

# Chisholm School District School Board Meeting Agenda

Monday, November 27, 2023 at 5:00 PM  
Regular Meeting  
Chisholm School Board Room

I. Determination of Quorum and Call to Order	
II. Public Comment:	
<b>Description:</b> Welcome to this meeting of the Board of Education Independent School District #695, Chisholm School District. We are extremely pleased that you have shown an interest in school district affairs by attending this meeting. The Board of Education allows public participation at its meeting, but at the same time has the responsibility for conducting its business in an orderly fashion. We will provide the audience with an opportunity to request to speak. We request that before you speak to announce your name. Each speaker will be allowed five minutes unless the time limit is waived by a majority of the board members present. At a public meeting of the board, no person shall orally initiate charges or complaints against individual employees of the district or challenge instructional materials used in the district. All such charges, if presented to the board directly, shall be referred to the Superintendent for investigation and report. We would also like to remind the public that the school board is not allowed to comment on your concerns. If there are no questions, we will open the public comment section of the board meeting.	
III. Recognition of Guests and Visitors	
A. Aubrie Hoover-Wellness Committee	
IV. Approve Agenda	
V. Reports	
VI. Consent Agenda	
A. Minutes of the November 13, 2023 Regular meeting.	4
<b>Attachments:</b>	
SBM 11/17/2023	4
VII. Action Agenda	
A. Motion to approve the hire of Anthony King to Job #259 Custodian/Bus Driver, High School, effective December 4, 2023.	7
<b>Attachments:</b>	
Recommendation to Hire A. King	7
B. Motion to approve the hire of Amanda Judd to Job #256 Paraprofessional, Vaughan Steffensrud, effective November 27, 2023.	8

<b>Attachments:</b>	
Recommendation to Hire A. Judd	8
C. Motion to approve the hire of Michelle Majewski, Volunteer Assistant Drama Director, effective November 27, 2023.	
D. Motion to approve the hire of July Abernathy, Volunteer Junior High Boys' Basketball coach, effective November 20, 2023.	
E. Motion to approve the hire of Anthony Antonutti, Volunteer Junior High Girls' Basketball coach, effective November 20, 2023.	
F. Motion to approve the MOU between I.S.D. No. 695 and AEOA for the purpose of coordinating mutually beneficial activities of the parties involved to provide better services for children and families served from 7/1/2023-6/30/2024.	9
<b>Attachments:</b>	
Headstart MOU 23/24	9
G. Motion to approve the Resolution Establishing Combined Polling Places for Multiple Precincts and Designation Hours Which the Polling Places Will Remain Open for Voting For School District Elections Not Held On the Day of a Statewide Election.	
<b>Attachments:</b>	
Combined Polling Place ISD 695 2023	17
H. Motion to approve Northern Minnesota Dental, Inc. rates with no increase in premiums for the period of January 1, 2024-December 31, 2024.	
<b>Attachments:</b>	
Northern MN Dental, Inc. Renewal 2024	18
I. First Reading of Policy #501 School Weapons	
<b>Attachments:</b>	
Policy #501 School Weapons	19
J. First Reading of Policy #502 Search of Student Lockers, Desks, Personal Possessions, and Student's Person	
<b>Attachments:</b>	
Policy #502 Search of Student Lockers, Desks, Personal Possessions, and Student's Person	24
K. First Reading of Policy #504 Student Dress and Appearance	
<b>Attachments:</b>	
Policy #504 Student Dress and Appearance	27

L. First Reading of Policy #505 Distribution of Nonschool-Sponsored Materials on School Premises by Students and Employees	32
<b>Attachments:</b>	
Policy #505 Distribution of Nonschool-Sponsored Materials on School Premises by Students and Employees	32
M. First Reading of Policy #508 Extended School Year for Certain Students with Individualized Education Programs	37
<b>Attachments:</b>	
Policy #508 Extended School Year for Certain Students with Individualized Education Programs	37
VIII. Discussion	
IX. Information	
A. Enrollment numbers	
X. Adjourn	

The Regular Meeting of the School Board, Independent School District No. 695, was called to order at 5:01 P.M. on November 13, 2023, in the Elementary Board Room. Members present: Directors Rice, Randa Sauter, Corradi Simon, Lappi, Rahja, and Chair Casey.

**Public Comment:** None

**Recognition of Guests and Visitors:**

- Jordan and Luke from InGensa and Carl from Widseth updated the board regarding the design and budget at this point.
- Cody from Apex addressed the board.

APPROVE AGENDA

Moved by Director Rahja supported by Director Lappi to approve the agenda. Motion carried unanimously.

APPROVE CONSENT AGENDA

Moved by Director Corradi Simon supported by Director Rice to approve the Consent agenda which consists of the Minutes of the October 23, 2023, Regular Meeting and the following for the month of October 2023; Payrolls in the amount of \$713,232.64, Accounts Payable in the amount of \$559,214.26, and the transfer of Jaden Jarmer to Job #258, Transportation Foreman, effective November 1, 2023. Motion carried unanimously.

**Personnel:**

APPROVE TERMINATION OF JESSICA HANNINE

Moved by Director Lappi, supported by Director Corradi Simon to approve the termination of Jessica Hannine, Transportation Foreman, effective November 1, 2023. Motion carried unanimously.

HIRE LARRY PERVENANZE

Moved by Director Rahja supported by Director Rice to approve the hire of Larry Pervenanze to Job #257 Level II Boys' Basketball Coach, effective November 20, 2023. Motion carried unanimously.

**Administrative Business:**

APPROVE PAYMENT TO IEA FOR 2023 THIRD YEAR AHERA INSPECTION

Moved by Director Lappi, supported by Director Corradi Simon to approve payment to IEA in the amount of \$5,900 for the 2023 Third Year AHERA Inspection for Chisholm Public Schools as presented. Motion carried unanimously.

APPROVE POLICY #413 HARASSMENT AND VIOLENCE POLICY AND APPENDIX A HARASSMENT AND VIOLENCE REPORT FORM

Moved by Director Randa Sauter, supported by Director Rahja to approve Policy #413 Harassment and Violence Policy and Appendix A Harassment and Violence Report Form. Motion carried unanimously.

APPROVE THE ASSURANCE OF COMPLIANCE WITH STATE AND FEDERAL LAW PROHIBITING DISCRIMINATION AND TO DIRECT THE SUPERINTENDENT TO SUBMIT THE REPORT AS PROVIDED BY MINNESOTA STATUTES AND RULES

Moved by Director Lappi, supported by Director Rahja to approve the Assurance of Compliance with State and Federal Law Prohibiting Discrimination and to direct the Superintendent to submit the report as provided by Minnesota Statutes and Rules. Motion carried unanimously.

APPROVE DESIGN DEVELOPMENT PLANS BY WIDSETH AND INGNSA AS PRESENTED

Moved by Director Rahja, supported by Director Corradi Simon to approve Design Development Plans by Widseth and InGensa with the Fitness Center as presented. Motion carried unanimously.

APPROVE THE DIRECTED ENGINEERING STUDY BY APEX AS PRESENTED

Moved by Director Rahja, supported by Director Corradi Simon to approve the Directed Engineering Study by Apex as presented. Motion carried unanimously.

APPROVE PURCHASE OF SERVICES AGREEMENT BETWEEN INDEPENDENT SCHOOL DISTRICT NO. 701, HIBBING, AND INDEPENDENT SCHOOL DISTRICT NO. 695, CHISHOLM FOR THE DIRECTOR OF TEACHING AND LEARNING FROM NOVEMBER 13<sup>TH</sup>, 2023, TO JUNE 30<sup>TH</sup>, 2025

Moved by Director Lappi, supported by Director Randa Sauter to approve the Purchase of Services Agreement between Independent School District No. 701, Hibbing, and Independent School District No. 695, Chisholm for the Director of Teaching and Learning from November 13, 2023, to June 30<sup>th</sup>, 2025.

APPROVE THE RESOLUTION TO ACCEPT DONATIONS

Moved by Director Lappi, supported by Director Rahja to approve the resolution to accept donations. Being a resolution, a roll call vote was taken and carried as follows:

For: Director Randa Sauter, Rice, Corradi Simon, Lappi, Rahja and Casey  
Against: None

**Discussion:** None

**Information:**

-H. Barney's email regarding Community Education  
-Enrollment numbers

ADJOURN

Moved by Director Rahja, supported by Director Corradi Simon to adjourn the meeting at 6:31 P.M. Motion carried unanimously.

DRS/lea

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Danielle Randa Sauter, clerk

## **Recommendation to Hire**

**Position: Job #259 Custodian/Bus Driver, HS, Afternoon shift**

**Posting duration:** Posted-11/17/2023-11/24/2023

**Advertising Location:** Frontline

**Number of Qualified: 2**

**Licensed Applications: NA**

**Interview committee Names:** Mike Fredeen, Jake Landacre, Jaden Jarmer

**Recommended for hire: Anthony Kine**

**Supervisor: Mike Fredeen**

## **Recommendation to Hire**

**Position: Job #256 Paraprofessional**

**Posting duration:** Posted-10/04/2023-still open

**Advertising Location:** Frontline

**Number of Qualified:** 1

**Licensed Applications:** NA

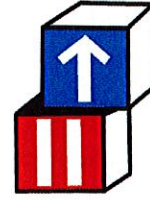
**Interview committee Names:** Karla Winter, Robbi Albert

**Recommended for hire:** Amanda Judd

**Supervisor:** Karla Winter



**MEMORANDUM OF UNDERSTANDING**  
 Between  
**Chisholm School District ISD #695**  
 &  
**Arrowhead Head Start (AEOA)**



This Memorandum of Understanding (MOU) is for the purpose of coordinating mutually beneficial activities of the parties involved to provide better services for children and families served. This MOU covers the *K-Ready Preschool* classrooms, mixed delivery classrooms between Head Start and School Readiness. Services to be provided from July 1, 2023 through June 30, 2024.

**HEAD START WILL:**

**CHISHOLM SCHOOL DISTRICT WILL:**

***I. Educational Activities, Curricular Objectives, Instruction***

Provide a licensed teacher meeting Head Start requirements.	
Provide a teacher assistant meeting Head Start requirements.	
Provide a classroom assistant meeting the Head Start requirements.	Provide ECSE Para’s and special education services as required as listed on a child’s IEP.
Provide a Head Start Program Manager to ensure Head Start Program Performance Standards and licensing requirements are met with enrolled Head Start children.	
Implement <i>Conscious Discipline</i> in the classrooms. Head Start may implement other social/emotional curriculums/models in the classroom as well.	
Provide supervision of Head Start staff.	Provide supervision of school district staff.
Implement the Head Start Program Performance Standards, Minnesota Department of Human Services Rule 3 Child Care Center licensing requirements, and the <i>HighScope</i> Curriculum with fidelity. The <i>High/Scope</i> curriculum is a researched-based curriculum that aligns with the <i>Head Start Outcomes</i> and the <i>Minnesota Early Learning Framework</i> .	Support the implementation of the Head Start Program Performance Standards, Rule 3 Child Care Center licensing requirements, and the <i>HighScope</i> Curriculum.
Complete the <i>COR Advantage (Child Observation Record)</i> for children enrolled in Head Start and will report on children’s progress 3 times a year. The <i>COR Advantage</i> is a researched-based assessment that aligns with the <i>HighScope</i>	Support the use of <i>COR Advantage</i> .

curriculum and approved by the Minnesota Department of Education's <i>Kindergarten Entry Profile (KEP)</i> .	
Provide preschool services for children ages 3 and 4 by September 1 <sup>st</sup> . The program will operate on a full school-day schedule, 5 days per week, for a minimum of 1020 hours during the year.	Assist with calendar coordination including hours and days of operation to meet program requirements.
Classes will be in-person this year. However, we may move to virtual (distance) learning should there be any closures due to illness, weather related, building related issues, etc.	
Provide developmentally appropriate equipment and supplies to meet Head Start curriculum and licensing requirements.	
Screen all children enrolled in Head Start with Minnesota Department of Education approved screening tool. Screenings will be completed within 45 days from the beginning of the program enrollment. Will provide screening results to the Chisholm School district.	Will assist with the screenings as needed.
Provide daily attendance for Head Start enrolled children through <i>ChildPlus</i> .	
Teacher to provide 2 home visits per family enrolled in Head Start and 2 conferences for all children/families enrolled in Head Start.	
Classroom staff to complete the monthly nutrition activities and daily tooth brushing.	
Provide a mental health professional to complete classroom observations and reporting. Mental health observations will be done in the classroom and may also be done virtually.	
Establish on-going communications for developing continuity of developmentally appropriate curricular objectives and for shared expectations for children's health, learning and development as children transition to school.	

**II. Public Information Dissemination and Access**

Generate support and resources within the local community to enhance school readiness.	Generate support and resources within the local community to enhance school readiness.
Establish on-going channels of communication between early learning program staff to facilitate coordination of programs.	Establish on-going channels of communication between early learning program staff to facilitate coordination of programs.

Invite sharing opportunities for representation on boards/advisory committees of collaborating partners including but not limited to: Head Start Health Advisory Committee; Head Start Policy Council; ECFE Advisory Committee; Early Childhood Coalition, etc.	Invite sharing opportunities for representation on boards/advisory committees of collaborating partners including but not limited to: Head Start Health Advisory Committee; Head Start Policy Council; ECFE Advisory Committee; Early Childhood Coalition, etc.
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**III. Selection Priorities**

Enroll up to 20 children 3 – 4 years old by September 1st meeting Head Start and licensing guidelines.	
Class size not to exceed 20 children.	Class size not to exceed 20 children.
Will work with the school district on recruiting and enrollments	Will work with Head Start on recruiting and enrollments.
Develop and implement a system to increase participation of underserved populations of children. Share information with families regarding early learning opportunities in the community.	Develop and implement a system to increase participation of underserved populations of children. Share information with families regarding early learning opportunities in the community.

**IV. Service Area**

Serves families in Cook, Lake and St. Louis Counties (excluding the City of Duluth)	Serves children in the Chisholm School District ISD 695.
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**V. Professional Development**

Provide training, technical assistance and support for classroom staff on the <i>HighScope</i> curriculum, <i>COR Advantage</i> assessment, CLASS and other curriculums and activities provided by Head Start.	Orient Head Start staff to district policies and procedures.
Provide a general Head Start orientation.	Invite Head Start to area wide professional development as appropriate.
Work cooperatively to provide shared training, as appropriate based on each program’s training requirements and needs.	Work cooperatively to provide shared training, as appropriate based on each program’s training requirements and needs.

**VI. Program Technical Assistance**

Provide technical assistance on <i>HighScope</i> curriculum and <i>COR Advantage</i> assessment.	
Provide technical assistance on Head Start and licensing requirements.	
Provide technical assistance with the <i>ChildPlus</i> data base.	Provide technical assistance on district requirements.
Provide school readiness reports up to 3 times a year as requested.	Request school readiness reports from Head Start.
Share information to link special services to serve the needs of children including, but not limited to: health, nutrition, curriculum, child assessment, literacy, numeracy, and language.	Share information to link special services to serve the needs of children including, but not limited to: health, nutrition, curriculum, child assessment, literacy, numeracy, and language.

**VII. Parent Services**

Conduct Parent Committee Meetings as required by the Head Start Program Performance Standards. Parent meetings will be held in-person and/or virtually.	Provide space to hold Parent Committee Meetings if needed.
Complete Family Partnership Agreements (FPAs) for all Head Start enrolled families by a Head Start Family Support Specialist.	
Provide parent engagement activities for all families enrolled in Head Start.-	Coordinate with head Start and parent activities and events planned through the school year.
Head Start encourages parents to volunteer in the Head Start classroom.	Support parent volunteers in the Head Start classroom.
Provide supports to Head Start parents in helping them meet their goals and any needs on their journey towards self-sufficiency, including referring families to outside services.	
Help parents (including grandparents, foster care, and kinship caregivers, as appropriate) to understand the importance of parental involvement in a child’s academic success.	Support Head Start parents (including grandparents, foster care, and kinship caregivers, as appropriate) to understand the importance of parental involvement in a child’s academic success.
Help parents understand the instructional supports and other services provided by the school in which the child will enroll.	Help parents understand the instructional supports and other services provided by the school in which the child will enroll.

**VIII. Kindergarten Transitions**

Provide a seamless procedure for transferring Head Start records to ISD 695 for children	Coordinate a seamless procedure for transferring Head Start records from the Head Start for those
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enrolling into Kindergarten with the school district.	children entering Kindergarten.
Conduct transition meetings with ISD 695 in the spring for children entering Kindergarten in the fall.	Support and attend transition meetings in the spring.
Obtain written parent permission to transfer records of Head Start children enrolled in Head Start if the child is enrolled in another school district.	
Obtain a release of information 30 days or more after the termination of a child from Head Start to provide additional information or discussions on the child. The release of information will be completed through ISD 695 and must be signed by the child's parent(s)/guardian(s).	Obtain a signed release of information from a Head Start family 30 days or more after the child has been terminated from Head Start. A copy of the signed release of information will be provided to the Head Start program.
Acknowledge confidentiality requirements that each agency must follow regarding the sharing and release, with the consent of families, of personally identifiable information regarding children and families.	Acknowledge confidentiality requirements that each agency must follow regarding the sharing and release, with the consent of families, of personally identifiable information regarding children and families.
Provide transition activities in the classroom to prepare children and families to transition to Kindergarten.	Support transition activities in the classroom to help children and families prepare for Kindergarten.
Provide parents with information in the spring about their child's transition to Kindergarten.	
Inform parents of dates/times for Kindergarten Round-up/Orientation.	Inform Head Start about Kindergarten Round-up/Orientation dates/times.

**IX. Facilities, Transportation, Other Program Elements**

**FOOD SERVICE**

Provide breakfasts and snacks to children during program operation. Classroom staff will purchase and prepare all breakfast and snack items. All breakfasts and snacks will meet CACFP guidelines.	
Provide lunch to children during program operation through lunch services provided through ISD 695 under contract to be renewed annually.	Provide lunch services to Head Start that meet CACFP guidelines.
Head Start will provide meal reimbursement to ISD 695 upon receipt of monthly invoice for meals provided to Head Start children at rates established in a separate agreement.	ISD 695 will invoice Head Start monthly for meals served to Head Start children at rates established in a separate agreement.
Approve menus by a Registered Dietician or	Prepare agreed upon menus including

certified Nutritionist.	substitutions to meet CACFP guidelines or specific dietary needs of a child.
Serve meals as family style dining with staff eating with children serving as role models as often as possible.	
Staff to complete CACFP and Civil rights training.	

**FACILITIES**

	Will provide classroom space for Head Start at the Vaughn-Steffensrud Elementary School in Chisholm, Minnesota.
Head Start will pay \$4,326 per year for classroom and office space at the Vaughn-Steffensrud School for the period April 1, 2023 through March 31, 2024 (Head Start’s fiscal year) Head Start will pay this amount upon receipt of an invoice dated no later than March 31, 2024, which is the end of Head Start’s fiscal year.	ISD 695 will invoice Head Start twice during the school year for rent. The first invoice for \$3,365 by the end of March 2024 for September 2023 through March 2024 and \$961 at the end of May 2024 for April 2024 and May 2024, to coincide with Head Start’s fiscal year (April 1 through March 31).
Request in-kind contribution from ISD 695 for space costs minus rent. Space costs will be determined by a certified appraiser.	Provide in-kind contribution to Head Start for space costs.
Provide necessary classroom equipment and supplies.	
	Provide storage and office space.
Collaborate on shared use of technology.	Collaborate on shared use of technology, including access to the internet and telephone to Head Start as appropriate.
Maintain annual licensing through the Minnesota Department of Human Services and costs associated.	
Provide a fire extinguisher for the classroom.	
	Provide custodial and maintenance services.
Head Start will request lead and water test results when needed for compliance with the Head Start Program Performance Standards (HSPPS).	ISD 695 will provide Head Start with the most recent lead and water test results upon request.

**TRANSPORTATION**

Head Start will provide daily transportation to Head Start children in partnership with Arrowhead Transit. Allowable vehicles that meet Head Start requirements will be used including	
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child restraints and a bus monitor.	
Drop-off points and pick-up points will at the Vaughn-Steffensrud Elementary School in Chisholm, Minnesota.	Drop-off and pick-up points will at the Vaughn-Steffensrud Elementary School in Chisholm, Minnesota.
	ISD 695 will provide transportation to Head Start children if written in the child's IEP.

**X. Other**

Head Start personnel will complete a childcare background check prior to hire through the Minnesota Department of Human Services that meets Head Start and Minnesota Child Care Center Licensing requirements. Documentation will be kept on file with Head Start.	ISD 695 will complete background checks on school district staff. Documentation will be kept on file with ISD 695. The school district will allow any Federal, State, or DHS licensing monitors to review background study information for any ISD 695 staff working with children enrolled in Head Start if so requested.
Head Start personnel files will contain documentation of staff qualifications and trainings. This information will be made available to Federal, State and Licensing monitors upon request.	ISD 695 personnel files will contain documentation of staff qualifications and trainings. This information will be made available to any Federal, State, or Licensing monitors upon request for any ISD 695 staff working with Head Start children.
Maintain adequate comprehensive insurance coverage for staff, children, and classroom contents.	Maintain adequate comprehensive insurance coverage.
Discrimination in staffing and programming is prohibited. Head Start will not discriminate against any person employed in the performance in this contract, or against any applicant for employment because of race, sex, age, creed, religion, color, national origin, political affiliation, veteran's status or handicapping condition. No person shall on the grounds of race, sex, age, creed, religion, color, national origin, political affiliation, veteran's status or handicapping condition will be denied benefits of or subject to discrimination in the performance in this contract.	Discrimination in staffing and programming is prohibited. ISD 695 will not discriminate against any person employed in the performance in this contract, or against any applicant for employment because of race, sex, age, creed, religion, color, national origin, political affiliation, veteran's status or handicapping condition. No person shall on the grounds of race, sex, age, creed, religion, color, national origin, political affiliation, veteran's status or handicapping condition will be denied benefits of or subject to discrimination in the performance in this contract.

This agreement becomes effective on July 1, 2023, with signature of all parties involved. By signing this agreement, each agency agrees to its terms. This agreement will be reviewed and updated annually.

\_\_\_\_\_

Date

\_\_\_\_\_

Mark Morrison, Superintendent, ISD 695

\_\_\_\_\_

Date

\_\_\_\_\_

Dawn Koski, Director Early Childhood Education, ISD 695

\_\_\_\_\_

Date

\_\_\_\_\_

Karla Winter, Principal, ISD 695

\_\_\_\_\_

Date

\_\_\_\_\_

Scott Zahorik, AEOA Executive Director

\_\_\_\_\_

Date

\_\_\_\_\_

Gabriel Johnson, Head Start Director

RESOLUTION ESTABLISHING COMBINED POLLING PLACES  
FOR MULTIPLE PRECINCTS AND  
DESIGNATING HOURS DURING WHICH THE POLLING  
PLACES WILL REMAIN OPEN FOR VOTING  
FOR SCHOOL DISTRICT ELECTIONS NOT HELD  
ON THE DAY OF A STATEWIDE ELECTION

BE IT RESOLVED by the School Board of Independent School District No695 – Chisholm, State of Minnesota, as follows:

1. Pursuant to Minnesota Statutes, Section 205A.11, the precincts and polling places for school district elections are those precincts or parts of precincts located within the boundaries of the school district which have been established by the cities or towns located in whole or in part within the school district. The board hereby confirms those precincts and polling places so established by those municipalities.

2. Pursuant to Minnesota Statutes, Section 205A.11, the board may establish a combined polling place for several precincts for school district elections not held on the day of a statewide election. **Each combined polling place must be a polling place that has been designated by a county or municipality.** The following combined polling places are established to serve the precincts specified for all school district special and general elections not held on the same day as a statewide election:

The polling places and combined polling places for this election and the precincts served by those polling places will be as follows:

POLLING PLACE: Chisholm Sports Arena  
600 1<sup>st</sup> St NW  
Chisholm, Minnesota

This combined polling place serves all territory in Independent School District No. 695 located in the City of Chisholm, St. Louis County, Minnesota

POLLING PLACE: Balkan Township Community Center  
6061 Hwy 73 N  
Chisholm, Minnesota

This combined polling place serves all territory in Independent School District No. 695 located in Balkan Township, St. Louis County, Minnesota

3. Pursuant to Minnesota Statutes, Section 205A.09, the polling places will remain open for voting for school district elections not held on the same day as a statewide election between the hours of 12:00 noon and 8:00 o'clock p.m.

4. The clerk is directed to file a certified copy of this resolution with the county auditors of each of the counties in which the school district is located, in whole or in part, within thirty (30) days after its adoption.

5. As required by Minnesota Statutes, Section 204B.16, Subdivision 1a, the clerk is hereby authorized and directed to give written notice of new polling place locations to each affected household with at least one registered voter in the school district whose school district polling place location has been changed. The notice must be a non-forwardable notice mailed at least twenty-five (25) days before the date of the first election to which it will apply. A notice that is returned as undeliverable must be forwarded immediately to the appropriate county auditor, who shall change the registrant's status to "challenged" in the statewide registration system.

Dated: November 27th, 2023

BY ORDER OF THE SCHOOL BOARD

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Danielle Randa-Sauter, School District Clerk  
Independent School District No. 695  
(Chisholm Public Schools)  
State of Minnesota



# Northern Minnesota Dental, Inc.

November 8, 2023

ISD #695 -- Chisholm  
c/o Ms. Pamela Reini  
Hibbing School District, ISD #701  
High School Business Office  
800 East 21<sup>st</sup> Street  
Hibbing, Minnesota 55746

**Re:** Contract Renewal ..... *January 1, 2024*

Dear Ms. Reini:

This letter is to advise you that the Board of Directors of Northern Minnesota Dental, Inc. has reviewed the experience for ISD #695 – Chisholm for the period of January through October of 2023 and wish to advise the following.

Northern Minnesota Dental, Inc. is willing to renew the dental contract now held with ISD #695 – Chisholm for another year beginning January 1, through December 31, 2024, with no increase in premiums or contributions required.

The rates to be effective January 1, 2024, are as follows:

		New Rates	Present Rates
		<i>01/01/24 through 12/31/24</i>	
• Family Rate	<i>Minimum Contribution Required:</i>	<b>\$92.20</b>	\$92.20
	<i>Maximum:</i>	\$99.30	\$99.30
• Single Rate	<i>Minimum Contribution Required:</i>	<b>\$39.30</b>	\$39.30
	<i>Maximum:</i>	\$41.35	\$41.35

We will let you know in the early part of January 2024 if additional contributions are required for the 2023 calendar year. If you have any questions please feel free to contact this office.

Sincerely,

Sarah Merry  
For the Board of Directors  
of Northern Minnesota Dental, Inc.

- |                            |                            |
|----------------------------|----------------------------|
| cc: Dr. Jason O. Berg, DDS | Dr. Hannah Hudelson, DDS   |
| Dr. Spencer Buchert, DDS   | Dr. Brekke Johnsrud, DDS   |
| Dr. Jennifer Enich, DDS    | Dr. Peter Miskovich, DDS   |
| Dr. Mike Enich, DDS        | Dr. Carl M. Schneider, DDS |
| Dr. Colton Hudelson, DDS   | Dr. Jacob Smestad, DDS     |

# **501 SCHOOL WEAPONS POLICY**

CHISHOLM PUBLIC SCHOOLS INDEPENDENT SCHOOL DISTRICT NO. 695

BOARD POLICY 501

SERIES: 500 Student

SUBJECT: 501 School Weapons Policy

ADOPTED/REVISED:

## **I. PURPOSE**

The purpose of this policy is to assure a safe school environment for students, staff and the public.

## **II. GENERAL STATEMENT OF POLICY**

No student or nonstudent, including adults and visitors, shall possess, use, or distribute a weapon when in a school location except as provided in this policy. The school district will act to enforce this policy and to discipline or take appropriate action against any student, teacher, administrator, school employee, volunteer, or member of the public who violates this policy.

## **III. DEFINITIONS**

### **A. "Weapon"**

1. A "weapon" means any object, device or instrument designed as a weapon or through its use is capable of threatening or producing bodily harm or which may be used to inflict self-injury including, but not limited to, any firearm, whether loaded or unloaded; airguns; pellet guns; BB guns; all knives; blades; clubs; metal knuckles; numchucks; throwing stars; explosives; fireworks; mace and other propellants; stunguns; ammunition; poisons; chains; arrows; and objects that have been modified to serve as a weapon.
2. No person shall possess, use, or distribute any object, device or instrument having the appearance of a weapon and such objects, devices or instruments shall be treated as weapons including, but not limited to, weapons listed above which are broken or non-functional, look-alike guns; toy guns; and any object that is a facsimile of a real weapon.
3. No person shall use articles designed for other purposes (i.e., lasers or laser pointers, belts, combs, pencils, files, scissors, etc.), to inflict bodily harm and/or intimidate and such use will be treated as the possession and use of a weapon.

B. "School Location" includes any school building or grounds, whether leased, rented, owned or controlled by the school, locations of school activities or trips, bus stops, school buses or school vehicles, school-contracted vehicles, the area of entrance or departure from school premises or events, all locations where school-related functions are conducted, and anywhere students are under the jurisdiction of the school district.

C. "Possession" means having a weapon on one's person or in an area subject to one's control in a school location.

D. "Dangerous Weapon" means any firearm, whether loaded or unloaded, or any device designed as a weapon and capable of producing death or great bodily harm, any combustible or flammable liquid or other device or instrumentality that, in the manner

it is used or intended to be used, is calculated or likely to produce death or great bodily harm, or any fire that is used to produce death or great bodily harm. As used in this definition, "flammable liquid" means any liquid having a flash point below 100 degrees Fahrenheit and having a vapor pressure not exceeding 40 pounds per square inch (absolute) at 100 degrees Fahrenheit but does not include intoxicating liquor. As used in this subdivision, "combustible liquid" is a liquid having a flash point at or above 100 degrees Fahrenheit.

#### **IV. EXCEPTIONS**

- A. A student who finds a weapon on the way to school or in a school location, or a student who discovers that he or she accidentally has a weapon in his or her possession, and takes the weapon immediately to the principal's office shall not be considered to possess a weapon. If it would be impractical or dangerous to take the weapon to the principal's office, a student shall not be considered to possess a weapon if he or she immediately turns the weapon over to an administrator, teacher or head coach or immediately notifies an administrator, teacher or head coach of the weapon's location.
  
- B. It shall not be a violation of this policy if a nonstudent (or student where specified) falls within one of the following categories:
  - 1. active licensed peace officers;
  - 2. military personnel, or students or nonstudents participating in military training, who are on duty performing official duties;
  - 3. persons authorized to carry a pistol under Minnesota Statutes section 624.714 while in a motor vehicle or outside of a motor vehicle for the purpose of directly placing a firearm in, or retrieving it from, the trunk or rear area of the vehicle;
  - 4. persons who keep or store in a motor vehicle pistols in accordance with Minnesota Statutes section 624.714 or 624.715 or other firearms in accordance with Minnesota Statutes section 97B.045;
    - a. Section 624.714 specifies procedures and standards for obtaining pistol permits and penalties for the failure to do so. Section 624.715 defines an exception to the pistol permit requirements for "antique firearms which are carried or possessed as curiosities or for their historical significance or value."
    - b. Section 97B.045 generally provides that a firearm may not be transported in a motor vehicle unless it is (1) unloaded and in a gun case without any portion of the firearm exposed; (2) unloaded and in the closed trunk; or (3) a handgun carried in compliance with Sections 624.714 and 624.715.
  - 5. firearm safety or marksmanship courses or activities for students or nonstudents conducted on school property;
  - 6. possession of dangerous weapons, BB guns, or replica firearms by a ceremonial color guard;
  - 7. a gun or knife show held on school property;
  - 8. possession of dangerous weapons, BB guns, or replica firearms with written

permission of the principal or other person having general control and supervision of the school or the director of a child care center; or

9. persons who are on unimproved property owned or leased by a child care center, school or school district unless the person knows that a student is currently present on the land for a school-related activity.

C. Policy Application to Instructional Equipment/Tools

While the school district does not allow the possession, use, or distribution of weapons by students or nonstudents, such a position is not meant to interfere with instruction or the use of appropriate equipment and tools by students or nonstudents. Such equipment and tools, when properly possessed, used, and stored, shall not be considered in violation of the rule against the possession, use, or distribution of weapons. However, when authorized instructional and work equipment and tools are used in a potentially dangerous or threatening manner, such possession and use will be treated as the possession and use of a weapon.

D. Firearms in School Parking Lots and Parking Facilities

A school district may not prohibit the lawful carry or possession of firearms in a school parking lot or parking facility. For purposes of this policy, the "lawful" carry or possession of a firearm in a school parking lot or parking facility is specifically limited to nonstudent permit-holders authorized under Minnesota Statutes section 624.714 to carry a pistol in the interior of a vehicle or outside the motor vehicle for the purpose of directly placing a firearm in, or retrieving it from, the trunk or rear area of the vehicle. Any possession or carry of a firearm beyond the immediate vicinity of a permit-holder's vehicle shall constitute a violation of this policy.

**V. CONSEQUENCES FOR STUDENT WEAPON POSSESSION/USE/ DISTRIBUTION**

- A. The school district does not allow the possession, use, or distribution of weapons by students. Consequently, the minimum consequence for students willfully possessing, using, or distributing weapons shall include:
  1. immediate out-of-school suspension;
  2. confiscation of the weapon;
  3. immediate notification of police;
  4. parent or guardian notification; and
  5. recommendation to the superintendent of dismissal for a period of time not to exceed one year.
- B. Pursuant to Minnesota law, a student who brings a firearm, as defined by federal law, to school will be expelled for at least one year. The school board may modify this requirement on a case-by-case basis.
- C. The building principal shall, as soon as practicable, refer to the criminal justice or juvenile delinquency system, as appropriate, a student who brings a firearm to school unlawfully.
- D. Administrative Discretion

While the school district does not allow the possession, use, or distribution of weapons by students, the superintendent may use discretion in determining whether, under the circumstances, a course of action other than the minimum consequences specified above is warranted. If so, other appropriate action may be taken, including consideration of a recommendation for lesser discipline.

## **VI. CONSEQUENCES FOR WEAPON POSSESSION/USE/DISTRIBUTION BY NONSTUDENTS**

### **A. Employees**

1. An employee who violates the terms of this policy is subject to disciplinary action, including nonrenewal, suspension, or discharge as deemed appropriate by the school board.
2. Sanctions against employees, including nonrenewal, suspension, or discharge shall be pursuant to and in accordance with applicable statutory authority, collective bargaining agreements, and school district policies.
3. When an employee violates the weapons policy, law enforcement may be notified, as appropriate.

### **B. Other Nonstudents**

1. Any member of the public who violates this policy shall be informed of the policy and asked to leave the school location. Depending on the circumstances, the person may be barred from future entry to school locations. In addition, if the person is a student in another school district, that school district may be contacted concerning the policy violation.
2. If appropriate, law enforcement will be notified of the policy violation by the member of the public and may be asked to provide an escort to remove the member of the public from the school location.

## **VII. REPORTS OF DANGEROUS WEAPON INCIDENTS IN SCHOOL ZONES**

The school district must electronically report to the Minnesota Commissioner of Education incidents involving the use or possession of a dangerous weapon in school zones, as required under Minnesota Statutes section 121A.06.

**Legal References:** Minn. Stat. § 97B.045 (Transporting Firearms)  
Minn. Stat. § 121A.05 (Policy to Refer Firearms Possessor)  
Minn. Stat. § 121A.06 (Reports of Dangerous Weapon Incidents in School Zones)  
Minn. Stat. §§ 121A.40-121A.56 (Pupil Fair Dismissal Act)  
Minn. Stat. § 121A.44 (Expulsion for Possession of Firearm)  
Minn. Stat. § 152.01, subd. 14(a) (Definition of a School Zone)  
Minn. Stat. § 609.02, subd. 6 (Definition of Dangerous Weapon)  
Minn. Stat. § 609.605 (Trespass)  
Minn. Stat. § 609.66 (Dangerous Weapons)  
Minn. Stat. § 624.714 (Carrying of Weapons without Permit; Penalties)  
Minn. Stat. § 624.715 (Exemptions; Antiques and Ornaments)  
18 U.S.C. § 921 (Definition of Firearm)  
*In re C.R.M.*, 611 N.W.2d 802 (Minn. 2000)  
*In re A.D.*, 883 N.W.2d 251 (Minn. 2016)

**Cross References:** MSBA/MASA Model Policy 403 (Discipline, Suspension, and Dismissal of School District Employees)  
MSBA/MASA Model Policy 506 (Student Discipline)  
MSBA/MASA Model Policy 525 (Violence Prevention)  
MSBA/MASA Model Policy 903 (Visitors to School District Buildings and Sites)

# 502 SEARCH OF STUDENT LOCKERS, DESKS, PERSONAL POSSESSIONS, AND STUDENT'S PERSON

CHISHOLM PUBLIC SCHOOLS INDEPENDENT SCHOOL DISTRICT NO. 695

BOARD POLICY 502

SERIES: 500 Students

SUBJECT: 502 Search of Student Lockers, Desks, Personal Possessions, and Student's Person

ADOPTED/REVISED:

## I. PURPOSE

The purpose of this policy is to provide for a safe and healthful educational environment by enforcing the school district's policies against contraband.

## II. GENERAL STATEMENT OF POLICY

### A. Lockers and Personal Possessions Within a Locker

Pursuant to Minnesota statutes, school lockers are the property of the school district. At no time does the school district relinquish its exclusive control of lockers provided for the convenience of students. Inspection of the interior of lockers may be conducted by school officials for any reason at any time, without notice, without student consent, and without a search warrant. The personal possessions of students within a school locker may be searched only when school officials have a reasonable suspicion that the search will uncover evidence of a violation of law or school rules. As soon as practicable after the search of a student's personal possessions, the school officials must provide notice of the search to students whose lockers were searched unless disclosure would impede an ongoing investigation by police or school officials.

### B. Desks

School desks are the property of the school district. At no time does the school district relinquish its exclusive control of desks provided for the convenience of students. Inspection of the interior of desks may be conducted by school officials for any reason at any time, without notice, without student consent, and without a search warrant.

### C. Personal Possessions and Student's Person

The personal possessions of students and/or a student's person may be searched when school officials have a reasonable suspicion that the search will uncover a violation of law or school rules. The search will be reasonable in its scope and intrusiveness.

D. A violation of this policy occurs when students use lockers and desks for unauthorized purposes or to store contraband. A violation occurs when students carry contraband on their person or in their personal possessions.

## III. DEFINITIONS

A. "Contraband" means any unauthorized item possession of which is prohibited by school district policy and/or law. It includes, but is not limited to, weapons and "look-alikes," alcoholic beverages, controlled substances and "look-alikes," overdue books and other materials belonging to the school district, and stolen property.

- B. "Personal possessions" includes, but is not limited to, purses, backpacks, bookbags, packages, and clothing.
- C. "Reasonable suspicion" means that a school official has grounds to believe that the search will result in evidence of a violation of school district policy, rules, and/or law. Reasonable suspicion may be based on a school official's personal observation, a report from a student, parent or staff member, a student's suspicious behavior, a student's age and past history or record of conduct both in and out of the school context, or other reliable sources of information.
- D. "Reasonable scope" means that the scope and/or intrusiveness of the search is reasonably related to the objectives of the search. Factors to consider in determining what is reasonable include the seriousness of the suspected infraction, the reliability of the information, the necessity of acting without delay, the existence of exigent circumstances necessitating an immediate search and further investigation (e.g., to prevent violence, serious and immediate risk of harm or destruction of evidence), and the age of the student.

#### **IV. PROCEDURES**

- A. School officials may inspect the interiors of lockers and desks for any reason at any time, without notice, without student consent, and without a search warrant.
- B. School officials may inspect the personal possessions of a student and/or a student's person based on a reasonable suspicion that the search will uncover a violation of law or school rules. A search of personal possessions of a student and/or a student's person will be reasonable in its scope and intrusiveness.
- C. As soon as practicable after a search of personal possessions within a locker pursuant to this policy, the school officials must provide notice of the search to students whose possessions were searched unless disclosure would impede an ongoing investigation by police or school officials.
- D. Whenever feasible, a search of a person shall be conducted in private by a school official of the same sex. A second school official of the same sex shall be present as an observer during the search of a person whenever feasible.
- E. A strip search is a search involving the removal of coverings or clothing from private areas. Mass strip searches, or body cavity searches, are prohibited. Strip searches will be conducted only in circumstances involving imminent danger.
- F. A school official conducting any other search may determine when it is appropriate to have a second official present as an observer.
- G. A copy of this policy will be printed in the student handbook or disseminated in any other way which school officials deem appropriate. The school district shall provide a copy of this policy to a student when the student is given use of a locker.

#### **V. DIRECTIVES AND GUIDELINES**

School administration may establish reasonable directives and guidelines which address specific needs of the school district, such as use of tape in lockers, standards of cleanliness and care, posting of pin-ups and posters which may constitute sexual harassment, etc.

## **VI. SEIZURE OF CONTRABAND**

If a search yields contraband, school officials will seize the item and, where appropriate, turn it over to legal officials for ultimate disposition.

## **VII. VIOLATIONS**

A student found to have violated this policy and/or the directives and guidelines implementing it shall be subject to discipline in accordance with the school district's Student Discipline Policy, which may include suspension, exclusion, or expulsion, and the student may, when appropriate, be referred to legal officials.

**Legal References:** U. S. Const., amend. IV  
Minn. Const., art. I, § 10  
Minn. Stat. § 121A.72 (School Locker Policy)  
*New Jersey v. T.L.O.*, 469 U.S. 325 (1985)  
*G.C. v. Owensboro Public Schools*, 711 F.3d 623 (6<sup>th</sup> Cir. 2013)

**Cross References:** MSBA/MASA Model Policy 417 (Chemical Use and Abuse)  
MSBA/MASA Model Policy 418 (Drug-Free Workplace/Drug-Free School)  
MSBA/MASA Model Policy 501 (School Weapons)  
MSBA/MASA Model Policy 506 (Student Discipline)

## **504 STUDENT DRESS AND APPEARANCE**

Chisholm Public Schools Independent School District No. 695

BOARD POLICY 504

SERIES: 500 Student

SUBJECT: 504 Student Dress and Appearance

ADOPTED/REVISED:

**PLEASE NOTE: MINNESOTA SCHOOL DISTRICTS AND CHARTER SCHOOLS ARE NOT REQUIRED TO REVISE THEIR DRESS CODE POLICIES AT THIS TIME.**

For the past year, the Minnesota School Boards Association (MSBA) has engaged in a deep review of Model Policy 504—*Student Dress and Appearance*.

The updates offered below reflect the key goals of permitting students to engage in their First Amendment right to express themselves while maintaining a positive school environment in which learning is promoted and students are protected from harm.

In updating Model Policy 504, MSBA seeks to promote and support local discussion and decision-making. Alternative provisions are offered, such as on head wear and hats, in order to assist board members as they create a policy that best fits their schools and their communities.

As Minnesota school districts review and revise their dress code policies, MSBA anticipates that it will learn valuable lessons that can be shared with other schools throughout the state. The revisions offered here are a starting point and are likely to be augmented in the future.

This model policy uses the term “dress code” to refer to the policy itself because of the longstanding practice and community familiarity with the term. A school board can choose to use a different term, such as “clothing,” to replace dress.

Minnesota school boards have considerable authority to decide whether to have a dress code policy at all. Boards can choose the provisions the policy contains. School boards might choose to retain their current dress code policy. Boards may opt to change some provisions and to keep others. Boards may include language that does not appear in Model Policy 504.

The Minnesota legislature passed two laws in 2023 that are relevant to dress codes. These changes are **highlighted** below.

School boards may choose to engage with students, staff, parents and guardians, and others to craft a dress code for the school district.

In light of the many local decision points that a dress code invites, MSBA decided to not attempt to create a redline version that could be universal across the state.

### **I. PURPOSE**

The purpose of this policy is to enhance the education of students by establishing expectations that support educational goals. Students and their families have the primary and joint responsibility for student clothing and appearance. Teachers and other district staff should exemplify and reinforce student clothing and appearance standards and help students develop an understanding of appropriate appearance in the school environment.

**The school board is encouraged to draft a purpose statement that reflects the school**

district's mission and goals.

The dress code provisions offered below recognize that clothing is an expressive activity protected under the First Amendment. The policy seeks to promote fair treatment of all students and to reduce staff time spent monitoring student clothing. School boards may choose to adopt all, some, or none of the suggested provisions.

## II. GENERAL STATEMENT OF POLICY

- A. The policy of the school district is to encourage students to be dressed suitably [or appropriately] for school activities and in keeping with community standards.

As school boards create a school dress code, they often encounter challenges related to subjective terms—such as appropriate, suitable, or community standards—that can be vague and can vary from one person's interpretation to another. School boards may choose to provide more explicit provisions, such as are presented below.

- B. A student's clothing or appearance may not materially and substantially disrupt or interfere with the educational mission, school environment, classwork, or school activities. A student's dress or appearance may not incite or contribute to substantial disorder or invasion of the rights of others or pose a threat to the health or safety of the student or others.

Unlike Paragraph A above, Paragraph B focuses upon potential effects upon learning, discipline, and safety as it balances students' right to express themselves. The standards stated in Paragraph B draw upon the U.S. Supreme Court decision in *Tinker v. Des Moines Independent Community School District* and subsequent decisions (see Legal References below).

- C. Students' rights to choose their dress and appearance for school and school-related activities will be protected provided that the clothing:
1. does not injure people or damage property;
  2. does not materially and substantially disrupt or interfere with the educational process or classwork;
  3. does not interfere with the requirements of discipline in the operation of the school or school activities, materially disrupt classwork;
  4. does not involve substantial disorder or invasion of the rights of others.

Such clothing includes, but is not limited to, the following:

1. Clothing for the weather.
2. Clothing that does not create a health or safety hazard.
3. Clothing for the activity (i.e., physical education or the classroom).
4. Footwear that does not present a safety hazard.
5. Hats or hoods are not permitted in the school building. Students may wear headgear for a medical or religious reason.

Across the nation, school boards have been encouraged to reconsider rules regarding hats and other headwear. In recent years, Minnesota school districts have developed a range of policies regarding hats and related headgear. Some districts have chosen to maintain a prohibition. Others have created grade/building specific rules. Some boards have permitted hats while prohibiting hoods.

A school board could choose to direct school building-level administration to work with staff, students, and others to develop building-specific rules regarding headwear.

6. Hair, including but not limited to hair texture and hair styles such as braids, locks, and twists.

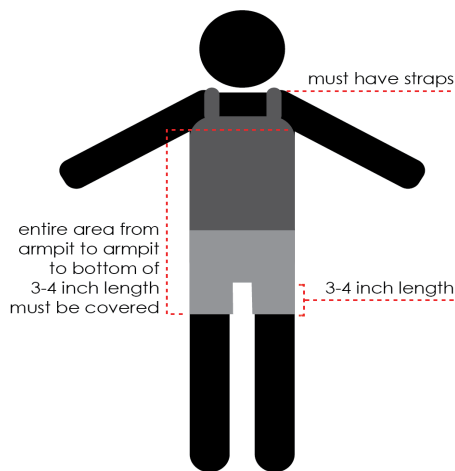
In 2023, the Minnesota legislature enacted the CROWN Act, which adds Subparagraph 6 to the protections under the Minnesota Human Rights Act.

C. Student clothing may not include the following:

1. Option 1: Students may not wear inappropriate clothing.

Option 2: Extremely brief garments and see-through garments may not be worn.

Option 3: Clothing must cover areas from one armpit across to the other armpit, down to approximately 3 to 4 inches in length on the upper thighs (see image).



MSBA is grateful to the Roanoke County Public Schools (Virginia) for its permission to incorporate this image in Model Policy 504.

The previous Model Policy 504 prohibited "inappropriate" clothing and then presented a short list of examples. Creating a comprehensive, clear definition of "inappropriate" clothing presents significant challenges, as does reliance upon a small list of examples of "inappropriate" clothing.

**MSBA encourages school boards to consider moving away from “appropriate” standards to an approach that focuses upon impacts upon other students and the educational process. A school board may decide to focus upon the prohibition upon clothing that “materially and substantially disrupts or interferes with” the educational process and related standards set out in Article II.B above rather than invoking a general ‘inappropriate’ standard.**

**MSBA understands that school boards may wish to establish expectations regarding clothing that covers one’s body. To this end, MSBA offers some examples a school board could adapt or adopt. Other options can be considered.**

**Subparagraphs 2-4 below could be retained regardless of how a school board chooses to proceed under Subparagraph 1.**

2. Clothing (including emblems, badges, symbols, signs, words, objects or pictures on clothing or jewelry) bearing a message that is lewd, vulgar, obscene, libelous, or denigrates, harasses, discriminates against others on the basis of protected class status under the Minnesota Human Rights Act, or violates school district policies prohibiting discrimination, violence, harassment, or other harmful activities.

**Subparagraph 2 seeks to encourage understanding of the ways in which expression through clothing can communicate messages that create harm or a hostile learning environment for others.**

3. Apparel promoting products or activities that are illegal for use by minors.
  4. Communicating a message that is racist, sexist, or otherwise derogatory to a protected minority group, or approves, advances, or provokes any form of religious, racial, or sexual harassment and/or violence against other individuals as defined in Policy 413.
- D. The intention of this policy is not to abridge the rights of students to express political, religious, philosophical, or similar opinions by wearing clothing on which such messages are stated. Such messages are acceptable as long as they are not lewd; vulgar; obscene; libelous; do not denigrate, harass, or discriminate against others on the basis of protected class status under the Minnesota Human Rights Act; or do not violate school district policies prohibiting discrimination, bullying, violence, harassment, or other harmful activities.

**Paragraph D confirms the right that students possess to express themselves within the general standards established in this policy. A school board could choose to combine this with Subparagraph 2 above.**

### **III. PROCEDURES**

- A. Enforcement of a student dress code will be approached with careful consideration and sensitivity, with the goals of supporting students as they express themselves and pursue their full potential, of not shaming students, and of minimalizing loss of instructional time. When possible, dress code matters should be addressed privately with students, should seek to determine whether factors exist that impact the student’s ability to comply with the dress code, and should seek to address such issues.

- B. When, in the reasonable judgment of the administration, (1) a student's clothing or appearance may materially and substantially disrupt or interfere with the educational mission, school environment, classwork, or school activities; (2) may incite or contribute to substantial disorder or invasion of the rights of others; or (3) pose a threat to the health or safety of the student or others, the student will be directed to make modifications. Parents or guardians will be notified. Other consequences may be enforced in line with Policy 506 (Student Discipline).
- C. The administration may recommend a form of clothing considered appropriate for a specific event and communicate the recommendation to students and parents or guardians. **A school district or charter school must not prohibit an American Indian student from wearing American Indian regalia, Tribal regalia, or objects of cultural significance at a graduation ceremony.**

**In 2023, the Minnesota legislature enacted the second sentence in Paragraph C above.**

- D. Likewise, an organized student group may recommend a form of clothing for students considered appropriate for a specific event and bring such recommendation to the administration for approval.

**Legal References:** U. S. Const., amend. I  
Minn. Stat. § 124D.792 (Graduation Ceremonies; Tribal Regalia and Objects of Cultural Significance)  
Minn. Stat. § 363A.03, Subd. 36a (Definitions)  
*Tinker v. Des Moines Indep. Sch. Dist.*, 393 U.S. 503 (1969)  
*B.W.A. v. Farmington R-7 Sch. Dist.*, 554 F.3d 734 (8<sup>th</sup> Cir. 2009)  
*Lowry v. Watson Chapel Sch. Dist.*, 540 F.3d 752 (8<sup>th</sup> Cir. 2008)  
*Stephenson v. Davenport Cmty. Sch. Dist.*, 110 F.3d 1303 (8<sup>th</sup> Cir. 1997)  
*B.H. ex rel. Hawk v. Easton Area School Dist.*, 725 F.3d 293 (3<sup>rd</sup> Cir. 2013)  
*D.B. ex rel. Brogdon v. Lafon*, 217 Fed. Appx. 518 (6<sup>th</sup> Cir. 2007)  
*Hardwick v. Heyward*, 711 F.3d 426 (4<sup>th</sup> Cir. 2013)  
*Madrid v. Anthony*, 510 F.Supp.2d 425 (S.D. Tex. 2007)  
*McIntire v. Bethel School, Indep. Sch. Dist. No. 3*, 804 F.Supp. 1415 (W.D. Okla. 1992)  
*Hicks v. Halifax County Bd. of Educ.*, 93 F.Supp.2d 649 (E.D. N.C. 1999)  
*Olesen v. Bd. of Educ. of Sch. Dist. No. 228*, 676 F.Supp. 820 (N.D. Ill. 1987)

**Cross References:** MSBA/MASA Model Policy 413 (Harassment and Violence)  
MSBA/MASA Model Policy 506 (Student Discipline)  
MSBA/MASA Model Policy 525 (Violence Prevention)

# **505 DISTRIBUTION OF NONSCHOOL-SPONSORED MATERIALS ON SCHOOL PREMISES BY STUDENTS AND EMPLOYEES**

Chisholm Public Schools Independent School District No. 695

BOARD POLICY 505

SERIES: 500 Student

SUBJECT: 505 Distribution of Non-School Sponsored Materials on School Premises by Students and Employees

ADOPTED/REVISED:

## **I. PURPOSE**

The purpose of this policy is to protect the exercise of students' and employees' free speech rights, taking into consideration the educational objectives and responsibilities of the school district.

## **II. GENERAL STATEMENT OF POLICY**

- A. The school district recognizes that students and employees have the right to express themselves on school property. This protection includes the right to distribute, at a reasonable time and place and in a reasonable manner, nonschool-sponsored material.
- B. To protect First Amendment rights, while at the same time preserving the integrity of the educational objectives and responsibilities of the school district, the school board adopts the following regulations and procedures regarding distribution of nonschool-sponsored material on school property and at school activities.

## **III. DEFINITIONS**

- A. "Distribute" or "Distribution" means circulation or dissemination of material by means of handing out free copies, selling or offering copies for sale, accepting donations for copies, posting or displaying material, or placing material in internal staff or student mailboxes.
- B. "Nonschool-sponsored material" or "unofficial material" includes all materials or objects intended for distribution, except school newspapers, employee newsletters, literary magazines, yearbooks, and other publications funded and/or sponsored or authorized by the school. Examples of nonschool-sponsored materials include, but are not limited to, leaflets, brochures, buttons, badges, flyers, petitions, posters, and underground newspapers whether written by students or employees or others, and tangible objects.
- C. "Obscene to minors" means:
  - 1. The average person, applying contemporary community standards, would find that the material, taken as a whole, appeals to the prurient interest of minors of the age to whom distribution is requested;
  - 2. The material depicts or describes, in a manner that is patently offensive to prevailing standards in the adult community concerning how such conduct should be presented to minors of the age to whom distribution is requested, sexual conduct such as intimate sexual acts (normal or perverted), masturbation, excretory functions, or lewd exhibition of the genitals; and

3. The material, taken as a whole, lacks serious literary, artistic, political, or scientific value for minors.
- D. "Minor" means any person under the age of eighteen (18).
- E. "Material and substantial disruption" of a normal school activity means:
1. Where the normal school activity is an educational program of the district for which student attendance is compulsory, "material and substantial disruption" is defined as any disruption which interferes with or impedes the implementation of that program.
  2. Where the normal school activity is voluntary in nature (including school athletic events, school plays and concerts, and lunch periods) "material and substantial disruption" is defined as student rioting, unlawful seizures of property, conduct inappropriate to the event, participation in a school boycott, demonstration, sit-in, stand-in, walk-out, or other related forms of activity.

In order for expression to be considered disruptive, specific facts must exist upon which the likelihood of disruption can be forecast including past experience in the school, current events influencing student activities and behavior, and instances of actual or threatened disruption relating to the written material in question.

- F. "School activities" means any activity sponsored by the school including, but not limited to, classroom work, library activities, physical education classes, official assemblies and other similar gatherings, school athletic contests, band concerts, school plays and other theatrical productions, and in-school lunch periods.
- G. "Libelous" is a false and unprivileged statement about a specific individual that tends to harm the individual's reputation or to lower that individual in the esteem of the community.

#### **IV. GUIDELINES**

- A. Students and employees of the school district have the right to distribute, at reasonable times and places as set forth in this policy, and in a reasonable manner, nonschool-sponsored material.
- B. Requests for distribution of nonschool-sponsored material will be reviewed by the administration on a case-by-case basis. However, distribution of the materials listed below is always prohibited. Material is prohibited that:
1. is obscene to minors;
  2. is libelous or slanderous;
  3. is pervasively indecent or vulgar or contains any indecent or vulgar language or representations, with a determination made as to the appropriateness of the material for the age level of students to which it is intended;
  4. advertises or promotes any product or service not permitted to minors by law;
  5. advocates violence or other illegal conduct;
  6. constitutes insulting or fighting words, the very expression of which injures or

harasses other people (e.g., threats of violence, defamation of character or of a person's race, religious, or ethnic origin);

7. presents a clear and present likelihood that, either because of its content or the manner of distribution, it will cause a material and substantial disruption of the proper and orderly operation and discipline of the school or school activities, will cause the commission of unlawful acts or the violation of lawful school regulations.

C. Distribution by students and employees of nonschool-sponsored materials on school district property are subject to reasonable time, place, and manner restrictions set forth below. In making decisions regarding the time, place, and manner of distribution, the administration will consider factors including, but not limited to, the following:

1. whether the material is educationally related;
2. the extent to which distribution is likely to cause disruption of or interference with the school district's educational objectives, discipline, or school activities;
3. whether the materials can be distributed from the office or other isolated location so as to minimize disruption of traffic flow in hallways;
4. the quantity or size of materials to be distributed;
5. whether distribution would require assignment of school district staff, use of school district equipment, or other resources;
6. whether distribution would require that nonschool persons be present on the school grounds;
7. whether the materials are a solicitation for goods or services not requested by the recipients.

#### **V. TIME, PLACE, AND MANNER OF DISTRIBUTION**

- A. No nonschool-sponsored material shall be distributed during and at the place of a normal school activity if it is reasonably likely to cause a material and substantial disruption of that activity.
- B. Distribution of nonschool-sponsored material is prohibited when it blocks the safe flow of traffic within corridors and entrance ways of the school, and school parking lots. Distribution shall not impede entrance to or exit from school premises in any way.
- C. No one shall coerce a student or staff member to accept any publication.
- D. The time, place, and manner of distribution will be solely within the discretion of the administration, consistent with the provisions of this policy.

#### **VI. PROCEDURES**

- A. Any student or employee wishing to distribute (as defined in this policy) nonschool-sponsored material must first submit for approval a copy of the material to the principal at least 24 hours in advance of desired distribution time, together with the following information:

1. Name and phone number of the person submitting the request and, if a student, the room number of his or her first-period class.
  2. Date(s) and time(s) of day intended for distribution.
  3. Location where material will be distributed.
  4. If material is intended for students, the grade(s) of students to whom the distribution is intended.
- B. Within one school day, the principal will review the request and render a decision. In the event that permission to distribute the material is denied or limited, the person submitting the request should be informed in writing of the reasons for the denial or limitation.
  - C. If the person submitting the request does not receive a response within one school day, the person shall contact the office to verify that the lack of response was not due to an inability to locate the person.
  - D. If the person is dissatisfied with the decision of the principal, the person may submit a written request for appeal to the superintendent. If the person does not receive a response within three (3) school days (not counting Saturdays, Sundays, and holidays) of submitting the appeal, the person shall contact the office of the superintendent to verify that the lack of response is not due to an inability to locate the person.
  - E. Permission or denial of permission to distribute material does not imply approval or disapproval of its contents by either the school, the administration of the school, the school board, or the individual reviewing the material submitted.

#### **VII. DISCIPLINARY ACTION**

- A. Distribution by any student of nonschool-sponsored material prohibited herein or in violation of the provisions of time, place, and manner of distribution as described above will be halted and disciplinary action will be taken in accordance with the school district's Student Discipline Policy.
- B. Distribution by any employee of nonschool-sponsored material prohibited herein or in violation of the provisions of time, place, and manner of distribution as described above will be halted and appropriate disciplinary action will be taken, in accordance with any individual contract, collective bargaining agreement, school district policies and procedures, and/or governing statute.
- C. Any other party violating this policy will be requested to leave the school property immediately and, if necessary, the police will be called.

#### **VIII. NOTICE OF POLICY TO STUDENTS AND EMPLOYEES**

A copy of this policy will be published in student handbooks and posted in school buildings.

#### **IX. IMPLEMENTATION**

The school district administration may develop any additional guidelines and procedures necessary to implement this policy for submission to the school board for approval. Upon

approval by the school board, such guidelines and procedures shall be an addendum to this policy.

**Legal References:** U. S. Const., amend. I  
*Hazelwood School District v. Kuhlmeier*, 484 U.S. 260 (1988)  
*Bethel Sch. Dist. No. 403 v. Fraser*, 478 U.S. 675 (1986)  
*Tinker v. Des Moines Indep. Sch. Dist.*, 393 U.S. 503 (1969)  
*Bystrom v. Fridley High School*, 822 F.2d 747 (8<sup>th</sup> Cir. 1987)  
*Roark v. South Iron R-1 School Dist.*, 573 F.3d 556 (8<sup>th</sup> Cir. 2009)  
*Victory Through Jesus Sports Ministry Foundation v. Lee's Summit R-7 School Dist.*, 640 F.3d 329 (8<sup>th</sup> Cir. 2011), cert. denied 565 U.S. 1036 (2011)

**Cross References:** MSBA/MASA Model Policy 403 (Discipline, Suspension, and Dismissal of School District Employees)  
MSBA/MASA Model Policy 506 (Student Discipline)  
MSBA/MASA Model Policy 512 (School-Sponsored Student Publications)  
MSBA/MASA Model Policy 904 (Distribution of Materials on School District Property by Nonschool Persons)

# 508 EXTENDED SCHOOL YEAR FOR CERTAIN STUDENTS WITH INDIVIDUALIZED EDUCATION PROGRAMS

Chisholm Public Schools Independent School District No. 695

BOARD POLICY 508

SERIES: 500 Student

SUBJECT: 508 Extended School Year for Certain Students with Individualized Education Programs

ADOPTED/REVISED:

## I. PURPOSE

The purpose of this policy is to ensure that the school district complies with the overall requirements of law as mandated for certain students subject to individualized education programs (IEPs) when necessary to provide a free appropriate public education (FAPE).

## II. GENERAL STATEMENT OF POLICY

- A. Extended School Year Services Must Be Available to Provide a FAPE. The school district shall provide extended school year (ESY) services to a student who is the subject of an IEP if the student's IEP team determines the services are necessary during a break in instruction in order to provide a FAPE.
- B. Extended School Year Determination. At least annually, the IEP team must determine that a student is in need of ESY services if the student meets any of the following conditions:
  - 1. There will be significant regression of a skill or acquired knowledge from the student's level of performance on an annual goal that requires more than the length of the break in instruction to recoup unless the IEP team determines a shorter time for recoupment is more appropriate; OR
  - 2. Services are necessary for the student to attain and maintain self-sufficiency because of the critical nature of the skill addressed by an annual goal, the student's age and level of development, and the timeliness for teaching the skill; OR
  - 3. The IEP team otherwise determines, given the student's unique needs, that ESY services are necessary to ensure the pupil receives a FAPE.
- C. Required Factors Schools Must Consider in Making ESY Determinations. The IEP team must decide ESY eligibility using information including:
  - 1. Prior observations of the student's regression and recoupment over the summer;
  - 2. Observations of the student's tendency to regress over extended breaks in

instruction during the school year; and

3. Experience with other students with similar instructional needs.
- D. Additional Factors to Consider, Where Relevant. In making its determination of ESY needs, the following factors must be considered, where relevant:
1. The student's progress and maintenance of skills during the regular school year.
  2. The student's degree of impairment.
  3. The student's rate of progress.
  4. The student's behavioral or physical problems.
  5. The availability of alternative resources.
  6. The student's ability and need to interact with nondisabled peers.
  7. The areas of the student's curriculum which need continuous attention.
  8. The student's vocational needs.
- E. No Unilateral Decisions.  
In the course of providing ESY services to children with disabilities, the school district may not unilaterally limit the type, amount, or duration of those services.
- F. Services to Nonresident Students Temporarily Placed in School District.  
A school district may provide ESY services to nonresident children with disabilities temporarily placed in the school district in accordance with applicable state law.

**Legal References:** Minn. Stat. § 125A.14 (Extended School Year)  
Minn. Rules Part 3525.0755  
20 U.S.C. § 1400 *et seq.* (Individuals with Disabilities Education Act )  
34 C.F.R. Part 300 ( Assistance to States for the Education of Children with Disabilities)

**Cross References:** None