



NYE COUNTY SCHOOL DISTRICT
Board of Trustees
Policy Committee Agenda

A Policy Committee of the Board of Trustees of Nye County School District will be held on Thursday, June 19, 2008, beginning at 5:30 PM at the Southern District Office Boardroom, 484 S West Street, Pahrump, NV 89048.

The subjects to be discussed, considered, or acted upon are listed below. Items do not have to be taken in the order presented below and the Board may combine two or more agenda items for consideration at any time. The Board may also remove any items on the agenda or delay discussion relating to any item listed on the agenda at any time. Unless removed from the Consent Agenda, items identified within the Consent Agenda will be acted on at one time.

1. CALL TO ORDER
2. PUBLIC COMMENT, INFORMATIONAL ITEM
3. APPROVAL OF MINUTES OF PAST MEETING, ACTION ITEM
4. DISCUSSION/POSSIBLE DECISION REGARDING CHANGES TO EXISTING POLICIES, ACTION ITEM
 - A. 0441 & 0442 - Ethical Standards & Contracts with BOT
 - B. 5670 - Graduation Requirements
 - C. 5671 - Early Graduation
 - D. 7363 - Student Use of Electronic Communication Devices such as Cellular Telephones or Pagers
 - E. 7380 - Searches
5. DISCUSSION/POSSIBLE DECISION REGARDING NEW POLICIES, ACTION ITEM
 - A. 7381 - Alcohol Detection Devices
6. ASSIGNMENT OF FUTURE POLICY RESEARCH, ACTION ITEM
7. ADJOURNMENT, ACTION ITEM

This Meeting will be streamed live online via the link <https://livestream.nyeschools.org/ViewStream.html> on the Nye County School District website. Click on the following link if you have difficulties with the live streaming: <https://bit.ly/ncsdbotmeetings>.

Public input may be accepted live via email for the duration of the Meeting and shared during the public input designated timeframe (all rules and timelines as listed in the Agenda still apply). Public comments made by members of the public attending the meeting virtually must be emailed to publiccomment@nyeschools.org and must include:

- a. The author's first and last name
- b. The author's phone number (will not be read with comment)
- c. Date of the Meeting for which the comment is intended

Nye County School District (NCSD) will empower students to learn at their highest level in an environment of mutual respect.

The NCSD BOT Goals are as follows:

Culture

Improve and sustain a culture of learning for all through:

- ◆ Recruiting, selecting, inducting, supporting, evaluating, and developing staff.
- ◆ Fostering a safe and respectful learning and working environment.
- ◆ Promoting ongoing family and community engagement in pursuit of our vision.

Academic

Elevate achievement and support lifelong learning for all through:

- ◆ Creating and sustaining a results-focused learning environment; establishing measurable goals for all.
- ◆ Creating and sustaining an instructional framework and common language to ensure essential content standards drive instruction.

The notice for this posting was posted on the NCSD Website (<https://www.nye.k12.nv.us>), Nevada's Notice Website (<https://notice.nv.gov/>), at the main physical location of the meeting, and has also been provided to all persons who have made a specific request of a copy of the Agenda by US Mail or electronic mail. A Public Binder will be available for viewing at the scheduled location at the time of the Meeting.

NYE COUNTY SCHOOL DISTRICT NOTICE OF NONDISCRIMINATION

Nye County School District (NCSD) does not discriminate on the basis of race, color, religion, national origin, ancestry, disability, age, marital status, sex, sexual orientation, gender identity or expression, or any other category protected by applicable state or federal law in its program and activity, including employment. In keeping with requirements of federal and state law, NCSD strives to remove any vestige of discrimination in accommodating the public at public meetings.

The Nye County School District is pleased to provide reasonable accommodations for the disabled. Members of the public who are physically handicapped and require special accommodations or assistance to attend the meeting are requested to notify the Executive Assistant to the Superintendent and Board of Trustees in writing at 484 S West Street, Pahrump, NV 89048, email Iliana Garcia at igarcia@nyeschools.org, or call 775-727-7743, ext. 239 at least one week before the meeting.

POLICY COMMITTEE MINUTES
March 13, 2008

Present: Dennis Keating, Chairman; Harold Tokerud, Tracie Ward and Dr. William Roberts, Members; Rod Pekarek, Jerry Hill, Dale Norton and Kerry Paniagua.

The Policy Committee meeting opened at 5:08 p.m. in the Amargosa School cafeteria. There was no public comment. Dr. Roberts moved approval of the January 3 minutes. Mr. Tokerud seconded, and a unanimous vote was recorded.

Policy 0520 - Officers, Duties & Salaries. Mrs. Ward made the motion to approve the revision, and Dr. Roberts seconded. Mr. Tokerud amended the motion to include the sentence “No trustee shall serve as president more than two consecutive terms.” Other counties have adopted this practice, and he felt everyone who runs for office is capable of serving as president. Dr. Roberts seconded the amendment. The vote to amend the motion was unanimous. The vote to approve the revision as amended was also unanimous.

Policy 5556 - Network & School Network Acceptable Use. Mr. Tokerud made the motion to approve the revision with the rewording of the first sentence in the sixth paragraph as follows: “No individual will install software, diskettes or other media from home on school district equipment due to licensing, virus and support issues unless the software with appropriate licensing is donated to and approved by NCSd.” Dr. Roberts seconded, and a unanimous vote was registered.

Policy 7142 – Assignment of Home-Schooled Students. Mrs. Ward moved approval of the revision. Mr. Tokerud seconded, and a unanimous vote was cast.

Policy 7331 – Student Dress. Mr. Norton explained a committee has been working on revisions to the Student/Parent Handbook. The employee dress policy has been revised. He provided a copy of a court ruling striking down a Georgia school district’s policy due to vague language. He said he would like to bring the administrative regulation in line with the employee dress regulation and give the principals more latitude. He asked board members to submit comments.

Policy 7363 – Student Use of Electronic Communication Devices such as Cellular Telephones or Pagers. Mr. Norton said this issue will continue to be of concern because schools are now dealing with discipline over devices that store and regurgitate information. The policy is inconsistent with the regulation. Expectations need to be very clear, and the regulation must contain consequences. He again asked for board input.

Assignment of Future Policy Research. Mr. Hill said districts are receiving contradictory information from the State over AB-212, which was intended for this year’s seventh graders. The statute doesn’t reflect all the language contained in the bill. Other districts changed their policies significantly. He is working on a policy regarding counselors that will be simple, but regulations will be much longer. The legislature changed the credits required for graduation in math (algebra and geometry) and science (labs). However, parents can opt out. He believes that applies to this

year's ninth graders. Dr. Roberts said that opting out would keep the student from getting an advanced diploma and said that Washoe requires the parent to sign a document if they opt out. Mr. Tokerud asked if it would affect a student's chances for a Millennium Scholarship. Dr. Roberts felt that it would because they are running out of funds.

Mr. Tokerud moved to adjourn at 5:35 p.m. Dr. Roberts seconded, and a unanimous vote was recorded.

CODE OF ETHICAL STANDARDS

A code of ethical standards is hereby established as a guide for the conduct of the Board of Trustees and employees of the Nye County School District.

General Requirements:

1. No public officer or employee may seek or accept any gift, service, favor, employment, engagement, enrollment or economic opportunity which would tend improperly to influence a reasonable person in his position to depart from the faithful and impartial discharge of his public duties.
2. No public officer or employee may use his position in government to secure or grant unwarranted privileges, preferences, exemptions or advantages for himself, any member of his household, any business entity in which he has a significant pecuniary interest, or any other person.
3. No public officer or employee may approve, disapprove, vote, abstain from voting, or otherwise act upon any matter in which he has a significant pecuniary interest without disclosing the full nature and extent of his interest. Such a disclosure must be made before the time when he is to perform his duty or concurrently with that performance.
 - a. If the person is a member of a body, which makes decisions, he shall make disclosure to the chairman and other members of the body. If the person is not a member of such a body and holds an appointive office, he shall make disclosures to the supervisory head of his organization or if he holds an elective office, to the general public in the area from which he is elected.
4. No public officer or employee may participate as an agent of government in the negotiation or execution of a contract between the government and any private business in which he has a significant pecuniary interest. Unless specifically prohibited by law, a public officer or employee, as such, is not precluded from making a bid on a government contract if the contracting process is controlled by rules of open competitive bidding, sources of supply are limited, he has not taken part in developing the contract plans or specifications, and he will not be personally involved in opening, considering, or accepting offers.
5. No public officer or employee may accept any salary, retainer, augmentation, expense allowance or other compensation from any private source for the performance of his duties as a public officer or employee.
6. Members of the Board of Trustees represent the Nye County School District in the performance of their duties as Board members, which are defined by law in NRS Chapter 386 and under this policy. Official policy or action may

only be taken by the Board of Trustees as a whole at regular or special meetings, duly noticed in accordance with the Nevada Open Meeting law, and shall only become official policy if approved by a majority of all members of the Board of Trustees.

Any statement, action, conduct or direction made, taken or requested by an individual Board member, or by two or more members, which deviates from the course and scope of the Board member's duties as defined herein and by law, are not considered to be done in the course and scope of the Board member's official duties.

Therefore, any conduct, action or statement of an individual Board member or members outside the course and scope of the Board member's or members' official duties shall not be considered as the conduct, action or statement of the Nye County School District Board of Trustees. Any legal repercussions which result from such conduct, action or statement of the individual Board member(s) will not be defended or indemnified by the Nye County School District.

Reviewed: February 22, 2005

Adopted: June 28, 1995

Revised: October 13, 1998

NEPN/NSBA Classification: BCA

Legal Reference: NRS Chapter 41, NRS 281.501, 281.505 & 386.305

0442

CONTRACTS WITH DISTRICT

A Board member shall not be interested directly or indirectly in any contract with the district. They shall not perform any labor or furnish equipment and supplies.

Reviewed: February 4, 2005

Adopted: June 28, 1995

Revised:

NEPN/NSBA Classification: BCB

Legal Reference: NRS 386.305

Attachment 10 - Code of Conduct

Template for School Board Trustee Code of Conduct

Nevada Association of School Boards

For Discussion at the Meeting of the Executive Committee and Board of Directors

April 12, 2008

As a member of my local School Board of Trustees, representing all the citizens of my community and responsible to the electorate through the democratic process, I recognize:

- o That my fellow citizens have entrusted me, through the electoral process, with the education of the children and youth of the community.
- o That trustees are the children's advocates and my first and greatest concern is the best interest of each and every one of these children without distinction as to who they are or what their background may be.
- o That trustees are educational leaders who realize that the future welfare of the community, of the state, and of the nation depends in the largest measure upon the quality of education we provide in the public schools to fit the needs of every learner.

In view of the foregoing, I will:

- o Devote time, thought and study to the duties of a school board trustee so that I may render effective and creditable service.
- o Work professionally and respectfully with my fellow board members in a spirit of harmony and cooperation in spite of differences of opinion.
- o Treat all school staff, community members and students in a professional and respectful manner.
- o Consider information received from all credible sources and base my personal decisions upon proven best practices and other available facts in every case, unswayed by partisan bias of any kind.
- o Abide by and uphold final majority decisions of the board.
- o Encourage active co-operation by citizens, organizations, and the media in establishing policy on current school operations and future developments.
- o Work together with my fellow board members to communicate to the electorate all the facts about their schools, to the end that they will understand the importance of public education and provide the finest possible school program, school staff, and school facilities.
- o Remember that as an individual I have no legal authority outside the meeting of the board, and conduct my relationships with the school staff, the community, and all communication media on the basis of this fact.
- o Refer members of the media to the board spokesperson for official statements.
- o Resist every temptation and outside pressure to use my position as a school board member to benefit either myself or any other individual or agency apart from the total interest of the school jurisdiction.

ADMINISTRATIVE RESPONSIBILITIES

- Uphold board policy, administrative regulations, and state and federal laws.
- Recognize that my responsibility is not to run the schools, but, together with fellow trustees, to see that they are well run; to understand and accept that the basic function of a trustee is policymaking, not administration.
- Disclose no information of a confidential or private nature that relates to district employees or students.
- Support and protect employees in the proper performance of their duties, with the respect and consideration due skilled professional employees.
- Direct concerns, inquiries and requests for information to the superintendent, recognizing that he directs staff members and that information obtained should be shared with all Trustees.
- Listen earnestly to concerns of constituents and staff, but direct complaints to the person who can properly and expeditiously address them.
- Contact the superintendent before board meetings for more information on agenda items or to address concerns, rather than surprise him in public.
- Present personal criticism of district operations to the superintendent, not to district staff or to the board in open meeting.
- Work with the Nevada Association of School Boards to support and implement the vision, mission, and strategic goals of the Association in promoting success for all students through local school board leadership.

5670

GRADUATION REQUIREMENTS

To receive a standard, advanced, adult, or adjusted diploma signifying graduation from a Nye County School District high school, the student must fulfill those requirements designated by the Nevada State Board of Education as outlined in the Nevada Revised Statutes and Nevada Administrative Code.

Reviewed: June 30, 2005
Adopted: January 17, 1996
Revised: November 30, 1999

NEPN/NSBA Classification: IKF

Legal Reference: NRS 385.110, 389.015 & NAC Chapter 389

TITLE: 5670 – Graduation Procedures

PURPOSE AND BACKGROUND: To establish guidelines by which a student may obtain a high school diploma and procedures for calculating GPA and ranking students

APPLICABILITY: High School Students

MONITORING RESPONSIBILITY: Building Principal

OUTLINE OF PROCEDURE:

A. Graduation Requirements:

1. To receive an advanced diploma, a student must complete 24 units of approved coursework (see H).
 - (a) Sixteen (16) units in the required areas of study, including ½ unit in use of computers, or fifteen and one half (15½) units of study with a demonstrated competency in the use of computers; and
 - (b) Six and one half (6½) units of elective credit in approved coursework for a standard diploma and six (6) units of elective credit in approved coursework for an advanced diploma. One (1) additional science course must be taken for an advanced diploma.

2. <u>Required Areas of Study</u>	<u>Units</u>
English	4
Mathematics	3
Science	2
World History	1
American History	1
American Government	1
Physical Education *	2
Health Education	.5
Use of Computers **	.5
Art/Humanities ***	<u>1</u>
	16

*A school district shall exempt a pupil from one credit of the course in physical education if the pupil participates in interscholastic athletics, on a drill team, marching band, dance group or cheerleading squad if the activity is sponsored by the school and the pupil actively participates in the activity for at least 120 hours. The number of required physical education courses will be reduced by up to one (1) unit if the student has participated in school-sponsored activities.

**If a pupil demonstrates a competency in the use of computers, he/she is not required to take the course of study in the use of computers and must only earn a total of fifteen and one-half (15 ½) units in required courses. The method for verification of computer competency for high school students is a local district option. There will be no state testing for determination of computer competency. The number of required courses will be reduced by one half (1/2) unit if the student has demonstrated competency in the use of computers as evidenced by satisfactory completion of a computer literacy course offered in grades 9 or 10, or by passing a computer competency examination.

***The required course of study in Arts and Humanities may be one of the following:

Art	Creative Writing
Music	Modern Literature
Drama/Theater	English Literature
Journalism	American Literature
Mythology	World Literature
History of Man	The Novel
Cultural Anthropology	Shakespearean Literature
Psychology	Short Story
Sociology	Critical Thinking
Any Career & Technical Education course	Foreign Languages (third & fourth years of instruction)

B. Students in Nye County schools who enroll in distance learning, Nova Net, independent study/correspondence, or college/university courses may earn up to six (6) additional units of high school credit.

C. Dual Credit:

1. All 3 to 5 credit college classes are equivalent to .5 (1/2) NCSD credit.
2. All dual credit classes will be weighted (See Application for Dual Credit, Appendix A).

D. Students will attend four (4) full years of high school with the following exceptions:

1. Early graduation may be allowed with recommendation of the Principal and approval of the Superintendent. The application must be filed with the school principal no later than the end of the student's first nine weeks' report period during his junior (grade 11) year.
2. The student applying for early graduation will meet standards required of all high school graduates in this system.

E. Graduating Seniors:

NRS 388.090 requires that all school districts schedule and provide a minimum of 180 days for school. This legislation does not allow for any variance for graduating seniors; therefore, final week will be held during the last week of school.

F. Class Ranking:

The senior student with the highest GPA (weighted) will be designated as the valedictorian. The senior student with the second highest GPA (weighted) will be designated as the salutatorian. In the case of a tie on GPA, co-valedictorians/co-salutatorians will be designated.

1. The graduating senior with the highest GPA will deliver the valedictory address.
2. The graduating senior with the second highest GPA will deliver the salutatory address.
3. Honors graduate status will be accorded to those graduating seniors with a weighted GPA of 3.5 or better.
4. Calculation for class rank and valedictory status shall be carried out to the fourth decimal place.

G. Honors Classes:

1. Honors classes will carry a special notation on both the grade reports and the permanent record. Honors classes will be denoted with “*” at the end of the course title.
2. Students enrolled in honors classes are expected to earn only the highest grades. If the quality of work of a student in an honors class falls below the level of B, a conference shall be held with the principal, teacher, student and parents. At this conference, a decision may be made whether or not the student should remain in the class the following semester.
3. The following classes are designated as honors class subjects and will be weighted when figuring grade point averages at the third quarter of the senior year:

Honors Algebra I	Honors Anatomy/Physiology
Honors Algebra II	Honors Botany/Zoology
Trigonometry	Honors English
Honors Geometry	Honors World Literature
Pre-Calculus	British Literature
Calculus	Honors European History
Physics	Honors U.S. History
Honors Astronomy/Geology	Honors U.S. Government
Honors Biology/Earth Science	Foreign Language (above first year)
Honors Chemistry	Any dual credit class

4. Use 5.0 formula

Standard 4.00 formula with no honor courses:

- A = 4.00
- B = 3.00
- C = 2.00
- D = 1.00
- F = 0.00

Non-standard 5.00 formula with honor courses:

- A = 5.00
- B = 4.00
- C = 3.00
- D = 1.00
- F = 0.00

Example of 5.00 system:

A student taking 5 classes, one of which is an honors class.

<u>Class</u>	<u>Grade</u>	<u>Weight</u>
Math	A	4
Biology	A	4
World History	A	4
Honors English	A	5
PE	A	4

Add all grades: $4+4+4+5+4 = 21$

Divide by total classes: $21/5 = 4.2$ GPA

Cumulative GPA is weighted in the same manner using total classes taken.

H. Requirements for Exceptional Students (Nevada Advanced Diploma):

An additional one (1) credit of science and $\frac{1}{2}$ additional elective credit for a total of 24 credits are required for the Advanced Diploma.

I. Invocation:

Students may have an invocation and benediction in their high school graduation exercises if a majority of the seniors vote to do so. The invocation and benediction shall be conducted by student volunteers.

J. Commencement:

1. At least ten days prior to commencement, provide the district office with the name and address of the speaker along with instructions on whether the check will be hand delivered by school administrators or if it is to be mailed. If any participant does not wish to be paid, please ascertain that fact beforehand so the district office can avoid having to void any checks. \$50 is the standard fee for commencement speakers.
2. Send all invoices for commencement programs, diplomas, etc., to the district office promptly.

K. Baccalaureate:

1. Groups composed of interested students and their families may plan and organize baccalaureate services that are religious in nature. Attendance at such services should be entirely voluntary with students and school personnel acting as private individuals.
2. School district funds, including paid staff time, will not be used for baccalaureate services. Groups planning such services may rent and use school facilities under terms, conditions and rates prescribed by the district.

L. Adult High School Diploma Program:

1. Courses for graduation must be initially taken on campus. Should a student want to repeat a course through correspondence, he/she may do so upon written approval of the high school principal and counselor.
2. The maximum allowable credits earned outside the high school program toward high school graduation are six (6), including university courses, community college courses and correspondence courses.
3. Elective correspondence must be approved in advance by the high school principal or counselor.

M. Credit for community college or university level coursework may be earned toward graduation under the following criteria:

1. Any community college/university level course which corresponds to a high school course may be taken in place of that course for fulfillment of graduation requirements. Any elective course will count.
2. The maximum allowable high school credits that may be earned outside the high school program are six (6), including university, community college and correspondence courses.
3. Courses taken at the community college/university level, independent study/correspondence level, distance learning level, or Nova Net, need not take the

student beyond the high school course level, either in academic areas or employability skills.

4. All college or university classes with a designation of 3 to 5 credits are equivalent to .5 (1/2) NCSD credit.
5. There will be no exceptions to this policy.

References: NAC Chapter 389
Revisions: December 9, 2005
Effective Date: January 31, 1996
NEPN/NSBA
Classification: IKF

EARLY AND LATE GRADUATIONS

The Nye County School District Board of Trustees recognizes that:

- Most students will graduate from high school after four years of study, and
- The number of units a student completes also determines class standing.

To graduate from high school in less than four years, a student must:

1. Meet all requirements specified by the Nye County School District and State of Nevada for a standard or advanced diploma by the planned graduation date;
2. Obtain a parent or legal guardian's written consent to graduate early if less than 18 years old;
3. Receive the Principal or Counselor's recommendation to graduate early; and
4. Seek the Superintendent's approval.

Once the Superintendent has approved a student's request to graduate early, the student becomes a member of the class with which he or she will graduate and competes with this class for all honors (e.g. scholarships, awards, speaker).

A student who does not meet graduation requirements by the close of the regularly-scheduled senior year may enroll in school one extra year to complete coursework and becomes a member of the class with which he or she will graduate and competes with this class for all honors. In the event the student needs more than one extra year, the student may enroll in the adult education program.

Reviewed: June 30, 2005
Adopted: March 12, 2003
Revised:

NEPN/NSBA Classification:IKFA

Legal Reference: NRS 392.060; NAC 389.048, 389.663 and 389.664

7363

STUDENT USE OF ELECTRONIC COMMUNICATION DEVICES SUCH AS CELLULAR TELEPHONES OR PAGERS

The NCSB Board of Trustees considers bringing electronic communication devices such as cellular telephones or pagers to school or extra-curricular activities a privilege. However, use of cellular phones will be restricted to emergency use. At all other times, cell phones are to be kept out of sight in pockets, backpacks or lockers. This includes travel time on school buses to and from school on regular route runs unless permission is obtained from the bus driver.

Nye County School District will not be held responsible for theft, loss or damage to cell phones or other devices.

Reviewed: March 24, 2006

Adopted: July 22, 2003

Revised: May 12, 2006

NEPN/NSBA Classification: JICJ

Legal Reference: NRS 392.4637

7363

STUDENT USE OF CELLULAR TELEPHONES, PAGERS OR OTHER ELECTRONIC DEVICES

The NCSB Board of Trustees considers bringing electronic communication devices such as cellular telephones, pagers **or other electronic devices** to school or extra-curricular activities a privilege. However, use of cellular phones will be restricted to emergency use. At all other times, cell phones are to be kept out of sight in pockets, backpacks, lockers **or bags and in non-operational mode**. This includes travel time on school buses to and from school on regular route runs unless permission is obtained from the bus driver.

Nye County School District will not be held responsible for theft, loss or damage to cell phones, **paggers or other electronic devices**.

Reviewed: March 24, 2006

Adopted: July 22, 2003

Revised: May 12, 2006

NEPN/NSBA Classification: JICJ

Legal Reference: NRS 392.4637

TITLE: 7363 – Student Use of Cellular Telephones, Pagers **or other Electronic Devices**

PURPOSE AND BACKGROUND: To provide guidelines for the possession and use of such devices on school grounds

APPLICABILITY: All students

MONITORING RESPONSIBILITY: Site Administrator

OUTLINE OF PROCEDURE:

To ensure an environment conducive to learning, the following rules apply:

1. Students may keep cellular telephones, **paggers or other** electronic communication devices **out of sight in pockets, backpacks, lockers, etc., and in non-operational mode** (i.e., unable to send or receive calls or text messaging **and not on vibrate or silent ringer**), for use in the case of an emergency. **Any device that is visible is considered in use, will be subject to confiscation by school administrators/designees and will only be released to the parent/guardian.**
2. Students may bring cellular telephones, pagers or similar electronic communication devices to school and extra-curricular activities provided they only use the devices outside scheduled class time, render the devices non-operational, keep them out of sight during academic sessions, and obtain the permission of the bus driver or supervising adult prior to using the device while riding the school bus or participating in extra-curricular activities.
3. The school district strictly prohibits the use of cellular phones, calculators, cameras, video cameras or any other electronic device that has the capability of taking, storing **or** transmitting pictures in the following areas:
 - a. Locker rooms
 - b. Restrooms
 - c. Any room where testing is conducted, regardless of the type of test.

Any violation of these provisions **may** result in the communication device **privilege being revoked** for the rest of the school year. The use of any type of device for cheating, **bullying, harassing or commission of a crime** will result in disciplinary action. The use of a device to transmit or store pictures or data in prohibited areas will result in suspension, expulsion and/or legal action.

MINIMUM CONSEQUENCES:

First Offense:

- **The device shall be confiscated**
- **The parent/legal guardian shall be notified**
- **Arrangements for releasing the device shall be made during parent contact**

- The policy shall be reviewed with the student and his/her parent/guardian
- A warning shall be given regarding the consequences for further violation

Second Offense:

- The device shall be confiscated
- The parent/guardian shall be notified
- The device shall be turned over to the parent/guardian
- The policy shall be reviewed with the student and his/her parent/guardian
- A warning shall be given regarding the consequences for further violation
- Consequence shall be given for “electronic devices”

Third Offense:

- The device shall be confiscated
- The parent/guardian shall be notified
- The device shall be turned over to the parent/guardian
- The policy shall again be reviewed with the student and his/her parent/guardian
- A warning shall be given regarding the consequences for any future violation
- Consequence shall be given for “electronic devices”
- Privilege of carrying device shall be revoked for 90 school days

Fourth Offense:

- The device shall be confiscated
- The parent/guardian shall be notified
- The device shall be turned over to the parent/guardian
- Consequence shall be given for third offense for “electronic devices”
- Privilege of carrying device shall be revoked for the remainder of the student’s school career

NOTE: Further disciplinary measures may apply depending on severity of the offense. A student who uses a cell phone or other electronic device in the commission of any other disciplinary offense shall have the punishment for the offense increased a step.

Appeals: A parent/guardian shall have the right to submit a written appeal within ten (10) school days after determination of a fourth offense to the Superintendent/designee.

The policy will be included in the Student Behavior Handbook. Parents may obtain special exceptions for medical conditions from the site administrator.

References: NRS 392.4637
 Revisions:
 Effective Date: August 10, 2005
 NEPN/NSBA
 Classification: JICJ

LOCKER SEARCHES

Students may be assigned lockers for storing and securing their books, school supplies, and personal effects. Lockers, desks and storage areas are the property of the school district. No right nor expectation of privacy exists for any student as to the use of any locker issued or assigned to a student by the school.

No student may use a locker, desk or storage area as a depository for any substance or object which is prohibited by law or school rules or which poses a threat to the health, safety or welfare of the occupants of the school building or the building itself.

Any individual student's locker, desk or other storage area shall be subject to search if reasonable grounds exist to suspect that the search will yield evidence of the student's violation of the law or school rules.

A general or random search of student lockers may occur at any time without prior notice and without reasonable suspicion that the search will yield evidence of any particular student's violation of the law or school rules. If the school official conducting such a search develops a reasonable suspicion that any container inside the locker, including, but not limited to, a purse, backpack, gym bag, or an article of clothing contains evidence of a student's violation of the law or school or district rules, the container may be searched according to Board policy governing personal searches.

If the school principal/designee, as a result of the search, develops a reasonable suspicion that a certain container(s) in any student locker contains evidence of a student's violation of the law or school rules, the principal/designee may search the container(s).

School officials may consult with local law enforcement officials regarding the advisability of a search on school premises by a law enforcement officer if evidence of criminal activity is likely to be seized.

The Superintendent shall establish procedures for conducting searches of lockers, desks or storage areas.

Reviewed: June 30, 2005
Adopted: December 10, 1997
Revised:

NEPN/NSBA Classification: JIHA

Legal Reference: NRS 392.465 through 392.467, NCSD Student Behavior Handbook

7382

PARKING LOT SEARCHES

An understanding exists that school authorities have the inherent right and duty under certain circumstances as they deem necessary to inspect and search any vehicle on the school property without the owner's or user's consent and with or without a validly executed search warrant, whenever said administration has reasonable suspicion of the violation of any school policy or state law.

The necessity for such search shall be based upon the administration's need to maintain discipline, prevent school property from being used for illegal or illicit purposes, prevent undesirable and dangerous matter from being introduced into the school, protect and promote the safety and welfare of the student body, and assure compliance with reasonable health and sanitary standards.

Signs shall be placed around parking areas stating: "Any vehicle parked on school property is subject to search and seizure without the necessity of search warrant."

Reviewed: June 30, 2005
Adopted: January 13, 1992
Revised: December 10, 1997

NEPN/NSBA Classification: JIHB

Legal Reference: NRS 392.465 through 392.467, NCSD Student Behavior Handbook

7383

USE OF METAL DETECTORS/PERSONAL SEARCHES

When the administration has reasonable cause to believe that weapons are in the possession of unidentified students, when there has been a pattern of weapons found at the school, or when violence involving weapons has occurred at the school, the administration is authorized to use stationary or mobile metal detectors in accordance with procedures approved by the Board of Trustees.

Reviewed: June 30, 2005
Adopted: December 10, 1997
Revised:

NEPN/NSBA Classification: JIHC
Legal Reference:

7380

SEARCHES

NCS D school authorities are expected to maintain discipline; prevent the introduction of harmful, damaging and unlawful or deleterious items onto school premises; prevent school property from being used for illegal or illicit purposes; promote the safety and welfare of the student body and staff; and assure compliance with reasonable health and sanitary standards. To that end, school authorities, by law, have the inherent right and duty to search students, their personal possessions, their desks and lockers, and vehicles parked on school district property under appropriate circumstances.

Reviewed:

Adopted:

Revised:

NEPN/NSBA Classification: JIH

Legal Reference: NRS 392.465 through 392.467 & Student/Parent Handbook
New Jersey v. T.L.O.

TITLE: 7380 - Searches

PURPOSE AND BACKGROUND: To provide guidelines for conducting searches of students, lockers or vehicles by school officials, law enforcement agents & canine units

APPLICABILITY: To all K-12 students

MONITORING RESPONSIBILITY: Site Administrator/Designee

OUTLINE OF PROCEDURE:

The decision to search a student, his/her possessions, or any school property or area assigned for the student's individual use shall be made in accordance with these guidelines.

Student Rights and Responsibilities

The student has a right of privacy in his/her person, his/her personal belongings and effects, and his/her personal vehicle parked on school grounds; but that right is limited by the need for a safe, calm and orderly school environment. Lockers, desks and storage areas are the property of the school district. No right or expectation of privacy exists for any student as to the use of any locker, desk or storage area assigned to a student. Schools will inform students that these may be searched without their consent.

Students shall not carry, conceal or bring onto school premises any material that is prohibited by law or school district rules, regulations or policies or any material that will detract from the maintenance of a calm, orderly and safe environment.

Search Requirements

An administrator, an employee designated by the administrator, or law enforcement agents may search the person of any student, the personal effects in the student's possession, or vehicle parked on school grounds, under any of the following circumstances:

1. The search is made in connection with a lawful arrest;
2. The search is made with the voluntary consent of the student (there should be a witness to the obtaining of the consent and the search); or
3. The search is conducted on the reasonable suspicion that the student is engaged in an activity which violates a law or published school district rule, regulation or policy or that the student is carrying, concealing or sequestering material, the possession of which is prohibited by law or by published school district rule, regulation or policy.

Reasonable Suspicion

In cases requiring reasonable suspicion as the basis for a search, the school official authorizing the search shall have a reasonable suspicion that the fruits or implements of a crime or unlawful act will be found, or that a weapon or material prohibited by law or by school district rules, regulations or policies will be found.

Reasonable suspicion is a subjective, good faith belief supported by objective facts which may include, but are not limited to, the student's age, history and record in the school, the reliability of the information giving rise to the suspicion, and the seriousness and prevalence of the problem in the school. The required reasonable suspicion must be based on facts relating to a particular student whose person, belongings, vehicle, desk or locker are to be searched; and such suspicion must arise immediately prior to the proposed search.

Locker Searches

A general or random search of lockers may occur at any time without prior notice and without reasonable suspicion that the search will yield evidence of any particular student's violation of law or school rules, for general housekeeping purposes and in instances when, in the school official's judgment, the health, safety or general welfare of the student or school requires such action.

Specific searches may be made to maintain discipline and protect the students from the introduction into the school of offensive or undesirable materials; on the reasonable suspicion that the student is engaged in an activity which violates a law or a published school district rule, regulation or policy; or that the student is using the school property for illegal or wrongful purposes or to sequester material, the possession of which is prohibited by law or by published school district rule, regulation or policy.

If the school official conducting such a search develops a reasonable suspicion that any container inside the locker, including, but not limited to, a purse, backpack, gym bag or article of clothing, contains evidence of a student's violation of law or school or district rules, the container may be searched.

In all other cases, a search warrant should be obtained before a search is conducted.

A record of such searches will be maintained in the administrator's office, to be destroyed at the end of two school years.

Neither the school nor the district assumes responsibility for any items stored on district property.

Searches of a Person or a Vehicle

Searches of a student's person or vehicle parked on school district property may be conducted only if a certified school employee, school security officer, campus security aide or school bus driver notices or is suspicious of the arrangement of a student's clothing, possessions or actions which give reasonable cause to believe that a crime or breach of the disciplinary code is being committed, or has been committed, by the student.

The physical search of a student's person may be conducted only by an authorized person who is of the same sex as the student unless the need for an immediate search requires a search by an employee of the other sex or where circumstances render it impossible. When the search is made by a person of the opposite sex of the student, there should be a witness to the search.

School authorities have the inherent right and duty under certain circumstances to inspect and search any vehicle on school property without the owner's or user's consent and with or without a validly executed search warrant whenever the authority has reasonable suspicion of the violation of law or school or district policy or other breach of the disciplinary code has occurred.

Signs shall be placed in parking areas which state: "Any vehicle parked on school property is subject to search and seizure without the necessity of search warrant."

Canine Searches

The school district may conduct canine searches of school hallways, lockers, classrooms, buildings, parking lots and other school property. A canine unit consists of a qualified handler and a dog specially trained to detect illegal or prohibited substances, weapons or bombs.

If a teacher, administrator or other school official, employee or security personnel has a reasonable suspicion to believe that a student(s) is in possession of a weapon or controlled substance or material that is prohibited by law or school district rules, regulations or policies, a search of a student may be conducted by the canine unit on campus. The search of a student may only be conducted on reasonable suspicion.

The attached form will be completed after each canine search is conducted.

Use of Metal Detectors

School administrators are authorized to use stationary or mobile metal detectors when they have reasonable cause to believe that weapons are in the possession of unidentified students, when there has been a pattern of weapons found at the school, or when violence involving weapons has occurred at the school.

Alcohol Detection Devices – See 7361 Policy and Administrative Regulation.

Questioning of Students – See 1840 Policy and Administrative Regulation.

Arrest of Students – See 1840 and 7692 Administrative Regulations.

References: NRS 392.465 through 392.467 & Student/Parent Handbook & New Jersey v. T.L.O.

Revisions:

Effective Date:

NEPN/NSBA

Classification: JIH

**NYE COUNTY SCHOOL DISTRICT
CONFIDENTIAL DOG SEARCH REPORT**

School _____

Date and Time of Search _____

Location(s) of search (lockers, parking lot, etc.):

Dog Name _____ **Handler's**

Dog's Name and ID Tag _____

Number of Alerts _____

Number of Students Questioned _____

Number of Students subjected to further search, questioning & school discipline _____

Principal's Signature

Date

Distribution: School Site _____ Department of Character Education _____ NCSD/SRO _____

7381

ALCOHOL DETECTION DEVICES

Nye County School District recognizes the importance of maintaining a safe and orderly environment free from alcohol and other controlled substances. The District also recognizes the benefit of providing deterrents to the possession or use of alcohol or controlled substances in the school setting or at school related events. The reasonable and appropriate utilization of alcohol detection devices offers a key deterrent with respect to student alcohol use.

Reviewed:

Adopted:

Revised:

NEPN/NSBA Classification: JIHA

Legal Reference: NRS 202.020, 202.055, 202.067 & 392.464

TITLE: 7381 – Alcohol Detection Devices

PURPOSE AND BACKGROUND: To provide guidelines for the use of alcohol detection devices

APPLICABILITY: Students and guests present at school or school related activities

MONITORING RESPONSIBILITY: Assistant Superintendent for Character Education

OUTLINE OF PROCEDURE:

An alcohol detection device (passive alcohol sensor) is a device that can accurately detect the presence and level of alcohol from open containers and the immediate area around a subject. The device is “passive” because the subject does not need to directly participate in its use. The sensor draws in an air sample from the proximity of the subject or object area. Alcohol vapors electronically activate a multicolored bar graph display that indicates the approximate alcohol concentration in the air sample.

Alcohol detection devices may be available for use by designated and trained staff members during the school day or at any time during a school related activity including, but not limited to, co-curricular and extra-curricular activities. The device may be utilized in the course of a normal investigation when other symptoms of alcohol use are present. In addition, staff may choose to utilize the devices randomly as a condition for attendance at a school related event. These events may be on or off campus and may include, but are not limited to, school dances, athletic events, field trips, school performances and other similar activities.

Only trained staff will administer tests with the alcohol detection devices. Training session attendance by appropriate staff will be verified, and certificates of completion will be kept at each school site.

Students will be informed of the intent to use the device, and the test administrator will request the cooperation of the student(s). A subject student will be asked to talk or exhale near the detection device, and an immediate reading will be taken. A student’s refusal to cooperate does not inhibit the results of the test being used as evidence in a disciplinary proceeding since the test is passive, does not require any overt act by the subject and is non-intrusive. If the presence of alcohol vapors is indicated, another reading will be taken five (5) minutes later to substantiate the first reading.

References: NRS 202.020, 202.055, 202.067 & 392.464

Revisions:

Effective Date:

NEPN/NSBA

Classification: JIHA