



**HASTINGS
PUBLIC SCHOOLS**

Assuring the essential.
Expanding the possible.

Work Session

Thursday, July 13, 2023 @ 6:00 PM Central
Board Room at HPS District Offices, 1515 W 8th St, Hastings, NE 68901

1. Roll Call -
2. Announcement - Jim Boeve -
3. Welcome to HEA reps and guests - Jim Boeve -
4. Review Board Norms/Goal - Jim Boeve -
5. Summary of Board Retreat - Jim Boeve -
6. Quarterly Financial Report - Erin Cafferty -
7. Preparation of 2023-24 Budget - Erin Cafferty & Jeff Schneider -
8. Update Policy 509.05: Graduation/Certificate of Achievement (single read) - Lawrence Tunks -
9. Update Policy 611.07: Graduation Requirements (single read) - Lawrence Tunks -
10. Approve New Policy 502.095: Full Time & Part Time Enrollment - 1st Reading - Lawrence Tunks -

11. Revise Policy 506.01: Student Activity Eligibility - 1st Reading - Lawrence Tunks -

12. Update Policy 604.03: Special Education (single read) - Dr. Kandace Garwood -

13. Approve New Policy 604.012: Collection of Information regarding Dyslexia - 1st Reading - Dr. Kandace Garwood -

14. Approve New Policy 608.011: Behavioral Points of Contact - 1st Reading - Dr. Kandace Garwood -

15. Update Policy 504.11: Weapons (single read) - Dr. Tom Szlanda -

16. Approve New Policy 508.11: Seizure Safe Schools - 1st Reading - Dr. Tom Szlanda -

17. Approve New Policy 504.20: Initiations, Hazing, Secret Clubs & Outside Organizations - 1st Reading - Dr. Tom Szlanda -

18. Update Policy 1006.01: Use of School Facilities (single read) - Jeff Schneider -

19. Revise Policy 503.03: Enrollment Option - 1st Reading - Jeff Schneider -

20. Update Policy 505.03: Student Discipline (single read) - Jeff Schneider -

21. Revise Policy 505.04: Alternative Education - 1st Reading - Jeff Schneider -

22. Update Policy 203.01: Annual Organizational Meeting (single read) - Jeff Schneider -

23. Ratify roof bid for Alcott - Trent Kelly -

24. Approve bid for Custodial Equipment - Trent Kelly -

25. *Consent Agenda - Dr. Thomas Szlanda -

26. Reminders - Jim Boeve -

27. Reminder of Board visit to HMS Garden - Jeff Schneider -

28. Adjournment - Jim Boeve -

***Closed Session:** If, during the course of the meeting, discussion of any item on the agenda should be held in a closed meeting, the board will conduct a closed meeting in accordance with the Nebraska Open Meetings Law.

****Sequence of Agenda:** The sequence of agenda topics is subject to change at the discretion of the board. Please arrive at the beginning of the meeting.

*****Action Item:** The board reserves the right to take action on an item listed on the board agenda.

Students, staff, families and community will collaborate to maximize readiness for our student's college/career and citizenship. We will increase the rigor and relevance of each student's learning experience while meeting their academic and well-being needs.

Hastings Public Schools

Board of Education Norms

We will work to achieve consensus while valuing differences of opinion both within our Board and when considering the input of others.

We will conduct meetings and business in a manner that is fair and professional.

We will strive to ensure our decisions are congruent with the mission, vision, and strategic plan for the District.

Each member will be committed to the School Board process by attending meetings, being on time, coming prepared, adhering to the agenda (the President of the Board may adjust the order of the agenda to allow the fullest participation of the available members of the Board upon the request of a Board Member), *referencing Robert's Rules of Order*, and participating to their full potential.

We will gather the necessary data; seek expertise from within and outside of our District; and attempt to hear from any parent, student, or other community member in order to make wise decisions that reflect all stakeholders.

We will regularly and intentionally communicate with one another, the administration, faculty, staff, students, community, and the press to ensure information is shared openly and in a relevant, timely and appropriate manner.

We will also maintain confidentiality when necessary.

We will serve as advocates for K-12 public education within our community, as well as within the state of Nebraska.

We will recognize that, as community leaders, we will adhere to the character standards that are the core of our school: respect, responsibility, compassion, and honesty.

Our collective and fundamental purpose is to assure all students acquire the knowledge, skills, and behaviors essential to be successful individuals and responsible citizens.

Budget of Expenditures

Description	19-20 Actual	20-21 Actual	21-22 Actual	2022-23 Est Expendit	23-24 Estimate Budg
Teachers, Paras, Supplies 1100,1300, 3300,8000	20,712,295	21,180,183	21,072,340	22,000,000	23,000,000
Sped teachers, Sped Paras, Supplies 1200,2140,2150,2160,2170,2180,	7,231,986	7,431,710	7,658,751	8,100,000	8,100,000
Counselors, Nurses, Library Personnel, 2120, 2130, 220, 2223 Supplies)	1,256,374	1,276,530	1,361,231	1,450,000	1,500,000
Administrators, Office personnel, supplies, HR expenses, Board Expenses, Legal Fees, Property Insurance, Textbooks, Computers 2210,2230, 2310,2320,2410,2510,2570	4,786,219	4,974,037	4,661,141	4,700,000	5,000,000
Custodians, Supplies & Equipment, Vehicles other than	1,887,599	2,111,000	2,336,646	2,500,000	2,700,000

Budget of Expenditures

other than busses, utility expenses		22-23]		
2610, 2650, 2730,					
Maintenance personnel, equipment and supplies, 2620	1,139,806	1,158,064	1,210,657	1,300,000	1,400,000
Activity Transportation 2710	517,604	290,252	298,529	300,000	320,000
Sped Transportation 2712, 2713, 2723, 2732,2733	597,095	475,542	612,518	600,000	650,000
Teachers, Paras, and supplies for Federal programs such as Title and Pre-School 3000, 6000	2,753,925	3,417,924	5,787,445	5,900,000	5,900,000
Total Expenditures	40,882,903	42,315,242	44,999,258	46,850,000	48,570,000
Total Budgeted	46,520,819	47,800,033	54,136,533	55,291,629	

	19-20	20-21	21-22	22-23 est.	23-24 est.
local	14,171,449	15,034,559	15,487,269	16,500,000	17,427,000
state aid	19,556,527	19,896,331	21,491,019	20,773,426	20,627,181
sped	3,489,321	3,055,549	2,968,321	3,000,000	4,800,000
state	2,619,497	2,196,368	2,190,197	2,200,000	2,200,000
Fed	2,466,701	3,669,009	4,550,277	5,200,000	5,000,000
	42,303,495	43,851,816	46,687,083	47,673,426	50,054,181

GRADUATION/CERTIFICATE OF ACHIEVEMENT

It shall be the policy of the Hastings Public Schools that graduation from high school is the highest achievement expected from students in the Hastings Public Schools. Earning a high school diploma is the culmination of the best efforts of the school and community in preparing young persons for active roles in society.

While Board members, teachers, and administrators will make every effort to assist students in their pursuit of a diploma, diligent effort on the part of each student will be necessary to complete the graduation requirements of the District.

It shall be the policy of the Hastings Public Schools that each Senior High student meet the following minimum requirements for graduation:

1. Earn forty (40) semester hours of credit in English/language arts. Beginning with the Class of 2014, students shall earn forty-five (45) semester hours in English/language arts.
2. Beginning with the Class of 2013, students shall earn five (5) semester hours of credit in business.
3. Earn thirty (30) semester hours of credit in social studies.
4. Earn thirty (30) semester hours in mathematics.
5. Earn twenty (20) semester hours in science. Beginning with the class of 2015, students shall earn thirty (30) semester hours in science.
6. Earn ten (10) semester hours of credit in physical education.
7. Students must earn two-hundred and twenty (220) semester hours of credit in grades nine, ten, eleven, and twelve. One hundred and seventy-five (175) hours of credit must be earned in courses other than music, physical education, and driver education.

It shall further be the policy of the Hastings Public Schools that diplomas will be awarded to those students who have successfully completed all graduation requirements or who are verified in special education and have completed their prescribed individual education plan (IEP).

A student who has successfully completed an approved program of study for high school completion (i.e., GED) but who did not meet the above-specified District requirements for a diploma will be recognized as such with a Certificate of Achievement.

Cross Reference:	604.03	Students With Disabilities
	611.05	Grading Guidelines
	611.07	Graduation Requirements
	611.08	Early Graduation
	611.09	Commencement

Approved 9-15-03 Reviewed 12-20-10, 11-21-11 Revised 01-17-11, 12-19-11

HASTINGS PUBLIC SCHOOLS

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6. Earn five (5) semester hours in Speech I/Communication Arts.
7. Earn five (5) semester hours in Personal Finance or Financial Literacy.
8. Earn five (5) semester hours in Information Technology.
9. Students must earn two-hundred and twenty-five (225) semester hours of credit in grades nine, ten, eleven, and twelve. One hundred and seventy-five (175) hours of credit must be earned in courses other than music and physical education.

It shall further be the policy of the Hastings Public Schools that diplomas will be awarded to those students who have successfully completed all graduation requirements or who are verified in special education and have completed their prescribed individual education plan (IEP).

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Legal Reference: Neb. Rev. Stat. Sec. 79-729
Neb. Rev. Stat. Sec. 79-3003
NDE Rule 10

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611.07 Graduation Requirements
611.08 Early Graduation
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HASTINGS PUBLIC SCHOOLS

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 604.03 Students With Disabilities
 611.05 Grading Guidelines
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Approved 2-16-04 Reviewed 12-20-10 Revised 01-17-11

HASTINGS PUBLIC SCHOOLS

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Legal Reference: Neb. Rev. Stat. Sec. 79-729

Neb. Rev. Stat. Sec. 79-3003

NDE Rule 10

Cross Reference: 509.05 Graduation/Certificate of Achievement

604.03 Students With Disabilities

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Approved _____ Reviewed _____ Revised _____

HASTINGS PUBLIC SCHOOLS

Students

Full-time and Part-time Enrollment

Full-time Enrollment

Students must be enrolled in Hastings Public Schools on a full-time basis. Full-time basis is defined as attending classes for the full instructional day within the public school system.

Exceptions are permitted only for:

1. enrolled students attending another state accredited institution such as a vocational-technical school or a college or university for school credit;
2. enrolled students taking the limited number of credits needed to graduate in the school year;
3. enrolled students in need of modified school attendance as an accommodation for a disability or similar unique circumstance;
4. enrolled students receiving special education services where the student's IEP requires a modified schedule, or non-enrolled students receiving special education services or other legally mandated services required to be provided to eligible resident children under state and federal laws and regulations;
5. students from other school districts participating in programs offered by the District pursuant to an interlocal agreement or other arrangement approved by the School Board; and
6. non-public school students in accordance with the policies and procedures set forth in this policy.

Part-Time Enrollment of Non-Public School Students

The School Board shall allow the part-time enrollment of students who are residents of the school district and who are also enrolled in a private, denominational, or parochial school or in a school which elects pursuant to section 79-1601 not to meet accreditation or approval requirements. Such students are referred to herein as "non-public school students."

The School Board establishes the following guiding principles for enrollment of non-public school students:

- (1) The primary school for a non-public school student is the student's private, denominational, parochial or home school.
- (2) Enrollment of a non-public school student in Hastings Public Schools is allowed for the purpose of providing enhanced educational opportunities not otherwise available to the non-public school student. It is not to supplant programming of the student's primary school.
- (3) Non-public school students are not to be given priority over full-time students.

- (4) Non-public school students are to be enrolled only in programs or courses that are educationally appropriate for the student.
- (5) Enrollment of non-public school students is not to negatively affect the educational services to be provided to full-time students.

The School Board establishes the following specific policies and procedures for enrollment of non-public school students. In the event the specific policies and procedures require interpretation or do not fully resolve an issue, the above established guiding principles are to be considered.

A. Non-Public School Student Enrollment Application Procedures.

1. Application. Parent or guardian must submit an Application of Non-Public School Student for Part-Time Enrollment to the principal of the school the student desires to attend.
2. Deadline for Applications. The application must be received by August 1st preceding the school year the student wishes to enroll.
 - a. Change of Residence Exception: The application deadline for a student who becomes a resident of the District after the school year has commenced is: 20 calendar days after the student becomes a resident of the District. The principal may delay enrollment until the next following quarter or semester starts, or at such other time as determined to be educationally appropriate.
 - b. High School Course Exception: The application deadline for a student who desires to enroll in a second semester high school course is December 1st.
3. Action on Applications. The principal will review the application and will notify the parent of the approval or denial of the application within 2 weeks of receipt of the application or 2 weeks prior to the start of school or 2 weeks prior to the start of the next semester, whichever is later.
4. Appeals. The parent or guardian may appeal the principal's action to deny their application. Any such appeal must be submitted to the Superintendent within 14 calendar days from the date of the principal's action. The appeal shall be in writing and shall be decided on the basis of the written submission. The Superintendent may request the parent or guardian to provide further explanation or information and the appeal may be denied in the event the parent or guardian fails to fully respond on a timely basis. The Superintendent shall decide the appeal within 10 calendar days of the submission of the appeal. The Superintendent may make a decision later than the 10 days in the event good reason for delay exists. Good reason

includes but is not limited to the Superintendent being unable to gather the information the Superintendent determines necessary to make the decision within the decision period.

5. Annual Applications. Part-time enrollment is determined annually. Application must be made each school year. There will be no guarantee that enrollment will be continued from one year to the next.

B. Non-Public School Student Admission

1. Admission Requirements. Students must meet the normal admission requirements. This includes the requirements that the student: be a resident of the District, be of school attendance age and not have graduated or have received a GED.
2. Admission Process. Students must complete the normal enrollment process and forms required by the District and/or the building for enrollment of all children. This includes the requirements relating to: birth certificates, immunizations, physical examinations, and visual evaluations.

C. Non-Public School Student Enrollment Standards

1. Maximum Enrollment. Students may not enroll in more than 2 middle school or high school courses during any one semester. Elementary students may not enroll in programming of greater than 90 minutes of instruction each day.
2. Capacity Limits. Enrollment will ordinarily be subject to capacity limits. Any grade level, program, or course which has been determined to be at capacity for option enrollment purposes will not ordinarily not be available for non-public school students.
3. Integrated Courses. Students must meet prerequisite requirements to be enrolled in a course by appropriate credits earned through an accredited program. The principal may on a discretionary basis allow prerequisite requirements to be satisfied where the student provides reasonable indications that the academic criteria have been met, such as results from achievement tests or other indications of adequate preparation.
4. Educationally Appropriate Programs and Courses. Students will not be allowed to enroll in programs or courses which the school administration determines to not be educationally appropriate for the student. Determination of whether a program or course is educationally appropriate will be made based on the standards the

District uses for making academic placement decisions.

5. Selection of Courses. Subject to Paragraphs 1 through 4 of this Paragraph C, and all other applicable provisions of this Policy, non-public school students may select their courses.

D. Non-Public School Student Policies

1. General Standard. Non-public school students who are enrolled part-time are to be subject to the same standards as full-time enrolled students except where appropriate to reflect their part-time status.
2. Building assignment. Students must enroll in the attendance center that serves the student's residence, provided that the administration reserves the authority to make a different attendance center assignment. A student may request assignment to an attendance center other than that of the student's residence under the intra-district transfer procedures.
3. No Partial Part-Time Enrollment. Students must apply for enrollment and attend the entire school year for which enrollment is made or, for high school courses, for the full length of the course. Once enrolled, part-time students will be required to participate in all activities, programs, and tests related to the program or course for which the student is enrolled, including as applicable State or District-wide assessments, as full-time students.
4. Student Conduct Policies. Students enrolled on a part-time basis shall be required to follow all school policies that apply to other students at any time the part-time student is present on school grounds or at a school-sponsored activity or athletic event. This includes the District's student conduct policies. Students enrolled on a part-time basis shall be subject to discipline, including suspension or expulsion, for violation of student conduct rules.
5. Attendance. Students enrolled on a part-time basis are not exempt from the compulsory attendance laws or from the District's attendance policies. Students who engage in excessive absenteeism as defined in Board policy are to be reported under the truancy laws.
6. Presence on School Grounds. Students enrolled on a part-time basis are to be present on school grounds during the school day only at the times required for their attendance in the program or course in which they are enrolled. Exceptions may be made in the discretion of the principal or the principal's designee. Students must sign in and out of the school by following the building level procedure. Students

are responsible for being aware of any changes in the school schedule during inclement weather or for other reasons.

- 7. Transportation. Students enrolled on a part-time basis are not entitled to transportation or transportation reimbursement, unless otherwise required by law. Full-time students will be given first consideration for parking on the high school campus.
- 8. Academic Honors. Students enrolled on a part-time basis will not be eligible to graduate or receive a diploma from the District or receive academic honors (for example, class rank and honor roll) except to the extent the student meets all requirements of the District’s policies for such, including attainment of minimum credits and semesters of attendance.
- 9. Extracurricular Activities. Any student who is a resident of the District and who is enrolled in a school which elects pursuant to section 79-1601 not to meet accreditation or approval requirements may participate in any of the District’s extracurricular activity programs to the same extent and subject to the same requirements, conditions, and procedures as a full-time student in the District. The District’s Activities Director will coordinate with the student’s parent or guardian to secure assurances of compliance with these expectations. Any student covered by this subsection must enroll in five credit hours through the District in any semester. There shall be no preference given to any student participating in any extracurricular activity based off their status as a full-time or part-time student. Part-time students will be expected to comply with the same or similar expectations as full-time students to participate in any activity, including team rules. Participation in activities that are subject to the bylaws of the Nebraska School Activities Association (NSAA) will be limited to those students who meet the NSAA bylaws.

Legal Reference: Neb. Rev. Stat. Sec. 79-2,136 and Sec. 79-526
 LB 705, § 75
 Title 92, Nebraska Administrative Code, Chapter 10

Approved _____ Reviewed _____ Revised _____
 HASTINGS PUBLIC SCHOOLS

STUDENT ACTIVITY ELIGIBILITY

Participation in school activities is a privilege. School activities provide the benefits of promoting additional interests and ability in the students during their school years and for their lifetime.

However, students who participate in extra-curricular activities serve as ambassadors of the School District throughout the calendar year, whether away from school or at school. Students wanting to participate in school activities must meet the requirements set out by the School District for participation in the activity and must conduct themselves in accordance with student conduct policies.

Eligibility requirements, as published by the Nebraska School Activities Association (NSAA), shall be observed by all students. Additional eligibility requirements may be imposed by the School District at the Board's discretion.

Such eligibility requirements shall include good citizenship, acceptable academic standing, parental permission, and good health (sports only). All eligibility requirements shall be published in applicable student/parent handbooks.

Any student who is sanctioned or is found by the School District or NSAA to be ineligible to participate in any extra-curricular activity may appeal the sanction or finding in accordance with the student due-process policy.

It shall be the responsibility of the Superintendent to develop administrative regulations.

Legal Reference: 20 U.S.C. Sect.1681-1683; 1685-1686 (1994).
 34 C.F.R. Pt. 106.41 (1993)
 Neb Statute 79-296
 79-443

Cross Reference: 502 Student Attendance
 504 Student Rights and Responsibilities
 505 Student Discipline
 506 Student Activities
 508 Student Health and Well-Being

Approved 9-15-03 Reviewed _____ Revised _____

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Eligibility requirements, as published by the Nebraska School Activities Association (NSAA), shall be observed by all students. Additional eligibility requirements may be imposed by the School District at the Board's discretion. **Eligibility criteria for part-time students is governed by Policy 502.095 (Part-Time Enrollment of Non-Public School Students), NSAA bylaws, and state law.**

Such eligibility requirements shall include good citizenship, acceptable academic standing, parental permission, and good health (sports only). All eligibility requirements shall be published in applicable student/parent handbooks.

Any student who is sanctioned or is found by the School District or NSAA to be ineligible to participate in any extra-curricular activity may appeal the sanction or finding in accordance with the student due-process policy.

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Neb Statute 79-296

79-443

Cross Reference: 502 Student Attendance

504 Student Rights and Responsibilities

505 Student Discipline

506 Student Activities

508 Student Health and Well-Being

Approved 09-15-2003 Reviewed _____ Revised _____

HASTINGS PUBLIC SCHOOLS

STUDENTS WITH DISABILITIES

Special Education

Hastings Public Schools adopts this special education policy with the intent that the policy maintain the District's compliance with all applicable laws affecting special education services and programs. The Superintendent or designees shall develop regulations or procedures to implement these policies. Employees and contractors of the District are expected to comply with these policies and all regulations, guidelines and procedures related to this policy in all respects.

The District will abide by all state and federal laws relating to special education. The District's special education policy and regulations, guidelines and procedures related to this policy are to be interpreted so as to be in compliance with such laws. In the event of changes in law, the school administration shall be authorized to implement modifications of practice to comply with such changes (whether the changes impose more or less stringent procedural or substantive requirements) until such time as amended policies are adopted by the Board of Education. References herein to 92 NAC 51 citations are made to Rule 51 as in effect on the date of the adoption of these policies. In the event of renumbering or other revisions to Rule 51, the policy shall be interpreted and implemented consistent with such renumbering or revisions.

1. Free Appropriate Public Education

A free appropriate public education shall be made available to all children with disabilities residing in the District from date of diagnosis through the school year in which the student reaches 21 years of age, including children with disabilities who have been suspended or expelled.

Legal Reference: 92 NAC 51-004.01 through 004.03A and 007.07C2 through 007.07C6

2. Full Educational Opportunity Goal

The District shall take steps to ensure that its children with verified disabilities have available to them the variety of educational programs and services available to children without disabilities in the areas served by the District, including art, music, industrial arts, family consumer science education, and vocational education.

Legal Reference: 92 NAC 51-004.11A

3. Child Find

All children with disabilities residing in the District, including children with disabilities who are homeless or are wards of the state or attending nonpublic schools, regardless of the severity of their disabilities, who are in need of special education and related services, will be identified, located and evaluated and a practical method shall be developed and implemented by the administration to determine which children with disabilities are currently receiving needed special education and related services.

Legal Reference: 92 NAC 51-006.01 through 006.01A2

4. Individualized Education Program (IEP)

An individualized education program, or an individualized family service plan, is to be developed, reviewed, and revised for each child with a disability in accordance with 92 NAC 51-007.

Legal Reference: 92 NAC 51-007

5. Least Restrictive Environment

To the maximum extent appropriate, children with disabilities, including children in public or private institutions or other care facilities, are to be educated with children who are not disabled, and special classes, separate schooling, or other removal of children with disabilities from the regular educational environment will occur only when the nature or severity of the disability of a child is such that education in regular classes with the use of supplementary aids and services cannot be achieved satisfactorily.

Legal Reference: 92 NAC 51-008.01 through 008.011

6. Procedural Safeguards

Children with disabilities and their parents shall be afforded the required procedural safeguards.

Legal Reference: 92 NAC 51-009.01 through 009.07; 009.10 through 009.12; 009.14, 006.07 and 016.01 through 016.07C

7. Evaluation and Identification Procedures

Children with disabilities shall be evaluated and identified in accordance with 92 NAC 51-006. The District will respond to a request for an Independent Educational Evaluation without unnecessary delay. Locations of any evaluator shall be within a reasonable distance of the District. A reasonable distance means within 100 miles of the school building the child attends and within Nebraska. In the event this geographic area restriction would prevent a parent from obtaining an Independent Educational Evaluation, the location of the evaluator may be outside the specified geographic area but must be within Nebraska. The District will provide the parent(s) with a list of qualified agencies/evaluators within the geographic area. The evaluators are to have their rates approved by the Nebraska Department of Education to be authorized to conduct the evaluation.

Legal Reference: 92 NAC 51-006

8. Confidentiality of Personally Identifiable Information

The confidentiality of student records and information shall be maintained in accordance with law.

Legal Reference: 92 NAC 51-003.16, 003.20, 009.03 through 009.03M3

9. Transition of Children from Part C to Preschool Programs

Children participating in early intervention programs under Part C of the IDEA (early intervention services) and who will participate in preschool programs assisted under Part B of the IDEA (services for school-aged children) shall experience a smooth and effective transition to those preschool programs in a manner consistent with 92 NAC 52-008. The District will participate in transition planning conferences arranged by the designated lead agency.

Legal Reference: 92 NAC 52-008

10. Children in Nonpublic Schools

To the extent consistent with the number and location of children with disabilities in the District who are enrolled by their parents in nonpublic elementary and secondary schools in the District, provision will be made for the participation of those children in the programs assisted or carried out under Part B of the IDEA (services for school-aged children) by providing them with special education and related services.

Legal Reference: 92 NAC 51-012.08 and 015

11. Personnel Standards and Personnel Development

Personnel providing special education or related services to children with disabilities shall be appropriately and adequately prepared and trained in accordance with IDEA requirements and the District will take measurable steps to recruit, hire, train and retain personnel meeting the requirements of IDEA to provide such services.

Legal Reference: 92 NAC 51-010

12. Participation in and Reporting of State and District Wide Assessments

All children with disabilities shall be included in all general state and district wide assessment programs, including assessments described under section 612(a)(16)(A) of the IDEA with appropriate accommodations and alternate assessments where necessary and as indicated in their respective individualized education programs. The District will make available to the Nebraska Department of Education the information necessary to carry out its duties relating to the reporting of children with disabilities participation in assessments.

Legal Reference: 92 NAC 51-004.05

13. Suspension and Expulsion Rates

The District will examine data, including data disaggregated by race and ethnicity, to determine if significant discrepancies are occurring in the rate of long-term suspensions and expulsions of children with disabilities.

Legal Reference: 92 NAC 51-004.06E

14. Access to Instructional Materials

As part of any print instructional materials adoption process, procurement contract, or other practice or instrument used for purchase of print instructional materials, the District will enter into a written contract with the publisher of the print instructional materials to:

1. Require the publisher to prepare and, on or before delivery of the print instructional materials, provide to the National Instructional Material Access Center, electronic files containing the contents of the print instructional materials using the National Instructional Materials Accessibility Standard, or
2. Purchase instructional materials from the publisher that are produced in, or may be rendered in specialized formats.

Legal Reference: 92 NAC 51-004.15

15. Over-Identification and Disproportionality

Procedures shall be in place to ensure that testing and evaluation materials and procedures utilized for the evaluation and placement of children with disabilities will be selected and administered so as not to be racially or culturally discriminatory. Such materials or procedures shall be provided and administered in the child's native

language or mode of communication, unless it is clearly not feasible to do so, and no single procedure shall be the sole criterion for determining an appropriate educational program for a child.

Legal Reference: 92 NAC 51-003.10; 006.02C

16. Prohibition on Mandatory Medication

Children shall not be required to obtain a prescription for a controlled substance as a condition of attending school, receiving an evaluation to determine whether a child has a disability or the nature and extent of special education and related services the child needs, or receiving special education services.

Legal Reference: 92 NAC 51-004.11D; 21 U.S.C. §812(c)

17. Transportation

Transportation will be provided for children with disabilities who are eligible for transportation and residents of the school district as required by law.

Legal Reference: 92 NAC 51-014.01 through 014.02

18. Surrogates

A surrogate will be appointed and other action taken to ensure the rights of children with a disability as required by law.

Legal Reference: 92 NAC 51-009.10

19. Early Intervention Services – Consent

When a parent refuses to provide consent under 92 NAC 52, a meeting will be held or offered to explain to the parents how their failure to consent affects the ability of their child to receive services under 92 NAC 52.

Legal Reference: 92 NAC 52

Legal Reference: 34 CFR Parts 300, 303 and 304
Neb. Rev. Stat. Sec. 79-1110 to
79-116792 NAC 51

Approved: 02/16/2004

Reviewed: 04/17/2006, 06/15/2009, 05/10/2021, 7/7/2022

Revised: 05/15/2006, 06/15/2009, 06/14/2021, 7/11/2022

HASTINGS PUBLIC SCHOOLS

STUDENTS WITH DISABILITIES

Special Education

Hastings Public Schools adopts this special education policy with the intent that the policy maintains the District's compliance with all applicable laws affecting special education services and programs. The Superintendent or designees shall develop regulations or procedures to implement these policies. Employees and contractors of the District are expected to comply with these policies and all regulations, guidelines and procedures related to this policy in all respects.

The District will abide by all state and federal laws relating to special education. The District's special education policy and regulations, guidelines and procedures related to this policy are to be interpreted so as to be in compliance with such laws. In the event of changes in law, the school administration shall be authorized to implement modifications of practice to comply with such changes (whether the changes impose more or less stringent procedural or substantive requirements) until such time as amended policies are adopted by the Board of Education. References herein to 92 NAC 51 citations are made to Rule 51 as in effect on the date of the adoption of these policies. In the event of renumbering or other revisions to Rule 51, the policy shall be interpreted and implemented consistent with such renumbering or revisions.

1. Free Appropriate Public Education

A free appropriate public education shall be made available to all children with disabilities residing in the District, **including children with disabilities who have been suspended or expelled, from date of verification** through the school year in which the child is **no longer eligible or the student** reaches twenty-one (21) years of age, **whichever occurs earlier. An Individualized Education Plan ("IEP") will be created for each such child that will enable the student to make progress appropriate in light of the student's unique circumstances.**

Legal Reference: 92 NAC 51-004.01 through 004.03A and 007.07C2 through 007.07C6

2. Full Educational Opportunity Goal

The District shall take steps to ensure that its children with verified disabilities, **through the age of twenty-one**, have available to them the variety of educational programs and services available to children without disabilities in the areas served by the District, including art, music, industrial arts, family consumer science education, and vocational education.

Legal Reference: 92 NAC 51-004.11A

3. Child Find

All children **from birth to age twenty-one (21)** with disabilities residing in the District, including children with disabilities who are homeless or are wards of the state or attending nonpublic schools, regardless of the severity of their disabilities, who are in need of special education and related services, will be identified, located and evaluated. A practical method shall be developed and implemented by the administration to determine which children with disabilities are currently receiving needed special education and

related services. The District will implement multiple methods to provide parents, guardians, and community members with information regarding how to refer a child for an evaluation and the identification process and will publish an annual notice of any significant activity that is designed to identify, locate, or evaluate children to publicly notify parents, guardians, or appointed surrogates. The District's child find process will be consistent with Federal and Nebraska regulations. Legal Reference: 92 NAC 51-006.01 through 006.01A2

4. Pre-Referral Interventions

For a school age student, a general education student assistance team (SAT) or a comparable problem solving team shall be used prior to referral for multidisciplinary team evaluation. The SAT or comparable problem solving team shall utilize and document problem solving and intervention strategies to assist the teacher in the provision of general education. If the student assistance team or comparable problem solving team feels that all viable alternatives have been explored, a referral for multidisciplinary evaluation shall be completed. A referral shall include information from the SAT or comparable problem solving team, meeting the requirements of 92 NAC 51-006.01B and a listing of the members of the SAT or comparable problem solving team.

Legal Reference: 92 NAC 51-006.01B

5. Disability Verification and Eligibility

Eligibility for services will be determined by a multidisciplinary team based on the results of a comprehensive evaluation. The multidisciplinary team will identify whether a child is eligible for special education services based on the disability categories identified by Nebraska and Federal regulations. The multidisciplinary team will rule out the determinant factor is due to a lack of appropriate instruction in reading or math or due to lack of English proficiency. The team will prepare a written report documenting all evaluation findings in accordance with Federal and Nebraska requirements that will be provided to the parent, guardian, or appointed surrogate. When a child is not eligible for services, the multidisciplinary team will determine if general education interventions or strategies are needed.

Legal Reference: 92 NAC 51-006.03; 92 NAC 51-006.04B through 006.04N;

6. Individualized Education Program (IEP)

An individualized education program, or an individualized family service plan, is to be developed, reviewed, and revised for each child with a disability in accordance with 92 NAC 51-007 by teams that will include all roles identified within Federal and Nebraska rules. Any draft of an IEP that is developed will not be considered final until it is reviewed and revised based on the team, including the parent, guardian, or appointed surrogate, input, and consensus. The district will make reasonable efforts to obtain informed consent from the parent, guardian, or appointed surrogate for special education placement on the IEP form before services are initiated. Revocation of consent for services must be documented by the parent, guardian, or appointed surrogate in writing.

Legal Reference: 92 NAC 51-007

7. **Least Restrictive Environment**

To the maximum extent appropriate, children with disabilities, through the age of twenty-one, including children in public or private institutions or other care facilities, are to be educated with children who are not disabled. Placement for a student with a disability will be based upon a completed IEP developed by a group of persons, including the parent, guardian, or appointed surrogate, knowledgeable about the child, the meaning of the evaluation data, and the placement options. Special classes, separate schooling, or other removal of children with disabilities from the regular educational environment will occur only when the nature or severity of the disability of a child is such that education in regular classes with the use of supplementary aids and services cannot be achieved satisfactorily (the "Least Restrictive Environment Rules"). The District will ensure that a continuum of alternative placements is available to meet the needs of children with disabilities, particularly those in disproportionate groups, for special education and related services.

Legal Reference: 92 NAC 51-008.01

8. **Procedural Safeguards**

Children with disabilities and their parents, guardians, or appointed surrogates shall be afforded the required procedural safeguards. Parents, guardians, and appointed surrogates will be given a copy of their procedural safeguards annually or upon initial referral or parental (parent, guardian, or appointed surrogate) request for evaluation; upon request by a parent, guardian, or appointed surrogate; upon receipt by the school district or approved cooperative of the first occurrence of the filing of a complaint under 92 NAC 51-009.11 and the first occurrence of filing a special education due process case under 92 NAC 55; and in accordance with the discipline procedures in 92 NAC 51-016.

Legal Reference: 92 NAC 51-009.01 through 009.07; 009.10 through 009.12; 009.14, 006.07

9. **Disciplinary Removal of Children with Disabilities**

School personnel may remove a child with a disability who violates a code of student conduct from his or her current placement to an appropriate interim alternative educational setting, another setting, or suspension as long as those removals do not constitute a change of placement. The District defines a change of placement as it is defined under 92 NAC 51-016. The school district will ensure that school personnel appropriately consider unique circumstances on a case-by-case basis when determining whether a change in placement has occurred. Within 10 school days of any decision to change the placement of a child with a disability because of a violation of a code of student conduct, the school district, the parent, and relevant members of the student's IEP shall conduct a manifestation determination pursuant to 92 NAC 51-016. If the conduct which gave rise to the violation of the school code is determined to be a manifestation of the student's disability, any change of placement for the student will only be made by a student's IEP team. For disciplinary changes in placement that would exceed ten (10) consecutive school days, if the behavior that gave rise to the violation of the school code is determined not to be a manifestation of the child's disability, school personnel may apply the relevant disciplinary procedures to children with disabilities in the same manner and for the same duration as the procedures that would be applied to children without disabilities.

Legal Reference: 92 NAC 51-016

10. Evaluation, Identification, and Reevaluation Procedures

Children with disabilities shall be evaluated, identified, and reevaluated by a team of multidisciplinary qualified professionals in accordance with 92 NAC 51-006. The MDT of a child suspected of having a specific learning disability shall include the additional requirements in accordance with 92 NAC 51-006.04K. The District will make reasonable efforts to obtain written permission for evaluation in accordance with Federal and Nebraska rules. Revocation for consent for evaluation must be documented by the parent, guardian, or appointed surrogate in writing.

The documented results of the evaluation will be provided to parent, guardian, or appointed surrogate and included in student files. All evaluation components will be at district expense. The District will utilize a variety of assessment instruments to ensure district teams have access to appropriate measures to complete evaluations. The district will follow any publisher guidelines for assessments and will not use outdated or culturally inappropriate tools.

The District will respond to a request for an Independent Educational Evaluation without unnecessary delay. The parent, guardian, or appointed surrogate will be given written notice of the District's decision to either move forward with the Independent Educational Evaluation or to initiate a hearing to determine the appropriateness of the evaluation. If the District agrees to move forward with the evaluation, locations of any evaluator shall be within a reasonable distance of the District. A reasonable distance means within 100 miles of the school building the child attends and within Nebraska. In the event this geographic area restriction would prevent a parent, guardian, or appointed surrogate from obtaining an Independent Educational Evaluation, the location of the evaluator may be outside the specified geographic area but must be within Nebraska. The District will provide the parent, guardian, or appointed surrogate with a list of qualified agencies/evaluators within the geographic area. The evaluators are to have their rates approved by the Nebraska Department of Education to be authorized to conduct the evaluation.

Legal Reference: 92 NAC 51-006

11. Confidentiality of Personally Identifiable Information

A system of safeguards will be implemented to protect the confidentiality of student records and information in accordance with law.

Legal Reference: 92 NAC 51-003.16, 003.20, 009.03 through 009.03M3

12. Transition of Children from Part C to Preschool Programs

Children participating in early intervention programs under Part C of the IDEA (early intervention services) will be appropriately evaluated, identified, and have services under Part B of the IDEA by age 3 in a manner consistent with 92 NAC 52-008. Children receiving early intervention services under Part C of the IDEA may continue to receive Part C services, upon parental consent, until the August 31st following the child's third

birthday. The District will participate in transition planning conferences arranged by the designated lead agency.

Legal Reference: 92 NAC 52-008

13. Children in Nonpublic Schools

To the extent consistent with the number and location of children with disabilities in the District who are enrolled by their parents, **guardians, or appointed surrogates** in nonpublic elementary and secondary schools in the District, provision will be made for the participation of those children in the programs assisted or carried out under Part B of the IDEA (services for school-aged children) by providing them with special education and related services.

Legal Reference: 92 NAC 51-012.08 and 015

14. Personnel Standards and Personnel Development

Personnel providing special education or related services to children with disabilities shall be appropriately and adequately prepared and trained in accordance with IDEA requirements and the District will take measurable steps to recruit, hire, train and retain personnel meeting the requirements of IDEA to provide such services.

Legal Reference: 92 NAC 51-010

15. Accessibility of IEP and Responsibility to Implement

A child's IEP shall be accessible to each regular education teacher, special education teacher, related service provider, and other service provider who is responsible for the IEP's implementation. Each of the aforementioned providers shall be informed of his or her specific responsibilities related to implementing the child's IEP, and the specific accommodations, modifications, and supports that must be provided for the child in accordance with the IEP. All providers who are responsible for the implementation of a child's IEP are expected to implement the child's IEP according to its terms.

16. Participation in and Reporting of State and District Wide Assessments

All children with disabilities shall be included in all general state and district wide assessment programs, including assessments described under section 612(a)(16)(A) of the IDEA with appropriate accommodations and alternate assessments where necessary and as indicated in their respective individualized education programs. The District will make available to the Nebraska Department of Education the information necessary to carry out its duties relating to the reporting of children with disabilities participation in assessments.

Legal Reference: 92 NAC 51-004.05

17. Suspension and Expulsion Rates

The District will examine data, including data disaggregated by race/ethnicity, gender, **LEP status, and disability category**, to determine if significant discrepancies are occurring in the rate of long-term suspensions and expulsions of children with disabilities.

Legal Reference: 92 NAC 51-004.06E

18. Access to Instructional Materials

As part of any printed instructional materials adoption process, procurement contract, or other practice or instrument used for purchase of printed instructional materials, the District will enter into a written contract with the publisher of the printed instructional materials to:

- A. Require the publisher to prepare and, on or before delivery of the print instructional materials, provide to the National Instructional Material Access Center, electronic files containing the contents of the printed instructional materials using the National Instructional Materials Accessibility Standard, or
- B. Purchase instructional materials from the publisher that are produced in, or may be rendered in specialized formats.

Legal Reference: 92 NAC 51-004.15

19. Over-Identification and Disproportionality

Procedures shall be in place to ensure that testing and evaluation materials and procedures utilized for the evaluation and placement of children with disabilities will be selected and administered so as not to be racially or culturally discriminatory. Such materials or procedures shall be provided and administered in the child's native language or mode of communication, unless it is clearly not feasible to do so, and no single procedure shall be the sole criterion for determining an appropriate educational program for a child. **All District special education provisions will be equitably available to all children regardless of race, ethnicity, language, location, transience, income level, and access to medical care.**

Legal Reference: 92 NAC 51-006.02C

20. Prohibition on Mandatory Medication

Children shall not be required to obtain a prescription for a controlled substance as a condition of attending school, receiving an evaluation to determine whether a child has a disability or the nature and extent of special education and related services the child needs, or receiving special education services.

Legal Reference: 92 NAC 51-004.11D; 21 U.S.C. §812(c)

21. Transportation

Transportation will be provided for children with disabilities who are eligible for transportation and residents of the school district as required by law **to access academic, related services, and nonacademic services and activities as determined by the child's IEP. Except when a parent is transporting only his or her child, the District shall require that the driver and vehicle meet the standards required by 92 NAC 91 and 92.**

Legal Reference: 92 NAC 51-014.01 through 014.02

22. Surrogates

A surrogate will be appointed, and other action taken to ensure the rights of children with a disability as required by law. **The surrogate may represent the child in all matters related to the identification, evaluation, and educational placement of a child and the provision of a free appropriate public education to the child.**

Legal Reference: 92 NAC 51-009.10

23. Early Intervention Services – Consent

When a parent refuses to provide consent under 92 NAC 52, a meeting will be held or offered to explain to the parents how their failure to consent affects the ability of their child to receive services under 92 NAC 52.

Legal Reference: 92 NAC 52

Legal Reference: 34 CFR Parts 300, 303 and 304
Neb. Rev. Stat. Sec. 79-1110 to 79-1167
92 NAC 51, 52 and 55

Approved: 02/16/2004

Reviewed: 04/17/2006, 06/15/2009, 05/10/2021, 7/7/2022

Revised: 05/15/2006, 06/15/2009, 06/14/2021, 7/11/2022,

HASTINGS PUBLIC SCHOOLS

Students

Collection of Information Relating to Dyslexia

The District will collect and maintain the following information relating to dyslexia during each school year:

- (1) Testing for a specific learning disability in the area of reading, including tests that identify characteristics of dyslexia and the results of such tests;
- (2) The number of students identified as having a reading issue, including dyslexia, pursuant to the assessment administered under the Nebraska Reading Improvement Act and Policy 6213;
- (3) The number of students identified in Paragraph (2) that have shown growth on the measure used to identify the reading issue; and
- (4) All other data required by law and/or the District’s special education obligations.

By July 1st of each year, the District will provide the Nebraska State Department of Education with information collected about dyslexia, as requested by the Department.

Any student or parent/guardian with questions or concerns about dyslexia are encouraged to contact the District’s Director of Special Education.

Legal Reference: LB 298 (2023)

Approved _____ Reviewed _____ Revised _____

HASTINGS PUBLIC SCHOOLS

Instruction

Behavioral Points of Contact

The Superintendent is delegated the authority to designate one or more behavioral awareness and health points of contact for each school building in the District. The behavioral awareness and health point of contact may be an administrator, nurse, psychologist, or another appropriate staff member. Each behavioral awareness and health point of contact will be trained in behavioral awareness and health and have knowledge of community service providers and other resources that are available for the students and families in the District. The District will maintain or have access to a registry of local mental health and counseling resources for students and parents.

The points of contact will be listed on the District’s website and in the student handbook.

The Superintendent shall report the designated behavioral awareness and health points of contact to the Nebraska State Department of Education each year when requested by the Department.

In addition, all District employees who interact with students, as determined by the Superintendent, shall receive at least one hour of behavioral and mental health training with a focus on suicide awareness and prevention training each year. The Superintendent or designee shall be responsible for coordinating this training.

Legal Reference: Neb. Rev. Stat. § 79-11,159
LB 705, § 4 (2023)

Approved _____
Reviewed _____
Revised _____

HASTINGS PUBLIC SCHOOLS

WEAPONS

Possessing, handling, or transmitting any object or material that is ordinarily or generally considered a weapon and look-a-likes, including, but not limited to, guns and knives, is prohibited. Weapons cause material and substantial disruption to the school environment and present a threat to the health and safety of students, employees, and visitors on the School District premises or property within the jurisdiction of the School District.

Weapons and other dangerous objects and look-a-likes shall be taken from students and others who bring them onto the School District property or onto property within the jurisdiction of the School District or from students who are within the control of the School District.

Parents of students found to possess weapons or dangerous objects or look-a-likes on school property shall be notified of the incident. Confiscation of weapons or dangerous objects shall be reported to the law enforcement officials; and students will be subject to disciplinary action, including suspension or expulsion.

Students bringing firearms to school or knowingly possessing firearms at school shall be expelled for not less than one year. Students bringing to school or possessing dangerous weapons, including firearms, will be referred to law enforcement authorities. The Superintendent shall have the authority to recommend this expulsion requirement be modified for students on a case-by-case basis. For purposes of this portion of this policy, the term "firearm" includes, but is not limited to, any weapon which is designed to expel a projectile by the action of an explosive, the frame or receiver of any such weapon, a muffler or silencer for such a weapon, or any explosive, incendiary or poison gas.

Weapons under the control of law enforcement officials shall be exempt from this policy. The principal may allow authorized persons to display weapons or other dangerous objects or look-a-likes for educational purposes. Such a display shall also be exempt from this policy. It shall be the responsibility of the Superintendent, in conjunction with the principal, to develop administrative regulations regarding this policy.

Legal Reference: Neb Statute 79-263
 Improving America's Schools Act of 1994, P.L. 103-382. 18
 U.S.C. § 921 (1994).
 McClain v. Lafayette County Bd. of Education, 673 F.2d 106
 (5th Cir. 1982).

Cross Reference: 504.01 Students (Parents) Complaints
 504.02 Students (Parents) Grievances
 505 Student Discipline
 508 Student Health and Well-Being

Approved 9-15-03 Reviewed _____ Revised _____

WEAPONS

Possessing, handling, or transmitting any object or material that is ordinarily or generally considered a weapon and look-a-likes, including, but not limited to, guns and knives, is prohibited, **including concealed firearms**. Weapons cause material and substantial disruption to the school environment and present a threat to the health and safety of students, employees, and visitors on the School District premises or property within the jurisdiction of the School District.

Weapons and other dangerous objects and look-a-likes, **including concealed firearms**, shall be taken from students and others who bring them onto the School District property or onto property within the jurisdiction of the School District or from students who are within the control of the School District.

Parents of students found to possess weapons or dangerous objects or look-a-likes on school property shall be notified of the incident. Confiscation of weapons or dangerous objects shall be reported to the law enforcement officials; and students will be subject to disciplinary action, including suspension or expulsion.

Students bringing firearms to school or knowingly possessing firearms at school shall be expelled for not less than one year. Students bringing to school or possessing dangerous weapons, including firearms, will be referred to law enforcement authorities. The Superintendent shall have the authority to recommend this expulsion requirement be modified for students on a case-by-case basis. For purposes of this portion of this policy, the term "firearm" includes, but is not limited to, any weapon which is designed to expel a projectile by the action of an explosive, the frame or receiver of any such weapon, a muffler or silencer for such a weapon, or any explosive, incendiary or poison gas.

Weapons under the control of law enforcement officials shall be exempt from this policy. The principal may allow authorized persons to display weapons or other dangerous objects or look-a-likes for educational purposes. Such a display shall also be exempt from this policy. It shall be the responsibility of the Superintendent, in conjunction with the principal, to develop administrative regulations regarding this policy.

Legal Reference: Neb Statute 79-263
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 U.S.C. § 921 (1994).
 McClain v. Lafayette County Bd. of Education, 673 F.2d 106
 (5th Cir. 1982).

Cross Reference: 504.01 Students (Parents) Complaints
 504.02 Students (Parents) Grievances
 505 Student Discipline
 508 Student Health and Well-Being

Approved 9-15-03 Reviewed 7-13-23 Revised 7-17-23

Seizure Safe Schools

It shall be the policy of the Hastings Public Schools that each school building will have a "seizure action plan" if the following criteria are met: (1) at least one student in that building has been identified as having a seizure disorder; and (2) that student's parent or guardian and health care provider have worked with the school to develop a seizure action plan.

Every building with a seizure action plan will have at least one employee who has met the training requirements necessary to administer or assist with the self-administration of a seizure rescue medication or medication prescribed to treat seizure disorder symptoms.

In accordance with state law, except in the case of an emergency, prior to the administration of a seizure rescue medication or medication prescribed to treat seizure disorder symptoms by a school employee, a student's parent or guardian must:

1. Provide the school with a written authorization to administer the medication at school;
2. Provide a written statement from the student's health care practitioner containing the following information:
 - a. The student's name;
 - b. The name and purpose of the medication;
 - c. The prescribed dosage;
 - d. The route of administration;
 - e. The frequency that the medication may be administered; and
 - f. The circumstances under which the medication may be administered.
3. Provide the medication to the school in its unopened, sealed package with the intact label affixed by the dispensing pharmacy; and
4. Collaborate with school employees to create a seizure action plan.

If permitted by the student's seizure action plan, a student shall be allowed to possess the supplies, equipment, and medication necessary to treat a seizure disorder in accordance with such seizure action plan.

Any authorization provided by a parent or guardian shall be effective only for the school year in which it is provided and shall be renewed each following school year.

Legal Reference: Neb. Statute 79-3201 to 3207

Approved _____ Reviewed _____ Revised _____

HASTINGS PUBLIC SCHOOLS

Initiations, Hazing, Secret Clubs and Outside Organizations

It shall be the policy of the Hastings Public Schools that student initiations, hazing, secret clubs, and outside organizations are prohibited.

Initiations. Initiations by classes, clubs or athletic teams are prohibited except with the approval of the administration. Any student who engages in or encourages initiations that have not been approved by the administration is subject to disciplinary action, up to and including denial of any or all school privileges and expulsion.

The administration may only give consent to initiation activities that are consistent with student conduct expectations and that do not present a risk of physical or mental injury or belittlement.

Hazing. Hazing by classes, clubs, athletic teams or other student organizations are prohibited. Hazing means any activity by which a person intentionally or recklessly endangers the physical or mental health or safety of an individual for the purpose of initiation into, admission into, affiliation with, or continued membership with any school organization. Such prohibited hazing activity includes whipping, beating, branding, an act of sexual penetration, an exposure of the genitals of the body done with intent to affront or alarm any person, a lewd fondling or caressing of the body of another person, forced and prolonged calisthenics, prolonged exposure to the elements, forced consumption of any food, liquor, beverage, drug, or harmful substance not generally intended for human consumption, prolonged sleep deprivation, sexual conduct, nudity, or any brutal treatment or the performance of any act which endangers the physical or mental health or safety of any person or the coercing of any such activity. Hazing is prohibited even though the person who has been the subject of the hazing consents to the activity. Any student who engages in or encourages hazing is subject to disciplinary action, up to and including denial of any or all school privileges and expulsion.

Secret Organizations. It is unlawful for students to participate in or be members of any secret fraternity or secret organization that is in any degree a school organization. Any student who violates this restriction is subject to disciplinary action, up to and including denial of any or all school privileges and expulsion.

Outside Organizations. It is unlawful for any person, whether a student of the District or not, to enter upon the school grounds or any school building for the purpose of rushing or soliciting, while there, any student to join any fraternity, society, or association organized outside of the schools. Any person who violates this restriction is subject to criminal prosecution and removal and exclusion from school grounds.

Legal Reference: Neb. Rev. Stat. Sections 79-2,101 to 79-2,102
Student Discipline Act, Neb. Rev. Stat. Sections 79-
254 to 79-296
Neb. Rev. Stat. Sections 28-311.06 to 28-311.07

Approved _____ Reviewed _____ Revised _____

HASTINGS PUBLIC SCHOOLS

COMMUNITY USE OF SCHOOL FACILITIES

It shall be the policy of the Hastings Public Schools to encourage community members and groups to use school buildings and facilities for the promotion of school, civic, or social goals, subject to the following provisions:

1. The requirements of the school program will be given the highest priority, at all times, in determining the use of school buildings and facilities.
2. A community school program will receive a higher priority when there are multiple requests for the use of the school building or facility and the other requests involve non-educational programs.
3. School-related organizations, such as the PTO and professional educational organizations, will receive a higher priority when there are multiple requests for the use of a school building or facility and the other requests are from organizations and are for activities that are not directly school-related.
4. Approved student groups will be given priority when there are multiple requests for the use of a school building or facility and the other requests are from adult groups.
5. Requests from groups seeking to use school facilities for financial profit will be considered on an individual basis. The Superintendent or the Superintendent's designee will be authorized to deny such requests if the nature of the activity is such that use of a public building or facility for such an activity would be inappropriate.
6. Requests from groups seeking to use a school building or facility for partisan reasons will be denied. For purposes of administration of this policy, partisan will be interpreted to mean the promotion of the candidacy of a person or a group of persons. This exclusion would not apply to the use of a building or facility for a community forum, for voter registration purposes, or as a polling place.

It shall further be the policy of the Hastings Public Schools that school equipment may not be removed from school buildings for use by an individual or a non-school organization. Exceptions to this policy may be made by the Superintendent when such requests are made by community agencies or groups for the use of school equipment on a short-term basis.

When non-school groups are granted requests to use school facilities on Saturdays, Sundays, and/or holidays, they will be charged an additional fee to cover the wages of employees required to work on those days and/or additional utility costs.

Cross Reference: 705.02 Usage Fees, Admissions, and Royalties

Approved 12-16-02 Reviewed 12-15-08, 01-19-09 Revised 01-19-09

HASTINGS PUBLIC SCHOOLS

COMMUNITY USE OF SCHOOL FACILITIES

It shall be the policy of the Hastings Public Schools to encourage community members and groups to use school buildings and facilities for the promotion of school, civic, or social goals, subject to the following provisions:

1. The requirements of the school program will be given the highest priority, at all times, in determining the use of school buildings and facilities.
2. A community school program will receive a higher priority when there are multiple requests for the use of the school building or facility and the other requests involve non-educational programs.
3. School-related organizations, such as the PTO and professional educational organizations, will receive a higher priority when there are multiple requests for the use of a school building or facility and the other requests are from organizations and are for activities that are not directly school-related.
4. Approved student groups will be given priority when there are multiple requests for the use of a school building or facility and the other requests are from adult groups.
5. **Access by Youth Organizations.** The District will allow, upon request, a representative of a recognized youth organization to provide: (1) oral or written information to students regarding the youth organization and how such youth organization furthers the educational interests and civic involvement of students in a manner consistent with good citizenship; and (2) services and activities to any student who is a member of such youth organization. A "recognized youth organization" is limited to those group listed in 36 U.S.C. Subtitle II, Part B. Each requesting youth organization will be permitted to provide information at school at least once during each school year. The administration will make a good faith effort to find a mutually agreeable date, time, and location for each requesting youth organization, though the administration shall have the ultimate authority to select the date, time, and location for any requesting youth organization. Under no circumstances will any requesting youth organization be permitted to provide oral information to students during instructional time, unless previously approved by the Superintendent or Superintendent's designee. Every representative from a requesting youth organization must submit to, at the organization's cost, a background check. The Superintendent or Superintendent's designee may refuse to allow an individual to be on school grounds if the individual's background check discloses a prior felony conviction or if, in the Superintendent's discretion, the background check otherwise reveals concerns about student safety. Nothing in this Paragraph preempts or undermines any provision of the District's Parental Involvement Policy.
6. Requests from groups seeking to use school facilities for financial profit will be considered on an individual basis. The Superintendent or the Superintendent's designee will be authorized to deny such requests if the nature of the activity is such that use of a public building or facility for such an activity would be inappropriate.
7. Requests from groups seeking to use a school building or facility for partisan reasons will be denied. For purposes of administration of this policy, partisan will be interpreted to mean the promotion of the candidacy of a person or a group of persons. This exclusion would not apply to the use of a building or facility for a community forum, for voter registration purposes, or as a polling place.

It shall further be the policy of the Hastings Public Schools that school equipment may not be removed from school buildings for use by an individual or a non-school organization. Exceptions to this policy may be made by the Superintendent when such requests are made by community agencies or groups for the use of school equipment on a short-term basis.

When non-school groups are granted requests to use school facilities on Saturdays, Sundays, and/or holidays, they will be charged an additional fee to cover the wages of employees required to work on those days and/or additional utility costs.

Cross Reference: 705.02 Usage Fees, Admissions, and Royalties

Approved 12-16-02 Reviewed 12-15-08, 01-19-09, 7-13-23 Revised 01-19-09, 7-17-23

HASTINGS PUBLIC SCHOOLS

ENROLLMENT OPTION PROGRAM

It shall be the policy of the Hastings Public Schools that any resident student of the District petitioning to transfer from this District to any other public school in the State of Nebraska shall be approved. Effective June 21, 2004, Hastings Public Schools will no longer require that the application to transfer from the District be filed by March 15. Such application shall be filed with the office of the superintendent of the option district prior to the option district's deadline, however, if so required by the option district, for enrollment during the following school year. Further, it shall be the policy of this District to receive students on an option enrollment basis subject to the following:

1. The maximum number of option students that the District will receive in any program, class, grade level, or school building will be determined at the regular March meeting of the Board of Education. Such maximum number shall be based upon the availability of staff, facilities, equipment, and projected enrollment of resident students. Such number shall be established by Board action and shall be made available during regular business hours at the Administrative Offices of the District.
2. At the regular March meeting of the Board of Education, the Board shall ascertain what student service programs are available within the District, shall make a finding and issue a written statement of the availability of such appropriate student service programs, and shall make such statement available to the public during the regular business hours at the Administrative Offices of the District. The District will not accept students for whom it does not have an appropriate program and, hence, for whom a contracted, out-of-district program would be required.
3. If any program, class, or school building is unavailable to option students due to lack of capacity, the Board of Education shall, by resolution, so declare, such resolution to be made at the regular March meeting of the Board; and a written statement of such resolution shall be available during regular business hours at the Administrative Offices of the District.
4. In the event a student with a disability is receiving services from this District pursuant to a contract with his or her resident district, it shall be the policy of this District to refuse a transfer pursuant to the open enrollment statutes of this state from the student's district of residence to this District.
5. In the event the number of applications received by this District as an option district would result in capacity of any program, class, or building being exceeded under this policy, applications shall be considered in the order in which they were received until capacity as is herein described is reached. The Board shall not be obligated to grant

an application once capacity has been reached in any program, class, or building.

6. Elementary enrollment option students opting into the Hastings Public Schools from an area annexed by the City of Hastings and covered by an interlocal agreement between the school districts shall be assigned to a neighborhood elementary attendance area. Parents may request a transfer of their child to another elementary school per Board Policy 502.09.

It shall further be the policy of the Hastings Public Schools not to provide transportation to any option student.

Legal Reference: Neb. Rev. Stat. 79-3401 et. seq.

To provide students the option of attending school in a district other than the one in which he or she resides; to provide duties for the resident and option districts.

Rule 19	Nebraska Department of Education
Title 92	Regulations and Standards for Enrollment
Chapter 7	Option Program, Nebraska Administrative Code

Cross Reference:	502.02	Nonresident Students
	502.09	Student Transfers

Approved 4-19-04 Reviewed 6-21-04, 3-21-05 Revised 6-21-04, 3-21-05

HASTINGS PUBLIC SCHOOLS

ENROLLMENT OPTION PROGRAM

It shall be the policy of the Hastings Public Schools that any resident student of the District petitioning to transfer from this District to any other public school in the State of Nebraska shall be approved. ~~Effective June 21, 2004, Hastings Public Schools will no longer require that the application to transfer from the District be filed by March 15. Such application shall be filed with the office of the superintendent of the option district prior to the option district's deadline, however, if so required by the option district, for enrollment during the following school year.~~ Further, it shall be the policy of this District to receive students on an option enrollment basis subject to the following:

1. The maximum number of option students that the District will receive in any program, class, grade level, or school building will be determined at the regular **September** meeting of the Board of Education. Such maximum number shall be based upon the availability of staff, facilities, equipment, and projected enrollment of resident students. Such number shall be established by Board action and shall be made available during regular business hours at the Administrative Offices of the District.
2. At the regular **September** meeting of the Board of Education, the Board shall ascertain what student service programs are available within the District, shall make a finding and issue a written statement of the availability of such appropriate student service programs, and shall make such statement available to the public during the regular business hours at the Administrative Offices of the District. The District will not accept students for whom it does not have an appropriate program and, hence, for whom a contracted, out-of-district program would be required.
3. If any program or class, ~~or school building~~ is unavailable to option students due to lack of capacity, the Board of Education shall, by resolution, so declare, such resolution to be made at the regular **September** meeting of the Board; and a written statement of such resolution shall be available during regular business hours at the Administrative Offices of the District. ~~For any option application for a student that would receive or could be eligible to receive special education or related services, the Director of Special Education or designee shall conduct a case-by-case analysis to determine if the District has the capacity to provide the student with the appropriate services and accommodations.~~
4. In the event a student with a disability is receiving services from this District pursuant to a contract with his or her resident district, it shall be the policy of this District to refuse a transfer pursuant to the open enrollment statutes of this state from the student's district of residence to this District.
5. In the event the number of applications received by this District as an option district would result in capacity of any program, class, or building being exceeded under this policy, applications shall be considered in the order in which they were received until capacity as is herein described is reached. The Board shall not be obligated to grant

an application once capacity has been reached in any program, class, or building.

6. Elementary enrollment option students opting into the Hastings Public Schools from an area annexed by the City of Hastings and covered by an interlocal agreement between the school districts shall be assigned to a neighborhood elementary attendance area. Parents may request a transfer of their child to another elementary school per Board Policy 502.09.

It shall further be the policy of the Hastings Public Schools not to provide transportation to any option student.

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To provide students the option of attending school in a district other than the one in which he or she resides; to provide duties for the resident and option districts.

Rule 19	Nebraska Department of Education
Title 92	Regulations and Standards for Enrollment
Chapter 7	Option Program, Nebraska Administrative Code

Cross Reference:	502.02	Nonresident Students
	502.09	Student Transfers

Approved: 4-19-04

Reviewed: 6-21-04, 3-21-05, 7-13-23

Revised: 6-21-04, 3-21-05, 7-17-23

HASTINGS PUBLIC SCHOOLS

RESOLUTION

WHEREAS, the School Board is required by law to adopt by resolution policies and specific standards for acceptance or rejection of option enrollment applications by October 15th for the following school year; and,

WHEREAS, the School Board has received and reviewed evidence and information submitted by the administration and other sources and made determinations thereon with respect to standards for acceptance or rejection and with respect to the capacity of this school district to accept option enrollment students based upon available staff, available facilities, projected enrollment, and availability of special education programs for the following school year; and,

WHEREAS, the School Board has determined that the educational interests of this school district would be best served by adoption of the resolutions, and the policies and specific standards herein contained.

NOW, THEREFORE, BE IT RESOLVED that the Option Enrollment Policy presented to the School Board as Policy 503.03, and Appendix "1" to such Policy 503.03, should be and the same are hereby adopted, and any previous policy or interpretation or application of the option enrollment program which is or has been inconsistent with the Policy 503.03, and Appendix "1" to such Policy 503.03, are repealed effective on the date of the passage of this resolution,

BE IT FURTHER RESOLVED that all paragraphs, subparagraphs, and portions of words of this Resolution, of Policy 503.03, and Appendix "1" to such Policy 503.03 are severable and that in the event any of the same are determined to be invalid for any reason, such determination shall not affect the validity of any of the remainder of the same.

BE IT FURTHER RESOLVED that policies and specific standards for acceptance or rejection of option enrollment applications should be and are hereby adopted, for applications filed after adoption of this resolution, and are hereinafter set forth:

The above Resolution, having been read in its entirety, member _____ moved for its passage and adoption, member _____ seconded the same. After discussion and on roll call vote, the following members voted in favor of passage and adoption of the above Resolution: _____.

The following members voted against the same: _____.

The following members were absent or not voting: _____.

The Resolution having been consented to and approved by a majority of the members of the School Board, was declared as passed and adopted by the President at a duly held and lawfully convened meeting in full compliance with the Nebraska open meetings law.

DATED this ____ day of _____, 20__.

[NAME] PUBLIC SCHOOLS

Attest: _____
Secretary

By: _____
President

Appendix “1” to Option Enrollment Policy

The following is Appendix “1” to Policy 503.03 for the current school year. The Board of Education hereby sets forth the maximum number of option students for the current school year in any program, class, grade level or school building or in any special education programs operated by this school district, based upon available staff, facilities, projected enrollment of resident students, projected number of students with which this school district will contract based on existing contractual arrangements, and availability of appropriate special education programs. Any program, class, grade level, or school building which has “0” as the No. of Option Students is hereby declared unavailable to option students due to lack of capacity.

PROGRAM	PROGRAM CAPACITY	PROJECTED ENROLLMENT	NO. OF OPTION STUDENTS
Kindergarten			
First			
Second			
Third			
Fourth			
Fifth			
Building Capacity, Elementary			
Sixth			
Seventh			
Eighth			
Building Capacity, Middle School Attendance Center			
Ninth			
Tenth			
Eleventh			
Twelfth			
Building Capacity, Sr. High School Attendance Center			

* Special education capacity will be determined on a case-by-case basis in accordance with state law and the available resources as determined by the District’s Director of Special Education or designee.

STUDENT DISCIPLINE

- A. Development of Uniform Discipline System. It shall be the responsibility of the Superintendent to develop and maintain a system of uniform discipline. The discipline which may be imposed includes actions which are determined to be reasonably necessary to aid the student, to further school purposes, or to prevent interference with the educational process, such as (without limitation) counseling and warning students, parent contacts and parent conferences, rearrangement of schedules, requirements that a student remain in school after regular hours to do additional work, restriction of extracurricular activity, or requirements that a student receive counseling upon written consent of the parent or guardian, or in-school suspension. The discipline may also include out-of-school suspension (short-term or long-term) and expulsion.

1. Short-Term Suspension: Students may be excluded by the Principal or the Principal's designee from school or any school function for a period of up to five school days (short-term suspension) on the following grounds:

- a. Conduct that constitutes grounds for expulsion, whether the conduct occurs on or off school grounds; or
- b. Other violations of rules and standards of behavior adopted by the Board of Education or the administrative or teaching staff of the school, which occur on or off school grounds, if such conduct interferes with school purposes or there is a nexus between such conduct and school.

The following process will apply to short-term suspensions:

- a. The Principal or the Principal's designee will make a reasonable investigation of the facts and circumstances. A short-term suspension will be made upon a determination that the suspension is necessary to help any student, to further school purposes, or to prevent an interference with school purposes.
- b. Prior to commencement of the short-term suspension, the student will be given oral or written notice of the charges against the student. The student will be advised of what the student is accused of having done, an explanation of the evidence the authorities have, and be afforded an opportunity to explain the student's version of the facts.
- c. Within 24 hours or such additional time as is reasonably necessary following the suspension, the Principal or administrator will send a written statement to the student and the student's parent or

- guardian describing the student's conduct, misconduct or violation of the rule or standard and the reasons for the action taken.
- d. An opportunity will be given to the student, and the student's parent or guardian, to have a conference with the Principal or administrator ordering the short-term suspension before or at the time the student returns to school. The Principal or administrator shall determine who in addition to the parent or guardian is to attend the conference.
 - e. A student who on a short-term suspension shall not be permitted to be on school grounds without the express permission of the Principal.
2. Long-Term Suspension: A long-term suspension means an exclusion from school and any school functions for a period of more than five school days but less than twenty school days. A student who on a long-term suspension shall not be permitted to be on school grounds without the express permission of the Principal. A notice will be given to the student and the parents/guardian when the Principal recommends a long-term suspension. The notice will include a description of the procedures for long-term suspension; the procedures will be those set forth in the Student Discipline Act.
3. Expulsion:
- a. Meaning of Expulsion. Expulsion means exclusion from attendance in all schools, grounds and activities of or within the system for a period not to exceed the remainder of the semester in which it took effect unless the misconduct occurred (a) within ten school days prior to the end of the first semester, in which case the expulsion shall remain in effect through the second semester, or (b) within ten school days prior to the end of the second semester, in which case the expulsion shall remain in effect for summer school and the first semester of the following school year, or (c) unless the expulsion is for conduct specified in these rules or in law as permitting or requiring a longer removal, in which case the expulsion shall remain in effect for the period specified therein. Such action may be modified or terminated by the school district at any time during the expulsion period. A student who has been expelled shall not be permitted to be on school grounds without the express permission of the Principal. A notice will be given to the student and the parents/guardian when the Principal recommends an expulsion. The notice will include a description of the procedures for

- b. expulsion; the procedures will be those set forth in the Student Discipline Act.
- c. Suspensions Pending Hearing. When a notice of intent to discipline a student by long-term suspension, expulsion, or mandatory reassignment is filed with the superintendent, the student may be suspended by the principal until the date the long-term suspension, expulsion, or mandatory reassignment takes effect if no hearing is requested or, if a hearing is requested, the date the hearing examiner makes the report of his or her findings and a recommendation of the action to be taken to the superintendent, if the principal determines that the student must be suspended immediately to prevent or substantially reduce the risk of (a) interference with an educational function or school purpose or (b) a personal injury to the student himself or herself, other students, school employees, or school volunteers.
- d. Summer Review. Any expulsion that will remain in effect during the first semester of the following school year will be automatically scheduled for review before the beginning of the school year in accordance with law.
- e. Alternative Education: Students who are expelled may be provided an alternative education program that will enable the student to continue academic work for credit toward graduation. In the event an alternative education program is not provided, a conference will be held with the parent, student, the Principal or another school representative assigned by the Principal, and a representative of a community organization that assists young people or that is involved with juvenile justice to develop a plan for the student in accordance with law.
- f. Suspension of Enforcement of an Expulsion: Enforcement of an expulsion action may be suspended (i.e., “stayed”) for a period of not more than one full semester in addition to the balance of the semester in which the expulsion takes effect. As a condition of such suspended action, the student and parents will be required to sign a discipline agreement.
- g. Students Subject to Juvenile or Court Probation. Prior to the readmission to school of any student who is less than nineteen years of age and who is subject to the supervision of a juvenile probation officer or an adult probation officer pursuant to the order

of the District Court, County Court, or Juvenile Court, who chooses to meet conditions of probation by attending school, and who has previously been expelled from school, the Principal or the Principal's designee shall meet with the student's probation officer and assist in developing conditions of probation that will provide specific guidelines for behavior and consequences for misbehavior at school (including conduct on school grounds and conduct during an educational function or event off school grounds) as well as educational objectives that must be achieved. If the guidelines, consequences, and objectives provided by the Principal or the Principal's designee are agreed to by the probation officer and the student, and the court permits the student to return to school under the agreed to conditions, the student may be permitted to return to school. The student may with proper consent, upon such return, be evaluated by the school for possible disabilities and may be referred for evaluation for possible placement in a special education program. The student may be expelled or otherwise disciplined for subsequent conduct as provided in Board policy and state statute.

4. Emergency Exclusion: A student may be excluded from school in the following circumstances:
 - a. If the student has a dangerous communicable disease transmissible through normal school contacts and poses an imminent threat to the health or safety of the school community; or
 - b. If the student's conduct presents a clear threat to the physical safety of himself, herself, or others, or is so extremely disruptive as to make temporary removal necessary to preserve the rights of other students to pursue an education.

Any emergency exclusion shall be based upon a clear factual situation warranting it and shall last no longer than is necessary to avoid the dangers described above.

If the emergency exclusion will be for five school days or less, the procedures for a short-term suspension shall be followed. If the Superintendent or his or her designee determines that an emergency exclusion shall extend beyond five days, a hearing is to be held and a final determination made within ten school days after the initial date of exclusion. Such procedures shall substantially comply with the procedures set forth in this policy for a long-term suspension or expulsion, and be modified only to the extent necessary to accomplish the hearing and determination within this shorter time period.

5. Other Forms of Student Discipline: Administrative and teaching personnel may also take actions regarding student behavior, other than removal of students from school, which are reasonably necessary to aid the student, further school purposes, or prevent interference with the educational process. Such actions may include, but are not limited to, counseling of students, parent conferences, rearrangement of schedules, requirements that a student remain in school after regular hours to do additional work, restriction of extracurricular activity, or requirements that a student receive counseling, psychological evaluation, or psychiatric evaluation upon the written consent of a parent or guardian to such counseling or evaluation. The actions may also include in-school suspensions. When in-school suspensions, after-school assignments, or other disciplinary measures are assigned, the student is responsible for complying with such disciplinary measures. A failure to serve such assigned discipline as directed will serve as grounds for further discipline, up to expulsion from school.
- B. Student Conduct Expectations. Students are not to engage in conduct which causes or which creates a reasonable likelihood that it will cause a substantial disruption in or material interference with any school function, activity or purpose or interfere with the health, safety, well being or rights of other students, staff or visitors.
- C. Grounds for Short-Term Suspension, Long-Term Suspension, Expulsion or Mandatory Reassignment. The following conduct has been determined by the Board of Education to have the potential to seriously affect the health, safety or welfare of students, staff and other persons or to otherwise seriously interfere with the educational process. Such conduct constitutes grounds for long-term suspension, expulsion, or mandatory reassignment, and any other lesser forms of discipline. The conduct is subject to the consequence of long-term suspension, expulsion, or mandatory reassignment where it occurs on school grounds, in a vehicle owned, leased, or contracted by the school and being used for a school purpose or in a vehicle being driven for a school purpose by a school employee or an employee's designee, or at a school-sponsored activity or athletic event.
1. Willfully disobeying any reasonable written or oral request of a school staff member, or the voicing of disrespect to those in authority.
 2. Use of violence, force, coercion, threat, intimidation, harassment, or similar conduct in a manner that constitutes a substantial interference with school purposes or making any communication that a reasonable recipient would interpret as a serious expression of an intent to harm or cause injury to another.
 3. Willfully causing or attempting to cause substantial damage to property, stealing or attempting to steal property of substantial value, repeated

- damage or theft involving property, or setting or attempting to set a fire of any magnitude.
4. Causing or attempting to cause personal injury to any person, including any school employee, school volunteer, or student. Personal injury caused by accident, self-defense, or other action undertaken on the reasonable belief that it was necessary to protect some other person shall not constitute a violation of this subdivision.
 5. Threatening or intimidating any student for the purpose of or with the intent of obtaining money or anything of value from such student or making a threat which causes or may be expected to cause a disruption to school operations.
 6. Knowingly possessing, handling, or transmitting any object or material that is ordinarily or generally considered a weapon or that has the appearance of a weapon or bringing or possessing any explosive device, including fireworks.
 7. Engaging in selling, using, possessing or dispensing of alcohol, tobacco, narcotics, drugs, controlled substance, or an inhalant; being under the influence of any of the above; possession of drug paraphernalia, or the selling, using, possessing, or dispensing of an imitation controlled substance as defined in section 28-401 of the Nebraska statutes, or material represented to be alcohol, narcotics, drugs, a controlled substance or inhalant. Tobacco means any tobacco product (including but not limited to cigarettes, cigars, and chewing tobacco), vapor products (such as e-cigarettes), electronic nicotine delivery systems, alternative nicotine products, tobacco product look-alikes, and products intended to replicate tobacco products either by appearance or effect. Use of a controlled substance in the manner prescribed for the student by the student's physician is not a violation. The term "under the influence" has a less strict meaning than it does under criminal law; for school purposes, the term means any level of impairment and includes even the odor of alcohol or illegal substances on the breath or person of a student; also, it includes being impaired by reason of the abuse of any material used as a stimulant.
 8. Public indecency or sexual conduct.
 9. Engaging in bullying, which includes any ongoing pattern of physical, verbal, or electronic abuse on school grounds, in a vehicle owned, leased, or contracted by a school being used for a school purpose by a school employee or a school employee's designee, or at school-sponsored activities or school-sponsored athletic events.
 10. Sexually assaulting or attempting to sexually assault any person. This conduct may result in an expulsion regardless of the time or location of the offense if a complaint alleging such conduct is filed in a court of competent jurisdiction.

11. Engaging in any activity forbidden by law which constitutes a danger to other students or interferes with school purposes. This conduct may result in an expulsion regardless of the time or location of the offense if the conduct creates or had the potential to create a substantial interference with school purposes, such as the use of the telephone or internet off-school grounds to threaten.
12. A repeated violation of any rules established by the school district or school officials if such violations constitute a substantial interference with school purposes.
13. Truancy or failure to attend assigned classes or assigned activities; or tardiness to school, assigned classes or assigned activities.
14. The use of language, written or oral, or conduct, including gestures, which is profane or abusive to students or staff members. Profane or abusive language or conduct includes, but is not limited to, that which is commonly understood and intended to be derogatory toward a group or individual based upon race, gender, disability, national origin, or religion.
15. Dressing or grooming in a manner which is dangerous to the student's health and safety or a danger to the health and safety of others or repeated violations of the student dress and grooming standards; dressing, grooming, or engaging in speech that is lewd or indecent, vulgar or plainly offensive; dressing, grooming, or engaging in speech that school officials reasonably conclude will materially and substantially disrupt the work and discipline of the school; dressing, grooming, or engaging in speech that a reasonable observer would interpret as advocating illegal drug use.
16. Willfully violating the behavioral expectations for riding school buses or vehicles.
17. A student who engages in the following conduct shall be expelled for the remainder of the school year in which it took effect if the misconduct occurs during the first semester, and if the expulsion for such conduct takes place during the second semester, the expulsion shall remain in effect for the first semester of the following school year, with the condition that such action may be modified or terminated by the school district during the expulsion period on such terms as the administration may establish:
 - a. The knowing and intentional use of force in causing or attempting to cause personal injury to a school employee, school volunteer, or student, except if caused by accident, self-defense, or on the reasonable belief that the force used was necessary to protect some other person and the extent of force used was reasonably believed to be necessary, or

- b. The knowing and intentional possession, use, or transmission of a dangerous weapon other than a firearm.
18. Knowingly and intentionally possessing, using, or transmitting a firearm on school grounds, in a school-owned or utilized vehicle, or during an educational function or event off school grounds, or at a school-sponsored activity or athletic event. This conduct shall result in an expulsion for one calendar year. "Firearm" means a firearm as defined in 18 U.S.C. 921, as that statute existed on January 1, 1995. That statute includes the following statement: "The term 'firearm' means (a) any weapon (including a starter gun) which will or is designed to or may readily be converted to expel a projectile by the action of an explosive; (b) the frame or receiver of any such weapon; (c) any firearm muffler or firearm silencer; or (d) any destructive device." The Superintendent may modify such one year expulsion requirement on a case-by-case basis, provided that such modification is in writing.

Bringing a firearm or other dangerous weapon to school for any reason is discouraged; however, a student will not be subject to disciplinary action if the item is brought or possessed under the following conditions:

- a. Prior written permission to bring the firearm or other dangerous weapon to school is obtained from the student's teacher, building administrator and parent.
- b. The purpose of having the firearm or other dangerous weapon in school is for a legitimate educational function.
- c. A plan for its transportation into and from the school, its storage while in the school building and how it will be displayed must be developed with the prior written approval by the teacher and building administrator. Such plan shall require that such item will be in the possession of an adult staff member at all times except for such limited time as is necessary to fulfill the educational function.
- d. The firearm or other dangerous weapon shall be in an inoperable condition while it is on school grounds.

D. Law Violations

- 1. Any act of a student which is a basis for expulsion and which the principal or designee knows or suspects is a violation of the Nebraska Criminal Code will be reported to law enforcement as soon as possible. Conduct to be reported for law enforcement referral includes conduct that may constitute a felony, conduct which may constitute a threat to the safety or well-being of students or others in school programs and activities, and conduct that the legal system is better equipped to address than school

officials. Conduct that does not need to be reported for law enforcement referral includes typical adolescent behavior that can be addressed by school administrators without the involvement of law enforcement. In making the decision of whether to report, consideration should be given to the student's maturity, mental capacity, and behavioral disorders, where applicable. When appropriate, it shall be the responsibility of the referring administrator to contact the student's parent of the fact that the referral to legal authorities has been or will be made. The foregoing reporting standards shall be reviewed annually by the school board on or before August 1 of each year, be annually reviewed in collaboration with the County Attorney each year, be distributed to each student and his or her parent or guardian at the beginning of each school year, or at the time of enrollment if during the school year, and shall be posted in conspicuous places in each school during the school year.

2. When a principal or other school official releases a minor student to a peace officer (e.g., police officer, sheriff, and all other persons with similar authority to make arrests) for the purpose of removing the minor from the school premises, the principal or other school official shall take immediate steps to notify the parent, guardian, or responsible relative of the minor regarding the release of the minor to the officer and regarding the place to which the minor is reportedly being taken, except when a minor has been taken into custody as a victim of suspected child abuse, in which case the principal or other school official shall provide the peace officer with the address and telephone number of the minor's parents or guardian.

Legal Reference: Neb. Rev. Stat. sections 79-254 to 79-296

Forms related to this Policy are attached as Exhibit A.

Approved

Reviewed 6-17-19; 7-15-19 Revised 7-15-19

HASTINGS PUBLIC SCHOOLS

STUDENT DISCIPLINE

- A. Development of Uniform Discipline System. It shall be the responsibility of the Superintendent to develop and maintain a system of uniform discipline. The discipline which may be imposed includes actions which are determined to be reasonably necessary to aid the student, to further school purposes, or to prevent interference with the educational process, such as (without limitation) counseling and warning students, parent contacts and parent conferences, rearrangement of schedules, requirements that a student remain in school after regular hours to do additional work, restriction of extracurricular activity, or requirements that a student receive counseling upon written consent of the parent or guardian, or in-school suspension. The discipline may also include out-of-school suspension (short-term or long-term) and expulsion.

1. Short-Term Suspension: Students may be excluded by the Principal or the Principal's designee from school or any school function for a period of up to five school days (short-term suspension) on the following grounds:

- a. Conduct that constitutes grounds for expulsion, whether the conduct occurs on or off school grounds; or
- b. Other violations of rules and standards of behavior adopted by the Board of Education or the administrative or teaching staff of the school, which occur on or off school grounds, if such conduct interferes with school purposes or there is a nexus between such conduct and school.

The following process will apply to short-term suspensions:

- a. The Principal or the Principal's designee will make a reasonable investigation of the facts and circumstances. A short-term suspension will be made upon a determination that the suspension is necessary to help any student, to further school purposes, or to prevent an interference with school purposes.
- b. Prior to commencement of the short-term suspension, the student will be given oral or written notice of the charges against the student. The student will be advised of what the student is accused of having done, an explanation of the evidence the authorities have, and be afforded an opportunity to explain the student's version of the facts.
- c. Within 24 hours or such additional time as is reasonably necessary (not to exceed an additional 48 hours) following the suspension, the Principal or administrator will send a written statement to the student and the student's parent or

- guardian describing the student's conduct, misconduct or violation of the rule or standard and the reasons for the action taken.
- d. An opportunity will be given to the student, and the student's parent or guardian, to have a conference with the Principal or administrator ordering the short-term suspension before or at the time the student returns to school. The Principal or administrator shall determine who in addition to the parent or guardian is to attend the conference. **The Principal shall document their attempt to make a reasonable effort to hold a conference with the parent or guardian.**
 - e. A student who on a short-term suspension shall not be permitted to be on school grounds without the express permission of the Principal.
2. Long-Term Suspension: A long-term suspension means an exclusion from school and any school functions for a period of more than five school days but less than twenty school days. A student who on a long-term suspension shall not be permitted to be on school grounds without the express permission of the Principal. A notice will be given to the student and the parents/guardian when the Principal recommends a long-term suspension. The notice will include a description of the procedures for long-term suspension; the procedures will be those set forth in the Student Discipline Act.
3. Expulsion:
- a. Meaning of Expulsion. Expulsion means exclusion from attendance in all schools, grounds and activities of or within the system for a period not to exceed the remainder of the semester in which it took effect unless the misconduct occurred (a) within ten school days prior to the end of the first semester, in which case the expulsion shall remain in effect through the second semester, or (b) within ten school days prior to the end of the second semester, in which case the expulsion shall remain in effect for summer school and the first semester of the following school year, or (c) unless the expulsion is for conduct specified in these rules or in law as permitting or requiring a longer removal, in which case the expulsion shall remain in effect for the period specified therein. Such action may be modified or terminated by the school district at any time during the expulsion period. A student who has been expelled shall not be permitted to be on school grounds without the express permission of the Principal. A notice will be given to the student and the parents/guardian when the Principal recommends an expulsion. The notice will include a description of the procedures for

- b. expulsion; the procedures will be those set forth in the Student Discipline Act.
- c. Suspensions Pending Hearing. When a notice of intent to discipline a student by long-term suspension, expulsion, or mandatory reassignment is filed with the superintendent, the student may be suspended by the principal until the date the long-term suspension, expulsion, or mandatory reassignment takes effect if ~~no hearing is requested or, if a hearing is requested, the date the hearing examiner makes the report of his or her findings and a recommendation of the action to be taken to the superintendent,~~ if the principal determines that the student must be suspended immediately to prevent or substantially reduce the risk of (a) interference with an educational function or school purpose or (b) a personal injury to the student himself or herself, other students, school employees, or school volunteers. ~~If the student is suspended pending the outcome of the hearing, the student may complete classwork and homework, including, but not limited to, examinations, missed during the period of suspension. During this period, the student will not be required to attend the alternative programs for expelled students in order to complete classwork or homework.~~
- d. Summer Review. Any expulsion that will remain in effect during the first semester of the following school year will be automatically scheduled for review before the beginning of the school year in accordance with law.
- e. Alternative Education: Students who are expelled may be ~~provided~~ **offered** an alternative education program that will enable the student to continue academic work for credit toward graduation. ~~A student will not be required to attend the alternative education program in order to complete classwork and homework.~~ In the event an alternative education program is not provided, a conference will be held with the parent, student, the Principal or another school representative assigned by the Principal, and a representative of a community organization that assists young people or that is involved with juvenile justice to develop a plan for the student in accordance with law.
- f. Suspension of Enforcement of an Expulsion: Enforcement of an expulsion action may be suspended (i.e., “stayed”) for a period of not more than one full semester in addition to the balance of the semester in which the expulsion takes effect. As a condition of such suspended action, the student and parents will be required to sign a discipline agreement.

- g. Students Subject to Juvenile or Court Probation. Prior to the readmission to school of any student who is less than nineteen years of age and who is subject to the supervision of a juvenile probation officer or an adult probation officer pursuant to the order of the District Court, County Court, or Juvenile Court, who chooses to meet conditions of probation by attending school, and who has previously been expelled from school, the Principal or the Principal's designee shall meet with the student's probation officer and assist in developing conditions of probation that will provide specific guidelines for behavior and consequences for misbehavior at school (including conduct on school grounds and conduct during an educational function or event off school grounds) as well as educational objectives that must be achieved. If the guidelines, consequences, and objectives provided by the Principal or the Principal's designee are agreed to by the probation officer and the student, and the court permits the student to return to school under the agreed to conditions, the student may be permitted to return to school. The student may with proper consent, upon such return, be evaluated by the school for possible disabilities and may be referred for evaluation for possible placement in a special education program. The student may be expelled or otherwise disciplined for subsequent conduct as provided in Board policy and state statute.
- h. Returning from Expulsion. At the conclusion of an expulsion, the District will reinstate the student and accept nonduplicative, grade-appropriate credits earned by the student during the term of expulsion from any Nebraska accredited institution of institution accredited by one of the six regional accrediting bodies in the United States.
- i. Exception for Pre-Kindergarten through Second Grade students. Notwithstanding the foregoing, no pre-kindergarten through second grade student may be suspended from school, unless the student brings a deadly weapon on school grounds, in a school vehicle, or to a school activity. Instead, the Principal or Principal's designee may implement alternative disciplinary measures on a case-by-case basis if a pre-kindergarten through second grade student engages in misconduct that would otherwise result in a short-term suspension. If a pre-kindergarten through second grade student brings a deadly weapon on school grounds, in a school vehicle, or to a school activity, then the student may be suspended or expelled in accordance with the Policy's disciplinary procedures.

4. Emergency Exclusion: A student may be excluded from school in the following circumstances:
 - a. If the student has a dangerous communicable disease transmissible through normal school contacts and poses an imminent threat to the health or safety of the school community; or
 - b. If the student's conduct presents a clear threat to the physical safety of himself, herself, or others, or is so extremely disruptive as to make temporary removal necessary to preserve the rights of other students to pursue an education.

Any emergency exclusion shall be based upon a clear factual situation warranting it and shall last no longer than is necessary to avoid the dangers described above.

If the emergency exclusion will be for five school days or less, the procedures for a short-term suspension shall be followed. If the Superintendent or his or her designee determines that an emergency exclusion shall extend beyond five days, a hearing is to be held and a final determination made within ten school days after the initial date of exclusion. Such procedures shall substantially comply with the procedures set forth in this policy for a long-term suspension or expulsion, and be modified only to the extent necessary to accomplish the hearing and determination within this shorter time period.

5. **Other Forms of Student Discipline:** Administrative and teaching personnel may also take actions regarding student behavior, other than removal of students from school, which are reasonably necessary to aid the student, further school purposes, or prevent interference with the educational process. Such actions may include, but are not limited to, counseling of students, parent conferences, rearrangement of schedules, requirements that a student remain in school after regular hours to do additional work, restriction of extracurricular activity, or requirements that a student receive counseling, psychological evaluation, or psychiatric evaluation upon the written consent of a parent or guardian to such counseling or evaluation. The actions may also include in-school suspensions. When in-school suspensions, after-school assignments, or other disciplinary measures are assigned, the student is responsible for complying with such disciplinary measures. A failure to serve such assigned discipline as directed will serve as grounds for further discipline, up to expulsion from school.
- B. Student Conduct Expectations. Students are not to engage in conduct which causes or which creates a reasonable likelihood that it will cause a substantial disruption in or material interference with any school function, activity or purpose or interfere with the health, safety, well being or rights of other students, staff or visitors.
- C. Grounds for Short-Term Suspension, Long-Term Suspension, Expulsion or Mandatory Reassignment. The following conduct has been determined by the Board of Education to have the potential to seriously affect the health, safety or welfare of students, staff and other persons or to otherwise seriously interfere with the educational process. Such conduct constitutes grounds for long-term suspension, expulsion, or mandatory reassignment, and any other lesser forms of discipline. The conduct is subject to the consequence of long-term suspension, expulsion, or mandatory reassignment where it occurs on school grounds, in a vehicle owned, leased, or contracted by the school and being used for a school purpose or in a vehicle being driven for a school purpose by a school employee or an employee's designee, or at a school-sponsored activity or athletic event.
1. Willfully disobeying any reasonable written or oral request of a school staff member, or the voicing of disrespect to those in authority.
 2. Use of violence, force, coercion, threat, intimidation, harassment, or similar conduct in a manner that constitutes a substantial interference with school purposes or making any communication that a reasonable recipient would interpret as a serious expression of an intent to harm or cause injury to another.
 3. Willfully causing or attempting to cause substantial damage to property, stealing or attempting to steal property of substantial value, repeated

- damage or theft involving property, or setting or attempting to set a fire of any magnitude.
4. Causing or attempting to cause personal injury to any person, including any school employee, school volunteer, or student. Personal injury caused by accident, self-defense, or other action undertaken on the reasonable belief that it was necessary to protect some other person shall not constitute a violation of this subdivision.
 5. Threatening or intimidating any student for the purpose of or with the intent of obtaining money or anything of value from such student or making a threat which causes or may be expected to cause a disruption to school operations.
 6. Knowingly possessing, handling, or transmitting any object or material that is ordinarily or generally considered a weapon or that has the appearance of a weapon or bringing or possessing any explosive device, including fireworks.
 7. Engaging in selling, using, possessing or dispensing of alcohol, tobacco, narcotics, drugs, controlled substance, or an inhalant; being under the influence of any of the above; possession of drug paraphernalia, or the selling, using, possessing, or dispensing of an imitation controlled substance as defined in section 28-401 of the Nebraska statutes, or material represented to be alcohol, narcotics, drugs, a controlled substance or inhalant. Tobacco means any tobacco product (including but not limited to cigarettes, cigars, and chewing tobacco), vapor products (such as e-cigarettes), electronic nicotine delivery systems, alternative nicotine products, tobacco product look-alikes, and products intended to replicate tobacco products either by appearance or effect. Use of a controlled substance in the manner prescribed for the student by the student's physician is not a violation. The term "under the influence" has a less strict meaning than it does under criminal law; for school purposes, the term means any level of impairment and includes even the odor of alcohol or illegal substances on the breath or person of a student; also, it includes being impaired by reason of the abuse of any material used as a stimulant.
 8. Public indecency or sexual conduct.
 9. Engaging in bullying, which includes any ongoing pattern of physical, verbal, or electronic abuse on school grounds, in a vehicle owned, leased, or contracted by a school being used for a school purpose by a school employee or a school employee's designee, or at school-sponsored activities or school-sponsored athletic events.
 10. Sexually assaulting or attempting to sexually assault any person. This conduct may result in an expulsion regardless of the time or location of the offense if a complaint alleging such conduct is filed in a court of competent jurisdiction.

11. Engaging in any activity forbidden by law which constitutes a danger to other students or interferes with school purposes. This conduct may result in an expulsion regardless of the time or location of the offense if the conduct creates or had the potential to create a substantial interference with school purposes, such as the use of the telephone or internet off- school grounds to threaten.
12. A repeated violation of any rules established by the school district or school officials if such violations constitute a substantial interference with school purposes.
13. Truancy or failure to attend assigned classes or assigned activities; or tardiness to school, assigned classes or assigned activities.
14. The use of language, written or oral, or conduct, including gestures, which is profane or abusive to students or staff members. Profane or abusive language or conduct includes, but is not limited to, that which is commonly understood and intended to be derogatory toward a group or individual based upon race, gender, disability, national origin, or religion.
15. Dressing or grooming in a manner which is dangerous to the student's health and safety or a danger to the health and safety of others or repeated violations of the student dress and grooming standards; dressing, grooming, or engaging in speech that is lewd or indecent, vulgar or plainly offensive; dressing, grooming, or engaging in speech that school officials reasonably conclude will materially and substantially disrupt the work and discipline of the school; dressing, grooming, or engaging in speech that a reasonable observer would interpret as advocating illegal drug use.
16. Willfully violating the behavioral expectations for riding school buses or vehicles.
17. A student who engages in the following conduct shall be expelled for the remainder of the school year in which it took effect if the misconduct occurs during the first semester, and if the expulsion for such conduct takes place during the second semester, the expulsion shall remain in effect for the first semester of the following school year, with the condition that such action may be modified or terminated by the school district during the expulsion period on such terms as the administration may establish:
 - a. The knowing and intentional use of force in causing or attempting to cause personal injury to a school employee, school volunteer, or student, except if caused by accident, self-defense, or on the reasonable belief that the force used was necessary to protect some other person and the extent of force used was reasonably believed to be necessary, or

- b. The knowing and intentional possession, use, or transmission of a dangerous weapon other than a firearm.
18. Knowingly and intentionally possessing, using, or transmitting a firearm on school grounds, in a school-owned or utilized vehicle, or during an educational function or event off school grounds, or at a school-sponsored activity or athletic event. This conduct shall result in an expulsion for one calendar year. "Firearm" means a firearm as defined in 18 U.S.C. 921, as that statute existed on January 1, 1995. That statute includes the following statement: "The term 'firearm' means (a) any weapon (including a starter gun) which will or is designed to or may readily be converted to expel a projectile by the action of an explosive; (b) the frame or receiver of any such weapon; (c) any firearm muffler or firearm silencer; or (d) any destructive device." The Superintendent may modify such one year expulsion requirement on a case-by-case basis, provided that such modification is in writing.

Bringing a firearm or other dangerous weapon to school for any reason is discouraged; however, a student will not be subject to disciplinary action if the item is brought or possessed under the following conditions:

- a. Prior written permission to bring the firearm or other dangerous weapon to school is obtained from the student's teacher, building administrator and parent.
- b. The purpose of having the firearm or other dangerous weapon in school is for a legitimate educational function.
- c. A plan for its transportation into and from the school, its storage while in the school building and how it will be displayed must be developed with the prior written approval by the teacher and building administrator. Such plan shall require that such item will be in the possession of an adult staff member at all times except for such limited time as is necessary to fulfill the educational function.
- d. The firearm or other dangerous weapon shall be in an inoperable condition while it is on school grounds.

D. Law Violations

- 1. Any act of a student which is a basis for expulsion and which the principal or designee knows or suspects is a violation of the Nebraska Criminal Code will be reported to law enforcement as soon as possible. Conduct to be reported for law enforcement referral includes conduct that may constitute a felony, conduct which may constitute a threat to the safety or well-being of students or others in school programs and activities, and conduct that the legal system is better equipped to address than school

officials. Conduct that does not need to be reported for law enforcement referral includes typical adolescent behavior that can be addressed by school administrators without the involvement of law enforcement. In making the decision of whether to report, consideration should be given to the student's maturity, mental capacity, and behavioral disorders, where applicable. When appropriate, it shall be the responsibility of the referring administrator to contact the student's parent of the fact that the referral to legal authorities has been or will be made. The foregoing reporting standards shall be reviewed annually by the school board on or before August 1 of each year, be annually reviewed in collaboration with the County Attorney each year, be distributed to each student and his or her parent or guardian at the beginning of each school year, or at the time of enrollment if during the school year, and shall be posted in conspicuous places in each school during the school year.

2. When a principal or other school official releases a minor student to a peace officer (e.g., police officer, sheriff, and all other persons with similar authority to make arrests) for the purpose of removing the minor from the school premises, the principal or other school official shall take immediate steps to notify the parent, guardian, or responsible relative of the minor regarding the release of the minor to the officer and regarding the place to which the minor is reportedly being taken, except when a minor has been taken into custody as a victim of suspected child abuse, in which case the principal or other school official shall provide the peace officer with the address and telephone number of the minor's parents or guardian.

Legal Reference: Neb. Rev. Stat. sections 79-254 to 79-296

Forms related to this Policy are attached as Exhibit A.

Approved

Reviewed 6-17-19; 7-15-19; 7-13-23

Revised 7-15-19; 7-17-23

HASTINGS PUBLIC SCHOOLS

ALTERNATIVE EDUCATION PROGRAMMING

It shall be the policy of the District to offer an alternative education program to any student, grades kindergarten through twelve, expelled from the Hastings Public Schools or identified as a student who shall require other interventions or programs to complete their educational goals. This programming shall enable students to continue academic work under the direction of a teacher holding a valid teaching certificate. In grades nine through twelve, this academic work will be for credit towards graduation. Credit hours will be determined on a semester-hour-equivalent basis.

A strict standard of student behavior and cooperation will be required of students served by the alternative education program.

The Superintendent of Schools will monitor such programming to assure compliance with state law and/or Nebraska Department of Education rules and regulations including the submission of reports on expulsions of students involving firearms.

Legal Reference: R.R.S. 79-318, 79-266
 N.D.E. Rule 17

Cross Reference: 504 Student Rights and Responsibilities
 505 Student Discipline

Approved 01/21/08 Reviewed _____ Revised _____

HASTINGS PUBLIC SCHOOLS

ALTERNATIVE EDUCATION PROGRAMMING

It shall be the policy of the District to offer an alternative education program to any student, grades kindergarten through twelve, expelled from the Hastings Public Schools or identified as a student who shall require other interventions or programs to complete their educational goals. This programming shall enable students to continue academic work under the direction of a teacher holding a valid teaching certificate. In grades nine through twelve, this academic work will be for credit towards graduation. Credit hours will be determined on a semester- hour-equivalent basis. **An expelled student may not be required to attend the alternative program.**

A strict standard of student behavior and cooperation will be required of students served by the alternative education program.

The Superintendent of Schools will monitor such programming to assure compliance with state law and/or Nebraska Department of Education rules and regulations including the submission of reports on expulsions of students involving firearms.

A. ALTERNATIVE EDUCATION PROGRAM:

The Superintendent or Superintendent's designee is hereby granted the authority to arrange and plan for a student's alternative educational program, based on the available resources and student's individual circumstances.

B. EDUCATION PLAN PROGRAM:

If the administration elects not to provide an alternative education program, or if a student declines to participate in the alternative education program, the following procedures shall be followed:

(1) A conference shall be called by a school administrator and held to assist the district in the development of a plan with the participation of a parent or a legal guardian, the student, a school representative, and a representative of either a community organization with a mission of assisting young people or a representative of an agency involved with juvenile justice.

(2) The plan shall be in writing and adopted by a school administrator and presented to the student and the parent or legal guardian.

(3) The plan shall:

(a) Specify guidelines and consequences for behaviors which have been identified as preventing the student from achieving the desired benefits from the educational opportunities provided,

(b) Identify educational objectives that must be achieved in order to receive credits toward graduation.

(c) Specify the financial resources of the community programs available to meet both the educational and behavioral objects identified, and

d) Require the student to attend monthly reviews in order to assess the student's progress toward meeting the specified goals and objectives.

The school district shall submit such plan on the form "Section 79-266(2) Plan" attached to this policy as Appendix "1".

Legal Reference: R.R.S. 79-318, 79-266
N.D.E. Rule 17

Cross Reference: 504 Student Rights and Responsibilities
505 Student Discipline

Approved 01/21/08 Reviewed 7-17-23 Revised 8-16-23

HASTINGS PUBLIC SCHOOLS

SECTION 79-266(2) PLAN

Student: _____
 Date and Participants: _____

(List parent or legal guardian, school representative, and community or agency representative)

(a) Guidelines and Consequences for Behaviors

The student has been recommended for expulsion for conduct as specified in correspondence and memoranda recently provided to the student and the student's parents or guardian. This conduct has had the effect of preventing the student from achieving the desired benefits from the educational opportunities provided. The student is expected to conform his conduct to the school rules for which he has been recommended for expulsion and all other established school rules. Further disciplinary measures, including possible future expulsions, can result from future violations of such behavioral guidelines and expectations.

(b) Educational Objectives

In order to graduate, the student needs to receive the credits listed in Attachment "A", subject to future modifications in graduation requirements.

(c) Financial Resources and Community Programs Available

The financial resources and community programs available to meet the educational and behavioral objectives identified in this plan include school resources (e.g., upon return from the recommended expulsion, counseling with the school counselor, and meetings with the school administration and teachers) and community organizations which assist young people (e.g., civic organizations, local college and university programs, and community college programs).

(d) Monthly Reviews & Other

During the period of the expulsion, the student shall be required to attend monthly reviews with the Principal or designee to assess the student's progress toward meeting the specified goals and objectives. The student shall be responsible for contacting the named school official to schedule the monthly meetings. (Attach separate sheet for any additional information or terms of plan).

Dated this _____ day of _____, 20____, adopted by the school administrator after a conference held to assist the district in the development of the plan with the participation of a parent or legal guardian, the student, a school representative, and a representative of either a community organization with a mission of assisting young people or a representative of an agency involved in juvenile justice, and presented to the student and parent or legal guardian at the conference prior to the student being expelled in accordance with law.

Adopted by _____
 [Administrator]

Attachments: Attachment "A" (academic credits needed to graduate or other, if applicable)

BOARD ORGANIZATIONAL MEETING

An annual organizational meeting of the Board shall be held prior to the third Monday in January each year.

At the annual meeting following the fall election of Board members, new Board members shall take the oath of office and will immediately assume their duties. New members unable to attend the annual meeting shall take the oath of office and immediately assume their duties at the next meeting of the Board they are in attendance.

At the annual organization meeting of the Board of Education, the President and the Vice-President of the Board shall be elected by secret ballot from the membership of the Board. To be elected, a candidate must receive five (5) affirmative votes.

To prepare for this election, the President of the Board may issue, at the November Work Session of the Board, written Notification of Intent to Continue should he or she be eligible to serve as a Board Member following reorganization and wish to continue as the President of the Board. Such submission will serve as a nomination for the position. At this same Board Meeting, the Vice-President of the Board may issue written Notification of Intent to Continue should he or she be eligible to serve as a Board Member following reorganization and wish to continue as Vice-President of the Board. Such submission will also serve as a nomination for the position. All other eligible members of the Board may provide written Notification of Candidacy for the position of President or Vice-President at the December Work Session of the Board of Education. Such submission will serve as a nomination for the position. Such procedure, however, will not prevent a Board Member from verbally nominating a President or Vice-President candidate when the corresponding nominations are called for at the Annual Meeting. If no member of the Board provides a Notification of Intent to Continue or of Candidacy, the Board must rely on verbal nominations provided at the Annual Meeting to fill the Office of the President and the Office of the Vice-President.

The Superintendent shall assume the chairmanship of the annual meeting for the purpose of electing a Board President. While the ballots for President and Vice-President shall be cast in secret, the acting secretary shall record the vote total for each candidate.

Also, at each annual meeting, the Board shall appoint a Secretary/Treasurer. The Secretary/Treasurer will be recommended by the Superintendent and may be appointed from employees or from Board members.

In addition, the President of the Board, in consultation with the Board, shall appoint members to the Americanism Committee.

At each annual meeting, the Board also shall:

- appoint any additional officers and advisors;
- designate depositories for school funds;
- designate an official newspaper;
- consider required investment/borrowing resolutions; and
- take any other proper action required to reorganize the Board.

Legal Reference: Neb. Statute 79-724
 84-712
 84-1413

Cross Reference: 201.01 Powers and Responsibilities of the Board
 201.02 Board Membership – Elections, Appointments,
 and Vacancies

Approved 06-17-02
Reviewed 01/18/10; 02/15/10; 07/25/13; 8/15/16; 9/19/16; 12/08/22
Revised 08/19/13; 9/19/16; 12/12/22

HASTINGS PUBLIC SCHOOLS

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An annual organizational meeting of the Board shall be held prior to the third Monday in January each year.

At the annual meeting following the fall election of Board members, new Board members shall take the oath of office and will immediately assume their duties. New members unable to attend the annual meeting shall take the oath of office and immediately assume their duties at the next meeting of the Board they are in attendance.

At the annual organization meeting of the Board of Education, the President, **the Vice-President, and Secretary/Treasurer** of the Board shall be elected by secret ballot from the membership of the Board. To be elected, a candidate must receive five (5) affirmative votes.

To prepare for this election, the President of the Board may issue, at the November Work Session of the Board, written Notification of Intent to Continue should he or she be eligible to serve as a Board Member following reorganization and wish to continue as the President of the Board. Such submission will serve as a nomination for the position. At this same Board Meeting, the Vice-President of the Board may issue written Notification of Intent to Continue should he or she be eligible to serve as a Board Member following reorganization and wish to continue as Vice-President of the Board. Such submission will also serve as a nomination for the position. All other eligible members of the Board may provide written Notification of Candidacy for the position of President or Vice-President **or Secretary/Treasurer** at the December Work Session of the Board of Education. Such submission will serve as a nomination for the position. Such procedure, however, will not prevent a Board Member from verbally nominating a President or Vice-President **or Secretary/Treasurer** candidate when the corresponding nominations are called for at the Annual Meeting. If no member of the Board provides a Notification of Intent to Continue or of Candidacy, the Board must rely on verbal nominations provided at the Annual Meeting to fill the Office of the President and the Office of the Vice- President **and the Office of the Secretary/Treasurer**.

The Superintendent shall assume the chairmanship of the annual meeting for the purpose of electing a Board President. While the ballots for President, **Vice-President, and Secretary/Treasurer** shall be cast in secret, the acting recording secretary shall record the vote total for each candidate.

~~Also, at each annual meeting, the Board shall appoint a Secretary/Treasurer. The Secretary/Treasurer will be recommended by the Superintendent and may be appointed from employees or from Board members.~~

In addition, the President of the Board, in consultation with the Board, shall appoint members to the Americanism Committee.

At each annual meeting, the Board also shall:

- appoint a recording secretary;
- appoint any additional officers and advisors;
- designate depositories for school funds;
- designate an official newspaper;
- consider required investment/borrowing resolutions; and
- take any other proper action required to reorganize the Board.

Legal Reference: Neb. Statute 79-724
 84-712
 84-1413

Cross Reference: 201.01 Powers and Responsibilities of the Board
 201.02 Board Membership – Elections, Appointments,
 and Vacancies

Approved 06-17-02

Reviewed 01/18/10; 02/15/10; 07/25/13; 8/15/16; 9/19/16; 12/08/22; 7/13/23

Revised 08/19/13; 9/19/16; 12/12/22; 7/17/23

HASTINGS PUBLIC SCHOOLS



ZIEMBA ROOFING COMPANY

806 West 17th Street • P.O. Box 2043
Hastings, Nebraska 68902-2043
(402) 462-8382 • FAX (402) 463-6179

Proposal

Date:
March 15, 2023

To: HPS
Attn: Matt Griess

Project Name / Location:
Alcott Main Section
South Half (Approx 4,800sqft)
Hastings, NE

LABOR, MATERIAL, AND INSURANCE TO COMPLETE THE PROJECT AS SPECIFIED:

Adhere Option: \$69,043.00

We propose hereby to furnish material and labor in accordance with above specifications, for the sum of:

As Stated Above

Dollars

Note: This proposal may be withdrawn by us if not accepted within 30 days.

Authorized Signature: _____

Acceptance of Proposal: The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to complete the work as specified.

Date of Acceptance: _____

Authorized Signature: _____



ZIEMBA ROOFING CO.

PROJECT SPECIFICATIONS

ALCOTT MAIN SECTION

HASTINGS, NE 68901

CARLISLE ADHERED EPDM ROOF SYSTEM

1. Remove existing rock and membrane to a suitable substrate and dispose of refuse appropriately in a state approved solid waste facility.
2. Remove any roof penetrations including vents, stacks, etc. no longer in use and repair structural deck void accordingly.
3. Mechanically fasten 1 layer of ½" high-density polyisocyanurate roof insulation with an R-value of 2.5 over prepared roof surface and in strict accordance with Carlisle SynTec specifications.
NOTE: Any desired R-value can be achieved by increasing or decreasing the insulation thickness. Price will vary accordingly.
4. Adhere one layer of Carlisle 60 mil EPDM membrane in strict accordance with Carlisle SynTec specifications.
5. Reflash all vents, stacks, drains, mechanical roof curbs, perimeter parapet walls, etc. in strict accordance with Carlisle SynTec specifications.
6. Fabricate and install new 24-gauge pre-finished ColorKlad perimeter sheet metal gravel stop & cap flashings in strict accordance with Carlisle SynTec specifications. (Owner to designate color per enclosed color chart of manufacturer's standard colors.) NOTE: Product finish is warrantied for 30 years.
7. Upon completion of the installation, an inspection shall be conducted by a technical representative of Carlisle SynTec. Upon approval a 20-year material and 20-year labor warranty will be provided by Carlisle SynTec Systems.

Note: Ziemba Roofing Company, it's employees and subcontractors, conform to all OSHA, federal, state, and local safety codes and regulations. Copies of our Safety Program, Hazard Communication Policy, Drug Policy, and MSDS Sheets, are available upon request.

EEGAN SUPPLY CO.

"It's Service After The Sale That Counts"

13838 Industrial Road • Omaha, NE 68137

PRICE QUOTE

Phone 402-346-0597

Fax 402-346-5076

Page 1

Printed 07/13/23 KC

Quoted

HASTINGS PUBLIC SCHOOLS
 BOARD OF EDUCATION
 1515 W 8TH STREET
 HASTINGS NE 68901
 Tel:402-461-7500 Fax:402-461-7618

Ship To

HASTINGS PUBLIC SCHOOLS
 1142 W. 18TH ST
 HASTINGS NE 68901

Quote # Q039517	Quote Date 06/24/2023	Exp Date 08/23/2023	Customer # 0563200	Customer P/O #	Ship Via	Writer MC
Job ID			Customer Terms Net 30 Days		Salesman Mike Cords West	

Product	Description	UM	Quant	Unit Price	Extension
	***** * THEY HAVE A FORKLIFT, NO LIFT * * GATE NEEDED * * *****				
TC-300-20TE-16B	20" EDGE ISO FLOOR MACHINE	EA	2	3352.18	6704.36
TC-175V2-28TE	CARBON v2.0 28" EDGE	EA	2	11994.31	23988.62

X: _____ (Accepted by)	Sub Total	\$30,692.98	T o t a l
	Freight	\$0.00	
	Misc Charges	\$0.00	
	Tax Amount	\$0.00	
			\$30,692.98

MESSAGE	TERMS
FOB Destination, Freight Collect	

Administrative Resignation/Release/Retire(s)

Name	Assignment/Building	FTE	Effective	Replaces/Reason
No Resignation/Relieas/Retire(s)				

Administrative Transfer(s)

Name	Former Assignment/Building	New Assignment/Building	Effective	Replaces/Reason
No Transfers				

Administrative New Hire(s)

Name	Assignment/FTE/Building	Effective	Degree/Level	College/University	Replaces/Reason
No New Hire(s)					

Certificated Resignation/Release(s)

Name	Assignment/Building	FTE	Effective	Replaces/Reason
No Resignation/Relieas/Retire(s)				

Certificated Transfer(s)

Name	Former Assignment/Building	New Assignment/Building	Effective	Replaces/Reason
No Transfers				

Certificated New Hire(s)

Name	Assignment/FTE/Building	Effective	Degree/Level	College/University	Replaces/Reason
Jenyfher Beye	ELL/Middle School	Aug-23	BA-4	Hastings College	Susan Cole/Resign
Cheyenne Hillman	Adaptive P.E. ?Middle School	Aug-23	BA-1	University of Nebraska Kearney	Carrie Kuhlmann/Transfer
Dr. Daria Pierorazio Requarth	Special Education/Middle School	Aug-23	MA45-11 +\$500	Concordia University	Open Position
Jaimie Reeves	Grade 2/Hawthorne	Aug-23	BA-1	University of Nebraska Kearney	Angela Bardell/Transfer

Extra Standard Resignation/Release(s)

Name	Assignment/Building	FTE	Effective	Replaces/Reason
No Resignation/Relieas/Retire(s)				

Extra Standard Transfer(s)

Name	Former Assignment/Building	New Assignment/Building	Effective	Replaces/Reason
Nick Drake	Assistant Girls Basketball/Senior High	Head Girls Basketball/Middle School	Aug-23	Carrie Kuhlmann

Extra Standard New Hire(s)

Name	Assignment/Building	Level	Effective	Replaces/Reason
Nathan Mueller	Head Girls Soccer/High School	CAT IV, Lvl 1	Aug-23	Melissa Trausch/Resign
Joana Utecht	Assistant Girls Soccer/High School	CAT II, LVL 1	Aug-23	Naomy Gomez/Resign

Classified Resignation/Release(s)

Name	Assignment/Building	FTE	Effective	Replaces/Reason
No Resignation/Relieas/Retire(s)				

Classified Transfer(s)

Name	Former Assignment/Building	New Assignment/Building	FTE	Effective	Replaces/Reason
Dale Lambrecht	Night Custodian/Alcott/Watson	Night Custodian/Hawthorne	1	TBD	Eagle Clearing
Michael Morgan	Head Night Custodian/Senior High	Head Day Custodian/Senior High	1	6/10/2023	Tom Frase/Resign

Classified New Hire(s)

Name	Assignment/Building	FTE	Effective	Replaces/Reason
BJ Pumroy	Special Education/Senior High	1	Aug-23	Nick Drake/Transfer