

Office of School Board Attorney
Walter J. Harvey, School Board Attorney

SUBJECT: INITIAL READING: PROPOSED PROMULGATION OF NEW POLICY 6605, CROWDFUNDING, AND AMENDMENTS TO POLICIES 9700, RELATIONS WITH SPECIAL INTEREST GROUPS; 5830, STUDENT FUNDRAISING; 2430.01, SCHOOL VOLUNTEERS; 2431, INTERSCHOLASTIC ATHLETICS; 7540.03, STUDENT RESPONSIBLE USE OF TECHNOLOGY, SOCIAL MEDIA, AND DISTRICT NETWORK SYSTEMS; 8810, THE AMERICAN FLAG; AND 5771, SEARCH AND SEIZURE

COMMITTEE: PERSONNEL SERVICES AND STUDENT AND SCHOOL SUPPORT

**LINK TO
STRATEGIC
BLUEPRINT: SAFE, HEALTHY & SUPPORTIVE LEARNING ENVIRONMENT**

Consistent with the Board's statutory responsibility to periodically review and update its policies to conform to legislative changes and District practices, authorization is requested for the Superintendent to initiate rulemaking to adopt proposed new Board policy 6605, *Crowdfunding*, and to amend Board Policies 9700, *Relations with Special Interest Groups*; 5830, *Student Fundraising*; 2430.01, *School Volunteers*; 2431, *Interscholastic Athletics*; 7540.03, *Student Responsible Use of Technology, Social Media, and District Network Systems*; 8810, *The American Flag*; and 5771, *Search and Seizure*. The proposed new policy, as well as many of the proposed amendments to existing policies, have been recommended by NEOLA, Inc., the Board's policy consultant, and all have been drafted and reviewed by the District departments that will implement them.

New Policy 6605, *Crowdfunding*, is being proposed to address "crowdfunding," which is defined as a campaign to collect typically small amounts of money from a large number of individuals to finance a project or fundraise for a specific cause. Due to the prevalence of large-scale fundraising efforts Districtwide, the adoption of this policy is proposed to provide guidance regarding authorized crowdfunding by both students and staff. Under this new policy, crowdfunding activities for the purpose of raising funds for a specific classroom or school activity must be approved by the school principal or Region administrator, while those for specific causes require the approval of the Superintendent. Policy 9700, *Relations with Special Interest Groups*, is proposed to be amended to conform and refer to Policy 6605.

Policy 5830, *Student Fundraising*, is proposed to be amended to require that items sold comply with the current USDA Nutrition Standards in the National School Lunch and School Breakfast Programs, as well as the USDA Smart Snack in Schools regulations.

Amendments to Policy 2430.01, *School Volunteers*, are proposed to clarify the policy's purpose and emphasize the requirement that certain volunteers submit to fingerprinting and Level 2 background checks. This policy is also recommended to be amended to require that volunteers be provided with informative materials. The proposed amendments clarify the Superintendent's right and responsibility to recruit and appoint community volunteers and make appropriate placements, as well as the school principals' and work site supervisors' right to establish additional procedures regarding volunteer involvement and service at their sites.

Policy 2431, *Interscholastic Athletics*, is being recommended for revisions to reflect new statutory requirements related to the right of a senior high school student to participate in interscholastic athletics immediately upon transfer from one school to another and to clarify other requirements for participation in interscholastic athletics and extra-curricular activities.

Policy 7540.03, *Student Responsible Use of Technology, Social Media, and District Network Systems*, is proposed to be amended to reflect a District requirement that students comply with posted Network Security Standards.

Proposed amendments to Policy 8810, *The American Flag*, incorporate the latest statutory language related to a student's right not to participate in the Pledge of Allegiance and specifications for the display of the American flag in classrooms.

Finally, Policy 5771, *Search and Seizure*, which sets forth administrative search parameters, is proposed to be amended to require that District staff preserve confiscated evidence.

Attached is the Notice of Intended Action and the proposed new policy and policy amendments. Changes are indicated by underscoring words to be added and ~~striking through~~ words to be deleted.

Authorization of the Board is requested for the Superintendent to initiate rulemaking proceedings in accordance with the Administrative Procedure Act to adopt new Policy 6605, *Crowdfunding*, and to amend Board Policies 9700, *Relations with Special Interest Groups*; 5830, *Student Fundraising*; 2430.01, *School Volunteers*; 2431, *Interscholastic Athletics*; 7540.03, *Student Responsible Use of Technology, Social Media, and District Network Systems*; 8810, *The American Flag*; and 5771, *Search and Seizure*.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, authorize the Superintendent to initiate rulemaking proceedings in accordance with the Administrative Procedure Act to adopt new Policy 6605, *Crowdfunding*, and to amend Board Policies 9700, *Relations with Special Interest Groups*; 5830, *Student Fundraising*; 2430.01, *School Volunteers*; 2431, *Interscholastic Athletics*; 7540.03, *Student Responsible Use of Technology, Social Media, and District Network Systems*; 8810, *The American Flag*; and 5771, *Search and Seizure*.

NOTICE OF INTENDED ACTION

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, announced on January 25, 2017, its intention to adopt proposed new Board policy 6605, *Crowdfunding* and amend Board Policies 9700, *Relations with Special Interest Groups*; 5830, *Student Fundraising*; 2430.01, *School Volunteers*; 2431, *Interscholastic Athletics*; 7540.03, *Student Responsible Use of Technology, Social Media, and District Network Systems*; 8810, *The American Flag*; and 5771, *Search and Seizure*, at its regular meeting on March 15, 2017.

PURPOSE AND EFFECT: Consistent with the Board's statutory responsibility to periodically review and update its policies to conform to legislative changes and District practices, one new policy and amendments to several other Board policies are proposed to be adopted. New Policy 6605, *Crowdfunding*, is being proposed to address "crowdfunding," which is defined as a campaign to collect typically small amounts of money from a large number of individuals to finance a project or fundraise for a specific cause. Due to the prevalence of large-scale fundraising efforts Districtwide, the adoption of this policy is proposed to provide guidance regarding authorized crowdfunding by both students and staff. Under this new policy, crowdfunding activities for the purpose of raising funds for a specific classroom or school activity must be approved by the school principal or Region administrator, while those for specific causes require the approval of the Superintendent. Policy 9700, *Relations with Special Interest Groups*, is proposed to be amended to conform and refer to Policy 6605.

Policy 5830, *Student Fundraising*, is proposed to be amended to require that items sold comply with the current USDA Nutrition Standards in the National School Lunch and School Breakfast Programs, as well as the USDA Smart Snack in Schools regulations.

Amendments to Policy 2430.01, *School Volunteers*, are proposed to clarify the policy's purpose and emphasize the requirement that certain volunteers submit to fingerprinting and Level 2 background checks. This policy is also recommended to be amended to require that volunteers be provided with informative materials. The proposed amendments clarify the Superintendent's right and responsibility to recruit and appoint community volunteers and make appropriate placements, as well as the school principals' and work site supervisors' right to establish additional procedures regarding volunteer involvement and service at their sites.

Policy 2431, *Interscholastic Athletics*, is being recommended for revisions to reflect new statutory requirements related to the right of a senior high school student to participate in interscholastic athletics immediately upon transfer from one school to another and to clarify other requirements for participation in interscholastic athletics and extra-curricular activities.

Policy 7540.03, *Student Responsible Use of Technology, Social Media, and District Network Systems*, is proposed to be amended to reflect a District requirement that students comply with posted Network Security Standards.

Proposed amendments to Policy 8810, *The American Flag*, incorporate the latest statutory language related to a student's right not to participate in the Pledge of Allegiance and specifications for the display of the American flag in classrooms.

Policy 5771, *Search and Seizure*, which sets forth administrative search parameters, is proposed to be amended to require that District staff preserve confiscated evidence.

SUMMARY: Consistent with the Board's statutory responsibility to periodically review and update its policies to conform to legislative changes and District practices, the adoption of new Policy 6605, *Crowdfunding*, which provides guidelines for authorized small and large-scale fundraising on-line is being proposed. Amendments are being proposed to the following Board policies: 9700, *Relations with Special Interest Groups*; 5830, *Student Fundraising*; 2430.01, *School Volunteers*; 2431, *Interscholastic Athletics*; 7540.03, *Student Responsible Use of Technology, Social Media, and District Network Systems*; 8810, *The American Flag*; and 5771, *Search and Seizure*, to conform and refer to other policies and to reflect and comply with recent legislative changes and requirements.

SPECIFIC LEGAL AUTHORITY UNDER WHICH RULEMAKING IS AUTHORIZED: 1001.41(1), (2), (5); 1001.42 (4), (8); 1001.43 (1), (2)(b)(c), (5); 1001.49 (3), F.S.

LAWS IMPLEMENTED INTERPRETED OR MADE SPECIFIC: 1002.20(12), 1006.07, 1006.08, 1006.09, 1006.18, 1006.195, F.S.

IF REQUESTED, A HEARING WILL BE HELD DURING THE SCHOOL BOARD MEETING on March 15, 2017, which begins at 1:00 p.m., in the School Board Auditorium, 1450 N.E. Second Avenue, Miami, Florida 33132. Persons requesting such a hearing or who wish to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative as provided in Section 120.54(1), F.S., must do so in writing by February 21, 2017, to the Superintendent, Room 912, at the same address.

ANY PERSON WHO DECIDES TO APPEAL THE DECISION made by The School Board of Miami-Dade County, Florida, with respect to this action will need to ensure the preparation of a verbatim record of the proceedings, including the testimony and evidence upon which the appeal is to be based. Section 286.0105, F.S.

COPIES OF THE PROPOSED NEW AND AMENDED POLICIES are available at cost to the public for inspection and copying in the Citizen Information Center, Room 158, 1450 N.E. Second Avenue, Miami, Florida 33132.

NEW POLICY

CROWDFUNDING

This policy applies to the use of any form of crowdfunding utilizing an online service or website-based platform for the financial benefit or gain of the District – be it a specific classroom, grade level, department, school, or curricular or extra-curricular activity. For purposes of this policy, “crowdfunding” refers to a campaign to collect typically small amounts of money from a large number of individuals to finance a project or fundraise for a specific cause. Through the use of personal networking, social media platforms, and other Internet based resources, funds are solicited or raised to support a specific campaign or project.

Crowdfunding activities aimed at raising funds for a specific classroom or school activity, including extra-curricular activity, or to obtain supplemental resources (e.g., supplies or equipment) that are not required to provide a free appropriate public education to any students in the classroom may be permitted, but only with the specific approval by the principal or the Region administrator. Crowdfunding for specific causes requires the approval of the Superintendent or his/her designee.

Crowdfunding activities sponsored by students are also subject to Policy 5830, *Student Fundraising*.

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1 RELATIONS WITH SPECIAL INTEREST GROUPS

2 Any request from civic institutions, charitable organizations, or special interest
3 groups which involve such activities as patriotic functions, contests, exhibits, sales
4 of products to and by students, sending promotional materials home with students,
5 graduation prizes, fund raising, and free teaching materials must be carefully
6 reviewed to ensure that such activities promote student interests.

7 Students, staff members, and District facilities shall not be used for promoting the
8 interests of any nonschool agency or organization, public or private, without the
9 approval of the School Board or its designee. Board approval, shall not be construed
10 as an endorsement of the cause or group.

11 Pursuant to State law, a person or group may not accept a donation of public funds
12 from the District, or any person acting on behalf of the District, for a political
13 advertisement or electioneering communication concerning an issue, referendum, or
14 amendment, including any State question, that is subject to a vote of the electors.

15 A. **Political Interests**

16 All materials or activities proposed by outside political sources for
17 student or staff use or participation shall be reviewed by the
18 Superintendent on the basis of their educational contribution to
19 part or all of the school program, and benefit to students. This
20 approval shall not have the primary purpose of advancing the
21 special interest of the proposing group.

22 The use of any type of educational material, program, or equipment
23 are not permitted in curricular, co-curricular, or extra-curricular
24 activities or at any time during the school day if they contain
25 partisan political or commercial messages. Instructional staff may,
26 however, use political materials or those provided by special
27 interest-groups in adopted courses of study with the approval of the
28 principal.

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1 School facilities or equipment may not be used as a means of
2 producing or disseminating to the community any material that
3 advertises or promotes a political party, a political cause or the
4 candidacy of an individual for public office. Students and employees
5 of the Board shall not be used to distribute campaign literature
6 within the schools or on school grounds.

7 Outside speakers representing commercial organizations will be
8 welcome only when the commercial aspect is limited to naming the
9 organization represented and the subject matter advances the
10 educational objectives of the District.

11 **B. Contests**

12 A contest that meets the following criteria may be advertised and,
13 where appropriate, used in conjunction with daily instruction
14 provided that it:

- 15 1. supplements, and does not interfere with, the regular school
16 program;
- 17 2. is beneficial to youth in educational, civic, social, or ethical
18 development;
- 19 3. makes it possible for individual students to work out
20 contributions by their own efforts and do not invite dishonest
21 collaboration;
- 22 4. is not commercial, controversial, sectarian, or concerned with
23 propaganda;
- 24 5. follows the Board's anti-discrimination policies except the
25 restriction on sex shall not prohibit contest promotion by
26 organizations exempted from the provisions of Title IX of the
27 Education Amendments of 1972;

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- 1 Some contests are designed to benefit the welfare of specific
2 student group, and may not meet all of these
3 nondiscriminatory provisions. Since it is not the purpose of
4 this rule to disallow these specific groups of students from
5 gaining the benefits of these contests, the Superintendent
6 may authorize Principals to notify students of their existence.
7 However, the contest may not be used in conjunction with
8 daily instruction nor shall the school assist in facilitating
9 student participation.
- 10 6. does not place an undue burden on students, teachers, or the
11 school, nor require frequent or lengthy absences of
12 participants from the schools;
- 13 7. is sponsored by an organization engaged in a creditable or
14 acceptable enterprise regardless of kind or number of prizes
15 offered and that must not use the contest or activity as a
16 "front" for advertising a company name or product;
- 17 8. emphasizes high moral standards, good citizenship, and
18 intellectual competence;
- 19 9. does not cause the participants to leave the School District,
20 unless it complies with Policy 2340.

21 **Procedures**

22 All contests must be recommended by the District Ad Hoc Contest
23 Task Force and approved by the Superintendent. The membership
24 of the District Ad Hoc Contest Task Force shall include
25 representatives from each school level (elementary, middle, senior),
26 the Region level, the District office and the exclusive bargaining unit
27 for teachers. Additionally, a Board member shall serve as an ex-
28 officio member.

- 29 1. It shall be the duty of the District Ad Hoc Contest Task Force
30 to review all requests for contests and recommend to the
31 Superintendent those which meet the criteria established by
32 the National Contest Committee Association of Secondary
33 School Principals.

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- 1 2. The list of contests approved by the Superintendent will be
2 sent to schools and notification mailed to sponsoring
3 agencies.
 - 4 3. No contest of a District-wide nature that has not been
5 recommended by the District Ad Hoc Contest Task Force and
6 approved by the Superintendent shall be conducted during
7 the school year.
 - 8 4. No contest shall be allowed before September 1st or after
9 April 1st unless it is a national contest that requires
10 participation at a definite time.
 - 11 5. The deadline for accepting applications for consideration for
12 contests for the next school year shall be July 31st, but they
13 may be received any time prior to this date. Applications
14 received after this date must be reviewed and approved by a
15 committee composed of at least three (3) members of the
16 District Ad Hoc Contest Task Force and recommendation of
17 the Superintendent.
 - 18 6. Teachers are not to screen entries for any contest unless
19 provision was made for this at the time the contest was
20 approved.
 - 21 7. The District Ad Hoc Contest Task Force may approve or
22 disapprove the rules under which the contest is offered.
- 23 An Application for Contest Approval must be completed and filed by
24 the sponsoring organization or individual. These forms are available
25 in the Division of Athletics/Activities and Accreditation.
- 26 Approval of all contests is permissive in nature and does not obligate
27 the individual school to participate. The school must decide
28 whether the contests fit into the instructional program of that
29 particular school.
- 30 The sponsoring agency is responsible for distributing information to
31 the schools and promoting the contests.

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1 **C. Distribution/Posting of Literature**

2 No outside organization, staff member, or student representing an
3 outside organization may distribute, post literature, or make
4 announcements on that organization's behalf on District property
5 either during or after school hours without the permission and prior
6 review of the Superintendent. The Superintendent will have
7 forty-eight (48) hours to grant or deny the request to distribute
8 materials. When deciding whether to grant or deny the request, the
9 Superintendent will be guided by the following criteria: there must
10 not be a substantial likelihood that distributing the literature will
11 create a disruption or disturbance, and the materials must not
12 constitute or support a civil or criminal wrong.

13 The Superintendent shall establish administrative procedures which
14 require that:

- 15 1. criteria established in Policy 5722 are used to make a
16 decision regarding materials that students seek to post or
17 distribute;
- 18 2. distribution or posting of materials employees wish to
19 distribute on behalf of an employee organization comply with
20 the terms of negotiated collective bargaining agreements;
- 21 3. the District or the school mail system is not used by the
22 community, students, or staff for distribution of
23 nonschool-related materials, unless authorized by the
24 Superintendent;
- 25 4. no materials from any profit-making organization are
26 distributed for students to take home to their parents unless
27 authorized by the Superintendent;

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- 1 5. flyers and notices from outside non-profit organizations may
2 be made available for students to pick-up at the literature
3 distribution rack/table by the school building's office, under
4 the following circumstances:
- 5 a. the flyer/notice publicizes a specific community
6 activity or event that is age-appropriate for the
7 students that attend the school;
- 8 b. the organization submits the number of copies of the
9 flyer that it wants placed in the literature distribution
10 rack/table;
- 11 c. the organization shows the building principal its
12 501(C)(3) or other proof of non-profit status, and the
13 principal confirms that the flyer/notice does not overtly
14 advocate or entice support for any religious
15 organization;
- 16 No student shall be required to take any of the
17 flyers/notices placed in the literature/distribution
18 rack/table, and the rack/table shall contain a clear
19 notice that the Board does not support or endorse any
20 of the organizations and/or activities/events identified
21 in the flyers/notices.
- 22 6. the time, place, and manner of distribution of all
23 nonschool-related materials is clearly established and
24 communicated.
- 25 D. **Solicitation of Funds**
- 26 In order to provide its employees with the opportunity for united
27 participation in the financial support of the services performed by
28 the humanitarian agencies of this community, an annual United
29 Way of Miami-Dade County drive among school personnel is
30 approved. No other fundraising drives may be conducted during the
31 District campaign.

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1 Exceptions may be made on an individual basis, as determined by
2 the specific merits of each activity. Requests for such exceptions
3 must be approved by the Superintendent and shall be transmitted to
4 the Board.

5 All crowdfunding activities require approval in accordance with
6 Policy 6605, Crowdfunding.

7 E. **Prizes/Scholarship**

8 Acceptance of scholarships or prizes is conditioned on the following:

9 1. No information, either academic or personal, shall be released
10 from the student's record for the purpose of selecting a
11 scholarship or prize winner without the permission of the
12 student who is eighteen (18), or the parents of a student who
13 is younger according to Board policy on student records.

14 2. The type of scholarship or prize, the criteria for selection of
15 the winner, and any restrictions upon it shall be approved by
16 the principal.

17 3. The principal, together with a committee of staff members
18 designated by the principal, may be involved in the selection
19 of the recipient and, if agreeable to the sponsoring
20 organization, the selection shall be left entirely to the
21 principal and staff committee.

22 4. The acceptance of trophies, prizes, or awards from persons or
23 organizations not connected with the schools shall comply
24 with Board policy and the corresponding administrative
25 regulations providing for awards for distinguished success in
26 any school activity.

27 F. **Sale of School Supplies**

28 The sale of school supplies on Board owned property by
29 organizations other than the School District, may be allowed
30 pursuant to the following:

31 1. the organization has a purpose which will benefit the School
32 District and its students;

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1 2. the organization's planned activities are clearly in the best
2 interest of the School District and its students;

3 3. the organization has submitted the following information and
4 assurances on the form provided by the District: a statement
5 noting the purpose of the organization, financial
6 accountability assurances, and use of facility assurances.

7 All funds generated by the sale of such school supplies shall be kept
8 separate from other activity funds or other transactions of the
9 Board.

10 **G. Surveys and Questionnaires**

11 Neither District-related nor nondistrict-related organizations shall
12 administer a survey or questionnaire to students or staff unless the
13 instrument and the proposed plan is submitted, in advance, to the
14 Superintendent. If approved, a copy of the results and the proposed
15 manner of their communication are to be provided to him/her for
16 review and approval before they are released.

17 Students shall not be required to complete surveys to provide
18 marketing information to vendors, or distribute to vendors any
19 personal information of students, including but not limited to
20 names, addresses, and telephone numbers, except as may be
21 required by law. In addition, the District shall not enter into any
22 contract for products or services, including electronic media
23 services, where personal information will be collected from students
24 by the providers of the services. See also Policy 2416.

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1 H. **Blood Collection Drive - Soliciting from Students and Staff**

2 At the discretion of the principal/head administrator, schools and
3 non-school sites may participate in blood collection drives with an
4 entity to be selected by the Board through a Request for Proposal.
5 The solicitation may be conducted at all schools and non-school
6 sites under conditions that meet all of the following criteria:

- 7 1. The activity is purely voluntary with no financial
8 remuneration to the work location, student and/or staff. All
9 such participation is to be sanctioned by the principal/head
10 administrator.
- 11 2. Students, staff and community members at large who are
12 seventeen (17) years of age and older may participate in the
13 blood drive. Individuals eighteen (18) years of age and older
14 may consent to the donation of blood without parental
15 permission. Students who are seventeen (17) years old must
16 bring a written consent from the parent or guardian.
- 17 3. Donor's consent to the donation of blood shall be secured
18 using the form provided by the blood collector and approved
19 by the Office of Risk and Benefits Management.
- 20 4. Employees or students of a school or non-school site shall not
21 participate, directly or indirectly, in the process of taking
22 blood from student donors. Students may assist in minor
23 record-keeping chores and distributing refreshments.
- 24 5. The blood collector must provide sufficient trained personnel
25 to monitor the condition of the donor following the giving of
26 blood.

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- 1 6. The blood collector must provide a standard certificate of
2 insurance to indemnify and hold harmless the Board, its
3 employees and representatives, from and against liability
4 arising out of or in connection with the entity conducting a
5 blood drive on school property.

6 F.S. 1013.10

7 Revised 9/9/15

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1

STUDENT FUNDRAISING

2 Student fundraising by students is limited in order to prevent disruption and
3 includes student solicitation and collection of money for any purpose including
4 collection of money in exchange for tickets, papers, or any other goods or services.
5 Student fundraising in school, on school property, or at any school-sponsored event
6 is permitted only when the profit is to be used for school purposes or for an activity
7 connected with the schools.

8 School and student fundraising activities serve two (2) general purposes, to:

- 9 A. promote the education, general welfare, and morale of students; and
10 B. finance the legitimate extra-curricular activities of the student body
11 in order to augment, but not conflict with, the educational program
12 provided by the School Board.

13 Fundraising activities must be conducted during non-instructional class time,
14 preferably before and after school. At the principal's discretion, the collection of
15 money for pre-paid activities or pre-sale items only may be authorized at a specified
16 time during the school day (i.e., homeroom), as long as this process does not disrupt
17 classroom instruction.

18 The fundraising activities in each school shall be limited to two (2) weeks per
19 activity, except for the United Way campaign time period which may be determined
20 by the Superintendent (see below). Promotional activities shall be reasonable and
21 competition among schools, and among students in individual schools, shall not be
22 unduly stimulated.

23 A. It is the responsibility of the principal to follow the Manual of
24 Internal Fund Accounting for Elementary and Secondary Schools in
25 approving for school-sponsored fundraisers.

26 1. All allowable fundraising activities must be approved by the
27 principal.

28 2. Written authorization from the Region Superintendent is also
29 required for fundraising activities in the community.

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- 1 3. All applications for approval of fundraising activities must
2 specify the following:
- 3 a. the times and places in which the fundraising activity
4 will be conducted;
- 5 b. the specific costs of the fundraising
6 merchandise/activity; and
- 7 c. the specific purpose intended for the funds being
8 raised.
- 9 B. For any fundraisers by student clubs and organizations, parent
10 groups, or boosters clubs that involves the sale to students of food
11 items and/or beverages that will be consumed on campus, the food
12 and/or beverages items to be sold shall comply with the current
13 USDA Nutrition Standards in the National School Lunch and School
14 Breakfast Programs, the USDA Smart Snacks in School regulations,
15 and applicable State law. If approved, the fundraisers that involve
16 the sale to students of food items or beverages that will be
17 consumed on campus must also be consistent with regulations
18 established in Policy 8510, Wellness Policy.
- 19 C. Additional prohibitions are:
- 20 1. The sale of magazines shall be permitted by students in
21 grades 9, 10, 11, and 12 only. Solicitations shall be
22 permitted in homes only if a student is accompanied by an
23 adult. Soliciting in offices or businesses of any kind shall not
24 be permitted.
- 25 2. Participants in school approved fundraising activities are
26 prohibited from standing in roadways and/or medians of
27 roadways.

28 No student, school organization, or member of the school staff may solicit funds in
29 the name of the school from the public for any purpose without prior approval of the
30 school principal and the Region Superintendent or his/her designee. All approvals
31 must be in writing using the approved District forms and must be retained at the
32 school for audit purposes.

33 The Board authorizes United Way solicitation of elementary and secondary school
34 students. The Superintendent may determine the period of time the student

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1 campaign will be conducted in District schools, concurrent with the United Way
2 community-wide campaign.

3 At the discretion of the principal, schools may participate, in fundraising activities of
4 voluntary health agencies as follows:

5 A. Participation of the school is to be limited to publicizing the activity
6 through posters and making available materials for distribution at a
7 central location, but must not involve the handling of money in any
8 way unless formally approved by the Superintendent and
9 transmitted to the Board. This participation is to be approved, in
10 advance, by the Principal.

11 B. The school name may not be used in connection with fundraising
12 activities.

13 C. Staff members will not be responsible for organizing drives or
14 handling funds.

15 Also, at the discretion of the principal, senior high school clubs may participate in
16 fundraising activities for charitable purposes, as follows:

17 A. A senior high school club may fundraise or donate to the
18 national/State 501(C) (3) public charity supported by the club's
19 national/State sponsoring organization provided that the
20 fundraising involved follows all District guidelines as stated in the
21 Manual of Internal Fund Accounting for fundraising.

22 B. Such fundraising may not be conducted concurrently with the
23 United Way of Miami-Dade County student campaign in the District
24 schools except when the 501(C) (3) public charity fundraising drive
25 supported by the club's national/State sponsoring organization
26 occurs during the United Way student campaign.
27

28 Exceptions may be made on an individual basis, as determined by the specific
29 merits of each activity. Requests for exceptions must be approved by the
30 Superintendent and transmitted to the Board.

31 Fundraising activities organized and conducted by the PTA/PTSA and other
32 school-allied organizations are independently operated by those organizations.
33 Nevertheless, such activities must be submitted to the respective school principal for
34 approval, with those involving community solicitation also requiring written approval
35 from the Region Superintendent. All approvals must be retained for audit purposes.

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1 School sponsors for approved school organizations shall not accept any form of
2 compensation from vendors that might influence their selection of a vendor that will
3 provide a fundraising activity or a product that will be sold as a fundraiser.
4 Sponsors for approved school organizations shall not accept any compensation from
5 a vendor after a decision has been made regarding a fundraising activity or a
6 product that will be sold as a fundraiser. In addition, sponsors for approved school
7 organizations who make the selection of a vendor that will provide a fundraising
8 activity or a product that will be sold as a fundraiser shall not enter into a
9 contractual arrangement that provides compensation to the sponsor in any form
10 from that vendor.

11 The Superintendent shall distribute this policy and the implementing procedures to
12 each student organization granted permission to solicit funds.

13 | All crowdfunding activities require approval in accordance with Policy 6605,
14 | Crowdfunding.

15 F.S. 1001.43

16 Revised 9/7/16

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1

SCHOOL VOLUNTEERS

2 ~~Providing opportunities for students to participate in appropriate co-curricular and~~
3 ~~extra-curricular activities enhances their education. Community members who~~
4 ~~have special knowledge and skills that add to the District's program are an excellent~~
5 ~~resource for these activities. Principals are authorized to contact local businesses~~
6 ~~and government agencies to recruit mentors. Employees of the District are also~~
7 ~~encouraged to volunteer.~~

8 ~~Activities recommended by or involving community volunteers in an instructional~~
9 ~~role should be aligned with District philosophy and assist students to accomplish~~
10 ~~the District's learning goals. The following policies and guidelines are designed to~~
11 ~~provide for student and staff safety and an environment that maximizes community~~
12 ~~and parent resources.~~The School Board recognizes that certain programs and
13 activities can be enhanced through the use of volunteers who have particular
14 knowledge or skills that will be helpful to members of the school staff who are
15 responsible for the conduct of those programs and activities. A school volunteer is
16 any non-compensated person who may be appointed by the Superintendent or
17 his/her designee. School volunteers may include, but are not limited to, parents,
18 senior citizens, students, and others who assist the teacher or other members of the
19 school staff. Employees of the District are also encouraged to volunteer.

20 The Superintendent or his/her designee is responsible for recruiting community
21 volunteers, reviewing their capabilities, and making appropriate placements. The
22 Superintendent shall not be obligated to make use of volunteers whose abilities are
23 not in accord with District needs. The Superintendent shall develop procedures in
24 accord with this policy which must include, but not be limited to, providing access
25 to literature and/or other informative materials that might assist each volunteer
26 who may be expected to assume responsibility for the health, safety and welfare of
27 students in having a clear understanding of Florida law and District rules, policies
28 and regulations relevant to the volunteer's responsibilities.

29 ~~A. Notwithstanding the restrictions in Policy 8332, Collection of Personal~~
30 ~~Information, regarding collection of information from parents, a~~All volunteers must
31 successfully complete the registration and background check process in
32 administrative policies annually approved by the Superintendent. If significant
33 changes occur in the background check process, the School Board will be notified by
34 the Superintendent. Volunteers must report any criminal proceedings, including
35 those which may occur after a background check, to school authorities immediately.
36 The District's Employment Standard applies to all volunteers.

37 Certain volunteer activities require training and are subject to a fingerprint level 2
38 background check. Please refer to the District's web site for these activities.

**THE SCHOOL BOARD OF
MIAMI-DADE COUNTY**

PROGRAM
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1 ~~B.—Once approved, volunteers must comply with Board policies and procedures~~
2 ~~as outlined in the School Volunteer Program Guidelines on the district's web site.~~
3 ~~all volunteers must sign in and out at a designated location in the school before~~
4 ~~proceeding to their volunteer site.~~

5 ~~C.—Each school principal or work site supervisor may set additional procedures~~
6 ~~with respect to volunteer involvement. A volunteer's service may be terminated at~~
7 ~~any time, either at the discretion of the Principal, work site administrator, or the~~
8 ~~volunteer.~~

9 ~~All volunteers must have identification and wear an identifying badge~~
10 ~~whenever volunteering.~~

11 ~~1.—Volunteers shall serve as positive role models. A school volunteer~~
12 ~~must always:~~

13 ~~a.—use appropriate language;~~

14 ~~b.—discuss age appropriate topics;~~

15 ~~c.—refrain from inappropriately touching students;~~

16 ~~d.—refrain from disciplining students (behaviors needing discipline must~~
17 ~~be referred to the appropriate teacher or staff member);~~

18 ~~e.—Refrain from giving students gifts, rewards, or food items of any kind~~
19 ~~without the teacher's permission.~~

20 ~~2.—Volunteers shall not bring preschoolers or children not registered in~~
21 ~~the school.~~

22 ~~3.—Volunteers may not be left alone to supervise students. The visual~~
23 ~~and auditory presence of a District employee must be maintained at~~
24 ~~all times.~~

25 ~~4.—Volunteers must keep confidential any information about a student~~
26 ~~or any school related incident. If there is a safety concern or an~~
27 ~~emergency issue, it must immediately be communicated to someone~~
28 ~~in authority.~~

29 ~~5.—Volunteers should notify the front office if an illness or emergency~~
30 ~~prohibits them from attending a scheduled volunteer shift.~~
31 ~~Volunteers should be prompt and dependable.~~

32 ~~6.—Volunteers should be dressed appropriately at all times.~~

33 ~~7.—Volunteers, under the supervision of the school volunteer liaison,~~
34 ~~should maintain a sign in sheet for volunteer activities and service.~~
35 ~~If service is provided after school or in the evenings, the beginning-~~
36 ~~ending time frame of the activity should be written. This record~~

**THE SCHOOL BOARD OF
MIAMI-DADE COUNTY**

PROGRAM
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- 1 sheet should be submitted to the School Volunteer Liaison during
2 the next visit to the worksite.
- 3 ~~8. Certain volunteer activities require training and are subject to a~~
4 ~~fingerprint level 2 background check. Please refer to the District's~~
5 ~~web site for specific policies and procedures.~~
- 6 ~~9. Volunteers and staff members must comply with Board policies~~
7 ~~regarding ethical conduct and student welfare.~~
- 8 ~~10. Each school principal or work site supervisor may set additional~~
9 ~~procedures with respect to volunteer involvement. A volunteer's~~
10 ~~service may be terminated at any time, either at the discretion of the~~
11 ~~Principal, work site administrator, or the volunteer.~~

12 F.S. 1012.01(5)
13 F.A.C. 6A-1.0502

14 Revised 1/14/15

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1

INTERSCHOLASTIC ATHLETICS

2 The District's program of interscholastic athletics shall include all activities relating
3 to competitive sport contests, games, or events involving individual students or
4 teams of students from high schools in this District with those from a high school in
5 another district. Middle school or junior high athletic teams may not play out-of-
6 county or against out-of-county teams within the county. All students shall be
7 permitted to select their own school team sports activities without duress or
8 interference by any employee.

9 All high schools shall be members of and governed by the Florida High School
10 Athletic Association rules and regulations.

11 All high school students shall comply with the eligibility requirements established by
12 the Florida High School Athletic Association. The School Board may adopt more
13 stringent rules of eligibility to be met by all students participating in the
14 interscholastic program, including but not limited to requirements that each student
15 be in good physical condition, be free of injury, and have fully recovered from illness
16 before participating in any interscholastic athletic event. Individual verification will
17 be done at the school site.

18 There shall be no organized program of interschool competition of a varsity pattern
19 for elementary school children in any activity. Boxing, tackle football, and other
20 body contact sports shall not be included in any program for children in the
21 elementary schools.

22 No student shall be excused from a class or supervised study for an extended period
23 of consecutive days to participate in interscholastic athletics.

24 The Superintendent shall develop appropriate administrative procedures for the
25 operation of the athletic program which provide:

26 A. the District shall assume no liability for any student with a health
27 condition who has been authorized to play by the parents and their
28 physician;

29 B. any student who incurs an injury requiring a physician's care is to
30 have the written approval of a physician prior to the student's return
31 to participation;

1 C. in order to minimize health and safety risks to student-athletes and
2 maintain ethical standards, school personnel, coaches, and athletic
3 trainers should never dispense, supply, recommend, or permit the
4 use of any drug, medication, or food supplement solely for
5 performance-enhancing purposes;

6 D. the Superintendent is to ensure that sportsmanship, ethics, and
7 integrity characterize the manner in which the athletic program is
8 conducted and the actions of students who participate.

9 In order to support the Florida High School Athletic Association's program to
10 strengthen sportsmanship, ethics, and integrity, the Board shall:

11 A. adopt policies (upon recommendation of the administration) which
12 reflect the District's educational objectives and promote the ideals of
13 good sportsmanship, ethics, and integrity;

14 B. reinforce the concept that participation in athletic activities are a
15 privilege, not a right;

16 C. attend and enjoy school athletic activities, serving as a positive role
17 model and expecting the same from parents, fans, participants,
18 coaches, and other school personnel;

19 D. support and recognize participants, coaches, school administrators,
20 and fans who display good sportsmanship;

21 E. recognize the value of school athletic activities as a vital part of
22 education.

23 Regulations to be observed by school personnel are found in the Interscholastic
24 Athletic Manual and in the Middle Schools Athletic Procedures Manual, and are on
25 file in the Office of Board Recording Secretary, the Citizen Information Center, and
26 the Office of the Board Clerk.

27 The Division of Athletics/Activities and Accreditation shall:

28 A. provide the schools with consistent, unified leadership in their
29 athletic programs.

30 B. provide athletic opportunities to all high school and middle school
31 students.

- 1 C. develop and recommend policies for Board consideration which will
2 continue the development of athletics within the overall educational
3 program.
- 4 D. carry out and administer the Board's policies through the Office of
5 the Superintendent.
- 6 E. interpret Board policy to the extent necessary to provide guidance
7 for schools in areas not specifically covered by policy.
- 8 F. provide the management leadership on a countywide basis to enable
9 all students to develop their individual athletic capabilities and
10 receive maximum benefit from balanced, well-managed, and
11 well-operated athletic programs.

12 **Greater Miami Athletic Conference (GMAC)**

13 Other than Christopher Columbus High School, non-public schools shall not be
14 permitted to become members of the GMAC.

15 The Executive Committee of the GMAC shall consist of: President, First Vice
16 President, Second Vice President, Immediate Past President, two (2) delegated
17 principals (north and south), two (2) delegated athletic directors (north and south),
18 an FHSAA Board representative, a representative of the secondary principals group,
19 and four (4) members-at-large. The Administrative Director of the Division of
20 Athletics/Activities and Accreditation and the GMAC Executive Secretary serve as
21 non-voting, ex-officio members. Two (2) members from the same school may not
22 serve on the Executive Committee at the same time.

23 The Executive Secretary shall be responsible for supervision of the high school
24 athletic program as prescribed in the bylaws, standing rules, and policies of the
25 GMAC, and shall be the executive officer of this conference.

26 The Administrative Director of the Division of Athletics/Activities and Accreditation
27 shall:

- 28 A. administer a special trust fund shall to aid schools in financial
29 distress by assessment of each GMAC member school, on a one-time
30 basis, an amount not to exceed \$1,000. The exact amount of
31 assessment will be determined by the Administrative Director of the
32 Division of Athletics/Activities and Accreditation based on the
33 number of sports offered at an individual school.

- 1 B. develop procedures for distribution and repayment. Should the
2 fund fall below a reasonable level, each school will be notified of the
3 additional assessment and will issue a check made payable to the
4 Greater Miami Athletic Conference where the special trust fund is
5 maintained.
- 6 C. develop and enforce special directives as shall be necessary to
7 provide uniform policy within the District and to ensure an effective
8 athletic program in the various senior high schools.
- 9 D. standardize the operations of the athletic departments in all high
10 schools.
- 11 E. manage all athletic events in the District, within the policies of the
12 GMAC, Florida High School Activities Association, and Board
13 policies.
- 14 F. help all schools to develop their athletic capabilities.
- 15 G. help develop realistic athletic budgets.

16 **Interscholastic Athletic Eligibility**

17
18 The following conditions apply to athletic eligibility for all senior high school
19 students commencing with the successful completion of the eighth grade as defined
20 by Policy 5410, *Student Progression Plan*. These requirements are in addition to
21 all academic and conduct eligibility requirements contained in Board
22 Policy 5845, *Student Activities*, Board Policy 5500, *Student Conduct and Discipline*,
23 and those of the Florida High School Athletic Association (FHSAA) and the
24 Greater Miami Athletic Conference (GMAC) Bylaws.

25
26 In accordance with state law, "eligibility to participate" includes, but is not
27 limited to, participating in tryouts, off-season conditioning, summer workouts,
28 preseason conditioning, in-season practice, or contest.

29
30 In accordance with state law, students granted transfers in accordance with
31 applicable eligibility and transfer policies shall be immediately eligible to
32 participate in high school athletic programs at the new school. However, a
33 student may not participate in a sport if the student participated in that
34 same sport at another school during that school year (Mid-Season Transfer),
35 unless the student meets one of the following criteria:
36

- 1 (1) dependent children of active military duty personnel whose
2 move resulted from military orders;
3
4 (2) children who have been relocated due to a foster care
5 placement in a different school zone;
6
7 (3) children who move due to a court ordered change in custody
8 due to separation or divorce, or serious illness or death of
9 a custodial parent; or
10
11 (4) is otherwise authorized only under the following good
12 cause circumstances:
13
14 (a) students who have fully and completely moved to
15 a new residence in Miami-Dade County from another
16 Florida county or another State;
17
18 (b) students who are involuntary reassigned by the Board
19 during the school year to a different school for reasons
20 other than athletic or disciplinary;
21
22 (c) students who transfer within the first twenty days
23 of the school year to magnet schools or programs that are
24 subject to specific admissions requirements and/or
25 random lotteries that are governed by Policy 2370,
26 Magnet Programs/Schools.
27
28 (d) all good cause Mid-Season Transfer eligibility
29 requests must be reviewed and approved by the
30 Superintendent's Athletic Eligibility Transfer Review
31 Committee (AETRC) prior to engaging in athletic
32 participation
33

34 Any student or parent who is found to have falsified enrollment, transfer, or
35 eligibility information shall be declared athletically ineligible to participate for at
36 least one (1) full calendar year from the date of discovery of the violation or
37 as otherwise determined by the AETRC.
38

39 The AETRC consists of one (1) District-level administrator, three (3) senior
40 high school principals, three (3) senior high school athletic directors, one (1)
41 representative from the District Athletic Advisory Committee, and an administrator
42 from the Division of Athletics/Activities and Accreditation, who serves as an ex-
43 officio member. The AETRC shall review all requests for Mid-Season Transfers based
44 on good cause as defined in this policy. The Committee will meet at least once a
45 month. All AETRC decisions regarding athletic eligibility that are reviewed by the
46 AETRC will be forwarded to the Region Superintendent and principal of the affected
47 schools for information purposes. AETRC decisions are final.

**THE SCHOOL BOARD OF
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1
2 A student receiving any type of transfer into a senior high school must abide by all
3 state laws, the FHSAA and GMAC Bylaws, and applicable Board policies
4 pertaining to athletic eligibility.
5

6 Violations of the transfer policy with regard to athletic eligibility may result in
7 forfeiture of athletic contest(s), fines, and/or probation. Penalties to be assessed
8 will be determined by the Director of the Division of Athletics/Activities and
9 Accreditation and Executive Secretary, GMAC.
10

11 The principal shall be responsible for control of the athletic programs, coaches,
12 booster groups, and student athletes.
13

14 A student's eligibility to participate in any interscholastic athletics and/or extra-
15 curricular activity may not be affected by any alleged recruiting violation until final
16 disposition of the allegation pursuant to F.S. 1006.20.
17

18 In accordance with state law, students who are permitted to participate in
19 interscholastic and/or extra-curricular activities at a public school in which they are
20 not enrolled are subject to the Board's *Code of Student Conduct* for the limited
21 purpose of establishing and maintaining the student's eligibility to participate in the
22 school-related function. These students must comply with the specific requirements
23 contained in F.S. 1006.15 that govern their particular circumstances.
24
25
26

27 F.S. 1006.07, 1006.08, 1006.09, 1006.15, 1006.18, 1006.195, 1006.20

1 STUDENT RESPONSIBLE USE OF TECHNOLOGY, SOCIAL MEDIA, AND
2 DISTRICT NETWORK SYSTEMS

3 The School Board provides students access to a large variety of technology and
4 network resources which provide multiple opportunities to enhance learning and
5 improve communication within the school district and the community. All users
6 must, however, exercise appropriate and responsible use of school and District
7 technology and information systems. Users include anyone authorized by
8 administration to use the network. This policy is intended to promote the most
9 effective, safe, productive, and instructionally sound uses of network information
10 and communication tools.

11 The District network is defined as all computer resources, including software,
12 hardware, lines and services that allow connection of district computers to other
13 computers, whether they are within the district or external to the District, including
14 connection to the Internet with any device while on school property. The Board shall
15 maintain a system of internet content filtering devices and software controls that
16 meet the Federal standards established in the Children's Internet Protection Act.
17 (CIPA).

18 **Digital Citizen**

19 The Board uses information and technology in safe, legal, and responsible ways. A
20 responsible digital citizen is one who:

21 A. respects one's self;

22

23 Users will select online names that are appropriate and will consider
24 the information and images that are posted online.

25 B. respects others;

26

27 Users will refrain from using District network systems and social
28 media to bully, tease, or harass other people.

29 C. protects one's self and others;

30

31 Users will protect themselves and others by reporting abuse and not
32 forwarding inappropriate materials or communications.

- 1 D. respects authorship;
2
3 Users will properly reference or cite to work, websites, books, media,
4 etc., used in any student work.
- 5 E. protects intellectual property.
6
7 Users will not use software and media produced by others without
8 prior authorization from the owner. Users will also not upload,
9 download, or transfer any intellectual property belonging to a third
10 party without specific permission including images, texts, video files,
11 and digital music files.

12 **Responsible Use**

13 Responsible use of the District's technology resources is expected to be ethical,
14 respectful, academically honest, and supportive of the school's mission. Each user
15 has the responsibility to respect every other person in our community and on the
16 Internet. Digital storage and electronic devices used for school purposes will be
17 treated as extensions of the physical school space. Administrators, or their
18 designees, may review files and communications (including electronic mail) to
19 ensure that users are using the system in accordance with District policy and
20 administrative procedures and guidelines. Users do not have any expectation of
21 privacy in files stored electronically which may be subject to disclosure pursuant to
22 Florida's Public Records Act.

23 Users are expected to comply with the following rules of network etiquette, including
24 but not limited to:

- 25 A. Use of the District's network, electronic devices, and social media
26 must be consistent with the District's educational objectives,
27 mission, and curriculum; all users of the M-DCPS network are
28 bound by the guidelines and stipulations set forth within the
29 Network Security Standards, which are posted on the District's
30 website.
- 31 B. Transmission of any material in violation of any local, Federal, and
32 State laws is prohibited. This includes, but is not limited to:
33 copyrighted material, licensed material, and defamatory,
34 threatening, offensive, or obscene material.
- 35 C. Intentional or unintentional use of District resources to access or
36 process, proxy sites, pornographic material, explicit text or files, or
37 files dangerous to the integrity of the network is strictly prohibited.

- 1 D. The network may not be used to send or receive messages that
2 discriminate on any protected basis as delineated in the Board's
3 Anti-Discrimination Policy 5517.
- 4 E. Cyberbullying is prohibited at all times, on school grounds or off,
5 whether using District-owned equipment and networks, social media
6 or personally owned equipment and broadband connections of any
7 kind. See Policy 5517.01, *Bullying and Harassment*.
- 8 F. Software, services, games, applications, video or audio files, or
9 streaming media without educational value may not be installed,
10 uploaded, or downloaded on school devices without prior
11 authorization by a teacher or administrator.
- 12 G. Use of District or network resources for commercial activities,
13 product advertisement, religious or political campaigning, lobbying,
14 or solicitation is prohibited.
- 15 H. Accessing chat rooms or instant messaging using the District's
16 network is prohibited.
- 17 I. Bypassing the District's content filter without authorization is
18 strictly prohibited.
- 19 J. Users may not share their passwords and are expected to act with
20 due care in maintaining their passwords private and secure.
- 21 K. Users may be held personally and financially responsible for
22 malicious or intentional damage or interruptions to network service,
23 software, data, user accounts, hardware, and/or any other
24 unauthorized use.
- 25 L. Files stored on District-managed networks and hardware are the
26 property of the District and may be inspected at any time.
- 27 M. Materials published electronically must be for educational purposes.
28 Administrators may monitor these materials to ensure compliance
29 with content standards.

1 **Procedures for Use**

- 2 A. Student users must always get permission from teachers or
3 facilitators before using the network or accessing any specific file or
4 application.
- 5 B. Students shall receive education about the following:
- 6 1. safety and security while using e-mail, chat rooms, social
7 media, and other forms of electronic communications;
- 8 2. the dangers inherent in online disclosure of personally
9 identifiable information; and
- 10 3. the consequences of unauthorized access (e.g., hacking,
11 cyber-bullying, and other unlawful or inappropriate activities
12 online).
- 13 C. All student users (and their parents if they are minors) are required
14 to sign a written agreement annually, or at the time of enrollment, to
15 abide by the terms and conditions of this policy and its
16 administrative procedures and guidelines.
- 17 D. If authorization has been specifically given by the school for use
18 within the District's educational mission, students may bring their
19 own device such as a laptop computer, a smartphone or cellular
20 phone, or any other device that may access the school or District
21 network. Students and parents must submit a contract for use of
22 the device before being allowed to use it. Students will be notified of
23 any additional responsibilities for use of these devices. The contract
24 must be maintained in the student's cumulative file.
- 25 E. Students shall not (1) access or use another person's account
26 without written permission; (2) share their password with anyone
27 else or engage in activities that would reveal anyone's password;
28 (3) allow others to access a computer that the user is logged on to;
29 or (4) ever sign in, or attempt to sign in, as another person.

1 **Social Media**

2 Social media is defined as internet-based applications (such as Facebook, Twitter,
3 etc.) that facilitate interactive dialogue between users. The Board encourages the
4 use of social media technologies and platforms to promote District schools and
5 programs and to transmit information relevant to the District and/or schools.

6 Board members, District offices, and schools are permitted to create social media
7 accounts that follow District guidelines, to share the school's accomplishments with
8 students, parents, businesses and the community. Students and parents shall be
9 provided the opportunity to opt-out of having their child's identification or
10 photographic image posted to these sites. The opt-out form must be maintained in
11 the student's cumulative file.

12 When using social media, students shall comply with the same responsible use rules
13 outlined above for Internet and District network use. In addition, students will not
14 represent or create the inference on any social media posting that they speak on
15 behalf of the school, the District or the Board, or its members. Use of the District's
16 network or and equipment for personal social media activities is prohibited.
17 Students may be disciplined by the District for inappropriate social media behavior
18 even if it occurs off school grounds.

19 **Violations and Sanctions**

20 Accessing the Internet or District network is a privilege, not a right. Inappropriate
21 use and violation of this or any other Board policy may result in cancellation of the
22 privilege. Inappropriate material and use is defined as any material or use that is
23 inconsistent with the goals, objectives, and policies of the educational mission of the
24 District. Any user can be denied access temporarily or permanently if the school,
25 Regional Center, or District administrator determines that a user has used the
26 Internet or District network in an inappropriate or unacceptable manner. Students
27 may also be disciplined pursuant to the applicable *Code of Student Conduct*,
28 Policy 5510. Students may also be subject to other legal action.

29 **Board Liability**

30 The Board is not responsible, and shall not be liable, for:

31 A. damage resulting from unauthorized or inappropriate District
32 network or social media activity;

- 1 B. use of information obtained via the Internet, including any damages
2 a user may incur including but not limited to, loss of data resulting
3 from delays, non-deliveries, mis-deliveries, or service interruptions
4 caused by negligence, errors;
- 5 C. the accuracy or quality of information obtained through the Internet;
- 6 D. unfiltered content that may be viewed or downloaded on District
7 equipment that has been provided to individuals for use outside
8 District property;
- 9 E. issues or damage caused by the connection of personal devices to
10 the District's network or improper use of the District's network or
11 equipment; or
- 12 F. personally owned devices that are damaged, lost, or stolen.

13 **Administrative Procedures and Guidelines**

14 The Superintendent, or designee, is authorized to develop, implement, and
15 disseminate administrative procedures and user guidelines necessary to effectuate
16 this policy.

17 F.S. 1001.43, 1001.51
18 H.R. 4577, P.L. 106-554, Children's Internet Protection Act of 2000
19 47 U.S.C. 254(h),(1), Communications Act of 1934, as amended
20 20 U.S.C. 6801 et seq., Part F, Elementary and Secondary Education Act of 1965,
21 as amended
22 18 U.S.C. 2256
23 18 U.S.C. 1460
24 18 U.S.C. 2246
25 46 C.F.R. 54.500-54.523

26 Revised 7/18/12
27 Revised 6/17/15

1

THE AMERICAN FLAG

2 The Pledge of Allegiance shall be recited at the beginning of the day in every school.

3

4 ~~Unless excused in writing by the parent, a student under the age of eighteen(18)~~
5 ~~who is not emancipated must stand and recite the Pledge. A student excused from~~
6 ~~reciting the Pledge is also excused from standing.~~

7 The Pledge will be as follows, "I pledge allegiance to the Flag of the United States of
8 America and to the Republic for which it stands, one nation under God, indivisible,
9 with liberty and justice for all." Students will be taught not to pause after "one
10 nation." Students shall stand with right hand over the heart while reciting the
11 Pledge.

12

A student has the right not to participate in reciting the pledge. Upon written
request by his/her parent, the student must be excused from reciting the pledge,
including standing and placing the right hand over his/her heart. A written notice
shall be published in a Student Handbook and/or the *Code of Student Conduct*.

13

14 ~~An eighteen (18) year old or older or emancipated high school student cannot be~~
15 ~~required to stand and recite the Pledge.~~

16 ~~For a non-participating student without a written excuse, s~~ School personnel:

17 | A. ~~cannot single out the student in front of the class,~~

18 | B. ~~must counsel the student (who is not eighteen (18) years of age or~~
19 | ~~older, or an emancipated high school student) privately and notify~~
20 | ~~the parent for parental resolution. Any conflict between the parent~~
21 | ~~and child should be resolved by the parent,~~

22 | AC. cannot discipline a student for failing to stand and/or recite the
23 | Pledge, and but

24 | BD. may take disciplinary action if a student materially disrupts the
25 | Pledge.

1 **Display of the Flag**

2 A. Outside

3

4

5

6

7

8

9

The flag of the United States shall be raised above each school and/or at other appropriate places during all school sessions, weather permitting. The flag shall be raised before the opening of school and taken down at its close every day. The flag is to be flown at half-staff in mourning for designated principal government leaders and upon presidential or gubernatorial order.

10 B. In the Classroom

11

12

13

Each classroom shall display the a flag of the United States that is at least 2 feet by 3 feet.~~on an appropriate staff.~~

14 | F.S. 1000.06, 1001.41, 1002.20(12),1003.44(1)

15 | U.S. Public Law No. 623, as amended by U.S. Public Law No. 829

16 © **NEOLA 2010**

1

SEARCH AND SEIZURE

2 No student may be searched without reasonable suspicion or in an unreasonable
3 manner. Reasonable suspicion generally exists when there are reasonable grounds
4 for suspecting that the search will turn up evidence that the student has violated or
5 is violating either the law, School Board policy, or the rules of the school. The scope
6 of the search must be reasonably related to the suspected violation(s).

7 School authorities may search the person or property, including vehicles, of a
8 student, with or without the student's consent, whenever they reasonably suspect
9 that the search will turn up evidence of a violation of law, Board policy, or rules of
10 the school. This authority applies to all situations in which the student is under the
11 jurisdiction of the Board. School authorities may also inspect for the presence of
12 drugs or devices according to applicable law and Board policy. Any evidence
13 confiscated during a search by school staff or administration, including digital
14 evidence in the form of images, audio or video, shall be preserved and unaltered
15 pending resolution of the investigation into the suspected violation(s).

16 The school shall provide storage places, including desks and/or lockers to store
17 student possessions. These spaces and the contents within them remain under the
18 control of the Board and may be the subject of random search. Where allowed,
19 students may lock storage places but students shall have no expectation of privacy
20 that would prevent inspection by school officials.

21 To deter individuals from bringing weapons to school, curtail the threat of violence,
22 and foster a safe learning environment for students, staff, and visitors, metal
23 detector searches are authorized without individualized suspicion pursuant to
24 procedures established by the Superintendent.

25 | F.S. ~~901.21~~901.151, 933.07918.13, 1006.09(9)
26 Fla. Const. Art. I, Sec. 2
27 U.S. Constitution, 4th Amendment