impact and Cost: N/A

H. Monitoring and Reporting Time Line:

Person responsible for evaluating this decision or action: Board and Superintendent

Evaluation method and time line: Annual review

Next report to the board: August 2027

I. Suggested Motion

I move that the Hays CISD Board of Trustees adopt the Hays CISD Board Goals for 2026-2027, as presented.

**HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

Date: August 24, 2026

Agenda Item: K.1

Board Goal: Safety & Security

Subject: Update on District Safety & Security Initiatives

Administrator Responsible/Position: Jeri Skrocki, Chief Safety and Security Officer

A. Purpose of Agenda Item:

☐ Action needed

☒ Information only

☐ Receive input

B. Authority for This Action:

☐ Local Policy

☐ Law or Rule

☒ N/A

C. Summary:

☐ Previous board action relating to this item – N/A

☒ Future action anticipated – As needed

☒ Background information – Provide the Hays CISD Board of Trustees routine updates regarding an overview of general safety and security initiatives.

D. Comments Received:

☒ Cabinet

☐ DLT

☐ FBOC

☐ Teacher Org. Reps.

☐ Other

E. Suggested Motion

No action needed. This item is presented as information only.

**HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

Date: August 24, 2026

Agenda Item: K.2

Board Goal: N/A

Subject: Update on District Bond, Construction, and Renovation Projects

Administrator Responsible/Position: Max Cleaver, Chief Operations Officer
Nathan Wensowitch, Exec Dir of Facilities, Construction, and Bond Programs

- A. Purpose of Agenda Item:
☐ Action needed ☒ Information only ☐ Receive input
- B. Authority for This Action:
☒ Local Policy ☐ Law or Rule ☐ N/A
CV – Facilities Construction
- C. Summary:
☒ Previous board action relating to this item – Updates are provided at each Board meeting.
☒ Future action anticipated – As needed
☒ Background information - The Board needs to monitor the progress of the bond projects and other construction projects to ensure the contract with the community is fulfilled.
- D. Comments Received:
☒ Cabinet ☐ DLT ☐ FBOC ☐ Teacher Org. Reps. ☐ Other
- E. Suggested Motion
No action needed. This item is presented as information only.

**HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT
BOARD OF TRUSTEES**

Date: August 24, 2026

Agenda Item: K.3

Board Goal: Finance

Subject: Financial Statements

Administrator Responsible/Position: Deborah Ottmers, Chief Financial Officer

A. Purpose of Agenda Item:

☐ Action needed

☒ Information only

☐ Receive input

B. Authority for This Action:

☒ Local Policy

☐ Law or Rule

☐ N/A

C. Summary:

☒ Previous board action relating to this item - Monthly

☒ Background information – A separate summary is attached with the financials.

D. Comments Received:

☒ Cabinet

☐ DLT

☐ FBOC

☐ Teacher Org. Reps.

☐ Other

E. Suggested Motion:

No action needed. This item is presented as information only.

Hays CISD Financial Statements Estimated as of 7/31/2026 2026/2027



REVENUES

5700	Local and Intermediate
5800	State
5900	Federal
7000	Other Sources
Total - All Revenues	

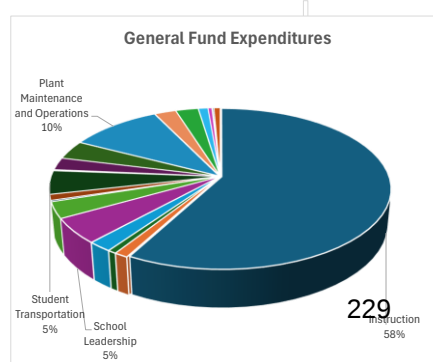
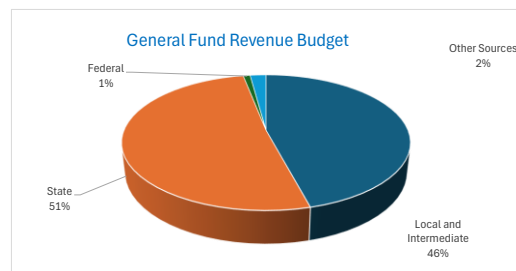
EXPENDITURES by FUNCTION

11	Instruction
12	Instructional Resources and Media Services
13	Curriculum and Staff Development
21	Instructional Leadership
23	School Leadership
31	Guidance, Counseling and Evaluation Services
32	Social Work Services
33	Health Services
34	Student Transportation
35	Food Services
36	Co/Extra Curricular Activities
41	General Administration
51	Plant Maintenance and Operations
52	Security and Monitoring Services
53	Data Processing Services
61	Community Services
71	Debt Services
81	Facilities Acquisition and Construction
93	Payments to Fiscal Agents
99	Intergovernmental Charges
00	Other Uses
Total - All Expenditures	
Percent to date	
Percent of fiscal year	
Fund Balance Beginning 7/1/26 (estimated)	
Fund Balance Change (during fiscal year)	
3000	Fund Balance Ending 6/30/27 (Estimated)

EXPENDITURES by OBJECT

6100	Payroll Costs
6200	Purchased/Contracted Services
6300	Supplies and Materials
6400	Other Operating Expenses
6500	Debt Service
6600	Capital Outlay
Total - All Expenditures	

GENERAL FUND					
ADOPTED BUDGET 7/1/2026	AMENDED BUDGET 7/31/2026	ACTUAL Est as of 7/31/2026	AVAILABLE Estimated 7/31/2026	Estimated 6/30/2027	% of total
\$ 131,955,540	131,955,540	92,044	131,863,496	\$ 131,955,540	
146,968,460	146,968,460		146,968,460	146,968,460	
2,651,000	2,651,000	24,919	2,626,081	2,651,000	
6,100,000	6,100,000	2,411	6,097,589	6,100,000	
\$ 287,675,000	287,675,000	119,374	287,555,626	287,675,000	0%
\$ 159,593,028	\$ 159,510,306	14,586,258	144,924,048	159,510,306	58%
3,139,264	3,137,320	225,331	2,911,989	3,137,320	1%
1,955,758	1,969,437	845	1,968,592	1,969,437	1%
5,518,049	5,520,989	-	5,520,989	5,520,989	2%
13,889,565	13,901,891	-	13,901,891	13,901,891	5%
8,888,373	8,923,475	-	8,923,475	8,923,475	3%
712,976	712,976	-	712,976	712,976	0%
3,142,578	3,152,732	-	3,152,732	3,152,732	1%
12,975,226	12,975,226	-	12,975,226	12,975,226	5%
554,687	554,687	-	554,687	554,687	0%
6,817,345	6,827,522	332,359	6,495,163	6,827,522	2%
10,286,959	10,286,959	-	10,286,959	10,286,959	4%
28,017,751	28,017,619	30,135	27,987,484	28,017,619	10%
6,495,615	6,495,615	-	6,495,615	6,495,615	2%
6,847,090	6,847,510	73	6,847,437	6,847,510	2%
2,904,460	2,904,460	170,958	2,733,502	2,904,460	1%
1,185,000	1,185,000	-	1,185,000	1,185,000	0%
200,000	200,000	-	200,000	200,000	0%
400,000	400,000	-	400,000	400,000	0%
1,900,000	1,900,000	-	1,900,000	1,900,000	1%
-	-	-	-	-	
\$ 275,423,724	275,423,724	15,345,959	260,077,765	275,423,724	100%
Percent to date		6%	94%	100%	
Percent of fiscal year		8%			
\$ 25,135,775	25,135,775			25,135,775	
* 12,251,276	12,251,276			12,251,276	
\$ 37,387,051	37,387,051			37,387,051	
233,074,957	232,950,203	14,927,250	218,147,707		
20,321,716	20,099,041	59,750	20,261,966		
11,918,733	13,028,488	341,555	11,577,178		
8,554,538	7,789,712	17,404	8,537,134		
1,085,000	1,085,000	-	1,085,000		
468,780	471,280	-	468,780		
275,423,724	275,423,724	15,345,959	260,077,765		
-	-	0	(0)		



Hays CISD
Financial Statements
Estimated as of 7/31/2026
2025/2026



REVENUES

5700	Local and Intermediate
5800	State
5900	Federal
7000	Other Sources
Total - All Revenues	

CHILD NUTRITION FUND				DEBT SERVICE FUND			
ADOPTED BUDGET 7/1/2026	AMENDED BUDGET 7/31/2026	ACTUAL Est as of 7/31/2026	AVAILABLE Estimated 7/31/2026	ADOPTED BUDGET 7/1/2026	AMENDED BUDGET 7/31/2026	ACTUAL Est as of 7/31/2026	AVAILABLE Estimated 7/31/2026
\$ 4,338,900	4,338,900	2,271	\$ 4,336,629	\$ 91,133,522	91,133,522	-	\$ 91,133,522
57,000	57,000	-	57,000	20,966,478	20,966,478	-	20,966,478
9,332,000	9,332,000	-	9,332,000	-	-	-	-
2,100	2,100	-	2,100	-	-	-	-
\$ 13,730,000	13,730,000	2,271	\$ 13,727,729	\$ 112,100,000	112,100,000	-	\$ 112,100,000
\$ -	-	-	\$ -	\$ -	-	-	\$ -
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13,730,000	13,730,000	512,376	13,217,624	-	-	-	-
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Hays CISD Bond Proceeds/Expenditures Summary

thru 6/30/2026
updated 07/30/2026

2017 Bond Summary

Fiscal Year	Bond Sales	Interest Revenue	Proposition Expenditures	Interest Expenditures	Proposition POs	Interest POs	Interest PO Descriptions
FYE 2017	\$ 175,000,000.00	\$ 9,343.22	\$ 18,417,035.73	\$ -	\$ -	\$ -	
FYE 2018	-	1,568,132.70	125,372,136.22	-	-	-	
FYE 2019	75,000,000.00	1,501,175.34	77,417,925.70	-	-	-	
FYE 2020	-	526,748.04	13,272,052.69	-	-	-	
FYE 2021	-	22,439.30	1,548,413.20	676,540.25	-	-	
FYE 2022	-	29,702.22	3,790,747.60	2,638,988.00	-	-	
FYE 2023	-	403,814.14	1,397,158.98	-	-	-	
FYE 2024	-	495,162.36	948,685.61	385,358.09	-	-	
FYE 2025	-	410,845.12	2,138,658.82	608,888.29	-	-	
FYE 2026	-	278,231.45	-	356,674.37	-	839.86	Steam Team - HHS Welding Mitigation/Cleaning
Total	\$ 250,000,000.00	\$ 5,245,593.89	\$ 244,302,814.55	\$ 4,666,449.00	\$ -	\$ 839.86	

Bond Interest Requests

\$ -

Proposition Balance

\$ 5,697,185.45

Interest Balance

\$ 578,305.03

2021 Bond Summary

Fiscal Year End	Bond Sales	Interest Revenue	Proposition Expenditures	Interest Expenditures	Proposition POs	Interest POs	Interest PO Descriptions
FYE 2022	\$ 125,000,000.00	\$ 193,158.51	\$ 87,698,196.34	\$ -	\$ -	\$ -	
FYE 2023	66,585,092.00	2,932,724.69	52,340,161.25	-	-	-	
FYE 2024	-	2,385,661.98	32,157,882.01	38,453.15	-	-	
FYE 2025	-	1,181,992.80	8,041,611.87	1,493,459.76	-	-	
FYE 2026	-	733,712.88	1,322,950.12	396,025.12	(824.38)	708,121.79	Thomas Bus Gulf Coast / Thomas Bus Texas
Total	\$ 191,585,092.00	\$ 7,427,250.86	\$ 181,560,801.59	\$ 1,927,938.03	\$ (824.38)	\$ 708,121.79	Crawford Electrical - AV Sound HHS Orchestra

Bond Interest Requests

\$ -

Proposition Balance

\$ 10,025,114.79

Interest Balance

\$ 4,791,191.04

2022 Bond Summary

Fiscal Year End	Bond Sales	Interest Revenue	Proposition Expenditures	Interest Expenditures	Proposition POs	Interest POs	Interest PO Descriptions
FYE 2023	\$ 115,649,800.00	\$ 4,146,355.16	\$ 16,104,873.45	\$ -	\$ -	\$ -	
FYE 2024	-	4,019,877.97	81,407,315.80	-	-	-	
FYE 2025	-	1,254,558.70	10,545,370.86	12,525.00	-	-	
FYE 2026	-	747,930.14	574,112.38	-	1,756,088.10	-	
Total	\$ 115,649,800.00	\$ 10,168,721.97	\$ 108,631,672.49	\$ 12,525.00	\$ 1,756,088.10	\$ -	

Arbitrage Liability

\$ 4,999,741.96

Bond Interest Requests

\$ -

Proposition Balance

\$ 5,262,039.41

Interest Balance

\$ 5,156,455.01

2023 Bond Summary

Fiscal Year End	Bond Sales	Interest Revenue	Proposition Expenditures	Interest Expenditures	Proposition POs	Interest POs	Interest PO Descriptions
FYE 2024	\$ 315,651,121.00	\$ 14,674,551.90	\$ 53,025,416.71	\$ -	\$ -	\$ -	
FYE 2025	-	11,202,037.50	153,473,228.80	6,652,459.61	-	-	
FYE 2026	-	4,477,472.99	53,507,865.34	1,709,764.30	12,344,291.81	27,500.00	Frontline Technologies Group LLC
Total	\$ 315,651,121.00	\$ 30,354,062.39	\$ 260,006,510.85	\$ 8,362,223.91	\$ 12,344,291.81	\$ 27,500.00	

Arbitrage Liability

\$ 7,687,097.26

Bond Interest Requests

\$ -

Proposition Balance

\$ 43,300,318.34

Interest Balance

\$ 14,277,241.22

2025 Bond Summary

Fiscal Year End	Bond Sales	Interest Revenue	Proposition Expenditures	Interest Expenditures	Proposition POs	Interest POs	Description
FYE 2026	\$ 483,184,339.10	\$ 13,572,240.41	\$ 196,840,405.59	\$ 1,461,794.27	\$ 87,555,097.04	\$ 1,035,138.06	Enterprise Fm Trust (X7)
Total	\$ 483,184,339.10	\$ 13,572,240.41	\$ 196,840,405.59	\$ 1,461,794.27	\$ 87,555,097.04	\$ 1,035,138.06	Southwest Foodservice Excellence LLC

Arbitrage Liability

\$ -

Bond Interest Requests

\$ -

Proposition Balance

\$ 198,788,836.47

Interest Balance

\$ 11,075,308.08



Hays CISD Bond Proceeds/Expenditures Summary

thru 7/30/2026
updated 07/30/2026

2017 Bond Summary

Fiscal Year	Bond Sales	Interest Revenue	Proposition Expenditures	Interest Expenditures	Proposition POs	Interest POs	Interest PO Descriptons
FYE 2017	\$ 175,000,000.00	\$ 9,343.22	\$ 18,417,035.73	\$ -	\$ -	\$ -	
FYE 2018	-	1,568,132.70	125,372,136.22	-	-	-	
FYE 2019	75,000,000.00	1,501,175.34	77,417,925.70	-	-	-	
FYE 2020	-	526,748.04	13,272,052.69	-	-	-	
FYE 2021	-	22,439.30	1,548,413.20	676,540.25	-	-	
FYE 2022	-	29,702.22	3,790,747.60	2,638,988.00	-	-	
FYE 2023	-	403,814.14	1,397,158.98	-	-	-	
FYE 2024	-	495,162.36	948,685.61	385,358.09	-	-	
FYE 2025	-	410,845.12	2,138,658.82	608,888.29	-	-	
FYE 2026	-	278,231.45	-	356,674.37	-	839.86	Steam Team - HHS Welding Mitigation/Cleaning
FYE 2027	-	19,613.54	-	-	-	20,000.00	ARCE CPR Cleaning Painting & Remodeling
Total	\$ 250,000,000.00	\$ 5,265,207.43	\$ 244,302,814.55	\$ 4,666,449.00	\$ -	\$ 20,839.86	
Bond Interest Requests				\$ -			
Proposition Balance				\$ 5,697,185.45	Interest Balance \$ 677,918.57		

2021 Bond Summary

Fiscal Year End	Bond Sales	Interest Revenue	Proposition Expenditures	Interest Expenditures	Proposition POs	Interest POs	Interest PO Descriptons
FYE 2022	\$ 125,000,000.00	\$ 193,158.51	\$ 87,698,196.34	\$ -	\$ -	\$ -	
FYE 2023	66,585,092.00	2,932,724.69	52,340,161.25	-	-	-	
FYE 2024	-	2,385,661.98	32,157,882.01	38,453.15	-	-	
FYE 2025	-	1,181,992.80	8,041,611.87	1,493,459.76	-	-	Thomas Bus Gulf Coast / Thomas Bus Texas
FYE 2026	-	733,712.88	1,322,950.12	396,025.12	193,685.22	708,121.79	Crawford Electrical - AV Sound HHS Orchestra
FYE 2027	-	54,598.04	106,524.41	-	212,715.60	108,582.00	Samsara Inc
Total	\$ 191,585,092.00	\$ 7,481,848.90	\$ 181,667,326.00	\$ 1,927,938.03	\$ 406,400.82	\$ 816,703.79	
Bond Interest Requests				\$ -			
Proposition Balance				\$ 9,511,365.18	Interest Balance \$ 4,737,207.08		

2022 Bond Summary

Fiscal Year End	Bond Sales	Interest Revenue	Proposition Expenditures	Interest Expenditures	Proposition POs	Interest POs	Interest PO Descriptons
FYE 2023	\$ 115,649,800.00	\$ 4,146,355.16	\$ 16,104,873.45	\$ -	\$ -	\$ -	
FYE 2024	-	4,019,877.97	81,407,315.80	-	-	-	
FYE 2025	-	1,254,558.70	10,545,370.86	12,525.00	-	-	
FYE 2026	-	747,930.14	574,112.38	-	1,764,832.02	-	
FYE 2027	-	56,552.71	-	-	-	-	
Total	\$ 115,649,800.00	\$ 10,225,274.68	\$ 108,631,672.49	\$ 12,525.00	\$ 1,764,832.02	\$ -	
Arbitrage Liability				\$ 4,999,741.96			
Bond Interest Requests				\$ -			
Proposition Balance				\$ 5,253,295.49	Interest Balance \$ 5,213,007.72		

2023 Bond Summary

Fiscal Year End	Bond Sales	Interest Revenue	Proposition Expenditures	Interest Expenditures	Proposition POs	Interest POs	Interest PO Descriptons
FYE 2024	\$ 315,651,121.00	\$ 14,674,551.90	\$ 53,025,416.71	\$ -	\$ -	\$ -	
FYE 2025	-	11,202,037.50	153,473,228.80	6,652,459.61	-	-	
FYE 2026	-	4,477,472.99	53,507,865.34	1,709,764.30	12,024,061.55	27,500.00	Frontline Technologies Group LLC
FYE 2027	-	271,920.16	41,831.31	-	114,950.40	-	
Total	\$ 315,651,121.00	\$ 30,625,982.55	\$ 260,048,342.16	\$ 8,362,223.91	\$ 12,139,011.95	\$ 27,500.00	
Arbitrage Liability				\$ 7,687,097.26			
Bond Interest Requests				\$ -			
Proposition Balance				\$ 43,463,766.89	Interest Balance \$ 14,549,161.38		

2025 Bond Summary

Fiscal Year End	Bond Sales	Interest Revenue	Proposition Expenditures	Interest Expenditures	Proposition POs	Interest POs	Description
FYE 2026	\$ 483,184,339.10	\$ 13,572,240.41	\$ 196,840,405.59	\$ 1,461,794.27	\$ 95,025,471.46	\$ 1,035,138.06	Enterprise Fm Trust
FYE 2026	-	933,264.39	539,963.24	155,339.14	466,765.20	-	Southwest Foodservice Excellence LLC
Total	\$ 483,184,339.10	\$ 14,505,504.80	\$ 197,380,368.83	\$ 1,617,133.41	\$ 95,492,236.66	\$ 1,035,138.06	
Arbitrage Liability				\$ -			
Bond Interest Requests				\$ -			
Proposition Balance				\$ 190,311,733.61	Interest Balance \$ 11,853,233.33		

\$ 254,237,346.62
Prop Bal

\$ 36,930,528.08
Interest Bal

Hays Consolidated Independent School District
Detail Tax Collections Worksheet
for the Month Ending June 30, 2026



Transaction Date	Deposit Date	Journal Entry #	Total Deposit Amount	CURRENT YEAR LEVY			DELINQUENT COLLECTIONS			ROLLBACK LEVY			PENALTIES & INTEREST		
				199-5711		Total Current Year Levy	199-5712		Total Del Levy	199-5712-RB		Total Rollback Year Levy	199-5719-00		Total Pen & Interest
				M & O Current Year Levy	I & S Current Year Levy		M & O Del Levy	I & S Del Levy		M & O Rollbacks Year Levy	I & S Rollbacks Year Levy		M & O Pen & Interest	I & S Pen & Interest	
6/1/2026		JE- 4269	\$ -	\$ 43,655.68	\$ 31,925.04	\$ 75,580.72	\$ 1,663.42	\$ 1,097.61	\$ 2,761.03	\$ -	\$ -	\$ -	\$ 3,486.21	\$ 2,484.90	\$ 5,971.11
6/2/2026		JE- 4269	\$ -	\$ 28,378.87	\$ 20,753.26	\$ 49,132.13	\$ 15,433.17	\$ 8,188.36	\$ 23,621.53	\$ -	\$ -	\$ -	\$ 14,789.05	\$ 7,635.44	\$ 22,424.49
6/3/2026	6/4/2026	JE- 4269	\$ -	\$ 11,027.45	\$ 8,064.35	\$ 19,091.80	\$ 836.92	\$ 496.15	\$ 1,333.07	\$ -	\$ -	\$ -	\$ 1,439.35	\$ 957.72	\$ 2,397.07
6/4/2026	6/6/2026	JE- 4269	\$ 53,861.62	\$ 19,319.69	\$ 14,128.40	\$ 33,448.09	\$ 1,998.90	\$ 1,448.89	\$ 3,447.79	\$ -	\$ -	\$ -	\$ 3,157.70	\$ 2,290.03	\$ 5,447.73
6/5/2026	6/9/2026	JE- 4269	\$ 27,611.10	\$ 3,460.24	\$ 2,530.45	\$ 5,990.69	\$ 7,908.03	\$ 4,568.82	\$ 12,476.85	\$ -	\$ -	\$ -	\$ 5,843.83	\$ 3,299.73	\$ 9,143.56
6/8/2026	6/10/2026	JE- 4269	\$ 60,457.11	\$ 28,449.43	\$ 20,804.86	\$ 49,254.29	\$ 1,726.15	\$ 1,186.60	\$ 2,912.75	\$ -	\$ -	\$ -	\$ 4,812.78	\$ 3,477.29	\$ 8,290.07
6/9/2026	6/11/2026	JE- 4269	\$ 24,417.47	\$ 10,913.91	\$ 7,962.17	\$ 18,876.08	\$ 1,274.38	\$ 915.50	\$ 2,189.88	\$ -	\$ -	\$ -	\$ 1,942.48	\$ 1,409.03	\$ 3,351.51
6/10/2026	6/12/2026	JE- 4269	\$ 95,343.03	\$ 47,825.06	\$ 34,954.45	\$ 82,779.51	\$ 512.98	\$ 339.40	\$ 852.38	\$ -	\$ -	\$ -	\$ 6,783.60	\$ 4,927.54	\$ 11,711.14
6/11/2026	6/15/2026	JE- 4269	\$ 102,016.29	\$ 38,565.63	\$ 28,139.46	\$ 66,705.09	\$ 11,390.00	\$ 8,329.26	\$ 19,719.26	\$ -	\$ -	\$ -	\$ 9,011.47	\$ 6,580.47	\$ 15,591.94
6/12/2026	6/16/2026	JE- 4269	\$ 29,786.12	\$ 14,299.22	\$ 10,448.91	\$ 24,748.13	\$ 716.75	\$ 523.12	\$ 1,239.87	\$ -	\$ -	\$ -	\$ 2,194.72	\$ 1,603.40	\$ 3,798.12
6/15/2026	6/17/2026	JE- 4269	\$ 54,222.48	\$ 22,677.20	\$ 16,465.10	\$ 39,142.30	\$ 4,448.31	\$ 3,206.84	\$ 7,655.15	\$ -	\$ -	\$ -	\$ 4,312.71	\$ 3,112.32	\$ 7,425.03
6/16/2026	6/18/2026	JE- 4269	\$ 104,356.56	\$ 32,537.17	\$ 23,794.21	\$ 56,331.38	\$ 18,289.50	\$ 13,374.19	\$ 31,663.69	\$ -	\$ -	\$ -	\$ 9,450.34	\$ 6,911.15	\$ 16,361.49
6/17/2026	JE- 4269	\$ -	\$ -	\$ (117,380.35)	\$ (85,912.94)	\$ (203,293.29)	\$ (20,228.21)	\$ (14,778.85)	\$ (35,007.06)	\$ -	\$ -	\$ -	\$ 3,301.83	\$ 2,402.75	\$ 5,704.58
6/18/2026	JE- 4269	\$ -	\$ -	\$ 20,257.31	\$ 14,791.80	\$ 35,049.11	\$ 3,554.55	\$ 2,214.07	\$ 5,768.62	\$ 21,733.08	\$ 12,402.55	\$ 34,135.63	\$ 3,692.76	\$ 2,586.06	\$ 6,278.82
6/19-06/22/2026	JE- 4269	\$ -	\$ -	\$ 35,386.35	\$ 25,655.31	\$ 61,041.66	\$ 11,263.99	\$ 7,746.62	\$ 19,010.61	\$ -	\$ -	\$ -	\$ 9,504.10	\$ 6,658.93	\$ 16,163.03
6/23/2026	6/24/2026	JE- 4269	\$ -	\$ 27,771.53	\$ 20,181.77	\$ 47,953.30	\$ 2,572.47	\$ 1,876.74	\$ 4,449.21	\$ -	\$ -	\$ -	\$ 4,997.00	\$ 3,633.21	\$ 8,630.21
6/24/2026	6/26/2026	JE- 4269	\$ 20,314.71	\$ 7,161.46	\$ 5,237.14	\$ 12,398.60	\$ 958.82	\$ 699.90	\$ 1,658.72	\$ -	\$ -	\$ -	\$ 215.75	\$ 157.21	\$ 372.96
6/25/2026	6/27/2026	JE- 4269	\$ 29,068.83	\$ 12,738.45	\$ 9,315.55	\$ 22,054.00	\$ 2,469.98	\$ 1,806.27	\$ 4,276.25	\$ -	\$ -	\$ -	\$ 1,581.82	\$ 1,156.76	\$ 2,738.58
6/26/2026	6/27/2026	JE- 4269	\$ 68,944.56	\$ 29,932.71	\$ 21,839.28	\$ 51,771.99	\$ 4,241.32	\$ 2,989.46	\$ 7,230.78	\$ -	\$ -	\$ -	\$ 5,779.05	\$ 4,162.74	\$ 9,941.79
			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total	1120.04		\$ 670,399.88	\$ 316,977.01	\$ 231,078.57	\$ 548,055.58	\$ 71,031.43	\$ 46,228.95	\$ 117,260.38	\$ 21,733.08	\$ 12,402.55	\$ 34,135.63	\$ 96,296.55	\$ 65,446.68	\$ 161,743.23
6/29/2026	7/1/2026	JE- 4269	\$ 108,819.43	\$ 53,381.15	\$ 39,026.11	\$ 92,407.26	\$ 156.10	\$ 46.50	\$ 202.60	\$ -	\$ -	\$ -	\$ 9,396.91	\$ 6,812.66	\$ 16,209.57
6/30/2026	7/2/2026	JE- 4269	\$ 101,991.64	\$ 48,305.50	\$ 35,108.91	\$ 83,414.41	\$ 2,693.09	\$ 1,963.22	\$ 4,656.31	\$ -	\$ -	\$ -	\$ 8,060.99	\$ 5,859.93	\$ 13,920.92
			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Receivable	1243.00		\$ 210,811.07	\$ 101,686.65	\$ 74,135.02	\$ 175,821.67	\$ 2,849.19	\$ 2,009.72	\$ 4,858.91	\$ -	\$ -	\$ -	\$ 17,457.90	\$ 12,672.59	\$ 30,130.49
Month Total	571*		\$ 881,210.95	\$ 418,663.66	\$ 305,213.59	\$ 723,877.25	\$ 73,880.62	\$ 48,238.67	\$ 122,119.29	\$ 21,733.08	\$ 12,402.55	\$ 34,135.63	\$ 113,754.45	\$ 78,119.27	\$ 191,873.72

Hays Consolidated Independent School District
Property Tax Analysis
for the Fiscal Year Ending June 30, 2026

M&O	\$ 0.6669	58%
I&S	\$ 0.4877	42%
Total	<u>\$ 1.1546</u>	



			CURRENT YEAR LEVY			DELINQUENT COLLECTIONS				ROLLBACK			PENALTIES & INTEREST				
Month	Year	Monthly Deposit	199-5711 M & O Current Year Levy	599-5711 I & S Current Year Levy	Total Current Year Levy	199-5712 M & O Del Collections	199-5712 Rev from CED	599-5712 I & S Del Collections	Total Del Collections	199-5712-RB M & O Rollbacks Collections	599-5712-RB I & S Rollbacks Collections	Total Rollback Collections	199-5719-00 M & O Pen & Interest	599-5719-00 I & S Pen & Interest	199-5719-RB M & O Rollbacks	599-5719-RB I & S Rollbacks	Total Pen & Interest
July	2025	\$ 764,318.71	\$ -	\$ -	\$ -	\$ 398,505.59	\$ -	\$ 285,826.48	\$ 684,332.07	\$ 13,255.78	\$ 8,711.00	\$ 21,966.78	\$ 34,702.87	\$ 23,316.99	\$ -	\$ -	\$ 58,019.86
August	2025	258,137.62	-	-	-	(26,261.46)	-	(21,492.60)	(47,754.06)	-	-	-	52,108.92	36,276.64	-	-	88,385.56
September	2025	-	-	-	-	(31,600.57)	-	(26,284.94)	(57,885.51)	-	-	-	28,892.79	19,201.65	-	-	48,094.44
October	2025	26,876.90	-	-	-	(139,079.78)	-	(94,520.71)	(233,600.49)	45,005.47	25,567.32	70,572.79	40,894.28	26,238.57	-	-	67,132.85
November	2025	523,098.36	39,566.23	28,934.53	68,500.76	150,556.49	-	106,957.23	257,513.72	78,290.87	52,918.51	131,209.38	38,959.17	26,915.33	-	-	65,874.50
December	2025	34,835,455.90	20,163,213.82	14,737,328.95	34,900,542.77	(78,739.33)	-	(61,082.21)	(139,821.54)	11,094.22	7,614.66	18,708.88	34,242.08	21,783.71	-	-	56,025.79
January	2026	139,646,228.03	80,396,034.12	58,784,636.62	139,180,670.74	74,042.62	-	50,794.92	124,837.54	174,353.07	119,856.46	294,209.53	27,767.95	18,742.27	-	-	46,510.22
February	2026	25,916,639.36	14,581,841.82	10,652,908.83	25,234,750.65	72,243.94	-	50,776.59	123,020.53	206,872.13	150,398.84	357,270.97	117,102.46	84,494.75	-	-	201,597.21
March	2026	2,357,342.19	1,264,639.60	924,328.72	2,188,968.32	(93,626.74)	-	(72,497.80)	(166,124.54)	49,575.99	33,415.69	82,991.68	146,412.88	105,093.85	-	-	251,506.73
April	2026	1,203,891.74	279,460.38	205,437.22	484,897.60	(151,757.15)	-	(109,064.11)	(260,821.26)	-	-	-	89,402.55	64,345.74	-	-	153,748.29
May	2026	458,467.56	469,755.63	343,482.08	813,237.71	8,635.55	-	760.22	9,395.77	-	-	-	71,045.05	46,796.90	-	-	117,841.95
June	2026	881,210.95	418,663.66	305,213.59	723,877.25	73,880.62	-	48,238.67	122,119.29	21,733.08	12,402.55	34,135.63	113,754.45	78,119.27	-	-	191,873.72
Yearly Totals		\$ 206,871,667.32	\$ 117,613,175.26	\$ 85,982,270.54	\$ 203,595,445.80	\$ 256,799.78	\$ -	\$ 158,411.74	\$ 415,211.52	\$ 600,180.61	\$ 410,885.03	\$ 1,011,065.64	\$ 795,285.45	\$ 551,325.67	\$ -	\$ -	\$ 1,346,611.12
Percentage of current levy collected									97%								
Levy collections			\$ 117,613,175.26	\$ 85,982,270.54	\$ 203,595,445.80												
Levy									\$ 208,938,101.61								

HAYS CONSOLIDATED INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES

Date: August 24, 2026

Agenda Item: L

Board Goal: N/A

Subject: Requests for Information from the Board of Trustees

Administrator Responsible/Position: Board Matter

A. Purpose of Agenda Item:

☐ Action Needed

☒ Information Only

☐ Receive Input

B. Authority for This Action

☐ Local Policy

☐ Law or Rule

☒ N/A

C. Goal or Need Addressed: The Board shall request information as needed.

D. Administrative Recommendation: N/A

2026-2027 Hays CISD Board of Trustees Meeting Schedule



Hays CISD Board meetings are held at the Hays CISD Academic Support Center in the Merideth Keller Board Room located at 21003 Interstate 35, Kyle, TX 78640

Monday, July 27, 2026 @ 5:30 pm – Special Meeting: Superintendent Evaluation

Monday, August 17, 2026 @ 5:30pm – Special Meeting: Team Building

Monday, August 24, 2026 @ 5:00 pm

Monday, September 21, 2026 @ 5:30 pm

Monday, September 28, 2026 @ 5:30 pm

Monday, October 19, 2026 @ 5:30 pm

Monday, October 26, 2026 @ 5:30 pm

Monday, November 16, 2026 @ 5:00 pm

Monday, December 7, 2026 @ 5:00 pm

TUESDAY, January 19, 2027 @ 5:30 pm

Monday, January 25, 2027 @ 5:30 pm

TUESDAY, February 16, 2027 @ 5:30 pm

Monday, February 22, 2027 @ 5:30 pm

Monday, March 29, 2027 @ 5:00 pm

Monday, April 19, 2027 @ 5:30 pm

Monday, April 26, 2027 @ 5:30 pm

TUESDAY, May 11, 2027 - 5:00 pm

Monday, May 17, 2027 - 5:30 pm

Monday, June 21, 2027 @ 5:30 pm

Monday, June 28, 2027 @ 5:30 pm

Monday, July 26, 2027 @ 5:00 pm – Special Meeting: Superintendent Evaluation