

Policies for Review - 2nd Reading

September 3, 2019

IMBA - Online-Virtual Education

JIH - Student Searches and Their Property

JIH-R - Search of Students

JIHB - Searches of Student Automobiles on School Property

JIHB-R - Searches of Student Automobiles on School Property

GBEDB - Employee Use of Social Networking Websites

Current GSD policy for review
4-9-2019 Policy Committee
6-11-2019 Policy Committee
8-5-2019 School Board – first reading
8-7-2019 Sent to GEA
9-3-2019 School Board – second reading

EMPLOYEE USE OF SOCIAL NETWORKING WEBSITES

The School Board strongly discourages school district staff from socializing with students outside of school on social networking websites/apps, including but not limited to MySpace, Instagram, Snapchat, Twitter and Facebook.

All school district employees, faculty and staff who participate in social networking websites, shall not post any school district data, documents, photographs or other district owned or created information on any personal social media site and/or without District permission. Further, the posting of any private or confidential school district material on social networking websites/apps is strictly prohibited.

School district employees are prohibited from engaging in any conduct on social networking websites/apps that violates the law, school board policies, or other standards of conduct. Employees who violate this policy may face discipline and/or termination, in line with other school board policies and/or collective bargaining agreements, if applicable.

Access of social networking websites for individual use during school hours is prohibited.

Legal References:

RSA 189:70, Educational Institution Policies on Social Media

RSA 275:72, Use of Social Media and Electronic Mail

(Adopted: 09/07/2010)

(Revised: 12/07/2015)

Current GSD policy for review
9-11-2018 Policy Committee
10-9-2018 Policy Committee
1-17-2019, 2-14-2019 Revised
5-14-2019 Policy Committee
6-11-2019 School Board – 1st reading
6-18-2019 Sent to GEA for review
8-5-2019 School Board – 2nd reading
9-3-2019 School Board – 2nd reading (correction made)

ONLINE/VIRTUAL EDUCATION

The School Board may allow internet-based, and online courses as a means to fulfill curriculum requirements. Such opportunities will be implemented under the provisions set forth in Policy IHBH Extended Learning Opportunities and IMBC Alternative Credit Options.

Students who would like to pursue online/virtual courses must go through the ELO application process (see policy IHBH). Students applying for permission to take an online course must have a school counselor recommendations to confirm the student possesses the work habits needed to be successful in an online learning environment.

The written approval of the building principal or designee is required before a ~~district~~ student enrolls in an online or virtual course that is intended to become part of their educational program.

Approved courses must align with state and local standards, be taught by certified educator in the state where the course originates from and contain provisions for feedback and monitoring of student progress. The District will require a syllabus, which includes prerequisites, specific learning goals/activities and student evaluation criteria.

The Administration will work collaboratively with the parent/guardian and the student to determine the conditions of the online learning opportunity. The Principal may assign a teacher to monitor student progress. As a guideline, one teacher may supervise no more than the recommended School Board class size of students according to policy IIB when overseeing online/virtual courses.

Approved online/virtual courses must comply with all federal, state statutes and GSD policy pertaining to student privacy and to public broadcasting of audio and video. Confidentiality of Student Record Information will be maintained throughout the process. This includes information shared between School District representatives and the virtual school or online teacher, information shared between the School District or online teacher with students and parents, and information shared between School District representatives, the virtual school or online teacher with others.

The School District will provide safeguards for students participating in online instruction activities, and Policy ~~or~~ JICL-R, acceptable use policy will apply.

Students earning credit for online/virtual education courses shall participate in all the assessments required by the statewide education improvement and assessment program. Courses will require students to meet similar academic standards as required by the District.

Credit for the course will be recognized when an official record of the final grade has been submitted to the principal or designee. However, class rank and grade point average will be

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calculated at the end of each trimester.

Students who violate any part of the policy or engage in any other activity that school authorities consider inappropriate are subject to disciplinary action consistent with Board policies and the Student Handbook.

Legal References:

NH Code of Administrative Rules, Section Ed. 306.04(a)(12), Policy Development
NH Code of Administrative Rules, Section Ed. 306.22, Distance Education
NH Code of Administrative Rules, Section Ed. 306.27(q), High School Curriculum, Credits, Graduation Requirements, and Cocurricular Program

(Adopted: 12/1/2008)

(Revised 2/3/2014)

(Reaffirmed: 11/3/2014)

*Current GSD policy for review.
12-11-2018 Policy Committee
1-7-2019 School Board – 1st reading
2-12-2019 Policy Committee
2-13-2019 Sent to GEA
3-4-2019 School Board – second reading
3-12-2019 Policy Committee
3-14-2019 Sent to GEA
4-1-2019 School Board – second reading
6-11-2019 Policy Committee
8-5-2019 School Board – first reading
8-7-2019 Sent to GEA
9-3-2019 School Board – second reading*

STUDENT SEARCHES AND THEIR PROPERTY

The Superintendent, Principal, Assistant Principal of the school or designee may detain and search any student or students on the premises of the public schools, or while attending, or while in transit to, any event or function sponsored or authorized by the school under the following conditions:

1. When any school district employee has reasonable suspicion that the student may have on the student's person or property alcohol; dangerous weapons; prohibited electronic devices; controlled dangerous substances as defined by law or stolen property if the property in question is reasonably suspected to have been taken from a student, a school employee, or the school during school activities; or any other items which have been or may reasonably be disruptive of school operations or in violation of student discipline rules and applicable provisions of the student handbook. The Principal or designee shall be informed immediately.

For the purposes of these regulations, "reasonable suspicion" means that a school district employee has reasonable grounds to believe that either the law or school rules have been violated. Reasonable suspicion may be established if a School District employee observes, hears, or is informed of behavior or actions that violate either the law or School District rules.

2. School lockers and school desks are the property of the school, not the student. Students who use school district lockers, desks, and other storage areas or compartments have no reasonable expectation of privacy from school employees as to the contents of those areas. Lockers, desks, and other storage areas or compartments may be subjected to searches at any time with reasonable suspicion. Students are not to use any school area or property to store anything that should not be at school. Students shall not exchange lockers or desks. Students shall not use any lockers or desks other than those assigned to them by the principal or designee. A shared locker or storage area implies shared responsibility.
3. The Principal or designee may conduct a search of the student's person or the student's belongings, as noted above, whenever a student freely and voluntarily consents to such a search. Consent obtained through threats or coercion is not considered to be freely and voluntarily given.

Current GSD policy for review.
 12-11-2018 Policy Committee
 1-7-2019 School Board – 1st reading
 2-12-2019 Policy Committee
 2-13-2019 Sent to GEA
 3-4-2019 School Board – second reading
 3-12-2019 Policy Committee
 3-14-2019 Sent to GEA
 4-1-2019 School Board – second reading
 6-11-2019 Policy Committee
 8-5-2019 School Board – first reading
 8-7-2019 Sent to GEA
 9-3-2019 School Board – second reading

4. Strip searches are forbidden. No clothing except cold weather/outdoor garments and footwear will be requested to be removed before or during a search.
5. The Principal or designee conducting a search shall have authority to detain the student or students and to preserve any contraband seized. Contraband seized during the course of a search will be preserved and held in accordance with applicable administrative rules and procedures.
6. Any searches of students as outlined herein will be conducted by the Principal or designee and a school district employee of the same sex as the student being searched.
7. The Superintendent or designee is authorized to arrange for the use of trained canines to aid in the search process.
8. Items that may be seized during an unauthorized search, in addition to those mentioned in Paragraph 1 above, shall include but not be limited to, any item, object, instrument, or material commonly recognized as unlawful or prohibited by law or by district policy. For example: prescription or non-prescription medicines, switchblade knives, brass knuckles, billy clubs, and pornographic literature are commonly recognizable as unlawful or prohibited items. Such items, or any other items which may pose a threat to a student, the student body, or school personnel shall be seized, identified as to ownership if possible, and held for release to proper authority.

Legal References:

NH Constitution, Pt. I, Art. 19
State v. Drake, 139 NH 662 (1995)
State v. Tinkham, 143 NH 73 (1998)

(Adopted: 4/1/2013)

(Revised:)

Current GSD policy for review
3-12-2019 Policy Committee
4-1-2019 School Board – first reading
6-11-2019 Policy Committee
8-5-2019 School Board – first reading
8-7-2019 Sent to GEA
9-3-2019 School Board – second reading

SEARCHES OF STUDENT AUTOMOBILES ON SCHOOL PROPERTY

Students and parents recognize that parking their automobiles on school property is a privilege and not a right. Prior to exercising this privilege, the student and parent will identify the automobile(s) that students may drive and park at school and sign the GHS Student Parking Permit contract. As part of this privilege, the District may search students' automobiles while parked on school property if the District has reasonable suspicion that a violation of school rules or policy has occurred. Students consent to having their automobiles searched by parking in school parking lots. The preceding happens irrespective of who owns the car.

In the event an employee of the School District has reason to believe that alcohol, drugs, drug paraphernalia, or weapons are present in a student's automobile, that employee will inform the building Principal or designee, who will then conduct a search of the automobile. In addition to the person conducting the search, at least one other school district employee present during a search shall be the same sex/gender as the student whose automobile is being search. The Principal or designee shall fill out a vehicle search form, which will be maintained by the District (JIHB-R).

Legal Reference:

NH Constitution, Pt.1, Art.19

Appendix JIHB-R

(Adopted: 6/03/2013)

(Revised:

*NHSBA sample policy. We do not have a current GSD policy.
3-12-2019 Policy Committee
4-1-2019 School Board – first reading
6-11-2019 Policy Committee
8-5-2019 School Board – first reading
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9-3-2019 School Board – second reading*

JHIB-R

SEARCHES OF STUDENT AUTOMOBILES ON SCHOOL PROPERTY

STUDENT OPERATED VEHICLE SEARCH REPORT

NAME OF SCHOOL: _____

NAME OF STUDENT: _____

ADDRESS: _____

DATE OF SEARCH: _____

OWNER OF VEHICLE: _____

REASON(S) FOR SEARCH: _____

RESULTS/ITEMS RECOVERED: _____

VEHICLE DESCRIPTION AND TAG #: _____

ADMINISTRATOR: _____

WITNESS: _____

ADDITIONAL NOTES: _____

See Policy JIHB

(Adopted:)

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12-11-2018 Policy Committee

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3-4-2019 School Board – second reading

3-12-2019 Policy Committee

3-14-2019 Sent to GEA

4-1-2019 School Board – second reading

6-11-2019 Policy Committee

8-5-2019 School Board – first reading

8-7-2019 Sent to GEA

9-3-2019 School Board – second reading

JIH-R

SEARCH OF STUDENTS

In accordance with policy JIH, searches shall be conducted under the following provisions:

A student is subject to search by the Principal, designee or designated district staff if reasonable grounds exist to suspect that evidence of a violation of the law or school rules will be discovered.

Persons Authorized to Conduct a Search

Only building Principals, designees or designated district staff are authorized to conduct searches of a student's person or a student's belongings. Such individuals may only conduct a search if he/she has reasonable suspicion.

Reasonable Suspicion

For the purposes of these regulations, "reasonable suspicion" means that a school district employee has reasonable grounds to believe that either the law or school rules have been violated. Reasonable suspicion may be established if a school district employee observes, hears, or is informed of behavior or actions that violate either the law or School District rules.

School district employees who have reason to believe that either the law or school district rules have been violated are obligated to inform the building Principal or designee, who will then ascertain whether or not reasonable suspicion exists such that a search of the student or his/her belongings is justified.

Conducting the search

If the Principal, designee or designated district staff determines that reasonable suspicion and reasonable grounds exist to search a student's person, clothing, personal effects, desk, locker, assigned storage area or automobile, the search shall be conducted as follows:

A. In addition to the person conducting the search, at least one other school district employee shall be present during the search. At least one of the school district employees present during a search shall be the same sex/gender as the student being searched.

B. If the authorized person concludes that the student's person is to be searched, the

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12-11-2018 Policy Committee

1-7-2019 School Board – first reading

2-12-2019 Policy Committee

2-13-2019 Sent to GEA

3-4-2019 School Board – second reading

3-12-2019 Policy Committee

3-14-2019 Sent to GEA

4-1-2019 School Board – second reading

6-11-2019 Policy Committee

8-5-2019 School Board – first reading

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9-3-2019 School Board – second reading

student will be informed that it is believed that he/she has violated either the law or school district rules, and that a search of the student's person, clothing, and/or personal effects will be forthcoming.

C. If the student refuses to allow his/her person to be search, and acts in any manner that threatens the safety or well-being of district employees or students, school officials are authorized to contact local law enforcement authorities and turn over all necessary investigative procedures to them.

D. Students do not have any expectation of privacy in belongings stored in school district property, including but not limited to desks, lockers, storage areas, etc. Such areas may be searched by the Principal or designee at any time, with or without reasonable suspicion. Students will not necessarily be informed that such areas are going to be searched.

E. Strip searches are forbidden. No clothing except cold weather/outdoor garments and footwear will be requested to be removed before or during a search.

F. In conducting searches of students and property, school officials should consult with legal counsel and law enforcement authorities to be aware of circumstances when involvement of the police is advisable and/or necessary.

Searches of student automobiles are governed by Board Policy JIHB.

Responsibilities of School Employees After A Search

A. If the search yields evidence that a school rule has been violated, the Principal is authorized to proceed with disciplinary measures in accordance with other School Board policies.

B. If the search yields evidence that a crime has been committed or a law has been broken, the Principal is authorized to contact local law enforcement, in accordance with other School Board policies and the Memorandum of Understanding between the District and the law enforcement agency. Students may still be disciplined in accordance with other School Board policies in this scenario.

C. The principal will formulate a written report, which will include student name,

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address, date of search, reason for search, item recovered, administrator and witness for each search conducted, within 24 hours of the search. Such report will be forwarded to the Superintendent within 24 hours of it being finished. If local law enforcement officials were contacted for any reason, the Superintendent shall inform the School Board Chair thereof.

Contraband/Paraphernalia

- A. The Principal or designee conducting the search is authorized to seize and hold any contraband, paraphernalia, or any other object that violates either school rules or the law. Such objects shall be turned over to the principal for proper documentation.
- B. The Principal shall document such objects and include a description of such objects in his/her report. The Principal is authorized to photograph such objects.
- C. Any items seized during the course of a search shall be stored in a secure location until such time as it is deemed necessary or prudent to dispose of such items. The principal and/or Superintendent shall take into consideration the exhaustion of all available appeals, transfer of such items to law enforcement authorities, and other factors before disposing of seized items.
- D. The Principal shall refer to the Memorandum of Understanding with the local law enforcement agency in determining whether such items should be turned over to the law enforcement officials.

Locker Searches

- A. Lockers, desks, and storage areas are the property of the School District. When assigned a locker, desk or storage area, a student shall be responsible for its proper care. A student may be subject to a fine for any willful damage to school property. Students are encouraged to keep their assigned lockers closed and locked. A shared locker implies shared responsibility for a locker and its contents.
- B. School staff shall report a student's suspicious activity to the Principal or designee. The Principal or designee shall initiate a search, except in emergency situations when the risk of harm to students or staff demands immediate action.
- C. The Principal, designee or designated district staff may search all lockers, desks, or storage areas without prior notice given to students and without reasonable suspicion that

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1-7-2019 School Board – first reading

2-12-2019 Policy Committee

2-13-2019 Sent to GEA

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3-12-2019 Policy Committee

3-14-2019 Sent to GEA

4-1-2019 School Board – second reading

6-11-2019 Policy Committee

8-5-2019 School Board – first reading

8-7-2019 Sent to GEA

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the search will yield evidence of any particular student's violation of the law or school rules.

Use of Dogs for Searches

A. Superintendent or designee are authorized to arrange for the use of trained dogs to aid in the search for drugs, alcohol, and related paraphernalia in school buildings and on all school facilities, grounds, parking lots and any other district owned property.

B. Prior to arranging for the use of trained dogs to aid the search, the Principal will inform the Superintendent of his/her desire to have such dogs in the school.

C. Prior to the use of trained dogs to assist in a search, the Superintendent will notify the School District's legal counsel to review all pertinent factors of such action.

Additionally, the Superintendent will also notify the school board chairperson when trained dogs are to be used to aid in a search.

D. All dogs must be accompanied by a qualified and authorized trainer who will be responsible for the dog's actions and who can verify the dog's reliability and accuracy in performing the search. Trained dogs may sniff lockers, motor vehicles, and other inanimate objects.

E. Dogs may not be used for random searches of students or other persons.

(Adopted:)