

KENAI PENINSULA BOROUGH SCHOOL DISTRICT

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SCHOOL BOARD COMMUNICATION

Title: Policy Revisions for Worksession and First Read

Date: 8/3/2011

Item Number: 11b.

Administrator: Dave Jones 

Attachments:
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Action Needed For Discussion Information Other: First Read

BACKGROUND INFORMATION

The attached policies were reviewed by the Board Policy Committee on July 11, 2011 and are scheduled to be reviewed by the Board in both a worksession and first reading at the Board Meeting on August 8, 2011.

ADMINISTRATIVE RECOMMENDATION

The administration recommends making the following changes to policy:

➤ *BP 5124 Communication with Parents/Guardians*

The administration recommends editing this policy to reflect the change in the student information system.

➤ *BP 5131.6 Alcohol and Other Drugs*

The administration recommends specifying “synthetic drugs” and specifically “K2 and Spice” to the Prohibited and Substances and Items list.

➤ *BP 5131.7 Weapons and Dangerous Instruments & AR 5131.7 Weapons and Dangerous Instruments*

The administration recommends aligning this policy and AR with the current AASB policy. The policy further defines “firearm”. The AR goes into detail on the method which may be used by the student to seek early reinstatement.

COMMUNICATION WITH PARENTS/GUARDIANS

Because parental involvement contributes greatly to student achievement and conduct, the School Board encourages frequent communication between parents/guardians and teachers by means of parent-teacher conferences, class newsletters, mail, telephone, and school visits by parents/guardians.

(cf. 1260 – Visits to the Schools)
(cf. 6020 – Parent Involvement)

As part of this communication, ~~teachers-schools~~ shall provide appropriate access to ~~Edline—the District student information system~~ or send progress reports to parents/guardians at regular intervals and shall encourage parents/guardians to communicate any concerns to the teacher. Report cards will be sent to parents/guardians quarterly.

(cf. 5113 – Absences and Excuses)
(cf. 5121 – Assessment (Evaluation of Student Achievement))
(cf. 6146.1 – High School Graduation Requirements)

ALCOHOL AND OTHER DRUGS

It is the intent of the Kenai Peninsula Borough School District to maintain a drug-free school environment so learning can take place; to educate students so they are aware of the issues and problems related to the use of drugs, alcohol, and controlled substances; to identify students who have chemical abuse problems; to refer students for treatment services which are beyond the scope of the schools; and to remove students possessing, distributing or selling drugs or alcohol in the school setting from that environment.

Prohibited Substances and Items

The substances and items prohibited by this policy include, but are not limited to: alcohol; prescription drugs (except as authorized by BP 5141.21); anabolic steroids; narcotic drugs, hallucinogenic drugs, amphetamines, barbiturates, marijuana, or any other controlled substance; intoxicants or depressants of any kind; items used as an inhalant, including paints, gasoline, glue, or similar items; over the counter stimulants of any kind, including caffeine-based substances other than beverages, substances containing phenylpropanolamine (PPA), or other similar drugs; drug paraphernalia, and imitation or synthetic drugs (K2, Spice, etc). Imitations or synthetic drugs mean pills, capsules, tablets, powders, liquids, inhalants or other items which are designed to look like or are represented to be prohibited drugs or alcohol.

Possession/Under the Influence During School

A student who is determined to be in possession and/or under the influence of prohibited substance or item as defined by this policy at school or at any school-sponsored activity shall be reported to the appropriate law enforcement personnel, his/her parent(s)/guardian(s), and shall be subject to suspension for up to 45 student school days by the school administrator following a due process hearing pursuant to applicable School Board policies. In more serious cases, violators may be recommended for expulsion to the Board of Education.

(cf. 5144.1 - Suspension and Expulsion)

Refusal to submit to a Breathalyzer and/or urinalysis, or any other lawful, reasonably reliable test as authorized by the Superintendent as required by this policy to determine whether a student has used alcohol or other drugs in violation of School Board policies will result in a suspension of not less than 30 student school days and not to exceed 45 student school days. Refusal to submit to such a test will be treated as a positive determination of drug or alcohol use per this policy.

ALCOHOL AND OTHER DRUGS (continued)

Prior to readmittance to school, the student shall participate in a conference with his/her parents(s)/guardian(s) and the school administrator to determine conditions for readmittance.

Selling, Offering for Sale, Agreeing to Purchase or Distributing

A student selling, offering for sale, agreeing to purchase, or distributing prohibited substances or items defined in this policy shall be reported to the appropriate law enforcement personnel and his/her parent(s)/guardian(s), and will be suspended immediately following a due-process hearing pursuant to applicable School Board policies, and may be recommended for expulsion to the Superintendent who will review the matter. Based on this review, the Superintendent may recommend to the Board of Education that the student be expelled from the Kenai Peninsula Borough School District.

(cf. 5144.11 – (Due Process))

Legal Reference:

ALASKA STATUTES

04.16.080 Sales or consumption at school events

14.20.680 Training required for teachers and other school officials

14.30.360 Curriculum (Health and Safety Education)

14.33.110-.140 Required school disciplinary and safety program

47.37.045 Community action against substance abuse grant fund

Elementary and Secondary Education Act, 20 U.S.C. §§ 7116, 7163, as amended by the No Child Left Behind Act of 2001 (P.L. 107-110)

KENAI PENINSULA BOROUGH SCHOOL DISTRICT
Adoption Date: 1/15/07

WEAPONS AND DANGEROUS INSTRUMENTS

Students shall not possess or use weapons, dangerous instruments, or their replicas in school buildings, on school grounds or on District-provided transportation, or at any school-related or school-sponsored activity away from school, unless written permission has been previously obtained from the Superintendent specifically authorizing that possession or use. Students who violate this policy are subject to disciplinary action in accordance with District policy and procedures.

(cf 5144: Discipline Guide)

School employees may confiscate weapons or dangerous instruments on school grounds or at school-related or school-sponsored activities in order to maintain discipline and to protect the welfare and safety of students, staff and the public.

The District shall, by regulation, define the terms "weapon," ~~and~~ "dangerous instrument" and "firearm."

The Board shall expel any student who brings a firearm to school in violation of this policy for a period of not less than one (1) calendar year. The Board may expel for the school year, or permanently, a student who possesses a deadly weapon other than a firearm. The District may consider requests for early reinstatement by students suspended or expelled for violations of this policy. The Superintendent shall develop procedures and conditions for early reinstatement.

The Superintendent may, on a case-by-case basis, recommend a modification of this period of expulsion. Such modification recommendation shall involve consideration of all relevant factors, including those in aggravation and mitigation of the violation, and, for students with disabilities, whether ~~suspension is appropriate if the student has an individual education plan~~ violation of this policy is a manifestation of the student's disability.

The Superintendent shall be responsible for reporting all violations of this policy to the Board and shall make all required reports to state, local, and federal agencies.

(cf. 3515 – School Safety and Security)

(cf. 4158/4358 - Employee Security)

(cf. 5144.1 - Suspension and Expulsion/Due Process)

(cf. 5144.2 – Suspension and Expulsion (Individuals with Exceptional Needs)

Legal Reference:

Gun-Free Schools Act of 1994 (Pub.L. 89-10, Title VIII, s 8001, as added Pub.L. 103-227, Title X, s 1032(3), March 31, 1994, 108 Stat. 270.)

Individuals with Disabilities Education Act (Pub.L. 94-142)

1973 Rehabilitation Act, Section 504

Elementary and Secondary Educational Act of 1965

Americans with Disabilities Act, 42 U.S.C. Sec. 12183(b)

ALASKA STATUTES

11.61.210 - Misconduct involving weapons in the fourth degree

11.81.900 - Definitions

14.03.160 - Suspension or expulsion of students for possessing weapons

KENAI PENINSULA BOROUGH SCHOOL DISTRICT

Adoption Date: ~~10/18/2004~~