

KENAI PENINSULA BOROUGH SCHOOL DISTRICT
148 N. Binkley Street
Soldotna, AK 99669

REGULAR SCHOOL BOARD MEETING: February 5, 2001 - 7:30 p.m. at the Borough Administration Building, Soldotna, AK.

SCHOOL BOARD MEMBERS: Ms. Deborah Germano, President
Mrs. Sammy Crawford, Vice President
Mrs. Debra Mullins, Clerk
Mr. Joe Arness, Treasurer
Dr. Nels Anderson, Member
Mr. Al Poindexter, Member
Sandra Wassilie, Member
Sara Hart, Student Representative

Work Sessions

A-G-E-N-D-A
2:30 p.m. FY02 Budget
4:00 p.m. Homer Baseball Appeal
5:00 p.m. Vocational Education

1. Opening Activities
 - a. Call to Order
 - b. Pledge of Allegiance/National Anthem/Alaska Flag Song
 - c. Roll Call
 - d. Approval of Agenda
 - e. Approval of Minutes/[January 22, 2001](#)
2. School Reports
 - a. North Star Elementary – Mrs. Liebner
3. Public Presentations (Items not on agenda, 3 minutes per speaker, 30 minutes aggregate)
4. Hearing of Delegations
5. Communications and Petitions
6. Advisory Committee, Site Councils and/or P.T.A., K.P.A.A., K.P.E.A., K.P.E.S.A.
7. Awards and Presentations
8. Superintendent's Report
9. Reports
 - a. Board Reports

10. Action Items

a.

Consent Agenda

(1) [Approval of Resignation](#)

(2) [Approval of Facility Recommendations-Seward, Voznesenka, Soldotna, and Nikiski](#)

11. First Reading of Policy Revisions

a. [BP 5030, School Discipline and Safety and BP 5040, AR 5040, Student Handbook](#)

b. [BP 5144, Discipline - Corporal Punishment](#)

12. Public Presentations

13. Board Comments

14. Executive Session

15. Adjourn

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KENAI PENINSULA BOROUGH SCHOOL DISTRICT

148 N. Binkley Street
Soldotna, AK 99669

January 22, 2001

SCHOOL BOARD MEMBERS:

Ms. Deborah Germano, President
Mrs. Sammy Crawford, Vice President
Mrs. Debra Mullins, Clerk
Mr. Joe Arness, Treasurer
Dr. Nels Anderson, Member
Mrs. Sandra Wassilie, Member
Mr. Al Poindexter, Member
Miss Sara Hart, Student Representative

STAFF PRESENT:

Dr. Donna Peterson, Superintendent of Schools
Mr. Patrick Hickey, Assistant Superintendent, Operations and Business Management
Dr. Ed McLain, Assistant Superintendent, Instruction
Mr. Todd Syverson, Assistant Superintendent, Human Resources

OTHERS PRESENT:

Mr. Mick Wykis	Mr. Peter Larson
Ms. Barbara Ralston	Mrs. Vidya Oftedal
Mrs. Kris Green	Mrs. Margaret Gilman
Mrs. Elaine Larson	Mr. Charlie Stevens
Dr. Gary Whiteley	Mr. Rick Matiya
Mr. Jim White	Mr. Tim Peterson
Mrs. Karen Mahurin	Mr. Buck George
Mrs. Barb George	Mrs. Penny Vadla
Mrs. Shana Loshbaugh	Mr. Chuck Chavka
Ms. Nicole Shelden	

Others present not identified.

CALL TO ORDER:

Ms. Germano called the meeting to order at 7:30 p.m.

PLEDGE OF ALLEGIANCE:

Ms. Germano invited those present to participate in the Pledge of Allegiance.

Oath of Office:

The Oath of Office was administered to newly selected interim School Board member Sandra Wassilie by notary public Sally Tachick.

ROLL CALL:

Ms. Deborah Germano	Present
Mrs. Sammy Crawford	Present
Mrs. Debra Mullins	Absent/ Excused
Mr. Joe Arness	Present
Dr. Nels Anderson	Present
Mrs. Sandra Wassilie	Present
Mr. Al Poindexter	Present
Miss Sara Hart	Present

APPROVAL OF AGENDA:

The agenda was approved as written.

APPROVAL OF MINUTES:

The School Board Minutes of January 8, 2001, were approved as printed.

SCHOOL REPORTS:

Mr. Wykis, Sears Elementary principal, distributed a written report that included school demographic information, the school mission statement and staff list, the school goals, and information regarding integrating language arts, music, movement, art and drama. Mr. Wykis emphasized the importance of parent volunteers. Mrs. Carol Ann Barum, PTA member, reported that the PTA raises money to pay for the Artists-in-the School and Reading is Fundamental programs. She reported that the PTA sponsors a back-to-school barbeque and an ice cream social, which provides an opportunity for parents to meet the school staff. Mr. Wykis reported that the school offers a volunteer training session and this year trained over 90 volunteers.

Mr. Wykis stated that the school goals include a close examination of reading and reading assessments and stressed that successful reading skills are extremely important at the lower elementary grade levels. He noted that Sears Elementary is piloting the Bangor Assessment of Reading and has developed a strong math assessment program.

Mrs. Larson, Mrs. Sheldon, and Mrs. Green presented information regarding the development of a sample activity that was subsequently performed by students. The students played musical instruments and sang the words to the book, *A Time for Bed*, which is part of a larger unit on night and day. The teachers explained that the activity was an example of integration that meets the standards of the language arts and fine arts curriculum and includes other disciplines as well.

RECESS:

At 7:56 p.m., Ms. Germano called a recess.

RECONVENE AFTER RECESS:

At 7:59 p.m., the Board reconvened in regular session.

HEARING OF DELEGATIONS:

Mrs. Ginger Steffy, Kenai Peninsula College campus director, and Dr. Peter Larson explained that the Jump Start Program allows high school seniors to take classes at the college for \$20 per credit. Ms. Steffy explained that funding from the Kenai Peninsula Borough pays the balance of the students' tuition. She noted that high school seniors can take up to six credits which are offered before school and after school, and the program presently includes over 250 students districtwide. Mrs. Steffy noted that students take courses to increase their election options, take courses that are not available at their own high school or take general education classes and complete their first year of college while still in high school. She distributed a report with information on courses offered and number of high school students in each course.

Dr. Larson compared the statistical data between schools and noted that students usually participate in the Jump Start Program if it receives the support of the school staff. He added that the college is interested in expanding the program with the use of District videoconferencing equipment.

Dr. Anderson stated that he supported the Jump Start Program. He asked if there are classes that do not have prerequisites and are available to all students. Ms. Steffy responded that some courses require the students to take placement exams and that all requests must have the permission of the high school principal or counselor.

Mrs. Crawford asked Mrs. Steffy to comment on the age mix within the various classes. Mrs. Steffy replied that once students get over their uneasiness, the difference in age makes it a good mix.

HEARING OF DELEGATIONS

(continued):

Dr. Anderson asked if the college could offer a videoconference class during the school day. Mrs. Steffy responded that it would be possible, especially since it is difficult to convince instructors to travel great distances to teach a class. She noted that through the use of videoconferencing equipment, instructors could be available to more students on the Peninsula.

Mr. Poindexter asked how soon a videoconference course would be available. Ms. Steffy responded that a course could be offered next year if more than two high schools are connected and an instructor is located who has had time to prepare for a video course.

Dr. Peterson reported that videoconference classes cost under \$13,000. She stated that the District will be seeking corporate sponsorship to help pay for the classes.

COMMUNICATIONS AND PETITIONS: Dr. Peterson announced that she received a letter from Frances Norman, Port Graham Site Based Committee facilitator, regarding the water situation in Port Graham.

AWARDS AND PRESENTATIONS: The Board presented certificates of appreciation to Chuck Chavka, Redoubt Elementary teacher, and to Penny Vadla, Ninilchik Elementary/High teacher, for being chosen as 1999-2000 British Petroleum Teachers of Excellence.

Ms. Germano announced that the Board purchased a recognition plaque for former Board member, Mike Chenault, which will be hand delivered next month.

SUPERINTENDENT'S REPORT: Dr. Peterson reported that she continues to have positive communication with legislators. She reminded the Board of the upcoming Media Training scheduled for February 13 from 9:00 a.m. to 4:00 p.m. at Solid Rock Bible Camp. Dr. Peterson thanked District employees who recently volunteered their time to assist the Seldovia basketball team who were stranded in Soldotna after their activity van was stolen.

FINANCIAL REPORTS: Mr. Hickey presented the financial report of the District for the periods ending November 30, 2000, and December 31, 2000.

BUDGET TRANSFER REPORT: Mr. Hickey reported on budget transfers Numbers 43 through 157 for various schools and departments within the District.

Mr. Poindexter asked why there were so many transfers in the Special Education Department. Mr. Hickey explained that money is placed in the control of the Special Services Department and then transferred to various schools based upon their need.

BOARD REPORTS: Mr. Poindexter reported that he attended a vocational education meeting in Seward with Dr. McLain. He noted that there is an effort to involve high school students in the Alaska Vocational Technical Center. He reported that the Certified Nursing program is under way. He suggested that the Board review recent developments in the area of postsecondary vocational education. Dr. McLain thanked Mr. Poindexter for attending the Health Task Force meeting with him and explained that during the meeting they discussed the possibility of integrating some of their personnel with District instructional programming.

BOARD REPORTS (continued): Mrs. Crawford reported that she will attend the Technology Work Group's presentation to the Borough Assembly and the Recognition Committee meeting on Tuesday, January 23. She stated that she is looking forward to the upcoming Long Range Planning sessions. She announced that she has been asked to judge the Academic Decathlon and the Forensics Meet.

Ms. Germano announced that Mr. Poindexter, Mrs. Crawford and Dr. Anderson will represent the Board at the Long Range Planning session. She announced that Mrs. Wassilie and Mr. Poindexter will represent the Board on the Budget Review Committee, and Mr. Arness will replace Mr. Chenault on the Student Activities Task Force.

CONSENT AGENDA: One item was presented on the Consent Agenda: Approval of Resignation.

RESIGNATION: Mr. Syverson recommended the Board approve a resignation from Cathleen Brothen, Correspondence Program, effective at the end of the 2000-2001 school year.

ACTION Mr. Arness moved the Board approve Consent Agenda item Number 1.
Mrs. Crawford seconded.

Motion carried unanimously.

POLICY REVISIONS: Dr. McLain recommended the Board approve revisions to Board policies 4119.23, 4219.23, and 4319.23, Unauthorized Release of Confidential Information. He stated that the revision adds a phrase to include individual test results in the records not subject to public disclosure, adds legal citations to legislation and regulations passed which relate to the state testing and assessment program, and brings the policy into compliance with state law and regulations related to the handling of confidential information.

ACTION Mrs. Crawford moved the Board approve Item 10b. Mr. Arness seconded.

Motion carried unanimously.

Dr. McLain recommended the Board approve the adoption of BP 5137, Positive School Climate. He explained that the policy endorses positive steps to discourage campus disturbances and channel students' energies into constructive actions. He noted that BP 5137 reflects Board goals from last year as well as this year and will be followed by more specific Board policies and regulations in the future.

ACTION Mr. Arness moved the Board approve the adoption of BP 5137, Positive School Climate. Mrs. Crawford seconded.

Mr. Arness asked whether language for BP 5137 came from an AASB example policy. Dr. McLain stated that with some minor modifications, the language used in BP 5137 was taken from AASB recommended policy.

Mrs. Wassilie confirmed with Dr. McLain that further policies will address the steps schools can take to ensure a positive school climate and reduce violence.

Motion carried unanimously.

POLICY REVISIONS (continued): Dr. Peterson recommended the Board approve revisions to BP 6146, Graduation Requirements and Standards of Proficiency. She explained that the changes will align instructional practice with state standards and requirements.

ACTION Mr. Arness moved the Board approve revisions to BP 6146, Graduation Requirements and Standards of Proficiency. Dr. Anderson seconded.

Dr. Anderson clarified that students who are in the eighth grade in the 2003-2004 school year, must pass the High School Qualifying Exam.

Mr. Arness asked whether the certified diploma will be the only diploma offered by the District and if so, will it be clear to the public. Dr. Peterson stated that the District will take additional steps to make sure that it is clear.

Dr. Peterson explained that the class of 2003-2004 eighth grade students would be the first group required to pass the social studies test prior to high school graduation and that many of the testing decisions have not been made yet.

Motion carried unanimously.

PUBLIC PRESENTATIONS:

Mrs. Mahurin, KPESA president, asked whether diplomas would be issued to students at Kenai Alternative High School under new policy BP 6146. Dr. Peterson replied that KAHS students will receive District diplomas and the revision to BP 6146 will not negatively affect them.

BOARD COMMENTS:

Miss Hart complimented Sears Elementary students and staff for their report.

Mr. Arness commented that Mrs. Larned would have thoroughly enjoyed the Sears Elementary musical presentation while Mr. Poindexter was trying to figure out how to have the woodshop class make the instruments.

Mrs. Crawford welcomed Mrs. Wassilie to the Board. She stated that she enjoyed the Sears Elementary presentation. She commented that it is wonderful that the District has such excellent teachers.

Dr. Anderson welcomed Mrs. Wassilie to the Board.

Mrs. Wassilie reported that she visited Moose Pass Elementary School and enjoyed the sense of community at the school. She reported that she attended the Seward Site Based Council meeting and a Seward Community meeting (including the police chief, a state trooper, the mental health and alcoholism coordinator, two Seward Site Based Council representatives and other community leaders). She stated that the group is looking for ways to support the local schools, promote a positive school climate and provide meaningful intervention with at-risk students. She thanked the Board for appointing her as a member.

Ms. Germano stated that she appreciated the Sears Elementary presentation and was impressed with how patient and well behaved the students were prior to their presentation. She announced that she will not be here for the Long Range Planning Sessions.

EXECUTIVE SESSION:

At 8:47 p.m., Mr. Arness moved the Board go into executive session to discuss matters which by law, municipal charter, or ordinance are required to be confidential. Specifically the executive session was to discuss student litigation. Dr. Anderson seconded.

Motion carried unanimously.

ADJOURN EXECUTIVE SESSION:

At 9:01 p.m., Mrs. Crawford moved the executive session be adjourned. Mr. Arness seconded.

Motion carried unanimously.

ADJOURN: At 9:02 p.m., Mr. Arness moved the School Board Meeting be adjourned. Crawford seconded.

Motion carried unanimously.

Respectfully submitted,

Ms. Deborah Germano, President

Mrs. Debra Mullins, Clerk

The Minutes of January 22, 2001,
have not been approved as of
January 24, 2001.

February 5, 2001

MEMORANDUM

TO: Board of Education

FROM: Todd Syverson, Assistant Superintendent, Human Resources

SUBJECT: Approval of Resignation - Item

It is recommended the following resignation be approved effective the end of the 2000-01 school year:

Jane Davis	Special Ed/Resource	Soldotna Middle
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January 28, 2001

To: Kenai Peninsula Borough School District Board of Education
Through: Dr. Donna Peterson, Superintendent
From: Patrick Hickey, Assistant Superintendent
Subject: **Facility Recommendations-Seward/Voznesenka/Soldotna/Nikiski**

The district presented a comprehensive report regarding facility issues during a work session on January 22, 2001.

The administration provided separate recommendations to the board and your approval is necessary at this time. It is recommended:

- 1) An engineering and architectural analysis be commissioned in order to develop specific schematics and cost estimates for rehabilitating the facility of Seward Middle School.
- 2) Federal, state, and local funding options be examined and pursued to complete paving of East End Road in the Homer area. This will facilitate better transportation opportunities between the community of Voznesenka and other schools with less crowded student populations.
- 3) An engineering and architectural analysis be commissioned in order to develop specific schematics and cost estimates for reconfiguring the existing facility of Soldotna Middle School in an attempt to convert ancillary space into classrooms.
- 4) No immediate action be taken regarding the Nikiski Middle School plan. The schematics are prepared and available at such time as the population trends indicate a growing rather than declining enrollment.

Upon your approval, these recommendations will be forwarded to the Borough Assembly for their consideration and action.

Cc: Dale Bagley, Mayor

Memo To: Members, Board of Education, KPBSD

From: Ed McLain, Ed.D, Assistant Superintendent, KPBSD

Date: February 5, 2001

Re: Policy Revision, First Reading
BP 5030, BP 5040, AR 5040 (Student Handbook, School Discipline & Safety)

By January 1, 2001, each school district must have in place a school disciplinary and safety program - AS 14.33.110-.140. The policies found in the Association of Alaska School Boards Policy Reference Manual were updated and revised in October 2000 to meet a district's obligation to have this program in place. The attached policy is adopted from the AASB recommended policy.

BP 5030 (a)

The purpose of the school disciplinary and safety program is to implement community standards of school behavior that are developed with the collaboration of students, parents, guardians, teachers, school administrators, and advisory school boards in each community.

BP 5030 (b)

AS 14.33.120 requires the discipline and safety program to have procedures for periodic revision and review. 4 AAC 07.050 requires that a district's student rights and responsibilities policies be reviewed at least once every three years. The attached Board Policy utilizes a three year duration for the review process.

BP 5030 (b)

One of the purposes of the school disciplinary and safety program is to protect and support teachers who enforce standards of student behavior and safety in the classroom - AS 14.33.110(3). The law provides that a teacher, teacher's assistant, a principal, or another person responsible for students may not be terminated or otherwise subjected to formal disciplinary action for lawful enforcement of a school disciplinary and safety program, including behavior standards - AS 14.33.130.

School employees are also protected from civil liability for acts or omissions arising out of enforcement of the disciplinary and safety program while in the

course of employment, unless the act constitutes gross negligence or reckless or intentional misconduct. AS 14.33.140.

BP 5040

The District will renumber the current KPBSD Board Policy BP/AR 5030, “Student Handbook”, to allow for placement of the new BP 5030 consistent with the AASB model policy manual. The KPBSD policy and regulations BP/AR 5030, “Student Handbook”, will be renumbered to BP/AR 5040. There is no change to the text or intent of the current BP/AR 5030 other than the renumbering to 5040.

Administration recommends adoption and approval of the new BP 5030 – “School Discipline and Safety” and revision of the policy number for “Student Handbook”, from 5030 to 5040.

ds

Attachment: BP 5030
 BP 5040
 AR 5040

Students BP 5030 (a)

SCHOOL DISCIPLINE AND SAFETY

The Board believes that all students have the right to a public education in a positive environment that fosters the maximum opportunity for learning. An effective school discipline and safety program is necessary to ensure a learning environment free of disruptions. The Board shall adopt, and the Superintendent shall implement and maintain, an effective school discipline and safety program. The discipline and safety program should reflect community standards of school behavior and safety that are developed with the collaboration of students, parents, guardians, teachers, school administrators, and advisory school boards in each community.

(cf. 1220 – Advisory Committees)

(cf. 1410 - Interagency Cooperation for Student and Staff Safety)

(cf. 4158 -Employee Security)

(cf. 5131 – Conduct)

(cf. 5131.1 – Bus Conduct)
(cf. 5131.5 – Vandalism, Threats, and Graffiti)
(cf. 5131.6 – Alcohol and Other Drugs)
(cf. 5131.62 – Tobacco)
(cf. 5131.7 – Weapons & Dangerous Instruments)
(cf. 5131.9 – Academic Honesty)
(cf. 5137 – Positive School Climate)
(cf. 5144 – Discipline)
(cf. 5144.1 – Suspension and Expulsion)
(cf. 5144.2 – Suspension and Expulsion/Due Process (Individuals with Exceptional Needs))
(cf. 5145.11 – Questioning and Apprehension)
(cf. 5145.12 – Search and Seizure)
(cf. 5145.3 – Nondiscrimination)
(cf. 5145.7 – Sexual Harassment)
(cf. 6164.2 – Guidance and Counseling Services)
(cf. 6164.4 – Identification of Individuals with Exceptional Needs)
(cf. 6164.5 – Intervention/Assistance Teams)
(6172 – Special Education)

Not less than once every three years, the District's discipline and safety program shall be reviewed and revised if appropriate. The review process shall make available the opportunity for collaborative input by students, parents, guardians, staff, and advisory school boards in each community. Policies reflecting standards of student behavior, including those identifying prohibited student conduct and penalties, should be reviewed to determine consistency with community standards, including the basic requirements for respect and honesty.

(cf. 9310 – Policy Manual)
(cf. 9311 – Board Policies)
(cf. 9313 – Administrative Regulations)

SCHOOL DISCIPLINE AND SAFETY (continued)

BP 5030 (b)

The Board desires to give all administrators, teachers, and other employees the authority they need to implement and enforce the discipline and safety program. Personnel should adhere to lines of primary responsibility so that appropriate decision-making may take place at various levels in accordance with Board policy and administrative regulations. In fulfilling duties and responsibilities in student discipline and safety, all employees shall comply with Board policies, administrative regulations, and local, state, and federal laws. Employees will not be formally disciplined for enforcement of student discipline and safety rules so long as the enforcement is reasonable, lawful, and

in compliance with Board policies and administrative regulations.

(cf. 2110 – Organization Chart/Lines of Responsibility)

(cf. 4158 – Employee Security)

(cf. 5144 – Discipline)

(cf. 4119.21 -- Code of Ethics)

(cf. 4119.3 – Duties of Personnel)

Legal Reference:

UNITED STATES CODE

20 U.S.C. §§ 1400, et seq. Individuals with Disabilities Education Act

ALASKA STATUTES

11.81.430 Justification, use of force, special relationships

11.81.900 Definitions

14.03.160 Suspension or expulsion of students for possessing weapons

14.30.045 Grounds for suspension or denial of admission

14.30.180-.350 Education for Exceptional Children

14.33.120-.140 School disciplinary and safety program

ALASKA ADMINISTRATIVE CODE

4 AAC 06.060 Suspension or denial of admission

4 AAC 07.010-4 AAC 07.900 Student rights and responsibilities

4 AAC 52.010-.990 Education for exceptional children

20 AAC 10.020 Code of ethics and teaching standards

KENAI PENINSULA BOROUGH SCHOOL DISTRICT
Adoption Date: 2/xx/2001

Students

STUDENT HANDBOOKBP 5030 **[5040]**

The Superintendent shall require all principals to prepare and distribute a student handbook to each student and parent annually that includes standards of conduct, students rights and responsibilities, and other information about the operation of the school.

KENAI PENINSULA BOROUGH SCHOOL DISTRICT
Adoption Date: 2/xx/2001

Students AR 5030 [5040]

student handbook

The purpose, content, and organization of student handbooks at all school levels is to inform and guide students and parents. Preparation of individual school student handbooks must respond to unique characteristics at each site. Principals will rely upon input from students, faculty and staff, and the community in their annual preparation of student handbooks.

The handbook will be provided to students and parents or guardian and they are encouraged by the following measures to carefully read the contents:

1. return of a signed affirmation that the student and his parents have read the handbook;
2. satisfactory student completion of a questionnaire or worksheet based upon handbook contents; or
3. teacher review of the handbook with students during the first week of school.

Faculty and staff, students and parents or guardians shall be responsible for, knowing, understanding and complying with law, policy, regulations, and school rules included in each handbook.

Changes in student handbooks that affect ongoing procedures will be communicated to all affected parties when they become operational and incorporated in handbooks at the next revision. Two copies of each student handbook shall be forwarded to the assistant superintendent - instruction on or before September 30.

Contents

Student handbooks should be organized in a format easily understood by students and contain information they and their parents will need to know for successful school attendance. This information includes but is not limited to school philosophy, school day and calendar, attendance requirements, fees, fire drills, use of school facilities and equipment, reporting procedures, disciplinary practices, campus visitors, lockers, rights and responsibilities, field trips and cocurricular activities, bus regulations, and other items.

KENAI PENINSULA BOROUGH SCHOOL DISTRICT
Adoption Date: 7/1/96

Memo To: Members, Board of Education

From: Ed McLain

Date: February 5, 2001

Re: Policy Revision, First Reading
BP 5144 (Discipline – Corporal Punishment)

The attached revision updates district policy

BP 5144 (a)

4 AAC 07.030 requires districts at the beginning of the school year to make available to parents/guardians, students, and staff copies of district policies regarding student rights and responsibilities and to post such policies in accessible locations throughout the year.

The use of corporal punishment is prohibited in Alaska's schools - 4 AAC 07.010. Corporal punishment is defined as the application of physical force to the body of a student for disciplinary purposes - 4 AAC 07.900.

In 2000, the state enacted a law requiring school districts to adopt standards relating to when a teacher, teacher's assistant, or other person responsible for students is authorized to use reasonable and appropriate force to maintain classroom safety and discipline as described in a criminal statute, AS 11.81.430(a)(2). That statute provides for the use by a supervising teacher of reasonable and appropriate non deadly force if authorized by school regulations adopted by the school board. AS 14.33.120(a)(4). The standards laid out in this policy are based upon guidelines found in AS 11.81.430 and 4 AAC 07.900, which excludes certain reasonable and necessary physical restraint from the definition of corporal punishment.

BP 5144 (b)

Effective January 1, 2001, a teacher, teacher's assistant, administrator, or other employee responsible for students who, during the course of employment, observes a student committing a crime must report the crime to local law enforcement - AS 14.33.130. The obligation to report to law enforcement resides with the staff member observing the crime. "Crime" means an offense for which a sentence of imprisonment is authorized; a crime is either a felony or a misdemeanor. AS 11.81.900.

The policy revision has been reviewed by Borough legal council. The policy is consistent with state law. The administration recommends approval of this policy revision BP 5144.ds

Students

BP

5144(a)

DISCIPLINE

Each principal shall publish school rules for student discipline which describe the school's behavior management plan and consequences for student misconduct. Special care shall be taken when developing school rules to solicit the views of the school community, including administrators, teachers, school security personnel, parents/guardians and students.

School site rules must be strictly based on district policy, regulation and state and federal laws and be enforced fairly and uniformly. The Superintendent or designee shall establish procedures for the approval of such rules.

At the beginning of each school year, the Superintendent or designee shall ensure that every student and his/her parents/guardians are notified in writing of the availability of Board policies and administrative regulations related to student rights and responsibilities. Such policies shall be posted in accordance with law. (4 AAC 07.030)

CORPORAL PUNISHMENT

Corporal punishment is prohibited by law as a disciplinary measure against any student. School administrators and teachers shall employ other means of disciplining students.

The use of reasonable and necessary force by an employee to protect oneself or students, to maintain reasonable order, or to prevent damage to district property shall not be considered corporal punishment. (4 AAC 07.900)

[The prohibition on corporal punishment does not prevent the use of reasonable and appropriate force by a teacher or other supervising employee which is necessary to maintain order to protect student welfare. Reasonable and necessary force or physical restraint against a student may be used to protect the student, or others, from physical

injury; to obtain possession of a weapon or other dangerous object; to maintain reasonable order in the classroom or on school grounds; or to protect property from serious damage or destruction. The force shall not be greater than necessary to control the misconduct or dangerous situation. In no event may deadly force be used against a student.]

(cf. 3514 - Environmental Safety)

(cf. 4158 - Employee Security)

Legal Reference:

ALASKA ADMINISTRATIVE CODE

4 AAC 07.010-4 AAC 07.900 Student rights and responsibilities

BP 5144(b)

[In addition to subjecting a student to discipline, any crime committed by a student while at school, on school grounds, or during any school sponsored activity on or off campus shall be reported to law enforcement. Criminal proceedings are independent of actions taken by the School District. The District may impose discipline for misconduct regardless of whether criminal charges are filed or a conviction is obtained. The Superintendent should ensure cooperation with law enforcement in the criminal investigation of students who commit crimes while under the jurisdiction of the school.

(cf. 1410 - Interagency Cooperation for Student and Staff Safety)

Legal Reference:

ALASKA STATUTES

11.81.430 Justification, use of force, special relationships

11.81.900 Definitions

14.33.120-.140 School disciplinary and safety program

ALASKA ADMINISTRATIVE CODE

4 AAC 07.010-4 AAC 07.900]

KENAI PENINSULA BOROUGH SCHOOL DISTRICT

Adoption Date: 0/0/01