

Agenda of Regular Action Meeting

The Board of Trustees Dickinson Independent School District

A Regular Action Meeting of the Board of Trustees of Dickinson Independent School District will be held August 1, 2022, beginning at 6:30 PM in the Education Support Center, 2218 FM 517, Dickinson, TX 77539.

The subjects to be discussed or 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.

During the course of this meeting the Board of Trustees may determine that a closed meeting of the Board of Trustees is required, to discuss the items set forth below. Such closed meeting is authorized by the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq. The closed meeting will be held by the School Board at the date, hour and place indicated in this Notice/Agenda or as soon after the commencement of the meeting covered by this Notice/ Agenda as the School Board may conveniently meet in such closed or executive meeting or session concerning any and all purposes permitted by the Act, including, but not limited to, the sections and purposes covered by the following sections of the Texas Government Code: 551.071, 551.072, 551.073, 551.074, 551.076, 551.082, 551.083, 551.084. Should any final action, decision or vote be required with regard to any matter considered in closed session, the final action, decision or vote shall be in the open meeting, or at a subsequent public meeting, with notice.

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• Budget Amendments/Adjustments for July 20, 27, 2022	
• Approval of Proposals Received-Contracted Services 21-09-1145	
• New Hires Week of July 18, 2022	
• Interlocal Agreement between COM and DISD for Dual Credit Programming and Support Services for Enrollment	
• Texas A&M Agrilife Extension Adjunct Faculty Agreement and Resolution Regarding Extracurricular Status of 4-H Organization	
14. Adjournment	

The notice for this meeting was posted in compliance with the Texas Open Meeting Act on Friday, July 29, 2022 at or before 4:30 p.m.

DISD complies with Title II and will make efforts to ensure that board meetings are accessible to qualified individuals with disabilities by furnishing appropriate auxiliary aids and services and making reasonable accommodations. Contact the Asst. Supt. for Administration at (281) 229-6024 should you need accessibility.



Carla Voelkel
Superintendent of Schools

**DICKINSON INDEPENDENT SCHOOL DISTRICT
BOARD AGENDA DOCUMENT**

Item Title: Public Comment: Agenda Items

Agenda Item: Carla Voelkel

Background Information:

The Board will hear from those in the audience who have completed the document for permission to address the Board this evening regarding agenda items per HB 2840. The Board President or Secretary will ask the individuals to speak in the order in which the completed document was received.

**DICKINSON INDEPENDENT SCHOOL DISTRICT
BOARD AGENDA DOCUMENT**

Item Title: Open Forum

Agenda Item: Carla Voelkel

Background Information:

The Board will hear from those in the audience who have completed the document for permission to address the Board this evening. The Board President or Secretary will ask the individuals to speak in the order in which the completed document was received. Each will be limited to no more than three minutes. No one may begin addressing the Board thirty minutes from this time.

DICKINSON INDEPENDENT SCHOOL DISTRICT
EXECUTIVE BOARD AGENDA DOCUMENT

Meeting Date: August 1, 2022

Item Title: Executive Session

Agenda Item: President of the Board

The Board President will reconvene the Board to meet in Executive Session. If, during the course of the meeting covered by this Notice, the Board of Trustees should determine that a closed or executive meeting or session of the Board of Trustees is required, then such closed or executive meeting or session as authorized by **the Texas Open Meetings Act**, Texas Government Code **Section 551.001** et seq., will be held by the School Board at the date, hour, and place given in this Notice or as soon after the commencement of the meeting covered by this Notice as the School Board may conveniently meet in such closed or executive meeting or session concerning any and all purposes permitted by the Act, including but not limited to the following section(s) and purpose(s): Texas Government Code **Section 551.071** - Consultation with District's attorney regarding potential claim to be asserted by the District and concerning matters on which the attorney's duty to the District under the Texas Disciplinary Rules of Professional Conduct clearly conflicts with the Texas Open Meetings Laws; **Section 551.074** - for the purpose of considering the appointment, resignations, reassignment, evaluation, duties, discipline or dismissal of a public officer or employee or to hear complaints or charges against public officers or employees; **Section 551.082** school children; school district employees; disciplinary matter or complaint, and **Section 551.0821** for the purpose of considering a matter regarding a public school student where personally identifiable information about the student will necessarily be revealed by the deliberation.

Time To Executive Session: _____

Time Out of Executive Session: _____

DICKINSON INDEPENDENT SCHOOL DISTRICT
BOARD AGENDA DOCUMENT

Meeting Date: August 1, 2022

Item Title: Personnel Action

- Employment
- Resignations/Retirement

Agenda Item: Kimberly Rich

- We have ten (10) new hires
- We have three (3) resignations: one (1) Teacher at Hughes Road Elementary School, one (1) Teacher at Lobit Elementary, one (1) Teacher at McAdams Junior High, one (1) Teacher at Kranz Junior High.
- We have zero (0) retirements:
- We have zero (0) ineligible to hire.

Recommendation:

The Superintendent recommends the employment and ratification of the resignations/retirement of the above personnel.

Action Item: √ Yes _____ No

Motion made by _____ **seconded by** _____ **vote** _____

**DICKINSON INDEPENDENT SCHOOL DISTRICT
BOARD AGENDA DOCUMENT**

Meeting Date: August 1, 2022

Item Title: Presentation by IBI Group, Transportation Center, Technology Center and Agriculture Building Additions

Agenda Item: Jim Rubach

Background Information

Representatives from IBI Group Architects will present an overview of the planned additions and renovations of the Transportation Center, Technology Center, and Agriculture Building.

Recommendation

Presentation.

Action Item: _____ Yes __________ No

**DICKINSON INDEPENDENT SCHOOL DISTRICT
BOARD AGENDA DOCUMENT**

Meeting Date: August 1, 2022

Item Title: Written Reports

If a request to pull a Written Report is not received by the afternoon of the Board meeting, the report writer will not be in attendance and President Magliolo will move to the next item.

Background Information:

Written Reports

- Tax Report for June, 2022 and Year to Date – Kelly Logsdon
- Military Enlistment – Dr. Jeff Pack
- Preliminary STAAR Scores – Dr. Jeff Pack

Recommendation:

Information only

Action Item: _____ Yes _____ No

**DICKINSON INDEPENDENT SCHOOL DISTRICT
AGENDA DOCUMENT**

Meeting Date: August 1, 2022

Item Title: Monthly Tax Collection Report

Agenda Item: Kelly Logsdon

Background Information:

The Monthly Tax Collection Report for June, 2022 and year to date is attached.

Recommendation:

Information only

Action Item: _____ Yes No

Dickinson Independent School District
Monthly Tax Collections Report
Maintenance Operations and Interest Sinking

Tax Year	Adjusted Taxable Values	Tax Rate	Tax Levy	Current Year Taxes Collected	Current Year % Collected										
2021	\$5,707,565,828	\$1.312	\$74,883,264	\$72,768,257	97.18%										
2020	\$4,851,053,036	\$1.344	\$65,198,153	\$63,813,518	97.88%										
2019	\$4,166,906,421	\$1.450	\$60,420,143	\$59,423,702	98.35%										
2018	\$3,689,155,526	\$1.520	\$56,075,164	\$54,995,123	98.07%										
2017	\$3,390,794,185	\$1.520	\$52,218,230	\$51,140,065	97.94%										
2021 Tax Year	Sep-21	Oct-21	Nov-21	Dec-21	Jan-22	Feb-22	Mar-22	Apr-22	May-22	Jun-22	Jul-22	Aug-22	Totals:	% To Total	
Current Year Tax	Pending Billing	\$1,088,340	\$3,747,145	\$31,980,110	\$22,328,154	\$10,529,093	\$939,131	\$675,619	\$544,593	\$936,072			\$72,768,257		
YTD % Collected	0.00%	1.45%	6.46%	49.16%	78.98%	93.04%	94.30%	95.20%	95.93%	97.18%	97.18%	97.18%	97.18%	97.18%	
Prior Years Tax	\$62,609	\$122,577	\$73,266	\$68,898	-\$73,715	\$36,019	-\$162,238	\$69,695	\$54,029	\$80,337			\$331,478		
Subtotal Taxes	\$62,609	\$1,210,917	\$3,820,410	\$32,049,008	\$22,254,439	\$10,565,113	\$776,893	\$745,315	\$598,622	\$1,016,409	\$0	\$0	\$73,099,735	97.62%	
Penalty & Interest	\$35,037	\$47,711	\$23,970	\$21,093	\$30,931	\$99,484	\$102,498	\$80,760	\$63,253	\$83,954			\$588,690		
Total Taxes & P&I	\$97,645	\$1,258,628	\$3,844,380	\$32,070,101	\$22,285,370	\$10,664,596	\$879,391	\$826,074	\$661,875	\$1,100,363	\$0	\$0	\$73,688,425	98.40%	
Attorney Fees	\$18,740	\$40,603	\$19,699	\$12,771	\$22,513	\$18,718	\$20,894	\$19,397	\$18,459	\$16,588			\$208,382		
Total Collections	\$116,385	\$1,299,231	\$3,864,080	\$32,082,872	\$22,307,883	\$10,683,314	\$900,285	\$845,471	\$680,334	\$1,116,952	\$0	\$0	\$73,896,807	N/A	
2020 Tax Year	Sep-20	Oct-20	Nov-20	Dec-20	Jan-21	Feb-21	Mar-21	Apr-21	May-21	Jun-21	Jul-21	Aug-21	Totals:	% To Total	
Current Year Tax	Pending Billing	\$378,534	\$2,549,710	\$13,354,403	\$29,495,191	\$14,036,825	\$1,771,012	\$682,688	\$492,047	\$415,731	\$290,712	\$346,665	\$63,813,518		
YTD % Collected	0.00%	0.58%	4.49%	24.97%	70.21%	91.74%	94.46%	95.51%	96.26%	96.90%	97.34%	97.88%	97.88%	97.88%	
Prior Years Tax	\$261,234	\$82,519	\$117,291	\$80,410	\$9,068	\$80,828	\$34,645	\$78,174	\$87,587	\$67,362	\$44,020	\$166,788	\$1,169,927		
Subtotal Taxes	\$261,234	\$461,054	\$2,667,001	\$13,434,813	\$29,564,260	\$14,117,652	\$1,805,657	\$760,862	\$579,634	\$483,093	\$334,732	\$513,453	\$64,983,444	99.67%	
Penalty & Interest	\$45,743	\$21,674	\$29,695	\$33,306	\$21,003	\$57,700	\$105,272	\$70,803	\$56,352	\$56,101	\$47,512	\$42,502	\$587,663		
Total Taxes & P&I	\$306,977	\$482,728	\$2,696,696	\$13,468,119	\$29,585,263	\$14,175,353	\$1,910,929	\$831,665	\$635,986	\$539,194	\$382,244	\$555,955	\$65,571,107	100.57%	
Attorney Fees	\$26,755	\$18,926	\$14,740	\$22,947	\$15,775	\$12,989	\$19,895	\$20,509	\$13,930	\$16,899	\$36,967	\$38,277	\$258,611		
Total Collections	\$333,732	\$501,654	\$2,711,435	\$13,491,066	\$29,601,038	\$14,188,342	\$1,930,824	\$852,174	\$649,916	\$556,093	\$419,212	\$594,232	\$65,829,718	N/A	
2019 Tax Year	Sep-19	Oct-19	Nov-19	Dec-19	Jan-20	Feb-20	Mar-20	Apr-20	May-20	Jun-20	Jul-20	Aug-20	Totals:	% To Total	
Current Year Tax	Pending Billing	\$149,295	\$2,782,035	\$24,347,020	\$21,701,965	\$7,295,092	\$624,605	\$713,295	\$409,011	\$818,065	\$386,690	\$196,629	\$59,423,702		
YTD % Collected	0.00%	0.25%	4.85%	45.15%	81.07%	93.14%	94.17%	95.35%	96.03%	97.39%	98.03%	98.35%	98.35%	98.35%	
Prior Years Tax	\$204,856	\$75,888	\$65,915	\$67,241	\$105,664	\$412,440	\$36,605	\$19,100	-\$8,538	\$45,032	\$57,688	\$121,115	\$1,203,006		
Subtotal Taxes	\$204,856	\$225,183	\$2,847,950	\$24,414,261	\$21,807,629	\$7,707,532	\$661,210	\$732,395	\$400,472	\$863,098	\$444,379	\$317,744	\$60,626,708	100.34%	
Penalty & Interest	\$43,730	\$20,895	\$21,205	\$23,190	\$29,700	\$58,660	\$49,448	\$58,734	\$44,198	\$61,352	\$56,012	\$35,363	\$502,486		
Total Taxes & P&I	\$248,586	\$246,078	\$2,869,155	\$24,437,451	\$21,837,329	\$7,766,192	\$710,658	\$791,129	\$444,670	\$924,450	\$500,391	\$353,106	\$61,129,195	101.17%	
Attorney Fees	\$37,553	\$18,475	\$15,622	\$16,339	\$14,363	\$16,576	\$8,654	\$7,447	\$9,389	\$11,274	\$48,017	\$31,772	\$235,481		
Total Collections	\$286,139	\$264,553	\$2,884,778	\$24,453,789	\$21,851,692	\$7,782,768	\$719,311	\$798,576	\$454,059	\$935,723	\$548,408	\$384,878	\$61,364,675	N/A	
2018 Tax Year	Sep-18	Oct-18	Nov-18	Dec-18	Jan-19	Feb-19	Mar-19	Apr-19	May-19	Jun-19	Jul-19	Aug-19	Totals:	% To Total	
Current Year Tax	Pending Billing	\$770,275	\$2,711,777	\$10,821,827	\$31,598,499	\$6,705,964	\$1,032,517	\$527,234	\$385,353	\$339,487	\$372,586	\$238,083	\$55,503,602		
YTD % Collected	0.00%	1.35%	6.10%	25.07%	80.46%	92.21%	94.02%	94.94%	95.62%	96.21%	96.87%	97.28%	97.28%	97.28%	
Prior Years Tax	\$115,032	\$102,879	\$49,873	\$71,307	\$61,014	\$112,220	\$32,790	\$62,396	\$47,284	\$49,934	\$64,771	\$46,812	\$816,312		
Subtotal Taxes	\$115,032	\$873,153	\$2,761,650	\$10,893,135	\$31,659,513	\$6,818,184	\$1,065,307	\$589,630	\$432,637	\$389,421	\$437,358	\$284,895	\$56,319,914	98.71%	
Penalty & Interest	\$21,487	\$18,180	\$14,583	\$15,852	\$22,941	\$73,075	\$62,393	\$48,233	\$44,527	\$37,546	\$54,866	\$30,882	\$444,565		
Total Taxes & P&I	\$136,519	\$891,333	\$2,776,233	\$10,908,986	\$31,682,454	\$6,891,259	\$1,127,700	\$637,863	\$477,164	\$426,967	\$492,224	\$315,777	\$56,764,478	99.49%	
Attorney Fees	\$19,713	\$14,417	\$11,989	\$12,942	\$14,314	\$22,911	\$12,565	\$13,744	\$13,326	\$8,928	\$35,743	\$27,655	\$208,248		
Total Collections	\$156,232	\$905,750	\$2,788,222	\$10,921,929	\$31,696,768	\$6,914,169	\$1,140,265	\$651,608	\$490,490	\$435,895	\$527,967	\$343,432	\$56,972,727	N/A	
2017 Tax Year	Sep-17	Oct-17	Nov-17	Dec-17	Jan-18	Feb-18	Mar-18	Apr-18	May-18	Jun-18	Jul-18	Aug-18	Totals:	% To Total	
Current Year Tax	Pending Billing	\$187,352	\$2,763,831	\$21,998,802	\$19,021,683	\$7,891,945	\$1,072,658	\$543,284	\$471,494	\$357,831	\$365,201	\$321,043	\$54,995,123		
YTD % Collected	0.00%	0.33%	5.26%	44.49%	78.42%	92.49%	94.40%	95.37%	96.21%	96.85%	97.50%	98.07%	98.07%	98.07%	
Prior Years Tax	\$200,336	\$135,217	\$62,894	\$83,240	\$64,886	\$61,495	\$65,875	\$58,143	\$48,631	\$40,850	\$38,184	\$204,591	\$1,064,342		
Subtotal Taxes	\$200,336	\$322,569	\$2,826,725	\$22,082,041	\$19,086,569	\$7,953,440	\$1,138,534	\$601,427	\$520,125	\$398,681	\$403,384	\$525,634	\$56,059,466	99.97%	
Penalty & Interest	\$49,273	\$44,823	\$17,838	\$23,288	\$18,997	\$78,141	\$73,420	\$44,898	\$55,366	\$46,319	\$57,711	\$48,275	\$558,349		
Total Taxes & P&I	\$249,608	\$367,392	\$2,844,563	\$22,105,330	\$19,105,567	\$8,031,580	\$1,211,954	\$646,325	\$575,491	\$445,000	\$461,095	\$573,909	\$56,617,814	100.97%	
Attorney Fees	\$49,872	\$35,006	\$13,496	\$20,231	\$10,986	\$10,396	\$8,938	\$17,883	\$17,233	\$12,983	\$45,535	\$46,995	\$289,154		
Total Collections	\$299,481	\$402,398	\$2,858,059	\$22,125,561	\$19,116,553	\$8,041,977	\$1,220,891	\$664,208	\$592,724	\$457,983	\$506,631	\$620,504	\$56,906,968	N/A	

**DICKINSON INDEPENDENT SCHOOL DISTRICT
BOARD AGENDA DOCUMENT**

Meeting Date: August 1, 2022

Item Title: Military Enlistment

Agenda Item: Dr. Jeff Pack

Background Information:

	Class of 2018	Class of 2019	Class of 2020	Class of 2021	Class of 2022
Military Enlistment	65	34	33*	12*	11**

* Data were submitted through TSDS PEIMS, but no longer reported by TEA

** PRELIMINARY - Data are submitted through TSDS PEIMS in the fall after graduation

These numbers are self-reported by the district. TEA is working on an MOU with the Department of Defense for enlistment data. Once that is in place, districts will no longer be required to self-report the data. TEA has discontinued reporting of self-reported Military Enlistment data and will not use Military Enlistment in accountability until they have an MOU with the Department of Defense.

Recommendation:
Informational only.

Action Item: _____ Yes _____ No

DICKINSON INDEPENDENT SCHOOL DISTRICT
BOARD AGENDA DOCUMENT

Meeting Date: August 1, 2022

Item Title: Preliminary 2022 STAAR Scores

Agenda Item: Dr. Debby Noffsinger

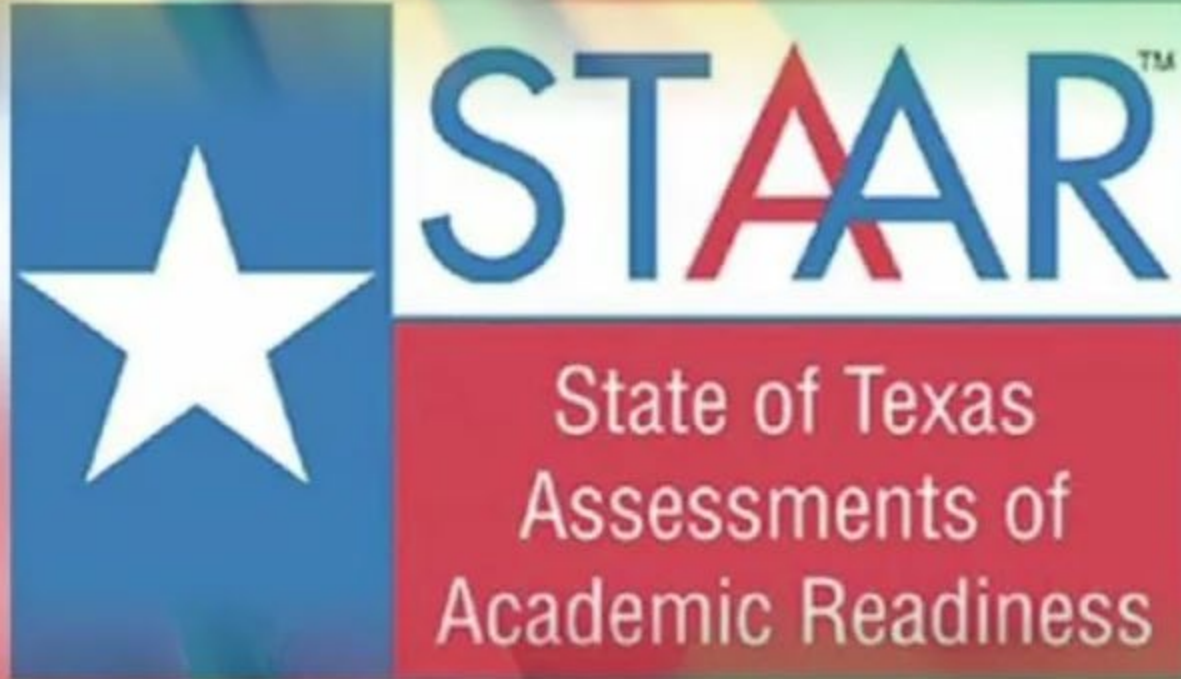
Background Information:

Presentation of the preliminary 2022 STAAR scores.

Recommendation:

Informational only.

Action Item: _____ Yes No



2022 STAAR	May 2021 STAAR Math G 3				May 2022 STAAR G 3 Math				May 2021 STAAR Math, G 4				May 2022 STAAR G 4 Math			
	Groups	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet
State	325044	61	30	14	364906	70%	42%	21%	330454	58	35	21	371071	69%	42%	23%
Rgn IV	71862	62	31	15	79999	70%	43%	22%	75511	59	36	22	83778	69%	42%	24%
DISD	708	73	38	18	783	73%	45%	21%	784	69	43	26	849	69%	34%	16%

Grade 3 Math

Above State on all performance levels

Increased or maintained performance levels from 2021

Grade 4 Math

Above State in 1 performance level

Maintained 1 performance level from 2021

2022 STAAR	May 2021 STAAR Reading, G 3				May 2022 STAAR G 3 Reading				May 2021 STAAR Reading, G 4				May 2022 STAAR G 4 Reading			
	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr
State	310158	68	38	19	350640	77%	52%	31%	318000	63	36	18	359828	73%	54%	29%
Rgn IV	69960	68	39	20	78096	77%	53%	32%	74330	63	37	18	82777	78%	55%	30%
DISD	665	72	40	17	742	77%	50%	28%	768	63	30	13	842	78%	52%	25%

Grade 3 Reading
 Above State in 1 performance levels
 Increased all performance levels from 2021

Grade 4 Reading
 Above State in 1 performance levels
 Increased all performance levels from 2021

2022 STAAR	April 2021 STAAR Math, G 5				May 2022 STAAR G 5 Math				May 2021 STAAR Math, G 6				May 2022 STAAR G 6 Math			
	Groups	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet
State	339645	69	43	24	1608	75%	46%	23%	344152	66	34	14	386880	72%	37%	15%
Rgn IV	77441	69	43	25	86398	75%	46%	24%	79650	67	36	16	88738	71%	39%	18%
DISD	818	68	37	17	817	72%	37%	15%	802	72	40	15	907	75%	37%	14%

Grade 5 Math

Below State on all performance levels

Increased or maintained 2 performance levels from 2021

Grade 6 Math

Above State in 2 performance level

Increased 1 performance level from 2021

2022 STAAR	April 2021 STAAR Reading, G 5				May 2022 STAAR G 5 Reading				May 2021 STAAR Reading, G 6				May 2022 STAAR G 6 Reading			
	Groups	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet
State	332467	72	45	30	369707	80%	57%	37%	349438	61	31	14	39663	69%	41%	22%
Rgn IV	77962	72	46	31	86881	80%	58%	38%	81342	62	33	15	90522	69%	42%	23%
DISD	813	63	36	21	820	74%	43%	23%	798	59	27	11	905	65%	33%	17%

Grade 5 Reading

Below State on all performance levels

Increased all performance levels from 2021

Grade 6 Reading

Below State on all performance levels

Increased all performance levels from 2021 ¹⁷

2022 STAAR	May 2021 STAAR Math, G 7				May 2022 STAAR G 7 Math				April 2021 STAAR Math, G 8				May 2022 STAAR G 8 Math			
	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr
State	295516	54	25	11	350610	59%	29%	12%	293830	60	35	10	356895	70%	38%	13%
Rgn IV	72054	56	27	12	85763	61%	32%	14%	63879	61	35	10	77871	70%	39%	14%
DISD	569	44	12	3	656	50%	15%	2%	930	75	44	8	944	74%	40%	11%

Grade 7 Math

Below State on all performance levels

Increased 2 performance levels from 2021

Grade 7 Math

Above State on 2 performance levels

Increased 1 performance levels from 2021

2022 STAAR	May 2021 STAAR Reading, G 7				May 2022 STAAR G 7 Reading				April 2021 STAAR Reading, G 8				May 2022 STAAR G 8 Reading			
	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr
State	345970	68	44	25	410582	78%	55%	37%	338924	72	45	21	411299	82%	57%	37%
Rgn IV	79236	70	46	26	94886	79%	55%	38%	78384	73	46	22	94972	82%	58%	38%
DISD	845	73	46	24	917	77%	50%	31%	888	75	44	18	936	81%	48%	29%

Grade 7 Reading

Above State in 1 performance levels

Increased all performance levels from 2021

Grade 7 Reading

Below State in all performance levels

Increased all performance levels from 2021

2022 STAAR	May 2021 STAAR Science, G 5				May 2022 STAAR G 5 Science				May 2021 STAAR Science, G 8				May 2022 STAAR G 8 Science			
	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr
State	337583	61	30	12	376484	66%	37%	17%	338225	67	42	23	409418	73%	43%	22%
Rgn IV	78342	61	31	13	87643	65%	37%	18%	76973	67	43	24	93644	74%	46%	25%
DISD	808	61	30	10	820	67%	32%	14%	895	75	48	21	829	74%	38%	16%

Grade 5 Science

Above State in 1 performance levels

Increased all performance levels from 2021

Grade 8 Science

Above State in 1 performance levels

Increased all performance levels from 2021

2022 STAAR	May 2021 STAAR Social Studies, G 8				May 2022 STAAR G 8 Social Studies			
	Groups	# tests	Appr	Meet	Mstr	# tests	Appr	Meet
State	338480	56	27	13	415003	59%	29%	17%
Rgn IV	77749	56	28	14	94928	59%	31%	19%
DISD	879	66	31	13	936	66%	34%	19%

Grade 8 Social Studies

Above State in all performance levels

Increased all performance levels from 2021

2022 STAAR Groups	April 2021 STAAR English I EOC				April 2022 STAAR English I EOC				Spring 2021 STAAR EOC, English II				April 2022 STAAR English II EOC			
	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr
State	414863	66	50	12	498847	63%	49%	11%	393560	70	57	11	441102	71%	57%	9%
Rgn IV	94749	67	52	14	114420	63%	49%	11%	89633	71	58	12	101202	71%	58%	10%
DISD	949	63	45	9	1124	57%	39%	5%	800	71	55	7	997	65%	46%	4%

EOC English I

Below State on all performance levels

Below in all performance levels from 2021

EOC English II

Below State on all performance levels

Below in all performance levels from 2021

2022 STAAR	Spring 2021 STAAR EOC, Biology				May 2022 STAAR Biology EOC				Spring 2021 STAAR EOC, US History				May 2022 STAAR U.S. History EOC			
Groups	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr
State	392240	81	54	22	446026	83%	58%	23%	347900	88	69	43	380353	89%	71%	44%
Rgn IV	90688	81	57	26	103252	82%	58%	25%	79886	88	70	46	87580	89%	72%	47%
DISD	916	84	57	28	1041	84%	59%	24%	718	90	74	48	746	90%	71%	40%

EOC Biology

Above State on all performance levels

Increased or maintained 2 performance levels from 2021

EOC Algebra

Above State on 2 performance levels

Increased or maintained all performance levels from 2021

2022 STAAR Groups	Spring 2021 STAAR EOC, Algebra I				May 2022 STAAR Algebra I EOC			
	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr
State	396285	72	41	23	473517	74%	46%	30%
Rgn IV	91725	73	43	26	109427	74%	49%	33%
DISD	871	77	42	21	1068	76%	43%	24%

EOC Algebra

Above State on 1 performance levels

Increased or maintained 2 performance levels from 2021

2022 STAAR Groups	May 2021 STAAR Math Spanish, G 3				May 2022 STAAR Spanish G 3 Math				May 2021 STAAR Math Spanish, G 4				May 2022 STAAR Spanish G 4 Math			
	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr
State	13351	42	14	5	15512	56%	26%	10%	8452	32	13	6	10373	45%	18%	18%
Rgn IV	5860	45	15	5	6595	60%	29%	12%	3200	34	14	6	3562	50%	22%	10%
DISD	48	52	19	10	59	58%	34%	5%	20	30	5	5	30	20%	0%	0%

Spanish Gr 3 Math

Above State on 2 performance levels
 Increased 2 performance levels from 2021

Spanish Gr 4 Math

Below State on all performance levels
 Increased 1 performance levels from 2021

2022 STAAR	May 2021 STAAR Reading Spanish, G 3				May 2022 STAAR Spanish G 3 Reading				May 2021 STAAR Reading Spanish, G 4				May 2022 STAAR Spanish G 4 Reading			
Groups	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr	# tests	Appr	Meet	Mstr
State	27861	52	24	15	29738	55%	25%	14%	20674	46	24	12	24855	49%	28%	15%
Rgn IV	7664	53	25	15	8518	57%	25%	14%	4237	44	21	10	4535	49%	28%	15%
DISD	92	67	35	22	98	49%	19%	9%	32	44	19	9	37	30%	11%	8%

Spanish Gr 3 Reading
Below State on all performance levels
Below all performance levels from 2021

Spanish Gr 3 Reading
Below State on all performance levels
Below all performance levels from 2021

**DICKINSON INDEPENDENT SCHOOL DISTRICT
BOARD AGENDA DOCUMENT**

Meeting Date: August 1, 2022
Item Title: 2022-2023 Proposed Salary Increase
Agenda Item: Ryan Boone

Background Information:

Administration would like to discuss a proposed raise for the 2022-2023 budget year. The raises as we discussed at the June 4th meeting are listed below.

A 3.5% midpoint raise for all employees except teachers, nurses and librarians. Teachers, nurses and librarians would receive as follows:

- 4.0% raise employees with 0 – 9 years of experience
- 5.5% raise employees with 10+ years of experience

Recommendation:

The Superintendent, Deputy Superintendent for Business and Operations and Director of Human Resources recommend approving the raise as presented.

Action Item: X Yes No

Motion made by _____ seconded by _____ vote

DICKINSON INDEPENDENT SCHOOL DISTRICT
CONSENT AGENDA DOCUMENT

Meeting Date: **Consent Agenda – August 1, 2022**
Item Title: **Food and Nutrition Service Charge Procedures**
Agenda Item: **Ryan Boone**

Background Information:

Attached is our proposed charge procedures for students and employees for Food Nutrition Services for the 2022-2023 school year.

Recommendation:

The Superintendent, Deputy Superintendent for Business and Operations and Director of Food and Nutrition Services recommend approval of the Food and Nutrition charge procedures.

Action Item: ___√___ **Yes** ___ ___ **No**

Motion made by _____ **seconded by** _____ **vote**

I. **Purpose of the Policy**

The purpose of this policy is to communicate to households how the DISD Food and Nutrition Services department will provide meals to students when they have a zero or negative balance in their accounts and do not have monies to pay for a meal at the point of service. The goals of this standard practice are:

- To treat all students with dignity about their meal account in the serving line.
- To establish a consistent district policy regarding meal charges and collection.
- To directly communicate to parents or guardians of students in the 8th grade or younger regarding unpaid meal charges.

II. **Policy Communication**

The Food and Nutrition Services department will ensure this policy is provided in writing to all households at the start of each school year and to households that transfer to the school district during the school year. It must also be provided to all school staff that may assist students in need. The charge policy will also be included in student handbooks and the DISD Food and Nutrition Services website.

III. **Administration**

The process and procedure will be for all Elementary, Middle, Junior High, and High School students for handling meal account balances and charges.

- **The district will allow a grace period of 10 meal charges.**
- **Notifications to Parent or Guardian of meal account balances:**
School Messenger system will send out reminders weekly when a student's account balance is negative. An automated call and an email will be sent weekly until the student's meal account balance has a positive balance and/or the household has applied for and been approved for free and reduced-priced meal benefits.
- **Procedure when the grace period has expired:**
Food and Nutrition Services will send out a letter to the parent to remind them we have been feeding the student in good faith and money is owed. School Messenger calls and emails will continue to go out to the household.
- **Principal Assistance:**
For any accounts that remain negative after communication has been sent to the household will be submitted to the campus principal. The campus office will proceed as warranted.
- **Grace Period and meal charges depleted:**
Parent/Guardian is expected to pay charges promptly. The Parent/Guardian will be responsible for sending a lunch daily with the student to school so that the student does not go without a meal until meal charges are paid.

If charges occur before an application for free and reduced meals is approved, the charges must be paid.

The district is not allowed to charge a fee or interest in connection with meals purchased by students during the grace period. When the school district notifies the student's parent or guardian that the student has a negative balance, the district may set a repayment schedule for the meal charges.

Parents may elect to deny their children charge privileges. The request will be notated in the student's account.

All students are assigned a student ID # when enrolled. All students have their own meal account and money can be deposited into their account during school hours or online using Lunch Money Now. <https://www.lunchmoneynow.com/lmndks/splash.php>

Parents can check a student's balance and meal history by using Lunch Money Now or by contacting the school cafeteria manager or calling the FNS office at 281-229-6012.

In accordance with federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, this institution is prohibited from discriminating on the basis of race, color, national origin, sex (including gender identity and sexual orientation), disability, age, or reprisal or retaliation for prior civil rights activity. Program information may be made available in languages other than English. Persons with disabilities who require alternative means of communication to obtain program information (e.g., Braille, large print, audiotape, American Sign Language), should contact the responsible state or local agency that administers the program or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. To file a program discrimination complaint, a Complainant should complete a Form AD-3027, USDA Program Discrimination Complaint Form which can be obtained online at: <https://www.usda.gov/sites/default/files/documents/USDA-OASCR%20P-Complaint-Form-0508-0002-508-11-28-17Fax2Mail.pdf>, from any USDA office, by calling (866) 632-9992, or by writing a letter addressed to USDA. The letter must contain the complainant's name, address, telephone number, and a written description of the alleged discriminatory action in sufficient detail to inform the Assistant Secretary for Civil Rights (ASCR) about the nature and date of an alleged civil rights violation. The completed AD-3027 form or letter must be submitted to USDA by: mail: U. S. Department of Agriculture Office of the Assistant Secretary for Civil Rights 1400 Independence Avenue, SW Washington, D.C. 20250-9410; or fax: (833) 256-1665 or (202) 690-7442; or email: program.intake@usda.gov

This institution is an equal opportunity provider.

Commented [LLP1]:

Meal Pricing for the 2022-2023 School Year

Breakfast:

Breakfast will be free for all students

Lunch:

Paid student prices are:

Elementary (PK-4) \$2.00

Middle School (5-6) \$2.50

Junior High School (7-8) \$2.50

High School (9-12) \$2.75

Reduced price lunch – (\$.40 payment will be eliminated for reduced students)

Adult Meal Pricing:

At this time, I do not have prices available for Adults, I am waiting on information from TDA to set that pricing for breakfast and lunch meals.

**DICKINSON INDEPENDENT SCHOOL DISTRICT
BOARD AGENDA DOCUMENT**

Meeting Date: August 1, 2022

Item Title: Addition of School Liaison Officer

Agenda Item: Robert Cobb

Background Information:

Attached is an amendment to our existing Interlocal Governmental Agreement with the County of Galveston, Texas for law enforcement services. The district is requesting to add an additional deputy to the existing contract for safety reasons.

Recommendation:

The Superintendent and Assistant Superintendent for Administration recommend approval of this amendment to our current Interlocal agreement.

Action Item: Yes No

Motion made by _____ **seconded by** _____ **vote** _____



GALVESTON COUNTY, TEXAS COMMISSIONERS COURT Contract Approval Request

To Be Completed By Department							
1. Date of Request: 08/01/2021		2. Contract Type: Revenue				3. Renewal Contract: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
4. Department Name: Sheriff Office				5. Department Contact: Henry Trochesset			
6. Description: Contract for Law Enforcement services							
7. IFAS PEID No:		8. IFAS Req No:		9. Orgkey: 1101-211163		10. Object Code: 4861033	
11. Vendor: Dickinson ISD				12. Vendor Contract No: CM21080			
13. Requested Legal Review: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> (Explain if No)							
Expenditure Budget / Revenue Projections							
14. Fund Name	15. Fund #	16. Current Year Budgeted	17. Current Year Projected	18. Year 2 Projected	19. Year 3 Projected	20. Year 4 Projected	21. Year 5 Projected
1101	211163	\$705,000.00	\$705,000.00				
22. Totals:							
To Be Completed By Purchasing Department							
Contract Start Date: 10/1/2021		Auto Renewal Contract: Yes <input type="checkbox"/> No <input type="checkbox"/>		Bid No:			
Contract End Date: 09/30/2022		Contract # Issued By Purchasing: CM21080					

NOTES

	Approved By:	Digital Signature
	Department Head:	Henry Trochesset <small>Digitally signed by Henry Trochesset Date: 2021.08.09 15:18:05 -05'00'</small>
	Purchasing Agent:	Rufus Crowder <small>Digitally signed by Rufus Crowder Date: 2021.08.17 15:25:04 -05'00'</small>
	Legal:	Veronica Van Horn <small>Digitally signed by Veronica Van Horn Date: 2021.08.12 10:39:41 -05'00'</small>
	County Budget Office:	Brent Hartzell <small>Digitally signed by Brent Hartzell Date: 2021.08.17 15:33:12 -05'00'</small>
	County Auditor:	Randall Rice CPA <small>Digitally signed by Randall Rice CPA Date: 2021.08.17 15:53:35 -05'00'</small>
		Contract listed in Budget Documentation: YES <input type="checkbox"/> NO <input type="checkbox"/>
		Budget Available and Funds are/will be Available: YES <input type="checkbox"/> NO <input type="checkbox"/>

State of Texas §

§

County of Galveston §

Interlocal Governmental Agreement for School Liaison Officer Program

This Interlocal Governmental Agreement is entered into between the County of Galveston, ("County") a political subdivision of the State of Texas, acting by and through its County Commissioner's Court and the Dickinson Independent School District ("DISD"), a political subdivision of the State of Texas, acting by and through its Board of Trustees. Both parties acknowledge the need for a School Liaison Officer Program for DISD.

Term of Agreement

This Agreement begins on August 15, 2021 and shall end, unless extended, on August 14, 2024 at midnight. No term or condition of this Agreement will be effective prior to August 15, 2021; relations between the parties prior to that date will be governed by the terms of agreements then in effect.

General Description of Services/Number of Officers

The services to be provided by County are routine law enforcement activities to be performed primarily on the campuses and periphery of DISD campuses (including up to 1000 feet beyond the real property lines) by Galveston County Deputy Sheriffs. The Galveston County Deputy Sheriffs performing duties pursuant to this agreement are hereinafter referred to as "Officers". The six (6) Officers, one (1) Sergeant and one (1) Lieutenant will each work a total of 2080 hours per year inclusive of Permissible Leave. The district will also pay 25% salary for an administrative assistant.

During the hours they are assigned to perform law enforcement services to DISD under

this Agreement, all Officers shall, except as may be otherwise directed by the Sheriff or his designee, perform their duties solely for the benefit of DISD; at no time shall any such Officer perform work for any other entity or person during the hours he/she is assigned to work at DISD. Should the Sheriff or his designee temporarily redeploy an Officer from DISD, DISD shall not be obligated to pay for any time during which an Officer is redeployed.

Officers shall work under the direct command of the Supervising Liaison Officer and under the general direction and assignment of DISD officials with all direction and assignment communicated through the Supervising Liaison Officer unless it is impractical to do so. The DISD officials authorized to provide such general direction and assignment include the Superintendent, the Assistant Superintendent for Administration, and the Principal of each school, as it relates to his/her school.

The Officers shall not work, nor be requested, suffered, or required to work overtime at DISD expense, pursuant to this Agreement, except under the following, limited circumstances:

- a) with prior consultation via radio communication and approval of the Supervising Liaison Officer or the Officer's designated Supervisor, in order to complete a law enforcement activity initiated during the Officer's regularly scheduled work day, which would otherwise be prejudiced by delay;
- b) in order to make a Court ordered appearance relating to DISD business outside of regularly scheduled duty hours;
- c) such time as is reasonably necessary to complete an investigation in a timely and unimpeded manner that would otherwise be prejudiced by delay; or
- d) performing duties of an unforeseen, emergency nature, including but not limited to Officers who are called upon while "on call."

If the need for overtime is of an unforeseen, emergency nature, including but not limited to those instances set for below in Specific Duties for those Officers who are "on call", the Supervising Liaison Officer and the Assistant Superintendent for Administration shall be notified as soon as practicable during or immediately following the performance of the additional work and the amount of such hours shall be kept to a minimum necessary to address the emergency.

If the performance of such overtime work results in an Officer working compensable overtime pursuant to the Fair Labor Standards Act in a given work period, and the Officer is classified as non-exempt under the Fair Labor Standards Act, then DISD shall be responsible for the appropriate overtime rates for the compensable overtime hours worked in that work period, as set forth below in Consideration.

Specific Duties

The Officers specific duties include:

- a) conducting investigations of all criminal violations (with the exception of major criminal violations such as murder or sexual assault in which instance the Officers will assist the law enforcement agency with primary jurisdiction) occurring on DISD property or at DISD-sponsored or school-related activities, except at DISD Extracurricular Activities, on or off DISD property;
- b) patrolling the periphery of DISD campuses (up to and including 1000 feet beyond the real property boundary lines) for the purpose of controlling narcotic/alcohol sale and use, gang related activities and other crimes including those prohibited by Texas Education Code § 37.006(a), § 37.007, and §37.110;
- c) attending DISD sponsored or School Related Activities during school hours;
- d) working with faculty/administration/student body/parents to develop the

necessary knowledge and skill required of such faculty/administration/student body/parents to detect the presence and dangers of narcotics and/or alcohol;

e) acting as educational resources for the criminal justice system and its operation in society;

f) establishing good rapport with students to establish a role model for good community/criminal justice system relationships;

g) providing security on the various DISD campuses for prevention of theft, trespassing, and intrusion;

h) responding to night and weekend calls when DISD buildings are found opened or unlawfully entered;

i) reporting open and unlawfully entered DISD buildings to the prescribed personnel;

j) acting as a liaison with public safety authorities on all matters affecting school security;

k) consulting with DISD Administration on methods of increasing security in and around the premises of each school;

l) assisting DISD Administration with enforcement of its written Student Code of Conduct adopted pursuant to law;

m) investigating and participating in DISD's student disciplinary actions as reasonably necessary;

n) complying with DISD's policies and procedures, including those relating to the prohibition against the use of alcohol or drugs and required drug and alcohol testing set forth in DISD Board policies and administrative regulations, to the extent that there are no conflicts with

policies of the Sheriff's Office or the County;

- o) upholding the laws of the State of Texas;
- p) preserving the peace within the Officer's jurisdiction by all lawful means;
- q) performing such other law enforcement duties as may be agreed upon by the Sheriff and DISD; and
- r) performing duties required of peace officers under Texas law.

For purposes of this Agreement, School Related Activities are defined as activities that are in any way sponsored or officially sanctioned by DISD, with the exception of Extracurricular Assignments as defined below.

Nonperformance of Specific Duties is excused to the extent that Specific Duties cannot be performed safely, efficiently, and effectively with resources made available in this Agreement.

Extracurricular Assignments

For purposes of this Agreement, the term "Extracurricular Assignments" means law enforcement services provided by law enforcement personnel at DISD events that occur outside of their regularly scheduled duty day. Extracurricular Assignments are expressly excluded from the purview of this Agreement. DISD shall establish and operate its own program for appointment of law enforcement personnel from various law enforcement jurisdictions to Extracurricular Assignments, as further described in Exhibit "A", separate and apart from this Agreement and independent of their employment with the County. To the extent that any Officer performing services under this Agreement voluntarily participates in the DISD Extracurricular Assignment Program, such Extracurricular Assignment shall be compensated under the terms of that Program and shall not be considered service under the terms of this Agreement for any purpose. No Officer shall be expected to or requested, required or instructed by any DISD Official or the Supervising

Liaison Officer or any other County employee to participate in the Extracurricular Assignment Program.

Though the County and DISD believe that the Extracurricular Assignments Program is subject to the “Special detail work” exception to overtime requirements under the Fair Labor Standards Act pursuant to 29 USC § 207(p), if the performance of Extracurricular Assignment work results in any Officer(s) working overtime hours legally compensable by the County, and the Officer is classified as non-exempt under the Fair Labor Standards Act, then DISD shall be responsible for the appropriate overtime rates for the compensable overtime hours worked in that work period, as set forth below in Consideration.

Assignment of Officers

The Sheriff’s Office shall institute a process by which law enforcement officers may be i) considered for immediate assignment to DISD or ii) placed on a list of potential law enforcement officers who would be eligible for assignment to DISD so that vacancies might be filled in a timely manner. The process will attempt to help ensure that qualified law enforcement officers are selected fairly and equitably, keeping in mind the best interests of both DISD and the Sheriff’s Office.

DISD may object to the proposed appointment of any Officer to one of its campuses. In the event an Officer presented for appointment is not agreeable with DISD, then the Superintendent of DISD shall so notify the Sheriff and give the Sheriff in writing the specific reason(s) for the objection. The Superintendent and the Sheriff will meet and discuss the reason(s) for the objection in an attempt to reach a consensus on the matter. But, the final determination of appointment shall lie with the Sheriff.

Assignment to the above-described eligibility list shall not guarantee that a law enforcement officer whose name has been placed on the above-described list will be assigned to a DISD position. But generally, law enforcement officers whose names are on the list will be appointed to serve in DISD assignments, unless the Sheriff assigns the listed officers otherwise for reasons including, but not limited to: 1) the law enforcement officer is involved in some intervening event that, in the opinion of the Sheriff, would cause him/her to be ineligible or inappropriate to such an assignment; 2) in the opinion of the Sheriff another law enforcement officer is determined to be more suitable for assignment; 3) in the opinion of the Sheriff, the law enforcement officer is better suited to serve in another capacity in the Sheriff's Office; or 4) the number of officers on the eligibility list exceeds the number of available positions with DISD pursuant to this agreement.

Removal of Officers

DISD may request the removal of any Officer assigned to one of its campuses through one of the following ways:

First, if an assigned Officer is no longer agreeable to DISD because of performance or other employment related concerns on the part of DISD Officials, then the Superintendent of DISD shall so notify the Sheriff and give the Sheriff in writing the specific reason(s) for the concerns. If

upon review of DISD'S expressed concerns the Sheriff agrees there are performance or other employment related issues, he will timely counsel with and attempt to have those issues properly addressed within seven days. If the Officer's performance or other employment related concerns are not corrected to the satisfaction of DISD, the Superintendent will again express the reasons for his/her concern. The Superintendent and the Sheriff will meet and discuss and attempt to reach a consensus on the matter.

Second, in the event an allegation of serious misconduct has been raised about an Officer, then the Superintendent of DISD shall so notify the Sheriff in writing, and upon request by the Superintendent, the Officer shall be temporarily removed or reassigned away from DISD duties pursuant to this Agreement pending the outcome of the Sheriff's Office internal investigation into the allegation.

Within 72 hours after any removal, the County shall provide DISD with a replacement Officer. In the event the replacement Officer is not agreeable to DISD then the Superintendent of DISD shall so notify the Sheriff and give the Sheriff in writing the specific reasons for the disapproval. The Superintendent and the Sheriff will meet and discuss the reasons in an attempt to reach a consensus on the matter.

If the Sheriff, after conducting his internal investigation, believes the allegations of misconduct to be untrue, the Sheriff shall present findings to the Superintendent, and the Superintendent shall consider whether the Officer may return to duty at DISD. If the Superintendent determines that such Officer should not return to duty at DISD the Superintendent shall so notify the Sheriff of this determination and state the reasons for this determination. The Superintendent and the Sheriff will meet and discuss the reasons in an attempt to reach a consensus on the matter but the ultimate decision regarding the reassignment of the Officer lies with the

Sheriff.

In addition, the Sheriff shall notify the DISD Superintendent in writing if, as and when any Officer assigned to DISD has been placed under investigation by the Sheriff's Office or any other law enforcement agency's investigation known by the Sheriff, for any reason.

Substitution of Officers

Although it is the desire of the parties to use the same Officers throughout the term of this Agreement, the Sheriff is not committing to furnish any particular Officer and, at any time and from time to time, the Sheriff may make personnel changes. Officers being considered for substitution as an Officer to serve at DISD shall go through the Assignment of Officers process described above.

In the event a regularly assigned Officer is expected to be on any type of extended leave other than Permissible Leave as that phrase is defined in the Consideration paragraph below, the Sheriff shall notify the Superintendent of the leave and its anticipated length. The Sheriff shall make every reasonable effort to timely assign a suitable substitute Officer utilizing the Assignment of Officers process described above. In the event a substitution cannot be made, the Sheriff shall so notify the Superintendent. DISD shall not be responsible for payment of that leave time in excess of the periods of time defined as Permissible Leave below.

Employees of County, Personnel & Time/Payroll Records

Officers working under this Agreement shall at all times be employees of the County and will be entitled to such benefits afforded regular County employees; provided, however, such entitlement shall not affect the consideration to be paid by DISD under this Agreement as set forth below. In no event shall any Officer ever have or maintain an employment relationship with DISD for any purpose while the Officer is assigned by the County to DISD under this Agreement.

Personnel records for all Officers assigned at any time under this Agreement shall, as a routine course of business, be maintained by the County through the Sheriff's Office.

Official time records for all Officers assigned at any time under this Agreement shall be maintained by the County through the Sheriff's standard methods used for payroll processing. Said official time records shall be considered the basis from which invoices for services rendered under this Agreement are created.

The County utilizes an "exception-based" payroll system. Officers assigned under this Agreement are paid a bi-weekly salary based on a standard 14-day work period of 86 hours as defined by the Fair Labor Standards Act, with appropriate deductions taken for various types of paid and unpaid leave and additions for overtime or other positive adjustments to pay. County shall provide copies of payroll records showing all exceptions, in either paper or, if requested by DISD, electronic format, along with each invoice forwarded to DISD for payment.

DISD may, and the Sheriff agrees to permit, use of a system to tally hours that Officers are present and working at DISD campuses. For purposes of this Agreement, the system will not be considered an official payroll record nor shall it be used for billing purposes; however, the system will be used as an attendance record and for validation of invoices for services provided under this Agreement.

County Resources

This Agreement entitles the Officers to reasonable use of the following Divisions of the Sheriff's Office to support their policing functions:

- a) Identification and Criminal Record-Keeping;
- b) Criminal Investigations;
- c) Training; and

d) Communications Division (including telephone and radio communications)

As needed or required the Sheriff may, in his discretion, temporarily make other Sheriffs Office resources available to support the policing function of Officers assigned under this Agreement. Any decision to provide such a service lies with the Sheriff or his designee and shall be made only on specific, case-by-case consultation with and by request of the Supervising Liaison Officer.

Uniforms, cellular phones, and radio equipment will be provided to Officers by the Sheriff's Office and costs of uniforms, cellular phones, and radio equipment provided to Officers will be paid by DISD in accordance with Exhibit C.

DISD Resources

To assist the Officers in performing their duties under this Agreement, DISD will provide access to DISD's technology system through either desktop, laptop or tablet computers as well as other reasonable office supplies and workspace. DISD may also furnish Officers with district-owned cellular/mobile telephones for use in connection with their DISD duties. DISD will provide access to the district's electronic mail system and will issue Officers a DISD electronic mail address. All DISD policies and procedures related to use of district technology and electronic communication apply to Officers' use of DISD-owned technology. (See DISD Board Policy DH(LOCAL), CQ(LOCAL) and CQ(Regulation.) These policies include prohibitions against communicating with DISD students via text messaging or any form of social media unless such communication is in the course of bona-fide law enforcement activity.

Consideration

From August 15, 2021 through August 14, 2024 DISD agrees to pay County for actual

hours worked by Officers, as well as for Permissible Leave hours during the term of this Agreement according to the rates and fees listed in the compensation schedule attached as Exhibit C.

Permissible Leave, for purposes of calculating those leave hours for which DISD will pay the County shall not exceed more than five (5) consecutive sick leave or workers compensation leave days per occurrence and a total of 24 days or 192 hours, in the aggregate, per contract year, per Officer, based on employment for a period of one year, inclusive of all forms of paid vacation and/or sick leave recognized by the County under its personnel policies. Paid holidays are Permissible Leave and will be billed to DISD but are not counted toward the limitations on Permissible Leave in this Agreement. For Permissible Leave taken by Officers, DISD will pay for the actual hours worked by replacement Officers in addition to the Permissible Leave hours of the absent Officer.

For the period of August 15, 2022 through August 14, 2023 and again for the period of August 15, 2023 through August 14, 2024 DISD and County will, by letter agreement, decide upon the rates to be paid and new agreed rates will supersede Exhibit C. The letter agreement will be executed by both parties by no later than August 1st of each year.

In the event any Officer works overtime hours as permitted herein, the County shall be reimbursed for the appropriate overtime rate (i.e., an additional one-half of the Officer's total hourly rate including benefits costs and certificate pay, as shown in Exhibit C).

DISD will not be permitted to require any Officer to take Compensatory time in lieu of overtime unless the Compensatory time does not count toward the limitations on Permissible Leave set forth above.. But, this does not preclude DISD from adjusting an Officer's daily work schedule as required. Compensatory time accruals are limited to 40 hours per Officer, and payouts

of compensatory time accrued by Officers working under this Agreement are billable to DISD upon separation of the Officer's employment with Galveston County.

As soon as practical following the end of each calendar month, but not earlier than the completion of any pay period in progress at the end of each calendar month, the County shall prepare an invoice for services rendered under this Agreement for the previous month. The invoice shall, in all instances, include copies of time records for each Officer pursuant to the Employees of County, Personnel & Time Records section of this agreement, above. Said invoice and time records shall be forwarded by County through its Auditor's Office to DISD for payment.

DISD shall pay each such monthly invoice in accordance with Texas Government Code Chapter 2251t. In the event a dispute arises between the County and DISD concerning a portion of any invoice, DISD agrees that only payment of the disputed amount may be retained by DISD, that such retention may be withheld only until the disputed matter is resolved, and that payment of the resolved disputed balance will also be paid in accordance with Texas Government Code Chapter 2251. The parties further agree that they will put forth their best efforts toward successfully resolving any disputed amount in a timely and expeditious manner.

DISD acknowledges that time is of the essence regarding each payment. If County does not receive DISD'S payment in a timely manner, this Agreement may, at the option of the County, be immediately terminated. DISD will not be relieved of any payment to County that is due and unpaid as of the date of termination.

Leave/In-Service Training

The Officers require annual in-service training, which will be provided by the County with costs paid by DISD in accordance with Exhibit C. DISD may require additional in-service training, as appropriate. DISD will be responsible for the cost of any such additional training it requires,

and the hours expended by Officers in attending such training shall be considered hours worked under this Agreement. Any additional training required by DISD will not be considered Permissible Leave and no substitute Officer will be required.

Training and annual leave (subject to the limitation on Permissible Leave as set forth in Consideration above) will be permitted between the day following the last day of the Spring term until the day proceeding the beginning of the new Fall term in that same year.

Vehicles

DISD will provide all required vehicles for each Officer's use during the time they are actually performing services for DISD. DISD shall make such vehicles available to the Officers to the extent DISD deems necessary and appropriate for the performance of duties under this Agreement. No Officer, other than the Supervising Liaison Officer and the on-call Officer will be permitted to take a vehicle home, unless expressed permission has been granted by the Assistant Superintendent for Administration. DISD will provide all required fuel and maintenance for the vehicles. DISD will also provide all emergency equipment (i.e., markings, lights, protective cages, radios, sirens, push bumpers, and other miscellaneous items) required for all marked vehicles.

DISD agrees to carry third party liability insurance on all vehicles driven by Officers. The County will be named as an additional insured. The policies must be in an amount not less than the maximum amount of liability to which the County may be exposed by virtue of Chapter 101, Texas Civil Practice and Remedies Code, et seq., as it presently exists or may hereafter be amended.

Officers shall comply with written DISD policies and procedures relating to the use of DISD's vehicles while using any DISD vehicle. A copy of the existing policies and procedures is attached hereto as Exhibit "B". Any new policies that are developed by DISD shall be made

available to each Officer and to County upon adoption and any future amendment.

Supervising Liaison Officer

One of the Officers furnished by the County shall have the rank of Lieutenant or above and shall be appointed to serve as the Supervising Liaison Officer between DISD and the Sheriff's Office. Such Officer shall be subject to removal in the same manner as other Officers, as set forth under Removal of Officer above. All other Officers may be of a rank below Lieutenant.

Renewal Period

This agreement may be renewed if DISD gives notice of its intention to so renew within ninety (90) days prior to the end of the end of this Agreement and the County agrees to the renewal. Upon notice being given, the parties will renegotiate and redraft this Agreement to accommodate any changes in cost and/or services as may be required.

Early Termination

This Agreement may be terminated with or without cause or for convenience by either party upon thirty (30) days prior notice.

Miscellaneous Provisions

This Agreement contains the entire Agreement between the parties and may be amended only by formal amendment executed by the appropriate signatories for the County, DISD, and the Sheriff's Office.

The Galveston County Sheriff signs this Agreement to evidence his willingness to abide by all terms and conditions imposed upon the Sheriff's Office.

Executed effective this 15th day of August, 2021.

County of Galveston by:

Mark Henry
Mark Henry, County Judge

Date of Execution: August 23, 2021



Dwight Sullivan, County Clerk

By: *Brandy Chapman* Deputy
Brandy Chapman

Henry Trochesset
Henry Trochesset, Galveston County Sheriff

Date of Execution: 8/9/21

Dickinson ISD by:

David Swartz
David Swartz, President

Dickinson ISD Board of Trustees

Date of Execution: 8/2/2021

Attest:

Veanna Veasey
Veanna Veasey, Board Secretary

C. Voelkel
Carla Voelkel, Ed.D, Superintendent

Date of Execution: 8/2/2021

Exhibit A-DISD Extracurricular Assignment Program

DISD maintains an Extracurricular Assignment Program (“Program”) for the express purpose of providing law enforcement and security services at DISD events, activities, and programs that typically occur outside of regular school hours. The DISD Assistant Superintendent for Administration shall ensure efficient operation of that Program and shall arrange for such services on an as-needed basis.

The Program shall be staffed by licensed law enforcement officers from the various law enforcement agencies included within Galveston County who apply to be placed on DISD’S list of officers willing and available for service in the Program. The Assistant Superintendent for Administration will notify all law enforcement agencies located within DISD’s territory of the Program, will invite all interested law enforcement personnel to apply for participation and will accept such law enforcement personnel who apply in a consistent manner without favoring one law enforcement agency over another. Qualified officers employed by Galveston County may voluntarily elect to apply for participation in the Program, but no officer shall be guaranteed any assignment to the Program or promised any number of hours of work under the Program.

Any and all participation in the Program shall be voluntary, and all officers selected by DISD for the Program regardless of the police jurisdiction within which they are regularly employed, shall be considered independent contractors, engaged to fulfill security functions at specified events.

Officers shall be selected to work for the Program by the Assistant Superintendent for Administration, who shall make such selection on a non-discriminatory basis from the pool of officers who have volunteered for such duty and are on the DISD approved list of Program officers. Officers who perform services for DISD under the Program shall be independent contractors and

shall be compensated at a rate established by the District. All officers that participate in the Program shall be responsible for their own income tax reporting responsibilities.

Exhibit B

DISD Liaison Vehicles and Equipment

I. PHILOSOPHY

It is the intent of Dickinson ISD to provide Liaison Officers (hereinafter "Officer" or "Officers") with vehicles and equipment that are in good working order. Officers will be responsible for the scheduling of routine maintenance, security, and safe operation of District equipment

II. ADMINISTRATIVE PROCEDURES

It is the expectation of this District's Administration that each Officer will properly maintain his or her assigned equipment and vehicle within the following guidelines. Failure to comply with these procedures may result in being reported to the Sheriff.

III. PROCEDURE

A. User Responsibility

Vehicles are to be housed at a location designated by the Superintendent or his/her designee. At the beginning of a shift, Officers should perform, a visual inspection of the vehicle and tires. Officers should seek regular, scheduled maintenance for DISD vehicles from professional mechanics as appropriate. At the end of the shift or assignment, the vehicle shall be returned to the location where the vehicle is housed.

When the Officer leaves the vehicle at the end of the shift the vehicle shall be left

- 1) With sufficient fuel to initiate a patrol shift
- 2) With all trash removed
- 3) With all electrical equipment turned off
- 4) Windows closed and doors locked

B. Unauthorized Use/Operation:

Officers will not permit the use or operation of district-owned or issued property, vehicles, or equipment, by any person who is not employed or under contract by the district, and/or is not authorized to use such equipment. Officers shall not use District vehicles except in the capacity of official District business and as authorized herein.

C. 24-Hour Vehicle Assignment

- 1) The Superintendent or his/her designee will be the sole individual authorized to allow an Officer use of a vehicle outside the officer's assigned shift.
- 2) An Officer who is assigned a vehicle on a 24-hour basis shall use the assigned vehicle only as necessary to assist in conducting investigations, administrative matters, or to perform a specific assignment.
- 3) Each situation will be evaluated, on a case-by-case basis. Use of a vehicle

outside of the Officer's assigned shift, without express approval, will result in being reported to the Sheriff and further action, including removal from the DISD SLO Program.

D. Unauthorized Passengers

Officers shall not have passengers in police vehicles as "observers" without prior approval from the Superintendent or his/her designee. Officers shall not permit persons other than authorized employees of the District, to ride in said vehicle with the exception of persons who are required to be conveyed in the performance of duty, or as expressly authorized.

E. Cleanliness

Each Officer is responsible for the cleanliness of any vehicle, equipment, or work area assigned to him or her. No tobacco products are to be used on or in any DISD property. SLO Supervisors will conduct a monthly inspection of an SLO's assigned vehicle and equipment. The inspection will be documented on a DISD Equipment/Vehicle Inspection Form and submitted to the Fleet Deputy.

F. Loss/Damage

In cases involving the loss or damage of District-owned vehicles or equipment, such losses will be reported as soon as practical. The officer shall

- 1) Notify supervisor, Transportation Department, and the Superintendent or his/her designee
- 2) Make an Offense Report and/or Accident Report
- 3) If involved in an automobile accident, remain at the scene (if not injured) until an accident investigator arrives
- 4) Contact appropriate drug testing agency per District policy

DISD utilizes an Accident Review Board (ARB), which reviews all motor vehicle accidents involving a "driver" of a DISD owned vehicle. This includes both DISD employees and contracted personnel. Should an accident be classified as

"Preventable" or "Serious Preventable" by the ARB, the ARB will forward their findings to the Superintendent who may notify the contractual person's employer. In this case it is the Galveston County Sheriff. This process does not take the place of and is independent of an accident review board, if one, of the contractual persons employer.

G. Repair/Alteration

Each Liaison officer shall promptly report the need for repairs to any District-owned vehicle for which he or she is responsible to the Transportation Department. No officer shall alter, repair, or in any way change, add to, or remove any parts of accessories, from District-owned property.

H. Vehicle Assignment

The Lead Liaison Officer will determine vehicle assignments. Officers will drive the vehicle that is assigned to them both for regular duty and approved DISD-related additional assignments. If the vehicle that is assigned to the Officer is unavailable due

to repairs etc, the Officer will drive another vehicle, if one is available, and not being used by an overlapping shift.

I. Restitution

Any Officer who has lost, damaged, or destroyed any equipment issued by the District, may be required to make restitution and may be subject to being reported to the Sheriff if the loss or damage is the result of malice, intentional acts or gross negligence.

Exhibit C – Compensation Schedule

Galveston County has adopted a Career Path program for law enforcement. Compensation for each Officer will be calculated according to his or her individual Career Path step and corresponding salary grade/step as follows:

Position	Grade/Step	FY 21 Salary
Deputy I – Law Enforcement	514	\$45,569.86
Deputy II – Law Enforcement	516	\$50,654.62
Deputy III – Law Enforcement	518	\$55,390.44
Deputy IV – Law Enforcement	519	\$58,159.96
Deputy V – Law Enforcement	520	\$63,260.68
Sergeant I	523	\$71,573.63
Sergeant II	524	\$75,197.06
Lieutenant	526	\$81,836.91

Hourly Rate for each Officer is calculated by dividing each Officer’s individual salary by 2080.

Total Hourly Rate for each Officer is calculated as follows:

$$(\text{Hourly Rate}) \times (1.22695 \text{ [variable benefits]}) + \$4.21 \text{ [fixed benefits]} = \text{Total Hourly Rate}$$

Longevity \$10 per month per year of service

Current monthly certification pay rates are:

Intermediate	Advanced	Master
\$ 50.00	\$ 100.00	\$150.00

In addition, the following fees and charges will be billed per Officer per contract year, prorated monthly:

Uniforms	Training	Cellular	Radio
\$ 440.00	\$ 440.00	\$50.00	\$90.00*

Grandfathering: Notwithstanding the above, Hourly Rates for Officers assigned to DISD under the version of this contract that was in effect on August 14, 2021 will not be reduced as a result of the adoption of the Career Path under this version of the contract. Such Officers will continue to work

at the same Hourly Rate they received on August 14, 2021 until such time as they qualify for a higher Hourly Rate under the Career Path.

AMENDMENT 2022-01 TO INTERLOCAL GOVERNMENTAL AGREEMENT
FOR SCHOOL LIAISON OFFICER PROGRAM

This agreement amends the now-existing Interlocal Governmental Agreement between the County of Galveston, Texas and Dickinson Independent School District (“DISD”), providing law enforcement services for DISD, executed as effective August 15, 2021 (“Agreement”).

Effective August 15, 2022 at midnight, the number of Officers performing services under the Agreement is increased by one (1) Deputy for a total of nine (9) Officers. This amendment does not change or alter any term of the Agreement other than the number of Officers. This amendment is not the annual letter agreement called for in the Consideration section of the Agreement.

County of Galveston by:

Mark Henry, County Judge

Date of Execution _____

Attest:

Dwight Sullivan, County Clerk

Henry Trochesset, Galveston County Sheriff

Date of Execution: _____

Dickinson ISD by:

Corey Magliolo, President

Dickinson ISD Board of Trustees

Date of Execution: _____

Attest:

Veanna Veasey, Board Secretary

Carla Voelkel, Superintendent

Date of Execution: _____

**DICKINSON INDEPENDENT SCHOOL DISTRICT
BOARD AGENDA DOCUMENT**

Meeting Date: August 1, 2022

Item Title: Sam Vitanza Stadium Safety Rules update

Agenda Item: Robert Cobb

Background Information:

A copy of the Sam Vitanza Stadium Safety Rules update (2022-2023) is attached for your review. The main change is only clear bags allowed for the stadium. This aligns the district with what surrounding districts' safety protocols.

Recommendation:

The Superintendent and Assistant Superintendent for Administration recommend approval of the Sam Vitanza Stadium Safety Rules update (2022-2023).

Action Item: Yes No

Motion made by _____ **seconded by** _____ **vote** _____

Sam Vitanza Stadium Student/Spectator Safety Rules

During attendance at our athletic events, spectator safety is the district's primary concern. To promote the safety and well-being of all stadium guests, Dickinson ISD has established the following rules and procedures for all stadium activities. These policies were approved by the Board of Trustees and will be enforced at all times to keep our fans safe and our students well supervised.

- * All tickets will be sold online and home fans will enter through the main stadium gate. Visitors will enter through "C Gate".
- * Students (Pre Kinder through 8th grade) must be accompanied by a parent or adult guardian, or they will not be admitted into the stadium.
- * Parents or adult guardians are responsible for PK – 8th grade students' behavior and are responsible for their supervision during the event.
- * ONLY clear bags will be allowed into the stadium. Balls, backpacks, noisemakers, baby strollers, diaper bags, coolers, drinks, food, etc. - shall not be brought into the stadium.
- * No loitering is permitted. All students/spectators must sit in the stands and keep off the rails. Aisles should be kept clear at all times. Congregating under the bleachers or by concessions before, during, or after the game will not be permitted.
- * For your safety and the safety of others, there is no running in the stands.
- * High school students will remain in the designated student section.
- * Students/spectators who throw food, drink, or other items will be escorted from the stadium, will not be allowed re-admittance, and may be banned from the stadium for the remainder of the school year.
- * Students/Spectators who refuse to comply with stadium officials' directions may be removed from the stadium.
- * Students/spectators who leave the stadium are not allowed to return to the event (unless they purchase another ticket) and must leave the high school grounds.
- * No one will be allowed on the field or track during or after games unless authorized by the Stadium Manager.
- * The Student Handbook and Code of Conduct will be in effect for all DISD students attending stadium events. This means students may face additional disciplinary consequences at school.
- * State laws and school district policies will be in effect concerning alcoholic beverages, controlled substances, and tobacco.
- * Students/spectators who violate these policies will be escorted from the stadium, will not be allowed re-admittance, and may be banned from the stadium for the remainder of the school year.

**DICKINSON INDEPENDENT SCHOOL DISTRICT
BOARD AGENDA DOCUMENT**

Meeting Date: August 1, 2022

Item Title: Approval of Agenda Items A-E

Agenda Item: Carla Voelkel

Background Information:

Agenda Items:

- A. 2022-2023 Operating Budget and Set Budget Hearing Date
- B. DISD Code of Conduct
- C. Appraisal Calendar
- D. Resolution House Bill 547
- E. Consent Agenda Items

Recommendation:

The Superintendent recommends approval of Agenda Items A-E.

Action Item: Yes No

Motion made by _____ **seconded by** _____ **vote** _____

**DICKINSON INDEPENDENT SCHOOL DISTRICT
BOARD AGENDA DOCUMENT**

Meeting Date: August 1, 2022

Item Title: 2022-2023 Operating Budget and Set Budget Hearing Date

Agenda Item: Carla Voelkel and Ryan Boone

Background Information:

Administration has continued to work on the 2022-2023 district operating budget since it was presented at the June 7, 2022 Board meeting. Administration proposes that the Board consider finalizing the planning process and moving forward with approval of the 2022-2023 operating budget.

Recommendation:

The Superintendent, Deputy Superintendent for Business and Operations, Executive Director of Business Services and Executive Director of Payroll recommend administration be instructed to proceed with preparation for the budget hearing and approval of the final detailed budget as provided in the Texas Education Code Chapter 44. Administration further recommends that the Budget Hearing be set for August 29, 2022 at 6:30 p.m.

Action Item: Yes No

Motion made by _____ **seconded by** _____ **vote** _____

**DICKINSON INDEPENDENT SCHOOL DISTRICT
BOARD AGENDA DOCUMENT**

Meeting Date: August 1, 2022

Item Title: Student Code of Conduct for 2022-23

Agenda Item: Robert Cobb

Background Information:

TASB did not make any recommendations to change the 2021-2022 Student Code of Conduct. The district is only updating the school year to 2022-2023 for the new school year.

Recommendation:

The Superintendent and Assistant Superintendent for Administration recommend approval of the Student Code of Conduct for 2022-2023.

Action Item: Yes No

Student Code of Conduct 2022-2023

Mission Statement

Dickinson ISD will equip and empower all learners with skills and experiences to achieve academic excellence and make meaningful contributions to our world.

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Student Code of Conduct

Accessibility

If you have difficulty accessing the information in this document because of disability, please contact (281) 229-6024.

Purpose

The Student Code of Conduct (“Code”), as required by Chapter 37 of the Texas Education Code, provides equitable 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 Student Code of Conduct has been adopted by the Dickinson ISD 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 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 shall be posted at each school campus or shall be available for review at the campus principal’s office. Additionally, the Code 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.

Because the Student 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 and the Student Handbook, the Code 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.

School District Authority and Jurisdiction

Dickinson ISD believes in a collaborative approach to discipline, with multiple people providing emotional social support to students, rather than just one person. All campus principals and assistant principals handle student discipline. Each campus administrator will serve as a campus behavior coordinator in regard to student discipline, as outlined in the Dickinson ISD District of Innovation Plan.

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.

The district has disciplinary authority over a student:

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

Campus Behavior Coordinator

As required by law, a person at each campus must be designated to serve as the campus behavior coordinator. The designated person may be the principal or any other campus administrator selected by the principal. The campus behavior coordinator is primarily responsible for maintaining student discipline. 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 campus behavior coordinator. Contact information may be found at <http://www.dickinsonisd.org/> and at http://www.dickinsonisd.org/page/pi_public_info.

Threat Assessment and Safe and Supportive School Team

The campus behavior coordinator or other appropriate administrator will work closely with the campus threat assessment 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.

Searches

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.

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.

Reporting Crimes

The principal *or* campus behavior coordinator 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.

Revoking Transfers

The district has the right to revoke the transfer of a nonresident student for violating the district's Code of Conduct.

Security Personnel

To ensure the security and protection of students, staff, and property, the board employs school liaison officers (SLOs), *and* security personnel. In accordance with law, the board has coordinated with the campus behavior coordinator and other district employees to ensure appropriate law enforcement duties are assigned to security staff. The law enforcement duties of district peace officers are listed in policy CKE(LOCAL).

The law enforcement duties of school resource officers are:

- a) conducting investigations of all criminal violations (with the exception of major criminal violations such as murder or sexual assault in which instance the Officers will assist the law enforcement agency with primary jurisdiction) occurring on DISD property or at DISD-sponsored or school-related activities, except at DISD Extracurricular Activities, on or off DISD property;
- b) patrolling the periphery of DISD campuses (up to and including 1000 feet beyond the real property boundary lines) for the purpose of controlling narcotic/alcohol sale and use, gang related activities and other crimes including those prohibited by Texas Education Code § 37.006(a), § 37.007, and §37.110;
- c) attending DISD sponsored or School Related Activities during school hours;
- d) working with faculty/administration/student body/parents to develop the necessary knowledge and skill required of such faculty/administration/student body/parents to detect the presence and dangers of narcotics and/or alcohol;
- e) acting as educational resources for the criminal justice system and its operation in society;
- f) establishing good rapport with students to establish a role model for good community/criminal justice system relationships;
- g) providing security on the various DISD campuses for prevention of theft, trespassing, and intrusion;
- h) responding to night and weekend calls when DISD buildings are found opened or unlawfully entered;
- i) reporting open and unlawfully entered DISD buildings to the prescribed personnel;
- j) acting as a liaison with public safety authorities on all matters affecting school security;
- k) consulting with DISD Administration on methods of increasing security in and around the premises of each school;
- l) assisting DISD Administration with enforcement of its written Student Code of Conduct adopted pursuant to law;
- m) investigating and participating in DISD's student disciplinary actions as reasonably necessary;
- n) complying with DISD's policies and procedures, including those relating to the prohibition against the use of alcohol or drugs and required drug and alcohol testing set forth in DISD Board

policies and administrative regulations, to the extent that there are no conflicts with policies of the Sheriff's Office or the County;

- o) upholding the laws of the State of Texas;
- p) preserving the peace within the Officer's jurisdiction by all lawful means;
- q) performing such other law enforcement duties as may be agreed upon by the Sheriff and DISD; and
- r) performing duties required of peace officers under Texas law.

The law enforcement duties of district security personnel are to monitor campus grounds and report suspicious activity or concerning behavior.

“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.

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

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, school resource officer (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 **DAEP—Restrictions During Placement** on page 18 for information regarding a student assigned to DAEP at the time of graduation.

Standards for Student Conduct

Dickinson ISD is firmly committed to providing a safe and successful learning environment for all students. Students who disrupt the classroom learning environment will be required to attend a behavior instructional seminar and parents required to attend a conference with a campus administrator. Repeated concerns with behavior will be referred to the campus problem solving team for further evaluative consideration.

Each student is expected to:

- Demonstrate courtesy, even when others do not.
- 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 Student Code of Conduct.

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 **Out-of-School Suspension** on page 12, **DAEP Placement** on page 13, **Placement and/or Expulsion for Certain Offenses** on page 19, and **Expulsion** on page 21, 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** as detailed on page 11.

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. (For assault, see **DAEP—Placement and/or Expulsion for Certain Offenses** on page 19.)
- Threaten a district student, employee, or volunteer, including off school property if the conduct causes a substantial disruption to the educational environment.
- 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.
- 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.

Property Offenses

Students shall not:

- Damage or vandalize property owned by others. (For felony criminal mischief, see **DAEP—Placement and/or Expulsion for Certain Offenses** on page 19.)
- 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.

- Commit or assist in a robbery or theft, even if it does not constitute a felony according to the Penal Code. (For felony robbery, aggravated robbery, and theft, see **DAEP— Placement and/or Expulsion for Certain Offenses** on page 19.)
- 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;
- An air gun or BB gun;
- 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, 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.

*For weapons and firearms, see **DAEP—Placement and/or Expulsion for Certain Offenses** on page 19. In many circumstances, possession of these items is punishable by mandatory expulsion under federal or state law.

Possession of Telecommunications or Other Electronic Devices

Students shall not:

- Use a telecommunications device, including a cell phone, or other electronic device in violation of district and campus rules.

Illegal, Prescription, and Over-the-Counter Drugs

Students shall not:

- Possess, use, give, or sell alcohol or an illegal drug. (Also see **DAEP Placement** on page 13 and **Expulsion** on page 21 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 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.
- 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.

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.

- Engage in academic dishonesty, which includes cheating or copying the work of another student, plagiarism, and unauthorized communication between students during an examination.
- 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. These rules may be posted in classrooms or given to the student and may or may not constitute violations of the Code.

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.

Students with Disabilities

The discipline of students with disabilities is subject to applicable state and federal law in addition to the Student 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 for conduct meeting the definition of bullying, cyberbullying, harassment, or making hit lists (see **glossary**) until an 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 Student 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.
- 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.
- Restorative practices techniques including circles.
- Sending the student to the office, another assigned area, or to in-school suspension.
- 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.
- Out-of-school suspension, as specified in **Out-of-School Suspension** on page 12.
- Placement in a DAEP, as specified in **DAEP** on page 13.
- Expulsion and/or placement in an alternative educational setting, as specified in **Placement and/or Expulsion for Certain Offenses** on page 19.
- Expulsion, as specified in **Expulsion** on page 21.
- 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.

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 campus behavior coordinator 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 campus behavior coordinator shall also notify a student's parent if the student is taken into custody by a law enforcement officer under the disciplinary provisions of the Education Code.

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 campus behavior coordinator shall send written notification by U.S. Mail. If the campus behavior coordinator 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.

Appeals

Questions from parents regarding disciplinary measures should be addressed to the teacher, campus administration, or campus behavior coordinator, 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 the policy may be obtained from the principal's office, the campus behavior coordinator's office, or the central administration office or through *Policy On Line* at the following address: <https://pol.tasb.org/Policy/Code/498?filter=FNG>

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

A bus driver may refer a student to the principal's office, the director of transportation, or the campus behavior coordinator's office to maintain effective discipline on the bus. The principal, director of transportation, or campus behavior coordinator 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, director of transportation, or the campus behavior coordinator may restrict or revoke a student's transportation privileges, in accordance with law.

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 campus behavior coordinator's office as a discipline management technique. The campus behavior coordinator 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 to maintain effective discipline in the classroom.

Formal Removal

A teacher may initiate a formal removal from class if:

1. A student's behavior has been documented by the teacher as repeatedly interfering with the teacher's ability to teach the class or with other students' ability to learn; or
2. The behavior is so unruly, disruptive, or abusive that the teacher cannot teach, and the students in the classroom cannot learn.

Within three school days of the formal removal, the campus behavior coordinator 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 campus behavior coordinator 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 campus behavior coordinator or other administrator may place the student in:

- Another appropriate classroom.
- In-school suspension.
- 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.

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 consent.

A student who has been formally removed by a teacher for any other conduct may be returned to the teacher's class without the teacher's consent if the placement review committee determines that the teacher's class is the best or only alternative available.

Out-of-School Suspension

Misconduct

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

The district shall not use out-of-school suspension for students in grade 2 or below 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 contains the elements of assault, sexual assault, aggravated assault, or aggravated sexual assault, as provided by the Penal Code; 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

The district's goal is to reduce exclusionary disciplinary consequences such as out of school suspensions. However, certain disciplinary offenses may require a student be suspended.

State law allows a student to be suspended 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 campus behavior coordinator 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 campus behavior coordinator 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 campus behavior coordinator 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 co-curricular activities.

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 in-school suspension 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.

For purposes of DAEP, elementary classification shall be kindergarten–grade 4 and secondary classification shall be grades 5–12.

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 campus behavior coordinator 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 Placement: Misconduct That May Result in DAEP Placement

A student may be placed in a DAEP for behaviors prohibited in the General Conduct Violations section of this Code.

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 commit or attempt to commit 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.

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, other than aggravated robbery or those listed as offenses in Title 5 (see **glossary**) of the Penal Code, 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.

The campus behavior coordinator **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).
 - Sells, gives, or delivers to another person or possesses, uses, or is under the influence of marijuana, a controlled substance, or a dangerous drug in an amount not constituting a felony offense. 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. (School-related felony drug offenses are addressed in **Expulsion** on page 21.) (See **glossary** for “under the influence” “controlled substance,” and “dangerous drug.”)
 - 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, if the conduct is not punishable as a felony offense. (School-related felony alcohol offenses are addressed in **Expulsion** on page 21.)
 - Behaves in a manner that contains the elements of an offense relating to abusable volatile chemicals.
 - 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 42.07(a)(1), (2), (3), or (7).
- Engages in expellable conduct and is between six and 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 against any school employee or volunteer on or off school property. (Committing retaliation in combination with another expellable offense is addressed in **Expulsion** on page 21.)
- Engages in conduct punishable as aggravated robbery or a felony listed under Title 5 (see **glossary**) of the Penal Code when the conduct occurs off school property and not at a school-sponsored or school-related event and:
 1. The student receives deferred prosecution (see **glossary**),
 2. A court or jury finds that the student has engaged in delinquent conduct (see **glossary**), or
 3. The superintendent or designee has a reasonable belief (see **glossary**) that the student engaged in the conduct.

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 campus behavior coordinator.

Conference

When a student is removed from class for a DAEP offense, the campus behavior coordinator 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 campus behavior coordinator 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.

Consideration of Mitigating Factors

In deciding whether to place a student in a DAEP, regardless of whether the action is mandatory or discretionary, the campus behavior coordinator 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 campus behavior coordinator shall write a placement order. A copy of the DAEP placement order 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, the placement order shall give notice of the inconsistency.

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 campus behavior coordinator shall determine the duration of a student's placement in a 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 campus behavior coordinator 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.

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.

Student or parent appeals regarding a student's placement in a DAEP should be addressed in accordance with policy FOC (LOCAL). A copy of this policy may be obtained from the principal's office, the campus behavior coordinator's office, the central administration office, or through Policy On Line at the following address: [https://pol.tasb.org/Policy/Download/498?filename=FOC\(LOCAL\).pdf](https://pol.tasb.org/Policy/Download/498?filename=FOC(LOCAL).pdf)

The decision to remove a student to a DAEP may be appealed to the assistant superintendent or designee within two workdays after receipt of the written notice of removal. The decision of the assistant superintendent or designee shall be final.

Restrictions During Placement

State law prohibits a student placed in a DAEP for reasons specified in state law from attending or participating in school-sponsored or school-related extracurricular activities.

A student placed at DAEP must follow district procedures regarding transportation as explained in the Dickinson Alternative Learning Center Handbook and Coastal Alternative Program Handbook.

A student placed at the Esmond Center shall not be provided transportation unless he or she is a student with a disability who is entitled to transportation in accordance with the student's individualized education program (IEP) or Section 504 plan.

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 campus behavior coordinator 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 campus behavior coordinator 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 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 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 campus behavior coordinator 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 campus behavior coordinator 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 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.

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

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

Certain Felonies

Regardless of whether 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 campus behavior coordinator 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;
- Have 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;
- Have been charged with engaging in conduct defined as aggravated robbery or a Title 5 felony offense;

- Have 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
- Have 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 campus behavior coordinator 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.

Expulsion

In deciding whether to order expulsion, regardless of whether the action is mandatory or discretionary, the campus behavior coordinator 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 **DAEP Placement** on page 13.)

Any Location

A student **may** be expelled for:

- Engaging in bullying that encourages a student to commit or attempt to commit 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.
- Conduct that contains the elements of assault under Penal Code 22.01(a)(1) in retaliation against a school employee or volunteer.
- Criminal mischief, if punishable as a felony.
- Engaging in conduct that contains the elements of one of the following offenses against another student:
 - Aggravated assault.
 - Sexual assault.
 - Aggravated sexual assault.
 - Murder.
 - Capital murder.
 - Criminal attempt to commit murder or capital murder.
 - Aggravated robbery.
- 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 marijuana, a controlled substance, or a dangerous drug, if the conduct is not punishable as a felony. 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. (See **glossary** for "under the influence.")
- Selling, giving, or delivering 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, if the conduct is not punishable as a felony.
- Engaging in conduct that contains the elements of an offense relating to abusable volatile chemicals.
- Engaging in conduct that contains the elements of assault under Penal Code 22.01(a)(1) against an employee or a volunteer.
- Engaging in deadly conduct. (See **glossary**.)

Within 300 Feet of School

A student **may** be expelled for engaging in the following conduct while within 300 feet of school property, as measured from any point on the school's real property boundary line:

- 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.
- Aggravated kidnapping.
- Manslaughter.
- Criminally negligent homicide.
- Aggravated robbery.
- Continuous sexual abuse of a young child or disabled individual.
- Felony drug- or alcohol-related offense.
- Unlawfully carrying on or about the student's person a handgun or a location-restricted knife, as these terms are defined by state law. (See **glossary**.)
- Possessing, manufacturing, transporting, repairing, or selling a prohibited weapon, as defined by state law. (See **glossary**.)
- Possession of a firearm, as defined by federal law. (See **glossary**.)

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, 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 school property or while attending a school-sponsored or school-related activity on or off school property:

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**.)
- 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.
 - Aggravated kidnapping.
 - Aggravated robbery.
 - Manslaughter.
 - Criminally negligent homicide.
 - 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 marijuana, a controlled substance, a dangerous drug, or alcohol, or committing a serious act or offense while under the influence of alcohol.
- Engaging in retaliation against a school employee or volunteer combined with one of the above-listed mandatory expulsion offenses.

Under Age Ten

When a student under the age of ten 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.

Process

If a student is believed to have committed an expellable offense, the campus behavior coordinator 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 campus behavior coordinator or other administrator may place the student in:

- Another appropriate classroom.
- In-school suspension.
- 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 superintendent of superintendent’s 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 campus behavior coordinator 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.

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 superintendent 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 Student 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 campus behavior coordinator 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 the campus behavior coordinator 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 decide on a case-by-case basis the placement of a student who is subject to an expulsion order from another district or an open-enrollment charter school upon enrollment in the district.

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

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.

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.

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.

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. Sending repeated electronic communications in a manner reasonably likely to harass, annoy, alarm, abuse, torment, embarrass, or offend another; and
 - e. 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.

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.

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.

Possession means to have an item on one's person or in one's personal property, 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. Telecommunications 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: An explosive weapon;
 - a. A machine gun;
 - b. A short-barrel firearm;
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 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, including the notice of a student's arrest under Code of Criminal Procedure Article 15.27.

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 Section 1.07, Penal Code; 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;
- 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 commit 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.

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.

DICKINSON INDEPENDENT SCHOOL DISTRICT

BOARD AGENDA DOCUMENT

Meeting Date: August 1, 2022

Item Title: Appraisal Calendar

Agenda Item: Kimberly Rich

Background Information:

The District Appraisal Calendar for the 2022-2023 school year is attached for the Board's review and approval.

Recommendation:

The Superintendent and Executive Director for Human Resources recommend approval of the District Appraisal Calendar for the 2022-2023 school year.

Action Item: Yes No

Motion made by _____ **seconded by** _____ **vote** _____

Dickinson Independent School District Appraisal Calendar 2022-2023

Dickinson ISD shall establish a calendar for the appraisal of teachers and provide that calendar to teachers *within three weeks from the first day of instruction*. The appraisal period for each teacher must include all of the days of a teacher's contract. Observations during the appraisal period must be conducted during the required days of instruction for students during one school year. The appraisal calendar shall:

- (1) exclude observations in the two weeks following the day of completion of the appraisal orientation;
- (2) prohibit observation on the last day of instruction before any official holiday or on any other day deemed inappropriate by the school board of trustees;
- (3) indicate a period for end-of-year conferences that ends no later than 15 working days before the last day of instruction for students.

Initial Teacher Appraisal Training for ALL teachers will be provided face-to-face during Back-to-School Week and completed no later than September 9, 2022.

Timeline and Observation Limitations

(A teacher may waive the date after a holiday and schedule an observation)

Aug 18-Sept 2	First TWO Weeks of School - Informal Walk-Throughs of Classrooms (NO Formal Observations)
<i>No Later Than</i> September 23	PRELIMINARY Goal Setting & Professional Development (GSPD) Plan Completed and Submitted
October 14	ALL Beginning of Year (BoY) Conferences Completed and FINALIZED GSPD Plans Submitted in Eduphoria
	Holiday Exemption Dates (Before or After a Holiday): October 7, 11 November 18, 28 December 16 January 4, 13, 17 March 10, 20 April 6, 11
April 21	GSPD Plan Part II Due TWO Weeks Prior to Summative and Revision of Part I (if necessary)
<i>No Later Than</i> May 4 May 26	SUMMATIVES COMPLETED At Least 15 Days Prior to the Last Day of Instruction ALL information entered in Eduphoria

Campus administrators reserve the right to conduct pre-conferences prior to formal observations.
Campus Administrative Team responsible for annual campus training and late-hires.
Campus may require earlier due date for GSPD Plan Part II.

**DICKINSON INDEPENDENT SCHOOL DISTRICT
BOARD AGENDA DOCUMENT**

Meeting Date: August 1, 2022

Item Title: Resolution House Bill 547 for 2022-23

Agenda Item: Robert Cobb

Background Information:

House Bill 547 allows school districts to “Opt in” or “Opt out” of allowing home-school participation in UIL activities.

Recommendation:

The Superintendent and Assistant Superintendent for Administration recommend the Resolution to “Opt out” of allowing homeschool participation in UIL activities.

Action Item: Yes No

DICKINSON INDEPENDENT SCHOOL DISTRICT BOARD OF TRUSTEES
RESOLUTION – HOUSE BILL 547

WHEREAS, the 87th Texas Legislature enacted House Bill 547 (“HB 547”) regarding the authorization of access to University Interscholastic League (“UIL”) sponsored activities by non-enrolled students;

WHEREAS, HB 547 establishes Texas Education Code Section 33.0832 that provides that a public school that participates in a UIL-sponsored activity may provide a non-enrolled student residing in the school district, including a homeschooled student, the opportunity to participate in a UIL-sponsored activity in the same manner that the school provides the opportunity to participate to students enrolled in the school;

WHEREAS, the Dickinson Independent School District (“DISD”) is a public school that participates in UIL-sponsored activities for purposes of Texas Education Code Section 33.0832;

WHEREAS, UIL has established the deadline of August 1, 2021 for schools subject to Section 33.0832 to opt into or out of allowing homeschooled students to participate in UIL activities for the 2022-2023 school year, and for those students to be eligible for varsity athletics;

WHEREAS, the Dickinson Independent School District Board of Trustees (the “Board”) has determined that it is not in the best interests of the DISD to opt into homeschool participation in UIL activities for the 2022-2023 school year and will notify UIL of its decision;

THEREFORE BE IT RESOLVED THAT the Board of Trustees of the Dickinson Independent School District supports the Superintendent’s completion of the UIL Home School Participation Declaration to opt out of participation of homeschooled students residing in the boundaries of DISD in UIL-sponsored activities for the 2022-2023 school year.

PASSED BY VOTE AND APPROVED this _____ day of _____, 2022.

President, Board of Trustees, Dickinson Independent School District

Secretary, Board of Trustees, Dickinson Independent School District

**DICKINSON INDEPENDENT SCHOOL DISTRICT
BOARD AGENDA DOCUMENT**

Meeting Date: August 1, 2022

Item Title: Consent Agenda Items

Agenda Item: Carla Voelkel, Superintendent

Background Information:

The following items have been approved by review of the Board:

- Budget Amendments/Adjustments for July 20, 27, 2022
- Approval of Proposals Received-Contracted Services 21-09-1145
- New Hires Week of July 18, 2022
- Interlocal Agreement between COM and DISD for Dual Credit Programming and Support Services for Enrollment
- Texas A&M Agrilife Extension Adjunct Faculty Agreement and Resolution Regarding Extracurricular Status of 4-H Organization

Recommendation:

The Superintendent recommends the Board's ratification of the above consent items.

Action Item: Yes No