

Gresham-Barlow



School District

BOARD OF EDUCATION

Regular Board Meeting / Work Session

AGENDA

October 15, 2015

BOARD OF EDUCATION

October 15, 2015

Board Meeting / Work Session – 6 p.m.

**Partnership Room
Center for Advanced Learning (CAL)
1484 NW Civic Drive, Gresham, OR**

I. CALL TO ORDER

II. ROLL CALL

_____ Carla Piluso, Chair
_____ Kris Howatt, Vice-Chair
_____ Sharon Garner, Director
_____ John Hartsock, Director
_____ Matt O’Connell, Director

_____ Kathy Ruthruff, Director
_____ Kent Zook, Director
_____ Jim Schlachter, Superintendent
_____ Mike Schofield, Chief Financial Officer

III. ACTION ITEMS

First Reading

1. Policy.....Julie Evans

IV. INFORMATION ITEMS

2. Departing Staff Exit Survey Review.....James Hiu

V. DISCUSSION ITEMS

3. Future Agenda Topics.....Carla Piluso

IV. ANNOUNCEMENTS

Oct. 22, 2015: DAC Meeting - 7 p.m.
Highland Elementary School
Board Representatives: Carla Piluso and John Hartsock

Oct. 29, 2015: Board Work Session - 6 p.m.
Partnership Room
Center for Advanced Learning

Nov. 5, 2015: Regular Board Meeting - 7 p.m.
Council Chambers
Public Safety and Schools Building

V. ADJOURN (Estimated time for adjournment: No later than 8 p.m.)

GRESHAM-BARLOW SCHOOL DISTRICT
1331 NW Eastman Parkway
Gresham, OR 97030-3825

TO: Board of Directors

FROM: Jim Schlachter
Julie Evans

DATE: October 15, 2015

RE: No. 1 – Policy Review

EXPLANATION: At the work session this evening, board members will be asked to provide input regarding the recommended revisions to policies from the Oregon School Board Association.

Policy	Title
JECB	Admission of Nonresident Student
JFG	Student Searches and Questioning
JG	Student Discipline
JGD	Suspension
JGE	Expulsion
JFCG/JGCH/JFCI	Use of Tobacco Products, Alcohol, Drugs or Inhalant Delivery Systems
GBK/JFCG/KGC	Prohibited Use, Possession, Distribution or Sale of Tobacco Products and Inhalant Delivery Systems

PRESENTER: Julie Evans

SUPPLEMENTARY MATERIALS: Revised policies (6) with recommended changes.

RECOMMENDATION: The administration recommends that the board review policy revisions, additions and/or deletions as presented for first reading.

REQUESTED ACTION: No formal action is required at the time; adoption will be recommended at a subsequent meeting.

TK:lc

Gresham-Barlow School District
Board Policies
First Reading
October 15, 2015

Policy	Title
JECB	Admission of Nonresident Student
JFG	Student Searches and Questioning
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GBK/JFCG/KGC	Prohibited Use, Possession, Distribution or Sale of Tobacco Products and Inhalant Delivery Systems

Gresham-Barlow SD 10

Code: **JECB**
Adopted: 9/05/96
Readopted: 5/02/02; 2/02/12; 5/01/14;
12/04/14
Orig. Code(s): JECB

Admission of Nonresident Students

The district may enroll nonresident students as follows:

1. **Interdistrict Transfer Agreement.** By written consent of the affected school boards. The student becomes a “resident pupil” of the attending district thereby allowing the attending district to receive State School Fund money.
2. **Open Enrollment.** By written consent from the school board with which the student has made application for admission. The student becomes a “resident pupil” of the attending district thereby allowing the attending district to receive State School Fund moneys.
3. **Tuition Paying Student.** By admitting a nonresident student with tuition whereby neither district is eligible for State School Fund moneys;
4. **Court Placement.** If a juvenile court determines it is in the student’s best interest, a student placed in a substitute care program outside the district will continue to be considered a resident student and allowed to attend the school the student attended prior to placement. The public agency placing the student in a substitute care program will be responsible for the transportation of the student, if public agency funds are available.

The Board shall deny regular school admission to nonresident students who are under expulsion from another district for a weapons policy violation. The Board may, based on district criteria, deny admission to nonresident students who are under expulsion from another district for reasons other than a weapons policy violation.

Consent for Admission of a Nonresident Student by Interdistrict Transfer or Consent for Admission of a Tuition Paying Student

Annually, by May 31¹, the Board shall establish the number of student transfer requests into the district, and out of the district, to which consent will be given for the upcoming school year.

The Board reserves the right to accept/reject nonresident students based upon the availability of space and resources. The Board may not consider nor ask for any information from the student about race, religion, sex, sexual orientation, ethnicity, national origins, disability, health, whether a student has an individual education program (IEP) or the terms of that IEP, identified as talented and gifted, income level, residence, proficiency in English, athletic ability or academic records. The Board may not request or require the

¹The district must annually make this determination by a date set by the Board. Insert the date set by the Board.

student to participate in an interview, tour any of the schools or facilities, or otherwise meet with any representatives of the school or district prior to the district deciding whether to give consent.

The Board may ask for the student's name, contact information, date of birth, grade level, **whether the student may be given priority on consent for admission (e.g., sibling in the district; change in legal residence; completion of public charter school in the district), information about which schools the student prefers to attend** and whether the student is currently expelled.

~~The Board will annually determine whether to limit the number of students to whom consent will be given. If the number of students seeking consent exceeds the number of spaces, the Board will use an equitable lottery selection process. The process may give priority to students who have siblings currently enrolled in the district; to students who previously received consent for admission and because of a change in legal residence; or to students who attended a public charter school located in the same district in which the student seeks to attend, for three consecutive years, completed the highest grade offered by the public charter school and did not enroll and attend school in another district following completion of that highest grade in the public charter school.~~

The Board may revise the maximum number of students to whom consent will be given at a time other than the annual date established by the Board if there are no pending applications for consent.

If the Board decides not to give consent to a student the Board must provide a written explanation to the student.

The district may require minimum standards of behavior and/or attendance once the student has been accepted. The minimum standards must be the same for all students that are given consent. The district is not allowed to establish minimum standards for academics as a criteria for the student to remain in the district. Students whose consent is revoked for violation of set attendance and/or behavior standards will not be allowed to apply for consent to return to this district in the same or the following school year.

The Board may determine the length of time the consent is given. Any limitations in length of time must be applied consistently among all students to whom consent is given.

The district is not required to provide transportation outside the boundaries of the district. The student will be allowed to use existing bus routes and transportation services of the district. Transportation will be provided if required by federal law. The attending district is responsible for a free appropriate public education for those students on an IEP.

Consent by the Nonresident District Board for which the Student has Applied for Admission (Open Enrollment)

Annually, by March 1, the Board shall establish the number of students to whom consent will be given for the upcoming school year. The Board may choose to limit consent based on school, grade or the combination of both. The Board may decide not to give consent to any person under this process.

Applications for consent shall be submitted to the district no later than April 1, for the following school year.

The Board may not deny consent, give priority nor request student information related to race, religion, sex, sexual orientation, ethnicity, national origin, disability, health, whether a student has an IEP or the terms that IEP, income level, residence, proficiency in the English language, athletic ability, academic records or eligibility or participation in talented and gifted programs.

If the number of students seeking consent exceeds the number of students the Board has determined will be given consent, consent will be based on an equitable lottery selection process.

The district is not required to provide transportation outside the boundaries of the district. The student will be allowed to use existing bus routes and transportation services of the district. Transportation will be provided if required by federal law.

By May 1, the district shall provide written notification of admission of a nonresident student into the district, to the district of the student's legal residence.

END OF POLICY

Legal Reference(s):

[ORS 109.056](#)

[ORS 327.006](#)

[ORS 329.485](#)

[ORS 335.090](#)

[ORS 339.115 to -339.133](#)

[ORS 339.141](#)

[ORS 339.250](#)

[ORS 343.221](#)

[ORS 433.267](#)

Letter Opinions, Office of the OR Attorney General (March 15, April 18, June 30 1988).

OR. DEP'T OF EDUC., ODE EXECUTIVE MEMORANDA 23-1988-89, 42-1994-95.

Student Searches and Questioning**

Searches

The Board seeks to assure a learning environment which protects the health, safety and welfare of students and staff. To assist the Board in attaining these goals, district officials may search a student's person and property, including property assigned by the district for the student's use. District officials may seize any item which is evidence of a violation of law, district policy or rules, or which the possession or use of is prohibited by law, policy or rules.

The superintendent will develop rules for implementing this policy in a manner which both protects students' rights and provides a safe learning environment without unreasonable interference following these basic procedures:

1. A search may be conducted when there is "reasonable suspicion" ~~to believe that evidence or a prohibited item is present in a particular place~~ based upon specific and articulated facts to believe that the student personally poses or is in possession of some item that poses an immediate risk or serious harm to the student, school officials and/or others at the school;
2. ~~Evidence, or a prohibited item;~~ may be seized by district officials which is evidence of a violation of law, Board policy, administrative regulation or school rule, or which the possession or use of is prohibited by such law, policy, regulation or rule;
3. A search of district property assigned to students; including, but not limited to, lockers or desks; may occur ~~from time to time~~. Students will be notified that a search of district property has occurred and will be notified of any evidence or prohibited item seized;
4. At the time district property is assigned to students for their use, the district shall inform students of conditions for the use of such property and of the intent of the district to conduct searches from time to time;
5. The search shall be "reasonable in scope." That is, the measures used are reasonably related to the objectives of the search, the unique features of the official's responsibilities, and the area(s) which could contain the item(s) sought and not excessively intrusive in light of the age, sex, maturity of the student and nature of the infraction;
6. Students may be searched by law enforcement officials on district property or when the student is under the jurisdiction of the district ~~upon the request of the law enforcement official~~. Law enforcement requests searches ordinarily shall be based on upon a warrant. District officials will attempt to notify the student's parent(s) in advance and will be present for all such searches, whenever possible.

- ~~7. District officials may also search when they have reasonable information that emergency/dangerous circumstances exist;~~
8. Routine inspections of district property assigned to students may be conducted at any time;
9. Use of drug-detection dogs and metal detectors, or similar detection devices, may be used only on the express authorization of the superintendent.

Questioning By Law Enforcement

When law enforcement officials find it necessary to question students during the school day or during periods of cocurricular activities, an administrator will be present when possible. An effort will be made to inform the parent, guardian or person in a parental relationship. However, in suspected child abuse cases, Oregon Department of Human Services, Community Human Services, and law enforcement officials may exclude district personnel from investigation procedures and may prohibit informing the parents.

When law enforcement officials find it necessary to take a student into custody, the administrator will request that the officials act in a manner which causes the least possible disruption to the learning environment.

END OF POLICY

Legal Reference(s):

[ORS 332.107](#)

[OAR 581-021-0050 to -0075](#)

New Jersey v. T.L.O., 469 U.S. 325 (1985).

Cross Reference(s):

KN - Relations with Law Enforcement Agencies

Gresham-Barlow SD 10

Code: **JG**
Adopted: 7/11/94
Readopted: 5/02/02; 8/15/14
Orig. Code(s): JG

Student Discipline**

It is the policy of the Board to provide schools which are free from discrimination, ethically wholesome, safe and healthy. Each student is entitled to come to school in an environment in which learning is valued and disruptions are minimized.

Discipline in the district is based upon a philosophy designed to produce behavioral changes that will enable students to develop the self-discipline necessary to remain in school and to function successfully in their educational and social environments.

The major objectives of the district discipline program are to teach the following fundamental concepts for living:

1. Understanding and respect for individual rights, dignity and safety;
2. Understanding and respect for the law, Board policies, administrative regulations and school rules;
3. Understanding of and respect for public and private property rights.

The Board seeks to ensure a climate which is appropriate for learning and which assures the safety and welfare of personnel and students. The superintendent is authorized to set forth administrative regulations in the area of student discipline, suspension and expulsion. These regulations shall provide for:

1. Procedures that focus on changing the behavior of students who interfere with the rights of others, disrupt the educational setting or who endanger the safety of others;
2. Procedures that focus on changing the behavior of students who are not achieving to the highest level of reasonable expectations for their own learning;
3. A range of consequences for misbehavior that allow for professional judgment in best meeting the needs of the individual student by offering corrective counseling and be subject to disciplinary sanctions that are age appropriate, and to the extent practicable, use approaches that are shown through research to be effective; and
4. Appropriate consideration of due process procedures whenever applicable.

The district shall enforce consistently, fairly and without bias all student conduct policies, administrative regulations and school rules.

A student whose conduct or condition is seriously detrimental to the school's best interests may be suspended. Students may be expelled for any of the following circumstances: a) when a student's conduct poses a threat to the health or safety of students or employees; b) when other strategies to change the student's behavior have been ineffective, **except that expulsion may not be used to address truancy**; or c)

when required by law. The district shall consider the age of the student and the student's past pattern of behavior prior to imposing the suspension or expulsion. The district will ensure careful consideration of the rights and needs of the individual concerned, as well as the best interests of other students and the school program as a whole.

The use of out-of-school suspension or expulsion for discipline of a student in the fifth grade or below, is limited to:

1. Nonaccidental conduct causing serious physical harm to a student or employee;
2. When a school administrator determines, based on the administrator's observation or upon a report from an employee, the student's conduct poses a threat to the health or safety of students or employees; or
3. When the suspension or expulsion is required by law.

When an out-of-school suspension is imposed on a student, the district shall take steps to prevent the recurrence of the behavior that led to the out-of-school suspension, and return the student to a classroom setting to minimize the disruption of the student's academic instruction.

Parents, students and employees shall be notified by handbook, code of conduct or other document of acceptable behavior, behavior subject to discipline and the procedures to address behavior and the consequences of that behavior. These procedures will include a system of consequences designed to correct student misconduct and promote acceptable behavior.

END OF POLICY

Legal Reference(s):

[ORS 243.650](#)
[ORS 332.061](#)
[ORS 332.072](#)

[ORS 332.107](#)
[ORS 339.115](#)
[ORS 339.240 to -339.280](#)

[OAR 581-021-0045](#)
[OAR 581-021-0050 to -0075](#)

Cross Reference(s):

JFC - Student Conduct
JGD - Suspension
JGE - Expulsion

Gresham-Barlow SD 10

Code: **JGD**
Adopted: 7/11/94; 10/05/95
Readopted: 5/02/02; 12/04/14

Suspension**

The Board authorizes student suspension for one or more of the following reasons:

1. Willful violation of school regulations;
2. Willful conduct which materially and substantially disrupts the rights of others to an education;
3. Willful conduct which endangers the student, other students or employees;
4. Willful conduct which ~~endangers school~~ **damages or injures district** property.

Students and parents are given notice of possible discipline actions resulting from student misconduct that may result in suspension in the *Student/Parent Handbook* made available by the district.

The use of out-of-school suspension or expulsion for discipline of a student in the fifth grade or below, is limited to:

1. Nonaccidental conduct causing serious physical harm to a student or employee;
2. When a school administrator determines, based on the administrator's observation or upon a report from an employee, the student's conduct poses a threat to the health or safety of students or employees; or
3. When the suspension or expulsion is required by law.

When an out-of-school suspension is imposed on a student, the district shall take steps to prevent the recurrence of the behavior that led to the out-of-school suspension, and return the student to a classroom setting to minimize the disruption of the student's academic instruction.

Each suspension will include a statement of the reasons for suspension, the length of the suspension and a plan for readmission **and may include a plan for the student to make up school work; however, students under suspension are not guaranteed to be provided with homework assignments during the suspension period.** No single suspension shall extend beyond 10 school days. The district may require a student to attend school during nonschool hours as an alternative to suspension. Every reasonable and prompt effort must be made to notify the parents of suspended students.

In emergency situations that are a result of risk to health and safety, the district may postpone the suspension notice process above until the emergency condition has passed.

Students who are suspended may not attend after-school activities and athletic events, be present on district property without a parent or participate in activities directed or sponsored by the district. ~~Additionally, students under suspension are not guaranteed to be provided with homework assignments during the suspension period.~~

Suspensions may be appealed to the Board.

END OF POLICY

Legal Reference(s):

[ORS 339.240](#)
[ORS 339.250](#)

[OAR 581-021-0050](#) to -0075

Cross Reference(s):

JG - Student Discipline

Suspension** - JGD
1-1

Gresham-Barlow SD 10

Code: **JGE**
Adopted: 7/11/94; 9/05/96
Revised/Readopted: 5/02/02; 12/04/14
Orig. Code(s): JGE

Expulsion**

A principal, after reviewing available information, may recommend to the superintendent that a student be expelled. Expulsion of a student shall not extend beyond one calendar year.

No student may be expelled without a hearing unless the student's parents, or the student if 18 years of age, waive the right to a hearing, either in writing or by failure to appear at a scheduled hearing. By waiving the right to a hearing, the student and parent agree to abide by the findings of a hearings officer.

When an expulsion hearing is not waived, the following procedure is required:

1. Notice will be given to the student and the parent by personal service or by certified mail at least five days prior to the scheduled hearing. Notice ~~will~~ **shall** include:
 - a. The specific charge or charges;
 - b. The conduct constituting the alleged violation, including the nature of the evidence of the violation **and reason for expulsion**;
 - c. A recommendation for expulsion;
 - d. The student's right to a hearing;
 - e. When and where the hearing will take place; and
 - f. The right to representation.
2. The **Board may expel, or may delegate the authority to decide on an expulsion to the** superintendent or **superintendent's** designee, ~~with~~ **who may also** act as ~~the~~ hearings officer. The district may contract with an individual who is not employed by the district to serve as the hearings officer. The hearings officer **designated by the Board** will conduct the hearing and will not be associated with the initial actions of the building administrators;
3. **Expulsion hearings will be conducted in private and will not be open to the general public unless the student or the student's parents request an open session;**
4. In case the parent or student has difficulty understanding the English language or has other serious communication disabilities, the district will provide a translator;
5. The student ~~will~~ **shall** be permitted to have a representative ~~ion~~ present at the hearing to advise and to present arguments. The representative ~~ion~~ may be an attorney **and/or** parent. The district's attorney may be present;
6. The student ~~will~~ **shall** be afforded the right to present his/her version of the ~~charges~~ **events underlying the expulsion recommendation** and to introduce evidence by testimony, writings or other exhibits;
7. The student ~~will~~ **shall** be permitted to be present and to hear the evidence presented by the district;

8. The hearings officer or the student may record the hearing;
9. Strict rules of evidence shall not apply to the proceedings; however, this shall not limit the hearings officer's control of the hearing;
10. If the Board is conducting the expulsion hearing, the Board may designate the Board chair or a third party as the hearings officer. The hearings officer will determine the facts of each case on the evidence presented at the hearing. Evidence may include the relevant past history and student education records. The hearings officer will provide to the Board, findings of fact as to the facts, the recommended decision and whether or not the student has committed the alleged conduct will be submitted to the superintendent, along with the. This will include the hearings officer's recommended decision on disciplinary action, if any, including the duration of any expulsion. This decision material will be available in identical form to the Board, the student, if age 18 or over, and the student's parents at the same time. Following the review by the Board of the hearings officer's recommendation, the Board will make the final decision regarding the expulsion;
- ~~11. The hearings officer or the student may make a record of the hearing;~~
12. If the Board has delegated authority to the superintendent or designee to act as the hearings officer, the superintendent may designate him or herself, or a third party, as the hearings officer. The hearings officer's decision is final. However, this a decision of the hearings officer may be appealed by the parent or the student, if age 18 or over, to the Board for review. If the decision of the hearings officer is appealed to the Board for review, the findings as to the facts and the hearings officer's decision will be submitted to the Board and will be available in identical form to the Board, the student and the student's parents at the same time. At its next regular or special meeting the Board will review the hearings officer's decision and will affirm, modify or reverse the decision. ~~Parents of students who wish to appeal the hearings officer's decision will have the opportunity to be heard at the time the Board reviews the decision;~~
13. ~~Expulsion hearings will be conducted in private and~~ A Board review of the hearings officer's decision will be conducted in executive session unless the student or the student's parent requests a public hearing. If an executive session is held by the Board or a private hearing is held by the hearings officer, the following will not be made public:
 - a. The name of the minor student;
 - b. The issues involved, including a student's confidential medical record and that student's educational program;
 - c. The discussion; or
 - d. The vote of Board members, which may be taken in executive session when considering an expulsion.

Prior to expulsion, the district must propose alternative programs of instruction or instruction combined with counseling to a student subject to expulsion for reasons other than a weapons policy violation. The district must document to the parent of the student that proposals of alternative programs have been made.

END OF POLICY

Legal Reference(s):

[ORS 192.660](#)
[ORS 332.061](#)
[ORS 336.615 to -336.665](#)

[ORS 339.115](#)
[ORS 339.240](#)
[ORS 339.250](#)

[OAR 581-021-0050 to -0075](#)

Cross Reference(s):

JG - Student Discipline

Gresham-Barlow SD 10

Code: JFCG/JFCH/JFCI
Adopted: 5/02/02
Readopted: 12/04/14

Use of Tobacco **Products**, Alcohol, ~~or~~ **Drugs or Inhalant Delivery Systems****

Student substance abuse, possession, ~~or~~ use, **distribution or sale** of tobacco **products or inhalant delivery systems**, alcohol or unlawful drugs, including drug paraphernalia or any substance purported to be an unlawful drug, on or near ~~school~~ **any district property or** grounds, **including parking lots**, or while participating in school-sponsored activities is prohibited and will result in disciplinary action. ~~If possession or use occurred on school grounds or while participating in school-sponsored activities,~~ students will be subject to discipline up to and including expulsion. If possession, ~~or~~ use, **distribution or sale** occurred near ~~school~~ **district** grounds, disciplinary action may include removal from any or all extracurricular activities and/or **denial or** forfeiture of any school honors or privileges (e.g., valedictorian, salutatorian, student body, class or club office positions, senior trip, prom, etc.). **If possession, use, distribution or sale occurred on district grounds, at school-sponsored activities or otherwise while the student was under the jurisdiction of the school, students will be subject to discipline up to and including expulsion. Denial and/or removal from any or all extracurricular activities and/or forfeiture of any school honors or privileges may also be imposed.** A student may be referred to law enforcement officials. Parents will be notified **of all violations involving their student and subsequent action taken by the school.**

A referral to community resources and/or cessation programs designed to help the student overcome tobacco product, inhalant delivery system, alcohol or unlawful drug use may also be made. The cost of such programs are the individual responsibility of the parent and the private health care system.

Clothing, bags, hats and other personal items used to display, promote or advertise tobacco **products, inhalant delivery systems**, alcohol or unlawful drugs are prohibited on **all** district grounds, **including parking lots**, at school-sponsored activities and in district vehicles.

Any person under age 18 possessing a tobacco **or inhalant delivery system** product ~~commits a Class D violation~~ **is in violation of state law** and is subject to a court-imposed fine up to \$75, as provided by ORS ~~167.400.~~

Any person who distributes, sells or ~~causes~~ **allows** to be sold, tobacco **products or any substance sold for the purpose of being smoked, vaporized or aerosolized**, in any form, ~~or~~ a tobacco-burning **or inhalant delivery system** device, to a person under 18 years of age ~~commits a Class A~~ **is in violation of state law** and is subject to a court-imposed fine ~~of not less than \$100 and not exceeding \$600, as provided by ORS 163.575.~~

An unlawful drug is any drug as defined by the Controlled Substances Act including, but not limited to, marijuana, cocaine, opiates, amphetamines and phencyclidine (PCP). As used in this policy, unlawful drug also means possession, use, sale or supply of prescription and nonprescription drugs in violation of Board policy ~~JHCD - Administering Noninjectable Medicines to Students, JHCDA - Administering Injectable Medicines to Students~~ and any accompanying administrative regulations.

Unlawful delivery of a controlled substance to a student or minor within 1,000 feet of school property is a Class A felony as provided by ORS 475.999.

END OF POLICY

Legal Reference(s):

[ORS 153.018](#)
[ORS 161.605](#)
[ORS 161.625](#)
[ORS 163.575](#)
[ORS 167.400](#)
[ORS 332.107](#)
[ORS 336.067](#)
[ORS 336.222](#)
[ORS 336.227](#)

[ORS 339.240](#)
[ORS 339.250](#)
[ORS 339.883](#)
[ORS 431.840](#)
[ORS 431.845](#)
[ORS 433.835 to -433.990](#)
[ORS Chapter 475](#)

[OAR 581-021-0050 to -0075](#)

[OAR 581-021-0110](#)
[OAR 581-022-0413](#)
[OAR 581-053-0230\(9\)\(s\)](#)
[OAR 581-053-0330\(1\)\(m\)-\(o\)](#)
[OAR 581-053-0430\(12\)-\(14\)](#)
[OAR 581-053-0531\(11\)-\(13\)](#)
[OAR 581-053-0630](#)
[OAR 584-020-0040](#)

Controlled Substances Act, 21 U.S.C. § 812; Schedules of Controlled Substances, 21 C.F.R. §§ 1308.11 - 1308.15 (2006).
Pro-Children Act of 1994, 20 U.S.C. §§ 6081-6084 (2006).
Safe and Drug-Free Schools and Communities Act, 20 U.S.C. §§ 7101-7117 (2006).

Gresham-Barlow SD 10

Code: **JFCG/KGC/GBK**

Adopted: 7/11/94

Revised/Readopted: 1/11/01; 5/02/02; 10/06/05;
10/02/14

Orig. Code(s): GBK

Tobacco-Free Environment Prohibited Use, Possession, Distribution or Sale of Tobacco Products and Inhalant Delivery Systems

~~The district recognizes that tobacco use may create a health hazard for nonusers as well as users. In order to protect the health of students, staff and the general public, provide a healthy working environment and promote good health for students and staff alike, tobacco use, distribution, or sale in any form shall be prohibited on all district property and in district-owned vehicles at all times. Tobacco use is also prohibited by employees, volunteers, students, chaperones and the general public participating off campus in a school or district-sponsored activity.~~ **It is the district's obligation to protect the health, welfare and safety of students. To be consistent with Oregon law and district curriculum, student possession, use, distribution or sale of tobacco products or inhalant delivery systems in any form on district premises, at school-sponsored activities, on or off district premises, on all district grounds, including parking lots, in district-owned, rented or leased vehicles or otherwise, or while a student is under the jurisdiction of the district, is prohibited.**

The use, distribution or sale of tobacco products or inhalant delivery systems by staff and all others is prohibited on district premises, in any building or facility, on district grounds, including parking lots, in any vehicle owned, leased, rented or chartered by the district, school or public charter school and at all school-sponsored activities.

~~Tobacco use~~ **For the purpose of this policy, "tobacco products" is defined to include, but not be limited to, as the carrying or smoking of any kind of lighted or unlighted cigarette, pipe, cigar, cigarette, bidi, clove cigarette or any other smoking equipment or material product, or spit tobacco, also known as smokeless, dip, chew or snuff in any form, nicotine or nicotine delivering devices, chemicals or devices that produce the physical effect of nicotine substances or any other tobacco substitute (e.g., e-cigarettes). This does not include USFDA-approved nicotine replacement tobacco products or other therapy products used for the purpose of cessation.**

For the purpose of this policy, "inhalant delivery system" means a device that can be used to deliver nicotine or cannabinoids in the form of a vapor or aerosol to a person inhaling from the device; or a component of a device or a substance in any form sold for the purpose of being vaporized or aerosolized by a device, whether the component or substance is sold or not sold separately. This does not include USFDA-approved tobacco products or other therapy products marked and sold solely for the approved purpose.

"Tobacco Use Prohibited" signs will be posted in appropriate locations in all district buildings and on district property.

Violation of this policy will lead to appropriate disciplinary action, up to and including expulsion, for students. When considering disciplinary action for a ~~child~~ **student** with disabilities, the district must follow the requirements of Board policy JGDA/JGEA – Discipline of Students with Disabilities, including those involving functional behavioral assessment, change of placement, manifestation determination and an interim alternative educational setting. Community or school service may be required. A referral to law enforcement may be made. Parents will be notified of all violations involving their student and subsequent action taken by the school. Information about cessation support and/or tobacco education programs and how students can access these programs will be provided. At the discretion of the principal, attendance and completion of such programs, or successful completion of a behavior modification plan, may be allowed as a substitute for, or a part of student discipline.

Violation of this policy by nonstudents may result in the removal of the individual from district property. The district reserves the right to restrict access to district property by individuals who are repeat offenders.

This policy shall be enforced at all times. The superintendent will develop administrative regulations as needed to implement this policy.

END OF POLICY

Legal Reference(s):

[ORS 167.400](#)
[ORS 332.107](#)
[ORS 336.222](#)
[ORS 336.227](#)
[ORS 339.240](#)
[ORS 339.250](#)

[ORS 339.883](#)
[ORS 431.840](#)
[ORS 433.835 to- 433.990](#)

[OAR 581-021-0050 to -0075](#)
[OAR 581-021-0110](#)

[OAR 581-022-0413](#)
[OAR 581-053-0230\(9\)\(s\)](#)
[OAR 581-053-0330\(1\)\(m\)](#)
[OAR 581-053-0430\(12\)](#)
[OAR 581-053-0531\(11\)](#)
[OAR 581-053-0630](#)

Pro-Children Act of 1994, 20 U.S.C. §§ 6081-6084 (2006).

Cross Reference(s):

JFCG/KGC/GBK - Tobacco-Free Environment
KGC/GBK/JFCG - Tobacco-Free Environment

GRESHAM-BARLOW SCHOOL DISTRICT
1331 NW Eastman Parkway
Gresham, OR 97030-3825

TO: Board of Directors

FROM: Jim Schlachter
Randy Bryant

DATE: October 15, 2015

RE: No. 2 – Departing Staff Exit Survey

EXPLANATION: This is brought to the board as a requested information item. The summary provides an overview of the responses from an exit questionnaire that employees have the option to complete when they separate from employment with the district. The questionnaire identifies the type of position that the employee held, the reason for leaving, length of service, and indicates the employee's feeling on different aspects of their work and experience in the district.

PRESENTER: Randy Bryant

SUPPLEMENTARY A summary of the 2008-09 through 2014-15 Employee Exit Interview Questionnaire data will be provided at the board meeting.

RECOMMENDATION: This is an information only item.

REQUESTED ACTION: This report is being provided as information only; no action is required.

RB:lc

GRESHAM-BARLOW SCHOOL DISTRICT
1331 NW Eastman Parkway
Gresham, OR 97030-3825

TO: Board of Directors
FROM: Jim Schlachter
DATE: October 15, 2015
RE: No. 3– Future Board Meeting Topics

EXPLANATION: Discussion of future board meeting topics has been included on this evening’s agenda as part of the district’s on-going process for planning meetings, and to ensure that subjects being reviewed are timely and meet expectations of the board.

PRESENTER: Carla Piluso

SUPPLEMENTARY MATERIALS: None

RECOMMENDATION: The administration recommends board discussion regarding future board agenda topics.

REQUESTED ACTION: No formal action is required.

:lc