

# **Gibson County Special School District Board of Trustees**

## **GCSSD Board of Trustees Regular Meeting**

### **Gibson County High School Library**

**August 10, 2023**

**Members Present:** Mr. Scott Ball, Mr. Benny Boals, Mr. Tom Lannom, Ms. Treva Maitland, Mr. Charles Scott, Mr. Eddie Watkins. **Present:** Mr. John Campbell II.

#### **PLEDGE OF ALLEGIANCE**

Mr. Eddie Watkins led the Pledge of Allegiance.

#### **CALL TO ORDER**

Mr. Tom Lannom, Board Chair, called the meeting to order.

#### **ROLL CALL**

#### **CONSENT AGENDA**

A motion was made by Mr. Tom Lannom to approve the consent agenda, with a second by Mr. Benny Boals. *Motion passed.*

#### **Finance Reports**

#### **Maintenance/Technology Reports**

#### **Minutes Approval**

#### **Overnight Field Trips**

#### **Policy Revisions - Second Readings**

#### **RECOGNITION**

##### **Out-Going Board Member**

##### **Charles Scott - 12 Years of Service to GCSSD School Board**

Mr. Eddie Pruett recognized Mr. Charles Scott for his 12 years of service to the Gibson County Special School District School Board.

##### **TN Teen Institute (TTI)**

Ms. Amy Richardson, the Coordinated School Health Director, said students have attended the Tennessee Teen Institute (TTI) for the last eight years. Students explained that TTI is a five-day camp at UTM that addresses teen issues such as safe driving, mental health, tobacco prevention, and leadership skills. TTI has partnered with the Milan Prevention Coalition and other local schools to help combat these issues.

Ms. Richardson added that the GCHS band field show this year is called 'unBroken', which deals with mental health. After the show, the Youth Advisory Council will share words of encouragement as well as information about the 988 Crisis Prevention Hotline.

Ms. Megan Sanford explained that next year the camp will be held for two weeks, one week during the athletes' dead period. This gives opportunities for more students to participate.

### **AP Students & Other Spring Awards**

Mr. Eddie Pruett honored students that scored a 5, the highest score, on their Advanced Placement (AP) exam.

Ms. Amber Harris, SGCHS Assistant Principal, and Mr. Kevin Turner, High School Instructional Supervisor, with Mr. Pruett presented the awards to the following students:

Callie Browning, Nathan Buck, Caden Clark, Tanner Hatch, Madelynn Malone, Dev Patel, Katherine Robison, Mary Teague (United States History)

Logan Browning, Ansel Khamapirad, Ethan Norris, Amanee Razeq, Tanner Hatch (Calculus AB)

Taylor Camp, Emma Chandler, Ava Holifield, Brian Robertson, Luke Martin, Paxton Turner (Human Geography)

Adeline Carter, Annaliese Khamapirad, Lana Scherer (Psychology)

Alexa Garner, Tanner Hatch (English Language and Composition)

### **PUBLIC COMMENT**

No public comment

### **REGULAR AGENDA**

#### **Best for All grant rollover**

Mr. Eddie Pruett presented the Best of All Grant Rollover. Rollover money for \$1,147.48 will be used to purchase supplies and materials for K-2 grades, such as UFLI phonics instruction books and magnetic cookie sheets for letter tile manipulation, etc.

A motion was made by Mr. Charles Scott to approve the best for all grant money purchases, with a second by Ms. Treva Maitland. *Motion passed.*

#### **CTE Perkins Budget Approval**

Mr. Rory Hinson presented the CTE Perkins Budget Approval. The CTE program received an additional allotment of more than \$10,000.

A motion was made by Mr. Scott Ball to approve the CTE Perkins budget, with a second by Mr. Charles Scott. *Motion passed.*

#### **Director's Evaluation**

Mr. Eddie Pruett asked the Board to complete the Director's Evaluation. Data for the quantitative measures part of the evaluation has not been entered, so the board can wait until after August to complete the evaluation. Results will be shared during the September board meeting,

#### **Federal & State Legislation**

Mr. Eddie Pruett presented the Federal & State Legislation summary. He highlighted and read several new laws and policy changes.

### **DIRECTOR'S REPORT**

**Upcoming Conferences**

Mr. Eddie Pruett reminded the Board of a couple of upcoming conferences.

Fall District Meeting is September 19th at Bradford High School.

The Annual Convention & Leadership Conference is November 16th -19th at Gaylord Opryland Resort in Nashville.

**ADJOURN**

A motion was made by Mr. Charles Scott to adjourn, with a second by Ms. Treva Maitland.

*Motion passed.*

Date/Time: 8/2/2023 1:59 PM

Payments

Payment Date	Payment Number	Vendor	Status	Payment Amount
7/26/2023	8036	Capital One	Paid	\$753.70
7/26/2023	8037	Capital One	Paid	\$468.73

Date/Time: 8/2/2023 1:59 PM

Payments

Payment Date	Payment Number	Vendor	Status	Payment Amount
7/28/2023	8038	Business Card	Paid	\$2,543.99
7/28/2023	8041	Zachariah Mills	Paid	\$108.00
7/28/2023	8040	Derek Norman	Paid	\$239.22
7/28/2023	8039	Business Card	Paid	\$1,179.15

**Gibson County Special Schools  
Bank Account Check Listing By Date**

**Run At:** 8/1/2023 8:34 AM  
**Run By:** Amy Santaniello  
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Bank Account: Security Bank Vendor (Fund 141)

Account Number: 000000200379

GL Account: 141- -11130

Number	Date	Description	Check Type	Status	
59001	7/1/2023	Tnrmt	Vendor	Outstanding	\$947.00
59002	7/1/2023	Apptegy	Vendor	Outstanding	\$17,000.00
59003	7/1/2023	Greater Gibson County Chamber Of Commerce	Vendor	Outstanding	\$200.00
59004	7/1/2023	Level Data, Inc	Vendor	Outstanding	\$11,752.29
59005	7/1/2023	Local Government Data Processing Corp	Vendor	Outstanding	\$24,055.67
59006	7/1/2023	Malwarebytes, Inc	Vendor	Outstanding	\$31,900.00
59007	7/1/2023	POWERSCHOOL GROUP, LLC	Vendor	Outstanding	\$62,862.74
59008	7/1/2023	Reed Backflows	Vendor	Outstanding	\$2,550.00
59009	7/1/2023	TSBA	Vendor	Outstanding	\$6,061.00
59026	7/1/2023	Tnrmt	Vendor	Outstanding	\$378,559.00
59010	7/19/2023	Ace Building Center	Vendor	Outstanding	\$39.81
59011	7/19/2023	Alexander, Thompson And Arnold	Vendor	Outstanding	\$13,225.00
59012	7/19/2023	Alisha Owens	Vendor	Outstanding	\$24.00
59013	7/19/2023	Area Wide Communications	Vendor	Outstanding	\$322.00
59014	7/19/2023	Asms	Vendor	Outstanding	\$725.00
59015	7/19/2023	Book Systems, Inc.	Vendor	Outstanding	\$8,210.00
59016	7/19/2023	Caymee Services	Vendor	Outstanding	\$45.00
59017	7/19/2023	Sherry Dodson	Vendor	Outstanding	\$37.15
59018	7/19/2023	Food Rite	Vendor	Outstanding	\$112.74
59019	7/19/2023	Freund Resources	Vendor	Outstanding	\$600.00
59020	7/19/2023	Gibson Connect, LLC	Vendor	Outstanding	\$5,701.93
59021	7/19/2023	Gibson County Bus Garage	Vendor	Outstanding	\$3,000.00
59022	7/19/2023	Nicoling Harris	Vendor	Outstanding	\$37.15
59023	7/19/2023	Hci Supply	Vendor	Outstanding	\$82.84
59024	7/19/2023	Medina Auto Farm Supply	Vendor	Outstanding	\$60.06
59025	7/19/2023	Parchment, Inc	Vendor	Outstanding	\$4,319.70
59026	7/19/2023	Quill	Vendor	Void	\$55.37

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GL Account: 141- -11130

Number	Date	Description	Check Type	Status	
59027	7/19/2023	Quill	Vendor	Outstanding	\$55.37
59027	7/19/2023	Shawn Hampton	Vendor	Void	\$24.00
59028	7/19/2023	Shawn Hampton	Vendor	Outstanding	\$24.00
59028	7/19/2023	StaffEZ Facility Services	Vendor	Void	\$110,602.00
59029	7/19/2023	StaffEZ Facility Services	Vendor	Outstanding	\$110,602.00
59029	7/19/2023	Tennessee Book Company	Vendor	Void	\$16,151.20
59030	7/19/2023	Tennessee Book Company	Vendor	Outstanding	\$16,151.20
59030	7/19/2023	Toss	Vendor	Void	\$3,600.00
59031	7/19/2023	Anna Tramel	Vendor	Void	\$37.15
59031	7/19/2023	Toss	Vendor	Outstanding	\$3,600.00
59032	7/19/2023	Anna Tramel	Vendor	Outstanding	\$37.15
59032	7/19/2023	Volunteer Technology Systems	Vendor	Void	\$4,813.50
59033	7/19/2023	Shelia Williams	Vendor	Void	\$37.15
59033	7/19/2023	Volunteer Technology Systems	Vendor	Outstanding	\$4,813.50
59034	7/19/2023	Shelia Williams	Vendor	Outstanding	\$37.15
59034	7/19/2023	Workcare Resource Inc,	Vendor	Void	\$465.00
59035	7/19/2023	Workcare Resource Inc,	Vendor	Void	\$465.00
59036	7/19/2023	Workcare Resource Inc,	Vendor	Outstanding	\$465.00
59037	7/20/2023	Tennessee Tractor, Llc	Vendor	Outstanding	\$8,500.00
59038	7/20/2023	Beth Cathey	Vendor	Outstanding	\$278.00
59039	7/20/2023	Harbor Marketing Group	Vendor	Outstanding	\$4,792.12
59040	7/20/2023	Ncs Pearson, Inc.	Vendor	Outstanding	\$11,585.00
59041	7/21/2023	Martin Bertrand	Vendor	Void	\$112.15
59042	7/21/2023	Br Supply, Inc.	Vendor	Outstanding	\$25.45
59043	7/21/2023	Haley Carpenter	Vendor	Outstanding	\$37.15
59044	7/21/2023	Gourmet Your Way	Vendor	Outstanding	\$444.80
59045	7/21/2023	Sherman Hearn	Vendor	Outstanding	\$110.00
59046	7/24/2023	Amanda Casey	Vendor	Outstanding	\$115.00

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Number	Date	Description	Check Type	Status	
59047	7/24/2023	Business Card	Vendor	Outstanding	\$234.88
59048	7/24/2023	Capital One	Vendor	Outstanding	\$135.34
59049	7/24/2023	Logan Eason	Vendor	Outstanding	\$37.15
59050	7/24/2023	Food Rite	Vendor	Outstanding	\$15.00
59051	7/24/2023	Hickerson Automotive Group, Inc	Vendor	Outstanding	\$27.09
59052	7/24/2023	Quill	Vendor	Outstanding	\$467.45
59053	7/24/2023	South Gibson County High Sch.	Vendor	Outstanding	\$50.00
59054	7/24/2023	Tennessee Book Company	Vendor	Outstanding	\$12,581.08
59055	7/25/2023	Ace Building Center	Vendor	Outstanding	\$5.90
59056	7/25/2023	Alford's Tire Center	Vendor	Outstanding	\$22.00
59057	7/25/2023	B3 CREATIVE AGENCY	Vendor	Outstanding	\$5,885.00
59058	7/25/2023	Business Card	Vendor	Outstanding	\$100.00
59059	7/25/2023	Derek Norman	Vendor	Outstanding	\$143.91
59060	7/25/2023	Food Rite	Vendor	Outstanding	\$42.95
59061	7/25/2023	Quill	Vendor	Outstanding	\$89.99
59062	7/25/2023	Sanorbix, LLC	Vendor	Outstanding	\$3,498.00
59063	7/25/2023	Sims Overhead Door	Vendor	Outstanding	\$200.00
59064	7/25/2023	Tnrmt	Vendor	Outstanding	\$1,608.00
59065	7/25/2023	Workcare Resource Inc,	Vendor	Outstanding	\$180.00
59066	7/25/2023	Aflac	Vendor	Outstanding	\$310.90
59067	7/25/2023	Boston Mutual Whole Life	Vendor	Outstanding	\$30.34
59068	7/25/2023	General Sessions	Vendor	Outstanding	\$100.00
59069	7/25/2023	Gibson County Imagination Library	Vendor	Outstanding	\$24.00
59070	7/25/2023	Gibson Education Association	Vendor	Outstanding	\$87.26
59071	7/25/2023	Life Investors	Vendor	Outstanding	\$383.44
59072	7/25/2023	MANHATTANLIFE ASSURANCE COMPANY OF AMERIC	Vendor	Outstanding	\$414.36
59073	7/25/2023	Paige Garner	Vendor	Outstanding	\$150.00
59074	7/25/2023	Superior Vision Services, Inc	Vendor	Outstanding	\$7.09

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Number	Date	Description	Check Type	Status	
59075	7/25/2023	Tasc Pvr	Vendor	Outstanding	\$1,722.46
59076	7/25/2023	TRUSTMARK VOLUNTARY BENEFIT SOLUTIONS, INC	Vendor	Outstanding	\$325.31
59077	7/25/2023	TSACG	Vendor	Outstanding	\$4,850.00
59078	7/25/2023	Usable Life	Vendor	Outstanding	\$1,047.22
59079	7/25/2023	American Glass Company	Vendor	Outstanding	\$1,080.00
59080	7/25/2023	Barky Beaver Mulch Inc	Vendor	Outstanding	\$3,146.50
59081	7/25/2023	Central State Bus Sales	Vendor	Outstanding	\$84,150.00
59082	7/25/2023	Joseph Hellman	Vendor	Outstanding	\$37.15
59083	7/25/2023	Internally Sound	Vendor	Outstanding	\$26,715.00
59084	7/25/2023	J.C. Educational Supply	Vendor	Outstanding	\$962.00
59085	7/25/2023	J.W. Pepper & Son, Inc.	Vendor	Outstanding	\$426.93
59086	7/25/2023	Key Fire Protection	Vendor	Outstanding	\$850.00
59087	7/25/2023	Trenton Floor Center	Vendor	Outstanding	\$568.95
59088	7/25/2023	Verizon Wireless	Vendor	Outstanding	\$596.98
59089	7/26/2023	Ace Building Center	Vendor	Outstanding	\$36.95
59090	7/26/2023	Bleachers And Seats	Vendor	Outstanding	\$1,640.00
59091	7/26/2023	Capital One	Vendor	Void	\$464.62
59092	7/26/2023	FIRST CHOICE FARM & LAWN	Vendor	Outstanding	\$368.90
59093	7/26/2023	Food Rite	Vendor	Outstanding	\$35.34
59094	7/26/2023	Hickerson Automotive Group, Inc	Vendor	Outstanding	\$9.00
59095	7/26/2023	Tennessee Book Company	Vendor	Outstanding	\$26,992.25
59096	7/26/2023	Volunteer Technology Systems	Vendor	Outstanding	\$1,768.16
59097	7/26/2023	Capital One	Vendor	Outstanding	\$400.30
59098	7/26/2023	Capital One	Vendor	Outstanding	\$62.42
59099	7/26/2023	Business Card	Vendor	Outstanding	\$357.72
59100	7/26/2023	Auston Cash	Vendor	Outstanding	\$37.15
59101	7/26/2023	Cdw Government	Vendor	Outstanding	\$1,315.78
59102	7/26/2023	Martin Bertrand	Vendor	Outstanding	\$75.00

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Number	Date	Description	Check Type	Status	
59103	7/27/2023	B & B Fire Protection	Vendor	Outstanding	\$99.00
59104	7/27/2023	Honeybaked Ham	Vendor	Void	\$3,744.25
59105	7/27/2023	Martin Paving Company, Inc.	Vendor	Outstanding	\$47,000.00
59106	7/28/2023	Business Card	Vendor	Outstanding	\$5,642.81
59107	7/28/2023	Capital One	Vendor	Outstanding	\$19.16
59108	7/28/2023	Food Rite	Vendor	Outstanding	\$23.34
59109	7/28/2023	Honeybaked Ham	Vendor	Outstanding	\$3,097.50
59110	7/28/2023	Business Card	Vendor	Outstanding	\$1,540.48
59111	7/28/2023	Act	Vendor	Outstanding	\$10,952.00
59112	7/28/2023	Business Card	Vendor	Outstanding	\$675.41
59113	7/28/2023	Capital One	Vendor	Outstanding	\$227.84
59114	7/28/2023	Copies Unlimited	Vendor	Outstanding	\$1,328.50
59115	7/28/2023	Dyer School	Vendor	Outstanding	\$870.00
59116	7/28/2023	Brittany Leitherland	Vendor	Outstanding	\$37.15
59117	7/28/2023	Shane Wallace	Vendor	Outstanding	\$37.15
59118	7/28/2023	Amro Music Stores	Vendor	Outstanding	\$17,780.00
59119	7/28/2023	Gibson County Federal Accounts	Vendor	Outstanding	\$166,900.70
59120	7/28/2023	Gibson County Food Service	Vendor	Outstanding	\$127,334.39
59121	7/28/2023	Gibson Electric Membership	Vendor	Outstanding	\$43.31
59122	7/28/2023	J.C. Educational Supply	Vendor	Outstanding	\$479.00
59123	7/28/2023	Gibson County Federal Accounts	Vendor	Outstanding	\$148,216.15
59124	7/31/2023	Business Card	Vendor	Outstanding	\$1,360.19
59125	7/31/2023	Ferguson Enterprises	Vendor	Outstanding	\$8.39
59126	7/31/2023	Greene Things Floral & Gift	Vendor	Outstanding	\$220.00
59127	7/31/2023	J.C. Educational Supply	Vendor	Outstanding	\$99.00
59128	7/31/2023	POWERSCHOOL GROUP, LLC	Vendor	Outstanding	\$1,205.00
59129	7/31/2023	Volunteer Technology Systems	Vendor	Outstanding	\$372.00
59130	7/31/2023	WTHC ECC TRAINING CENTER	Vendor	Outstanding	\$250.00

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Account Number: 000000200379

Number	Date	Description	Check Type	Status	
59131	7/31/2023	Alisha Owens	Vendor	Outstanding	\$277.29
59132	7/31/2023	At & T	Vendor	Outstanding	\$181.22
59133	7/31/2023	Food Rite	Vendor	Outstanding	\$883.75
59134	7/31/2023	Gibson County Government	Vendor	Outstanding	\$9,995.19
59135	7/31/2023	Kenton Chevrolet	Vendor	Outstanding	\$60.99
59136	7/31/2023	Quill	Vendor	Outstanding	\$84.94
59137	7/31/2023	UNITED REFRIGERATION, INC	Vendor	Outstanding	\$421.46
59138	7/31/2023	Victor's Landscaping	Vendor	Outstanding	\$5,800.00
59139	7/31/2023	UNITED REFRIGERATION, INC	Vendor	Outstanding	\$420.86

**Totals for Vendor**

<b>Number of Checks:</b>	148
<b>Total Checks:</b>	\$1,615,027.13
<b>Reconciled Checks:</b>	\$0.00
<b>Outstanding Checks:</b>	\$1,474,455.74
<b>Void Checks:</b>	\$140,571.39

Gibson County Special Schools  
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**Totals for 141- -11130**

<b>Number of Checks:</b>	148
<b>Total Checks:</b>	\$1,615,027.13
<b>Reconciled Checks:</b>	\$0.00
<b>Outstanding Checks:</b>	\$1,474,455.74
<b>Void Checks:</b>	\$140,571.39

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**Grand Totals**

<b>Number of Checks:</b>	148
<b>Total Checks:</b>	\$1,615,027.13
<b>Reconciled Checks:</b>	\$0.00
<b>Outstanding Checks:</b>	\$1,474,455.74
<b>Void Checks:</b>	\$140,571.39

141 General Purpose School		Year-To-Date			Month-To-Date		
Account	Description	Budget Estimate	Actual	% of Budget	Estimate Avg/Mth	Actual	% of Avg
<b>Revenues</b>							
40130	Cir Clk/Clk & Master Collections-Pr Yr	70,000.00	0.00	0.00%	5,833.33	0.00	0.00%
40162	Payments In Lieu Of Taxes-Local	190,000.00	(1,129.04)	0.59%	15,833.33	(1,129.04)	7.13%
40210	Local Option Sales Tax	4,400,000.00	0.00	0.00%	366,666.67	0.00	0.00%
40350	Interstate Telecommunications Tax	20,000.00	0.00	0.00%	1,666.67	0.00	0.00%
40610	Current Property Tax	7,428,000.00	0.00	0.00%	619,000.00	0.00	0.00%
40620	Prior Year's Property Tax	138,000.00	0.00	0.00%	11,500.00	0.00	0.00%
40630	Interest And Penalty	20,000.00	0.00	0.00%	1,666.67	0.00	0.00%
41110	Marriage Licenses	900.00	0.00	0.00%	75.00	0.00	0.00%
42310	Fines	0.01	(2,660.00)	26,600,000.	0.00	(2,660.00)	00,000.00%
43570	Receipts From Individual Schools	75,000.00	(45.00)	0.06%	6,250.00	(45.00)	0.72%
43990	Other Charges For Services	0.00	(125.72)	0.00%	0.00	(125.72)	0.00%
44110	Investment Income	140,000.00	(25,262.21)	18.04%	11,666.67	(25,262.21)	216.53%
46510	TISA	28,848,327.00	0.00	0.00%	2,404,027.25	0.00	0.00%
46515	Early Childhood Education	412,787.95	0.00	0.00%	34,399.00	0.00	0.00%
46590	Other State Education Funds	245,535.00	0.00	0.00%	20,461.25	0.00	0.00%
46610	Career Ladder Program	37,500.00	0.00	0.00%	3,125.00	0.00	0.00%
49700	Insurance Recovery	0.00	(793.16)	0.00%	0.00	(793.16)	0.00%
	<b>Total Revenues</b>	<b>42,026,049.96</b>	<b>(30,015.13)</b>	<b>0.07%</b>	<b>3,502,170.83</b>	<b>(30,015.13)</b>	<b>0.86%</b>
<b>Expenditures</b>							
71100	Regular Instruction Program	(17,199,687.20)	194,876.58	1.13%	(1,433,307.27)	194,876.58	13.60%
71200	Special Education Program	(2,828,443.27)	303.19	0.01%	(235,703.61)	303.19	0.13%
71300	Career and Technical Education	(1,269,142.62)	140,451.07	11.07%	(105,761.89)	140,451.07	132.80%
72120	Health Services	(682,324.15)	9,536.35	1.40%	(56,860.35)	9,536.35	16.77%
72130	Other Student Support	(873,732.46)	(60,060.96)	-6.87%	(72,811.04)	(60,060.96)	-82.49%
72210	Regular Instruction Program	(1,296,482.18)	86,263.24	6.65%	(108,040.18)	86,263.24	79.84%
72220	Special Education Program	(292,537.49)	14,053.44	4.80%	(24,378.12)	14,053.44	57.65%
72230	Career and Technical Education	(58,780.00)	4,273.23	7.27%	(4,898.33)	4,273.23	87.24%
72250	EDUCATION TECHNOLOGY	(804,748.36)	213,861.42	26.57%	(67,062.36)	213,861.42	318.90%
72310	Board Of Education	(530,900.00)	194,016.00	36.54%	(44,241.67)	194,016.00	438.54%
72320	Office Of The Superintendent	(292,154.07)	24,928.76	8.53%	(24,346.17)	24,928.76	102.39%
72410	Office Of The Principal	(2,346,716.07)	115,966.95	4.94%	(195,559.67)	115,966.95	59.30%
72510	Fiscal Services	(270,478.45)	35,371.76	13.08%	(22,539.87)	35,371.76	156.93%
72610	Operation Of Plant	(2,762,726.00)	400,917.82	14.51%	(230,227.17)	400,917.82	174.14%
72620	Maintenance Of Plant	(1,034,770.17)	83,230.27	8.04%	(86,230.85)	83,230.27	96.52%
72710	Transportation	(1,451,469.23)	80,132.14	5.52%	(120,955.77)	80,132.14	66.25%
73400	Early Childhood Education	(412,787.95)	167.64	0.04%	(34,399.00)	167.64	0.49%

**Gibson County Special Schools**  
**Summary Financial Statement**  
**July 2023**

141 General Purpose School		Year-To-Date			Month-To-Date		
Account	Description	Budget Estimate	Actual	% of Budget	Estimate Avg/Mth	Actual	% of Avg
76100	Regular Capital Outlay	(1,263,703.08)	47,684.45	3.77%	(105,308.59)	47,684.45	45.28%
82130	Education	(3,348,663.00)	0.00	0.00%	(279,055.25)	0.00	0.00%
82230	Education	(1,256,444.00)	0.00	0.00%	(104,703.67)	0.00	0.00%
<b>Total Expenditures</b>		<b>(40,276,689.75)</b>	<b>1,585,973.35</b>	<b>3.94%</b>	<b>(3,356,390.81)</b>	<b>1,585,973.35</b>	<b>47.25%</b>
<b>Total</b>	<b>141</b> General Purpose School	<b>1,749,360.21</b>	<b>1,555,958.22</b>	<b>-88.94%</b>	<b>145,780.02</b>	<b>1,555,958.22</b>	<b>-</b>

	A	B	C	D	E	F
1	<b>Monthly Work Order Recap</b>					
2	<b>Period: April 1 through April 30</b>					
3						
4			<b>Beginning of Month</b>	<b>New</b>	<b>Closed</b>	<b>End of Month</b>
5	<b>Technology</b>	<b>Assigned To:</b>	<b>Open Work Orders</b>	<b>Work Orders</b>	<b>Work Orders</b>	<b>Open Work Orders</b>
6		Jamie Barr	20	34	32	22
7		Shawn Hampton	2	11	10	3
8		Alisha Owens	0	34	20	14
9		Anthony Bogue	10	43	45	8
10						
11	<b>Grand Totals</b>		<b>32</b>	<b>122</b>	<b>107</b>	<b>47</b>
12						
13						
14			<b>Beginning of Month</b>	<b>New</b>	<b>Closed</b>	<b>End of Month</b>
15	<b>Maintenance</b>	<b>Assigned To:</b>	<b>Open Work Orders</b>	<b>Work Orders</b>	<b>Work Orders</b>	<b>Open Work Orders</b>
16		Charles Salles	1	18	9	10
17		Travis Hendrix	1	9	10	0
18		Mark Robinson	1	16	17	0
19		Caleb Black	0	22	17	5
20		Ted Bauman	2	23	23	2
21		Brad Reynolds	1	28	27	2
22						
23	<b>Grand Totals</b>		<b>6</b>	<b>116</b>	<b>103</b>	<b>19</b>
24						
25						
26	<b>Notes:</b>					
27	1. <b>Assigned To:</b> The person who was assigned the work order.					
28	2. <b>Beginning of the Month Work Orders:</b> The number of work orders open for the Assigned To for time frame selected.					
29	3. <b>New Work Orders:</b> New work orders received by the Assigned To during the time frame selected.					
30	4. <b>Closed Work Orders:</b> Closed work orders closed by the Assigned To during the time frame selected.					
31	5. <b>End of Month Open Work Orders:</b> Work orders still open for the Assigned To for the time frame selected.					

**Gibson County Special School District  
Board of Trustees**

**GCSSD Board of Trustees Regular Meeting**

**Gibson County High School Library**

**July 13, 2023**

**Members Present:** Mr. Scott Ball, Mr. Benny Boals, Mr. John Campbell II, Mr. Tom Lannom, Ms. Treva Maitland, Mr. Eddie Watkins.

**PLEDGE OF ALLEGIANCE**

Mr. John Campbell led the Pledge of Allegiance.

**CALL TO ORDER**

Mr. Tom Lannom, Board Chair, called the meeting to order.

**ROLL CALL**

**CONSENT AGENDA**

A motion was made by Mr. Benny Boals to approve the consent agenda, with a second by Mr. John Campbell II. *Motion passed.*

**Finance Reports**

**Maintenance/Technology Reports**

**Minutes Approval**

**RECOGNITION**

**PUBLIC COMMENT**

No public comment

**REGULAR AGENDA**

**Re-election of GCSSD Board Attorney**

Mr. Eddie Pruett recommended the re-election of Michael Hill as GCSSD Board Attorney. A motion was made by Ms. Treva Maitland to approve the re-election of Michael Hill as GCSSD board attorney, with a second by Mr. Eddie Watkins. *Motion passed.*

**Annual Bullying Report**

Mr. Eddie Pruett presented the Annual Bullying Report. About 30% of reported cases were determined as bullying after an investigation.

A motion was made by Mr. Tom Lannom to approve the Annual Bullying Report, with a second by Mr. Benny Boals. *Motion passed.*

### **Athletic Practice Policy Approval**

Mr. Eddie Pruett presented the Athletic Practice Policy, which states "There will be NO athletic practice during the seven hours of educational instruction in the school day. The only exception will be high school sports".

A motion was made by Mr. Eddie Watkins to approve the athletic practice policy, with a second by Mr. Benny Boals. *Motion passed.*

### **Policy Revisions**

Mr. Eddie Pruett presented the policy revisions.

- *1.102 Board Members' Legal Status* - Changes the language for a qualifying candidate to high school equivalency approved by the State Board of Education.
- *1.106 Code of Ethics* - Adds Board Chair as the Point of Contact responsible for administering and enforcing ethical standards
- *1.400 School Board Meetings* - Creates additional opportunities for board members to attend board meetings electronically.
- *1.402 Notifications of Meetings* - Requires that the public notice includes a public comment section and information on how individuals may provide public comment on agenda items.
- *3.202 Emergency Preparedness Plan* - Adds an incident command and emergency safety bus drill to the Annual Drills.
- *3.204 Threat Assessment Team* - Requires the development of a threat assessment team.
- *3.205 Security* - All exterior doors leading into a school building must be locked during school hours. May be unlocked during school activities with a district employee stationed by the door.
- *4.204 Summer Instructional Programs* - Add additional information on make-up days for summer programs.
- *4.300 Extracurricular Activities* - Requires parents/guardians to give written permission for their minor child (under 18 years of age) to join any club, or organization, or participate in activities of a club or organization.
- *4.403 Library Materials* - Adds a list of library material posted online and additional processes for complaints.
- *5.106 Application and Employment* - Clarifies districts may not hire individuals who appear in Tennessee or any other state's child abuse and registry of abuse.
- *5.119 Employment of Retirees* - Allows more flexibility in hiring retirees.
- *5.302 Sick Leave* - Adds an option to use the sick bank to care for minor children.
- *5.305 Family and Medical Leave* - Adds six weeks of paid leave for eligible employees after a birth, stillbirth, or adoption, in addition to the 12 weeks of FMLA Leave.
- *5.307 Physical Assault Leave* - Clarifies that eligible employees will receive a full salary while on leave due to physical assault.
- *5.600 Staff Rights & Responsibilities* - Requires teachers to report students who commit offenses of assault and battery or vandalism on school property, endangering the life, health, or safety of others. Also, teachers will receive benefits when on leave for physical assault.

- *6.200 Attendance* - Students who take off-campus released time courses may be awarded one elective credit
- *6.202 Home Schools* - Changes that a parent/guardian can possess a high school equivalency approved by the State Board of Education to homeschool. Removes the requirement for proof of immunizations for home school students.
- *6.300 Code of Conduct* - Adds threats of mass violence on school property or at a school-related activity to Level IV misbehaviors.
- *6.309 Zero Tolerance Offenses* - Adds threats of mass violence on school property or at a school-related activity to the offenses resulting in expulsion.
- *6.314 Corporal Punishment* - Adds additional guidelines for conducting corporal punishment.
- *6.319 Alternative Education* - Could require a student to serve the suspension at home if the student may not be safe on school property.
- *6.4001 Student Surveys, Analysis, and Evaluations* - Requires parents/guardians to give written permission for their minor child (under 18 years of age) to participate in a survey, analysis, or evaluation.
- *6.402 Physical Examinations and Immunizations* - Parents/guardians may request to opt out of health screening as part of coordinated school health.

A motion was made by Mr. Tom Lannom to approve the policy revisions, with a second by Mr. Benny Boals. *Motion passed.*

## **DIRECTOR'S REPORT**

### **Upcoming Conferences**

- **2023 Summer Law Institute - July 21st-22nd in Gatlinburg, TN**
- **2023 Fall District Meeting - September 18th - Bradford Special School District**
- **2023 TSBA Annual Convention and Leadership Conference - November 16th -19th in Nashville, TN**

Mr. Eddie Pruett reminded the Board of the upcoming conferences.

## **ADJOURN**

A motion was made by Ms. Treva Maitland to adjourn, with a second by Mr. Benny Boals. *Motion passed.*

Date Received in the District Office 7/14/23  
Board Approval Date \_\_\_\_\_  
Over Night Trip  Yes \_\_\_ No

**FIELD TRIP REQUEST**  
**GIBSON COUNTY SPECIAL SCHOOL DISTRICT**

School Dyer, Rutherford, Yorkville, Spring Hill Date of Request 7-12-23  
Teacher Frankie Leslie Class Jr. High Band  
Number of Students Involved ~5 Cost Per Student ~75

Date of Trip 02/08/24-02/10/24 Alternate Date \_\_\_\_\_

Number of Buses Needed 0 Is Handicap bus required? \_\_\_ YES  NO

Has the Transportation Supervisor been contacted? \_\_\_ YES  NO

Personal Vehicles being used?  YES \_\_\_ NO

Proof of vehicle liability insurance on file at School?  YES \_\_\_ NO

Has the Cafeteria been contracted? \_\_\_ YES  NO

Has School Nurse been notified of Field Trip? \_\_\_ YES  NO

Total Number of Chaperones: Administrators \_\_\_ Teachers 2 Teacher Assistant \_\_\_  
Parents 2 Others \_\_\_

Destination: Memphis, TN

Time of Departure: 9:00AM Time of Return: 1:00pm

Purpose of the Trip: All-West Honor Band Clinic

Field Trip Activities: Selected middle School Students will participate in a honor band festival with other selected students from around the area.

**ATTACH LESSON PLAN FOR FOLLOW-UP.**

(This must be included for field trip to be approved.)

Approved  Disapproved \_\_\_ Principal Charity Nguyen Date 7/13/23

Approved  Disapproved \_\_\_ Supervisor Michelle Fox Date 7/20/23

Approved  Disapproved \_\_\_ Director of Schools Edgar Rute Date 7/20/23

**\*\*\* ALL OVERNIGHT FIELD TRIPS WITH AN ATTACHED AGENDA MUST BE BOARD APPROVED. FIELD TRIP REQUESTS MUST BE IN THE DISTRICT OFFICE BY THE 1<sup>ST</sup> DAY OF THE MONTH IN ORDER TO BE PLACED ON THE CONSENT AGENDA. REGULAR BOARD MEETINGS ARE HELD THE SECOND THURSDAY OF EACH MONTH.**

Eddie Pruett

Date Received in the District Office 7/14/23  
Board Approval Date \_\_\_\_\_  
Over Night Trip  Yes  No

**FIELD TRIP REQUEST  
GIBSON COUNTY SPECIAL SCHOOL DISTRICT**

School Dyer, Rutherford, Yorkville, Spring Hill Date of Request 7-12-23  
Teacher Frankie Leslie Class Jr. High Band

Number of Students Involved ~10 Cost Per Student ~45

Date of Trip 01/25/24-01/27/24 Alternate Date \_\_\_\_\_

Number of Buses Needed 1 Is Handicap bus required?  YES  NO

Has the Transportation Supervisor been contacted?  YES  NO

Personal Vehicles being used?  YES  NO  
Proof of vehicle liability insurance on file at School?  YES  NO

Has the Cafeteria been contracted?  YES  NO

Has School Nurse been notified of Field Trip?  YES  NO

Total Number of Chaperones: Administrators \_\_\_\_\_ Teachers 2 Teacher Assistant \_\_\_\_\_  
Parents 3 Others \_\_\_\_\_

Destination: UT-Martin

Time of Departure: 10:30AM Time of Return: ~1:00pm

Purpose of the Trip: UT-Martin Honor Band

Field Trip Activities: Selected middle School Students will participate in a honor band festival with other selected students from around the area.

**ATTACH LESSON PLAN FOR FOLLOW-UP.**

(This must be included for field trip to be approved.)  
Approved  Disapproved \_\_\_\_\_ Principal Chasity Newson Date 7/13/23  
Approved  Disapproved \_\_\_\_\_ Supervisor Michelle Good Date 7/19/23  
Approved  Disapproved \_\_\_\_\_ Director of Schools Eddie Pruett Date 7/19/23

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FIELD TRIP REQUESTS MUST BE IN THE DISTRICT OFFICE BY THE 1<sup>ST</sup>  
DAY OF THE MONTH IN ORDER TO BE PLACED ON THE CONSENT AGENDA.  
REGULAR BOARD MEETINGS ARE HELD THE SECOND THURSDAY OF EACH MONTH.**

Eddie Pruett

**FIELD TRIP REQUEST**  
**GIBSON COUNTY SPECIAL SCHOOL DISTRICT**

School SGC High School Date of Request 8-1-2023  
Teacher Cathey, Dodson, Martin Class FBLA, HOSA, FCCLA  
Number of Students Involved 12 Cost Per Student \$150  
Date of Trip Sept. 8-10, 2023 Alternate Date n/a

Number of Buses Needed 0 Is Handicap bus required?  YES  NO

Has the Transportation Supervisor been contacted?  YES  NO

Personal Vehicles being used?  YES  NO

Proof of vehicle liability insurance on file at School?  YES  NO

Has the Cafeteria been contracted?  YES  NO

Has School Nurse been notified of Field Trip?  YES  NO *(pending final list)*

Total Number of Chaperones: Administrators \_\_\_\_\_ Teachers 2 Teacher Assistant \_\_\_\_\_  
Parents \_\_\_\_\_ Others \_\_\_\_\_

Destination: Camp Widjiwagan, Antioch, TN

Time of Departure: Fri., 9-8-23, 1:30 PM Time of Return: Sun., 9-10-23, 2:30 PM

Purpose of the Trip: Chapter Officer Leadership Training (COLT)

Field Trip Activities: See attached agenda from Fall 2022.

**ATTACH LESSON PLAN FOR FOLLOW-UP.**

(This must be included for field trip to be approved.)

Approved  Disapproved \_\_\_\_\_ Principal Paul Rogers Date \_\_\_\_\_

Approved  Disapproved \_\_\_\_\_ Supervisor Benita Date 8/1/23 8-1-23

Approved  Disapproved \_\_\_\_\_ Director of Schools Eddie Pruett Date 8/2/23

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**FIELD TRIP REQUESTS MUST BE IN THE DISTRICT OFFICE BY THE 1<sup>ST</sup>**  
**DAY OF THE MONTH IN ORDER TO BE PLACED ON THE CONSENT AGENDA.**  
**REGULAR BOARD MEETINGS ARE HELD THE SECOND THURSDAY OF EACH MONTH.**

Eddie Pruett

Date Received in the District Office 8/1/23  
Board Approval Date \_\_\_\_\_  
Over Night Trip  Yes \_\_\_ No

**FIELD TRIP REQUEST**  
**GIBSON COUNTY SPECIAL SCHOOL DISTRICT**

School South Gibson County High School Date of Request 7/31/23  
Teacher Price Class Band  
Number of Students Involved TBA Cost Per Student \$55

Date of Trip Feb. 8-10, 2024 Alternate Date \_\_\_\_\_

Number of Buses Needed 1 Is Handicap bus required?  YES  NO

Has the Transportation Supervisor been contacted?  YES  NO

Personal Vehicles being used?  YES  NO

Proof of vehicle liability insurance on file at School?  YES  NO

Has the Cafeteria been contracted?  YES  NO

Has School Nurse been notified of Field Trip?  YES  NO

Total Number of Chaperones: Administrators \_\_\_\_\_ Teachers 2 Teacher Assistant \_\_\_\_\_  
Parents \_\_\_\_\_ Others \_\_\_\_\_

Destination: The All West Tennessee Honor Band at the Cannon Center in Memphis

Time of Departure: 9:30 am on Feb. 8 Time of Return: 5 pm on Feb. 10

Purpose of the Trip: For students who successfully auditioned for the All West Honor Band to perform with other top band students from across West Tennessee in the top Honor Band in West Tennessee.

Field Trip Activities: Students will audition for a specific spot in the ensemble, rehearse with a world class clinician, and perform for an audience at the Cannon Center in Memphis.

**ATTACH LESSON PLAN FOR FOLLOW-UP.**

(This must be included for field trip to be approved.)

Approved  Disapproved \_\_\_\_\_ Principal Paul Rogers Date 7/31/23

Approved  Disapproved \_\_\_\_\_ Supervisor Dani Turner Date 8/2/23

Approved  Disapproved \_\_\_\_\_ Director of Schools Eddie Pruett Date 8/3/23

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**FIELD TRIP REQUESTS MUST BE IN THE DISTRICT OFFICE BY THE 1<sup>ST</sup>**

**DAY OF THE MONTH IN ORDER TO BE PLACED ON THE CONSENT AGENDA.**

**REGULAR BOARD MEETINGS ARE HELD THE SECOND THURSDAY OF EACH MONTH.**

Eddie Pruett

Date Received in the District Office 8/1/23  
Board Approval Date \_\_\_\_\_  
Over Night Trip  Yes \_\_\_ No

**FIELD TRIP REQUEST**  
**GIBSON COUNTY SPECIAL SCHOOL DISTRICT**

School South Gibson County High School Date of Request 7/31/23  
Teacher Price Class Band  
Number of Students Involved TBA Cost Per Student \$55  
Date of Trip April 10-13, 2024 Alternate Date \_\_\_\_\_

Number of Buses Needed 0 Is Handicap bus required?  YES  NO  
Has the Transportation Supervisor been contacted?  YES  NO  
Personal Vehicles being used?  YES  NO  
Proof of vehicle liability insurance on file at School?  YES  NO  
Has the Cafeteria been contracted?  YES  NO  
Has School Nurse been notified of Field Trip?  YES  NO

Total Number of Chaperones: Administrators \_\_\_\_\_ Teachers 2 Teacher Assistant \_\_\_\_\_  
Parents \_\_\_\_\_ Others \_\_\_\_\_

Destination: The Tennessee All State Honor Band at Gaylord Conference Center in Nashville

Time of Departure: 11:30 on April 10 Time of Return: 5 pm on April 13

Purpose of the Trip: For the top students in the All West Honor Band to perform  
with other top band students from across Tennessee in the top Honor Band in Tennessee.

Field Trip Activities: Students will audition for a specific spot in the ensemble, rehearse with a  
world class clinician, and perform for an audience at the Gaylord Conference Center in Nashville.

**ATTACH LESSON PLAN FOR FOLLOW-UP.**  
(This must be included for field trip to be approved.)  
Approved  Disapproved \_\_\_\_\_ Principal Phil Rogers Date 7/27/23  
Approved  Disapproved \_\_\_\_\_ Supervisor Ken Turner Date 8/2/23  
Approved  Disapproved \_\_\_\_\_ Director of Schools Eddie Pruett Date 8/3/23

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**FIELD TRIP REQUESTS MUST BE IN THE DISTRICT OFFICE BY THE 1<sup>ST</sup>**  
**DAY OF THE MONTH IN ORDER TO BE PLACED ON THE CONSENT AGENDA.**  
**REGULAR BOARD MEETINGS ARE HELD THE SECOND THURSDAY OF EACH MONTH.**

Eddie Pruett

Date Received in the District Office 8/1/23  
Board Approval Date \_\_\_\_\_  
Over Night Trip  Yes \_\_\_ No

**FIELD TRIP REQUEST**  
**GIBSON COUNTY SPECIAL SCHOOL DISTRICT**

School South Gibson County High School Date of Request 7/31/23  
Teacher Price Class Band  
Number of Students Involved TBA Cost Per Student \$40  
Date of Trip Feb. 1-3, 2024 Alternate Date \_\_\_\_\_

Number of Buses Needed 0 Is Handicap bus required?  YES  NO  
Has the Transportation Supervisor been contacted?  YES  NO  
Personal Vehicles being used?  YES  NO  
Proof of vehicle liability insurance on file at School?  YES  NO  
Has the Cafeteria been contracted?  YES  NO  
Has School Nurse been notified of Field Trip?  YES  NO

Total Number of Chaperones: Administrators \_\_\_\_\_ Teachers 2 Teacher Assistant \_\_\_\_\_  
Parents \_\_\_\_\_ Others \_\_\_\_\_

Destination: University of Memphis Honor Band

Time of Departure: 1:30 pm Feb. 1 Time of Return: 5 pm Feb. 3

Purpose of the Trip: For students selected by the University of Memphis to perform with other top band students from across West Tennessee in an Honor Band setting.

Field Trip Activities: Students will audition for a specific spot in the ensemble, rehearse with a world class clinician, and perform for an audience at the U of M Honor Band Concert.

**ATTACH LESSON PLAN FOR FOLLOW-UP.**

(This must be included for field trip to be approved.)

Approved  Disapproved \_\_\_\_\_ Principal Ruib Roggen Date 7/31/23  
Approved  Disapproved \_\_\_\_\_ Supervisor Henri Turner Date 8/02/23  
Approved  Disapproved \_\_\_\_\_ Director of Schools Eddie Pruett Date 8/3/23

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Eddie Pruett

Date Received in the District Office 8/4/23  
Board Approval Date \_\_\_\_\_  
Over Night Trip  Yes \_\_\_ No

**FIELD TRIP REQUEST**  
**GIBSON COUNTY SPECIAL SCHOOL DISTRICT**

School SGCHS Date of Request 8/2/23  
Teacher Mills Class SGC FFA  
Number of Students Involved Up to 15 Cost Per Student \$270 + food on own  
Date of Trip 3/23/24-3/27/24 Alternate Date N/A

Number of Buses Needed 0 Is Handicap bus required?  YES  NO  
Has the Transportation Supervisor been contacted?  YES  NO  
Personal Vehicles being used?  YES  NO  
Proof of vehicle liability insurance on file at School?  YES  NO  
Has the Cafeteria been contracted?  YES  NO  
Has School Nurse been notified of Field Trip?  YES  NO  
Total Number of Chaperones: Administrators \_\_\_\_\_ Teachers 1 Teacher Assistant \_\_\_\_\_  
Parents 4 Others \_\_\_\_\_

Destination: Gatlinburg, TN  
Time of Departure: 3/23 - 7:00 AM Time of Return: 3/27 - 5:30 PM  
Purpose of the Trip: State FFA Convention

Field Trip Activities: Students will attend the convention and compete in a variety of state FFA contests

**ATTACH LESSON PLAN FOR FOLLOW-UP.**

(This must be included for field trip to be approved)

Approved  Disapproved \_\_\_\_\_ Principal [Signature] Date \_\_\_\_\_

Approved  Disapproved \_\_\_\_\_ Supervisor [Signature] Date 8/7/23 AK 8-1-23

Approved  Disapproved \_\_\_\_\_ Director of Schools [Signature] Date 8/7/23

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Eddie Pruett

Date Received in the District Office 8/3/23  
Board Approval Date \_\_\_\_\_  
Over Night Trip  Yes \_\_\_ No

**FIELD TRIP REQUEST**  
**GIBSON COUNTY SPECIAL SCHOOL DISTRICT**

School Yorkville Date of Request 08/03/23  
Teacher Sable Estes Class 8th Grade  
Number of Students Involved ~12 Cost Per Student 0  
Date of Trip 05/10/24-05/11/24 Alternate Date NA  
Number of Buses Needed 1 Is Handicap bus required? \_\_\_ YES  NO  
Has the Transportation Supervisor been contacted?  YES \_\_\_ NO  
Personal Vehicles being used? \_\_\_ YES  NO  
Proof of vehicle liability insurance on file at School? \_\_\_ YES \_\_\_ NO  
Has the Cafeteria been contracted? \_\_\_ YES  NO  
Has School Nurse been notified of Field Trip?  YES \_\_\_ NO  
Total Number of Chaperones: Administrators \_\_\_ Teachers 2 Teacher Assistant \_\_\_  
Parents 2 Others \_\_\_  
Destination: Nashville, TN  
Time of Departure: 6:00 a.m. Time of Return: 7 p.m.  
Purpose of the Trip: 8th Grade trip

Field Trip Activities: Visit State Capitol, Downtown Nashville,  
Farmer's Market, General Jackson/tentative itinerary attached

**ATTACH LESSON PLAN FOR FOLLOW-UP.**  
(This must be included for field trip to be approved.)  
Approved  Disapproved \_\_\_ Principal D Seyell Date 08-03-23  
Approved  Disapproved \_\_\_ Supervisor M. Board Date 8-3-23  
Approved  Disapproved \_\_\_ Director of Schools Eddie Pruett Date 8/4/23

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**DAY OF THE MONTH IN ORDER TO BE PLACED ON THE CONSENT AGENDA.**  
**REGULAR BOARD MEETINGS ARE HELD THE SECOND THURSDAY OF EACH MONTH.**

Eddie Pruett

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in September</b>	Descriptor Term: <b>Board Members Legal Status</b>	Descriptor Code: <b>1.102</b>	Issued Date: <b>04/12/05</b>
		Rescinds: <b>1.102</b>	Issued: <b>06/13/96</b>

1 The legal status of board members shall be as follows:<sup>1</sup>

2 **NUMBER**

3 The Board of Trustees is composed of seven (7) members.

4 **QUALIFICATIONS**

5 Members of the Board of Trustees shall be residents of and elected on a non-partisan basis from the  
6 districts dictated by the charter, in compliance with the charter as amended, from time to time,<sup>1</sup> and shall  
7 be citizens of recognized integrity, intelligence, and ability to administer the duties of the office.<sup>2</sup> To  
8 qualify as a candidate, an individual must show proof of graduation from high school or receipt of a  
9 **G.E.D.** Board members who serve on special boards may serve in other capacities in county  
10 government.<sup>3</sup>

11 **TERMS OF OFFICE**

12 Members of the Board shall be popularly elected to serve four (4) year terms, as determined by private  
13 acts.

14 **VACANCIES**

15 When a vacancy occurs, the unexpired term shall be filled by the Board of Trustees.<sup>4</sup> Such appointment  
16 shall continue until the next general election.<sup>5</sup>

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Legal References

- 1. TCA 49-2-201
- 2. TCA 49-2-202(a)(1)
- 3. TCA 49-2-202(a)(2)
- 4. TCA 49-2-202(e)
- 5. Tennessee Constitution, Article VII, Section 2

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in September</b>	Descriptor Term: <b>Board Members Legal Status</b>	Descriptor Code: <b>1.102</b>	Issued Date: <b>04/12/05</b>
		Rescinds: <b>1.102</b>	Issued: <b>06/13/96</b>

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7 be citizens of recognized integrity, intelligence, and ability to administer the duties of the office.<sup>2</sup> To  
8 qualify as a candidate, an individual must show proof of graduation from high school or receipt of a **high**  
9 **school equivalency approved by the State Board of Education**. Board members who serve on special  
10 boards may serve in other capacities in county government.<sup>3</sup>

11 **TERMS OF OFFICE**

12 Members of the Board shall be popularly elected to serve four (4) year terms, as determined by private  
13 acts.

14 **VACANCIES**

15 When a vacancy occurs, the unexpired term shall be filled by the Board of Trustees.<sup>4</sup> Such appointment  
16 shall continue until the next general election.<sup>5</sup>

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Legal References

1. TCA 49-2-201
2. TCA 49-2-202(a)(1)
3. TCA 49-2-202(a)(2)
4. TCA 49-2-202(e)
5. Tennessee Constitution, Article VII, Section 2

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in July</b>	Descriptor Term:  <b>Code of Ethics</b>	Descriptor Code: <b>1.106</b>	Issued Date: <b>04/13/23</b>
		Rescinds: <b>1.106</b>	Issued: <b>08/07/08</b>

1 *General*<sup>1</sup>

2 Board members and school district employees may not accept, directly or indirectly, any gift, money,  
3 gratuity, consideration, or favor that a reasonable person would understand was intended to influence  
4 the vote, official action, or judgment of the board member or employee in executing decisions  
5 affecting the school district. It is also prohibited for a board member's or an employee's spouse or  
6 child living in the same household to accept such items.

7 It shall not be considered a violation of this policy for a board member or employee to receive  
8 entertainment, food, refreshments, meals, health screenings, amenities, food, or beverages that are  
9 provided in connection with a conference sponsored by an established or recognized statewide  
10 association of school board officials or by an umbrella or affiliate organization of such statewide  
11 association of school board officials.

12 **ETHICS COMPLAINTS**

13 The Board may create a School District Ethics Committee (Ethics Committee), consisting of three (3)  
14 members who will be appointed to one-year terms by the Board Chair with confirmation by the Board.  
15 At least two (2) members of the committee shall be members of the Board. The Ethics Committee shall  
16 convene as soon as practicable after its appointment and elect a Chair and a Secretary. The records of  
17 the Ethics Committee shall be maintained by the Secretary and shall be filed in the Director of  
18 Schools' office, where they shall be open to public inspection.

19 Questions and complaints regarding violations of this Code of Ethics shall be directed to the Chair of  
20 the Ethics Committee. Complaints shall be in writing, signed by the person making the complaint, and  
21 include details as to the facts surrounding the complaint.

22 The Ethics Committee may investigate an ethical complaint received against a board member or  
23 employee and make recommendations to cease any activity that, in the Ethics Committee's judgment,  
24 constitutes a violation of this Code of Ethics. If a member of the Ethics Committee is the subject of a  
25 complaint, the member shall recuse himself/herself from all proceedings involving the complaint.

26 The Ethics Committee may:

- 27 1. Refer the matter to the board attorney;
- 28
- 29 2. In the case of a board member, refer the matter to the Board of Education for possible public  
30 censure, if warranted;
- 31

- 1 3. In the case of an employee, refer the matter to the Director of Schools/designee for possible  
2 disciplinary action, if warranted; or  
3
- 4 4. In a case involving possible violation of state statutes, refer the matter to the district attorney  
5 for possible ouster or criminal prosecution.

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Legal References

1. TCA 8-17-103

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Cross References

- Board Member Conflict of Interest 1.107  
Duties of Board Members 1.202

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in July</b>	Descriptor Term:  <b>Code of Ethics</b>	Descriptor Code: <b>1.106</b>	Issued Date:
		Rescinds:	Issued:

1 *General*<sup>1</sup>

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4 the vote, official action, or judgment of the board member or employee in executing decisions  
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6 child living in the same household to accept such items.

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11 association of school board officials.

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- 30 censure, if warranted;
- 31

- 1 3. In the case of an employee, refer the matter to the Director of Schools/designee for possible  
2 disciplinary action, if warranted; or  
3
- 4 4. In a case involving possible violation of state statutes, refer the matter to the district attorney  
5 for possible ouster or criminal prosecution.

6 **POINT OF CONTACT<sup>2</sup>**

7 The Board Chair shall serve as the point of contact for the Tennessee Ethics Commission. The Director  
8 of Schools shall provide the contact information to the Commission and ensure that any changes are  
9 submitted within thirty (30) calendar days.

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Legal References

- 1. TCA 8-17-103
- 2. Public Acts of 2023, Chapter No. 37

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Cross References

- Board Member Conflict of Interest 1.107
- Duties of Board Members 1.202

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in September</b>	Descriptor Term: <b>School Board Meetings</b>	Descriptor Code: <b>1.400</b>	Issued Date: <b>12/10/15</b>
		Rescinds: <b>1.400</b>	Issued: <b>08/13/15</b>

1 The Board will transact all business at official meetings which may be either regular or special.

2 Every meeting of the board shall be open to the public, except for those meetings in which the law allows  
3 closed sessions.<sup>1</sup> Open meetings will be physically accessible to all students, employees, and interested  
4 citizens.<sup>3</sup>

5 The Board may restrict the recording of Board meetings via camera, camcorder, or other photographic  
6 equipment when such recording creates a threat to public safety and welfare or impedes the conducting  
7 of efficient and orderly public meetings.<sup>4</sup>

## 8 **REGULAR MEETINGS**

9 Regular meetings of the Board shall be held on the second Thursday of each month. In special  
10 circumstances when the Board determines the need to change a regular meeting, the Board may do so  
11 at that time. In instances when any regular meeting date falls on a legal holiday, the meeting shall be  
12 rescheduled by the chair.

## 13 **SPECIAL MEETINGS**

14 The Board shall hold such special meetings as necessary to transact the business of the Board. Such  
15 meetings shall be called by the chair whenever, in the chair's judgment, the interests of the schools  
16 require it, or when requested to do so by a majority of the Board.<sup>2</sup>

17 Only business related to the call of the meeting, and details related to agenda items shall be discussed  
18 or transacted by the Board at a special meeting.

## 19 **ELECTRONIC ATTENDANCE**<sup>5</sup>

20 Absent Board members may attend a regular or special meeting by electronic means if the member is  
21 absent from the county because of work, is unable to attend due to a family emergency, or due to the  
22 member's military service. However, a board member may not participate electronically more than two  
23 (2) times per year for absences due to work and/or family emergencies. Such participation is subject to  
24 the following.

### 25 ***General Requirements***

26 The following requirements apply to all electronic attendance, regardless of the reason for the  
27 member's absence:

- 1 1. A quorum of the Board must be physically present at the meeting in order for any member to
- 2 attend electronically.
- 3 2. Any member wishing to participate electronically must do so using technology which allows
- 4 the Chair to visually identify the member.
- 5 3. The responsibility for the connection lies with the member wishing to participate electronically.
- 6 No more than three (3) attempts to connect shall be made, unless the Board chooses to make
- 7 additional attempts.

*Work Related Absence*

The following requirements apply to electronic attendance due to a work related absence:

- 10 1. The Board member must be absent from the county due to work.
- 11 2. The member wishing to participate must email the Board Chairman, Vice-Chairman, Director,
- 12 and Board Secretary at least five (5) days prior to the meeting notifying them of the member's
- 13 desire to participate electronically.

*Family Emergency*

The following requirement applies to electronic attendance due to a family emergency:

- 16 1. The member must be absent due to the hospitalization of the member or the death or
- 17 hospitalization of the member's spouse, father, mother, son, daughter, brother, sister, son-in-
- 18 law, daughter-in-law, step-son, step-daughter, father-in-law, mother-in-law, brother-in-law, or
- 19 sister-in-law.

**Legal References**

1. TCA 8-44-102; TCA 49-6-804(b)
2. TCA 49-2-202(c)(1)
3. 28 CFR § 36.201(a); 36.202
4. OP Tenn. Atty. Gen. 95-126
5. TCA 49-2-203(c)

**Cross References**

School Board Legal Status and Authority 1.100  
Section 504 & ADA Grievance Procedures 1.802

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in September</b>	Descriptor Term: <b>School Board Meetings</b>	Descriptor Code: <b>1.400</b>	Issued Date: <b>12/10/15</b>
		Rescinds: <b>1.400</b>	Issued: <b>08/13/15</b>

1 The Board will transact all business at official meetings which may be either regular or special.

2 Every meeting of the board shall be open to the public, except for those meetings in which the law allows  
3 closed sessions.<sup>1</sup> Open meetings will be physically accessible to all students, employees, and interested  
4 citizens.<sup>3</sup>

5 The Board may restrict the recording of Board meetings via camera, camcorder, or other photographic  
6 equipment when such recording creates a threat to public safety and welfare or impedes the conducting  
7 of efficient and orderly public meetings.<sup>4</sup>

8 **REGULAR MEETINGS**

9 Regular meetings of the Board shall be held on the second Thursday of each month. In special  
10 circumstances when the Board determines the need to change a regular meeting, the Board may do so  
11 at that time. In instances when any regular meeting date falls on a legal holiday, the meeting shall be  
12 rescheduled by the chair.

13 **SPECIAL MEETINGS**

14 The Board shall hold such special meetings as necessary to transact the business of the Board. Such  
15 meetings shall be called by the chair whenever, in the chair's judgment, the interests of the schools  
16 require it, or when requested to do so by a majority of the Board.<sup>2</sup>

17 Only business related to the call of the meeting, and details related to agenda items shall be discussed  
18 or transacted by the Board at a special meeting.

19 **ELECTRONIC ATTENDANCE<sup>5</sup>**

20 Absent board members may attend a regular or special meeting by electronic means for certain  
21 qualifying reasons. The following requirements apply to all electronic attendance, regardless of the  
22 reason for the absence:

23 1. A quorum of the Board shall be physically present at the meeting in order for any board  
24 member to attend electronically;

25 2. Any board member wishing to participate electronically shall do so using technology that  
26 allows the Chair to visually identify the board member; and

1 3. The responsibility for the connection lies with the board member wishing to participate  
2 electronically. No more than three (3) attempts to connect shall be made unless the Board  
3 chooses to make additional attempts.

4 *Work-Related Absence*

5 A board member may attend a meeting by electronic means if out of the county due to work; however,  
6 he/she may only participate electronically two (2) times per year for this reason. The board member  
7 shall give the Chair and Director of Schools at least five (5) days' notice prior to the meeting of the  
8 board member's intention to participate electronically.

9 *Sickness or Period of Convalescence*

10 A board member may attend a meeting by electronic means if sick or in a period of convalescence on  
11 the advice of a healthcare professional; however, he/she may only participate electronically three (3)  
12 times per year for this reason.

13 *Inclement Weather or Natural Disaster*

14 A board member may attend a meeting by electronic means due to inclement weather or natural  
15 disaster if the schools in the school district are closed; however, he/she may only participate  
16 electronically three (3) times per year for this reason.

17  
18 *Family Emergency*

19 A board member may attend a meeting by electronic means if there is a family emergency that  
20 prevents him/her from attending in person. The absence shall be due to the hospitalization of the board  
21 member or the death or hospitalization of the member's spouse, father, mother, son, daughter, brother,  
22 sister, son-in-law, daughter-in-law, stepson, stepdaughter, father-in-law, mother-in-law, brother-in-law,  
23 or sister-in-law. The board member may only participate electronically two (2) times per year for this  
24 reason.

25 *Military Service*

26 A board member may attend a meeting by electronic means if out of the county due to military service.  
27 The board member may participate electronically as often as he/she is able to do so.

**Legal References**

1. TCA 8-44-102; TCA 49-6-804(b)
2. 28 CFR § 36.201(a); 28 CFR § 36.202
3. Tenn. Att’y Gen. Op. No. 95-126 (December 28, 1995)
4. TCA 49-2-202(c)(1)
5. TCA 49-2-203(c); Public Acts of 2023, Chapter No. 350

**Cross References**

- School Board Legal Status and Authority 1.100
- Board Committees 1.300
- Notification of Meetings 1.402
- Appearances Before the Board 1.404
- Section 504 and ADA Grievance Procedures 1.802

<b>Gibson County Board of Education</b>			
Monitoring:  Review: Annually, in September	Descriptor Term:  <b>Notification of Meetings</b>	Descriptor Code: <b>1.402</b>	Issued Date: <b>12/10/09</b>
		Rescinds: <b>1.402</b>	Issued: <b>06/13/96</b>

1 Adequate notice of meetings<sup>1</sup> in the case of regular meetings shall consist of the approval of a schedule  
 2 of all regular meetings for the Board of Trustees for a year and subsequent posting of this list in the  
 3 Board/director of schools' office and in each of the public schools. The schedule shall also be sent to the  
 4 president of the local education association<sup>2</sup> and to the local news media for periodic announcement. No  
 5 other notice of regular meetings shall be necessary beyond those stated and the holding of the particular  
 6 regular meetings at the appointed times, if the date and time of the next regular meeting was announced  
 7 at the last held board meeting.

8 In the case of special board meetings, notice shall be posted in the same locations with notice sent to the  
 9 local news media and the president of the local education association, as in the case of regular meetings,  
 10 at least forty-eight (48) hours prior to the meeting.

11 The only exception permitted is in case of emergency, defined for this policy as “a sudden, generally  
 12 unexpected occurrence or set of circumstances demanding immediate action.” In such exceptions, notice  
 13 shall be given to all appropriate parties as is practical.

14 All notices of special board meetings shall state the time, place and purpose of the meeting.

15 Board of Trustees "work sessions" will be posted on the Gibson County Special School District web site  
 16 at least 72 hours prior to the meeting.

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Legal References

1. TCA 8-44-103
2. TCA 49-2-202(c)(1)

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in July</b>	Descriptor Term: <b>Notification of Meetings</b>	Descriptor Code: <b>1.402</b>	Issued Date:
		Rescinds:	Issued:

- 1 The Board shall ensure adequate public notice<sup>1</sup> of all regular meetings by publishing a complete
- 2 schedule for the entire school year. This schedule shall be posted in the central office, each school, and
- 3 on the school system’s website and sent to the president of the local education association.<sup>2</sup>
  
- 4 In the event of a special board meeting, notice shall be provided at least **forty-eight (48) hours** prior to
- 5 the meeting and shall be posted in the same locations and in the same manner as regular board
- 6 meetings. All notices of special board meetings shall state the time, place, and purpose of the meeting.
  
- 7 The only exception permitted is in the case of an emergency, defined for this policy as a sudden,
- 8 generally unexpected occurrence or set of circumstances demanding immediate action. In such
- 9 exceptions, notice shall be given to all appropriate parties as is practical.
  
- 10 Notice of all meetings with actionable items on the agenda, with the exception of teacher disciplinary
- 11 hearings, shall include information on how community members can participate in the public comment
- 12 portion of the board meeting.<sup>3</sup>

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Legal References

1. TCA 8-44-103
2. TCA 49-2-202(c)(1)
3. Public Acts of 2023, Chapter No. 300

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Cross References

School Board Meetings 1.400

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in October</b>	Descriptor Term: <b>Emergency Preparedness Plan</b>	Descriptor Code: <b>3.202</b>	Issued Date: <b>11/08/22</b>
		Rescinds: <b>3.202</b>	Issued: <b>09/12/19</b>

1 *General*

2 The Director of Schools shall be responsible for developing, maintaining, and acquiring board  
3 approval of the district Emergency Preparedness Plan<sup>1</sup> which shall include procedures for bomb  
4 threats, civil disturbances, armed intruders, earthquakes, fires, tornadoes or other severe weather, and  
5 medical emergencies.

6 The principal of each school shall develop and implement emergency preparedness drills which shall  
7 be approved by the Director of Schools. When appropriate, such drills shall be held in conjunction with  
8 emergency response agencies.

9 **FIRE AND SAFETY DRILLS**

10 The principal shall ensure that one (1) fire drill requiring full evacuation is given every thirty (30)  
11 school days, with two (2) fire drills occurring during the first thirty (30) full days of the school year.  
12 Additionally, he/she shall ensure that four (4) fire safety educational announcements are conducted  
13 throughout the year.<sup>2</sup>

14 The principal shall ensure that three (3) additional safety drills are given during the school year.<sup>3</sup> These  
15 drills may cover inclement weather, earthquakes, armed intruders, or other emergency drills that do not  
16 require full evacuation. A record of all fire or safety drills, including the time and date, shall be kept in  
17 each school's office.<sup>3</sup>

18 The principal shall regularly check the quantity, locations, and conditions of fire extinguishers and  
19 shall give all school personnel instructions on how to properly use fire extinguishers.

20 **ARMED INTRUDER DRILLS**

21 The principal shall ensure that the school safety team conducts at least one (1) armed intruder drill  
22 annually in coordination with local law enforcement.<sup>4</sup>

23 **AED DRILLS<sup>5</sup>**

24 All schools shall conduct a CPR and AED drill to ensure awareness of the steps that shall be taken in  
25 the event of a medical emergency. The principal shall ensure that the drill occurs.

26 The Director of Schools shall develop the necessary administrative procedures on AED and CPR  
27 training, planning, notification, and maintenance to comply with state law.

**1 MEDICAL EMERGENCIES/PANDEMIC FLU<sup>6</sup>**

2 In the event of medical emergencies such as a pandemic flu outbreak, school officials shall cooperate  
3 and consult with the local and state health departments and other local emergency or healthcare  
4 providers in protecting students and the community from further infection. The Director of Schools  
5 shall develop procedures for health emergencies in accordance with state law.

**6 REMOTE LEARNING DRILLS<sup>7</sup>**

7 At least once each school year, a remote learning drill shall be conducted. The drill shall accurately  
8 reflect how students will transition to remote learning in the event of a disruption to school operations.  
9 Students shall not be asked or required to transition to remote learning at any time during the drill.

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**Legal References**

1. TRR/MS 0520-01-02-.30(2); TCA 49-6-804; TCA 49-6-805(8)
2. TCA 68-102-137(b)
3. TCA 68-102-137(f)
4. TCA 49-6-807
5. TCA 49-2-122; TCA 49-6-1208
6. TCA 49-6-3004(a), (e); TCA 49-5-404
7. Public Acts of 2022, Chapter No. 936

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**Cross References**

Emergency Closings 1.8011  
Safety 3.201  
Community Use of School Facilities 3.206

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in October</b>	Descriptor Term: <b>Emergency Preparedness Plan</b>	Descriptor Code: <b>3.202</b>	Issued Date:
		Rescinds:	Issued:

1 *General*

2 The Director of Schools shall be responsible for developing, maintaining, and acquiring board  
3 approval of the district Emergency Preparedness Plan<sup>1</sup> which shall include procedures for bomb  
4 threats, civil disturbances, armed intruders, earthquakes, fires, tornadoes or other severe weather, and  
5 medical emergencies.

6 The principal of each school shall develop and implement emergency preparedness drills which shall  
7 be approved by the Director of Schools. When appropriate, such drills shall be held in conjunction with  
8 emergency response agencies.

9 **FIRE AND SAFETY DRILLS**

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15 drills may cover inclement weather, earthquakes, armed intruders, or other emergency drills that do not  
16 require full evacuation. A record of all fire or safety drills, including the time and date, shall be kept in  
17 each school's office.<sup>3</sup>

18 The principal shall regularly check the quantity, locations, and conditions of fire extinguishers and  
19 shall give all school personnel instructions on how to properly use fire extinguishers.

20 **ANNUAL DRILLS<sup>4</sup>**

21 The principal shall ensure that the school safety team conducts each of the following type of drills  
22 annually:

- 23 1. An armed intruder drill in coordination with local law enforcement;  
24  
25 2. An incident command drill; and  
26  
27 3. An emergency safety bus drill.

**1 AED DRILLS<sup>5</sup>**

2 All schools shall conduct a CPR and AED drill to ensure awareness of the steps that shall be taken in  
3 the event of a medical emergency. The principal shall ensure that the drill occurs.

4 The Director of Schools shall develop the necessary administrative procedures on AED and CPR  
5 training, planning, notification, and maintenance to comply with state law.

**6 MEDICAL EMERGENCIES/PANDEMIC FLU<sup>6</sup>**

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9 providers in protecting students and the community from further infection. The Director of Schools  
10 shall develop procedures for health emergencies in accordance with state law.

**11 REMOTE LEARNING DRILLS<sup>7</sup>**

12 At least once each school year, a remote learning drill shall be conducted. The drill shall accurately  
13 reflect how students will transition to remote learning in the event of a disruption to school operations.  
14 Students shall not be asked or required to transition to remote learning at any time during the drill.

---

**Legal References**

1. TRR/MS 0520-01-02-.30(2); TCA 49-6-804; TCA 49-6-805(8)
2. TCA 68-102-137(b)
3. TCA 68-102-137(f)
4. TCA 49-6-807; Public Acts of 2023, Chapter No. 367
5. TCA 49-2-122; TCA 49-6-1208
6. TCA 49-6-3004(a), (e); TCA 49-5-404
7. TCA 49-2-139

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**Cross References**

Emergency Closings 1.8011  
Safety 3.201  
Community Use of School Facilities 3.206

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in October</b>	Descriptor Term:  <b style="text-align: center;">Risk Management</b>	Descriptor Code: <b>3.204</b>	Issued Date: <b>06/13/96</b>
		Rescinds: <b>3.206</b>	Issued: <b>07/26/94</b>

- 1 It shall be the responsibility of the director of schools to develop an appropriate safety program for the
- 2 school system and to comply with the guidelines developed by TSBA's Workers' Compensation Trust
- 3 (WCT) in order to qualify for applicable premium discounts. The Board of Trustees shall provide
- 4 sufficient staff and budget for its implementation.
  
- 5 The Board shall designate a professional staff person who shall be responsible for the promotion and
- 6 development of a prevention and safety education program for students and personnel employed by the
- 7 school system. This person shall be given authority and title commensurate with the task and shall
- 8 answer directly to the director of schools. The general areas of responsibilities include, **but are not**
- 9 **limited to**, in-service training, development of accident prevention procedures, accident record
- 10 keeping, facility inspection.

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Cross References

Insurance Management 3.600  
Worker's Compensation 3.602

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in September</b>	Descriptor Term:  <b>Threat Assessment Team</b>	Descriptor Code: <b>3.204</b>	Issued Date:
		Rescinds:	Issued:

1 *General*<sup>1</sup>

2 **A threat assessment team shall be created within the school district** to develop intervention-based  
3 approaches to prevent violence, manage reports of potential threats, and create a system that fosters a  
4 safe, supportive, and effective school environment. The Director of Schools shall appoint the members  
5 of the threat assessment team.

6 The Director of Schools shall develop administrative procedures regarding the training and operations  
7 of the team to comply with state law and State Board of Education rules and regulations.

8 **TEAM MEETINGS**

9 All threat assessment team meetings shall be closed to the public.<sup>2</sup>

10 **RECORDKEEPING**<sup>3</sup>

11 The team shall document all behaviors and incidents deemed to pose a risk to school safety or that  
12 resulted in intervention and shall provide the information to the Director of Schools.

13 A report of the activities of the threat assessment team will be compiled and shared with the Board  
14 before each regular meeting.

15 Documents produced or obtained regarding these assessment activities will not be open for public  
16 inspection.

Legal References

1. TCA 49-6-2701 *et seq.*; Public Chapter 2023, Chapter No. 367
2. TCA 49-6-2701(f)
3. TCA 49-6-2702

Cross References

- School District Records 1.407
- Safety 3.201
- Security 3.205
- Student Records 6.600

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in October</b>	Descriptor Term:  <b style="text-align: center;">Security</b>	Descriptor Code: <b>3.205</b>	Issued Date: <b>11/09/21</b>
		Rescinds: <b>3.205</b>	Issued: <b>06/13/96</b>

1 *General*<sup>1</sup>

2 The Director of Schools shall establish procedures to protect school property which shall include, but  
3 not be limited to:

- 4 1. Closing and securing teacher work areas when left unattended or at the end of the day;
- 5 2. Denying students permission to use the classrooms, laboratories, gymnasiums, or other school  
6 facilities or equipment without appropriate supervision;
- 7 3. Controlling the issuance of keys;
- 8 4. Developing programs that contribute to the proper care and use of school facilities and  
9 equipment; and
- 10 5. Ensuring that equipment purchased with federal funds is managed as directed by federal law.<sup>2</sup>

11 The principal shall call law enforcement officials in cases involving illegal entry, building damage, theft,  
12 or vandalism. The principal shall notify the Director of Schools as soon as practical, but no longer than  
13 twenty-four (24) hours, after a case of vandalism, theft, building damage, and/or illegal entry. The  
14 Director of Schools/designee is authorized to sign a criminal complaint and press charges. The Director  
15 of Schools shall report all signing of such complaints to the Board.

16 **LAW ENFORCEMENT SERVICES**<sup>1</sup>

17 The Board may enter into collaborative partnerships with appropriate law enforcement agencies.  
18 Partnerships may include, but not be limited to, education and recreational programs, delinquency  
19 prevention, and mentoring initiatives.

20 The Board may enter into a memorandum of understanding (MOU) with the chief of a law enforcement  
21 agency to provide school policing. The MOU shall address, at a minimum, the following issues:

- 22 1. Any school resource officer (SRO) assigned under the MOU shall be in compliance with all laws,  
23 regulations, and rules of the Peace Officer Standards and Training Commission at the time of  
24 assignment and remain compliant throughout his/her assignment.
- 25 2. As a condition of assignment, any SRO shall participate in forty (40) hours of basic training in  
26 school policing within twelve (12) months of assignment. Every year thereafter, the SRO shall  
27 participate in a minimum of sixteen (16) hours of training specific to school policing. All training  
28 programs shall be approved by the Peace Officers Standards and Training Commission.<sup>3</sup>

- 1 3. Any SRO assigned under the MOU remains an employee of the law enforcement agency and is  
2 subject to that agency's direction, control, supervision, and discipline.
- 3 4. No SRO shall be assigned to a school, or continue in such an assignment, without the consent of  
4 the Director of Schools.
- 5 5. In the event that more than one (1) SRO is assigned to a school district, the law enforcement  
6 agency shall designate one (1) of the SROs as the senior SRO. The duties of the senior SRO shall  
7 include, but not be limited to, the following:
  - 8 a. Representing and carrying out the policies of the law enforcement agency assigning the  
9 SROs;
  - 10 b. Supervising the SROs in the performance of their duties;
  - 11 c. Consulting with the Director of Schools regarding the best use of the available resources  
12 for school policing; and
  - 13 d. Resolving disputes between the SROs and students or staff members.
- 14 6. The MOU may be effective for any length of time, including continuing until terminated by the  
15 parties, and may contain any reasonable notice requirement for the termination of the MOU.  
16 However, the MOU shall contain a provision allowing the Director of Schools to suspend the  
17 active participation of any SROs in the event that the Director of Schools believes that such  
18 suspension is best for the health, safety, or wellbeing of the students or staff members.

## 19 **CYBERSECURITY<sup>4</sup>**

20 The Director of Schools/designee shall develop an administrative procedure regarding the district's  
21 cybersecurity plan to identify cybersecurity risks, implement mitigation planning, and protect  
22 cyberinfrastructure against cyberattacks and other cybersecurity threats and incidents.

---

### Legal References

1. TCA 49-6-805(3)
2. 2 CFR § 200.313
3. TCA 49-6-4217
4. Public Acts of 2021, Chapter No. 335

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### Cross References

- Visitors to the Schools 1.501  
Inventories 2.702  
Care of School Property 6.311

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in October</b>	Descriptor Term:  <b style="text-align: center;">Security</b>	Descriptor Code: <b>3.205</b>	Issued Date: Click here to enter a date.
		Rescinds:	Issued:

1 *General*<sup>1</sup>

2 The Director of Schools shall establish procedures to protect schools which shall include, but not be  
3 limited to:

- 4 1. Closing and securing teacher work areas when left unattended or at the end of the day;
- 5 2. Denying students permission to use the classrooms, laboratories, gymnasiums, or other school  
6 facilities or equipment without appropriate supervision;
- 7 3. Controlling the issuance of keys;
- 8 4. Developing programs that contribute to the proper care and use of school facilities and  
9 equipment; and
- 10 5. Ensuring that equipment purchased with federal funds is managed as directed by federal law.<sup>2</sup>

11 All exterior doors leading into a school building shall be locked at all times and access to school buildings  
12 is limited to the school's primary entrance during the school day as well as when students are present  
13 outside of regular school hours.<sup>3</sup>

14 The principal shall call law enforcement officials in cases involving illegal entry, building damage, theft,  
15 or vandalism. The principal shall notify the Director of Schools as soon as practical, but no longer than  
16 twenty-four (24) hours, after a case of vandalism, theft, building damage, and/or illegal entry. The  
17 Director of Schools/designee is authorized to sign a criminal complaint and press charges. The Director  
18 of Schools shall report all signing of such complaints to the Board.

19 **AFTER SCHOOL HOURS**

20 If, outside of regular school hours, there is a need to unlock the doors during a school activity, a school  
21 district employee shall be stationed by the door to ensure access is limited to authorized persons.<sup>3</sup>

22 **LAW ENFORCEMENT SERVICES**<sup>1</sup>

23 The Board may enter into collaborative partnerships with appropriate law enforcement agencies.  
24 Partnerships may include, but not be limited to, education and recreational programs, delinquency  
25 prevention, and mentoring initiatives.

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- 3 1. Any school resource officer (SRO) assigned under the MOU shall be in compliance with all laws,  
4 regulations, and rules of the Peace Officer Standards and Training Commission at the time of  
5 assignment and remain compliant throughout his/her assignment.
  - 6 2. As a condition of assignment, any SRO shall participate in forty (40) hours of basic training in  
7 school policing within twelve (12) months of assignment. Every year thereafter, the SRO shall  
8 participate in a minimum of sixteen (16) hours of training specific to school policing. All training  
9 programs shall be approved by the Peace Officers Standards and Training Commission.<sup>4</sup>
  - 10 3. Any SRO assigned under the MOU remains an employee of the law enforcement agency and is  
11 subject to that agency's direction, control, supervision, and discipline.
  - 12 4. No SRO shall be assigned to a school, or continue in such an assignment, without the consent of  
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  - 14 5. In the event that more than one (1) SRO is assigned to a school district, the law enforcement  
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    - 19 b. Supervising the SROs in the performance of their duties;
    - 20 c. Consulting with the Director of Schools regarding the best use of the available resources  
21 for school policing; and
    - 22 d. Resolving disputes between the SROs and students or staff members.
  - 23 6. The MOU may be effective for any length of time, continuing until terminated by the parties, and  
24 may contain any reasonable notice requirement for the termination of the MOU. However, the  
25 MOU shall contain a provision allowing the Director of Schools to suspend the active  
26 participation of any SROs in the event that the Director of Schools believes that such suspension  
27 is best for the health, safety, or wellbeing of the students or staff members.

## 28 **CYBERSECURITY<sup>5</sup>**

- 29 The Director of Schools/designee shall develop an administrative procedure regarding the district's  
30 cybersecurity plan to identify cybersecurity risks, implement mitigation planning, and protect  
31 cyberinfrastructure against cyberattacks and other cybersecurity threats and incidents.

---

**Legal References**

1. TCA 49-6-805(3)
2. 2 CFR § 200.313
3. Public Acts of 2023, Chapter No. 367
4. TCA 49-6-4217
5. TCA 49-6-805(9)

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**Cross References**

Visitors to the Schools 1.501  
Inventories 2.702  
Care of School Property 6.311

**Gibson County Board of Education**

Monitoring: <b>Review: Annually, in November</b>	Descriptor Term: <b>Summer Instructional Programs</b>	Descriptor Code: <b>4.204</b>	Issued Date: <b>11/09/21</b>
		Rescinds: <b>4.204</b>	Issued: <b>06/13/96</b>

1 *General*

2 The following programs will be made available to students:<sup>1,2</sup>

- 3 1. Traditional summer school;
- 4
- 5 2. Learning loss bridge camps;
- 6
- 7 3. After-school learning mini camps (2021-2023); and
- 8
- 9 4. Summer learning camps (2021-2023).

10 These programs shall be organized and operated in accordance with state law as well as guidelines  
11 provided by the Tennessee Department of Education. Funding for all programming shall be provided  
12 for in the annual budget and take into account any available grants. The Board may adopt tuition rates  
13 for those students attending a traditional summer school program.<sup>3</sup>

14 **SUMMER PROGRAMMING<sup>2</sup>**

15 The Director of Schools shall present a recommended summer programming plan to the Board each  
16 year, no later than May, outlining the following:

- 17 1. Courses offered;
- 18
- 19 2. Transportation;
- 20
- 21 3. Class size ratios;
- 22
- 23 4. Budget, including staff compensation;
- 24
- 25 5. School nutrition needs;
- 26
- 27 6. Staffing;
- 28
- 29 7. Enrollment criteria; and
- 30
- 31 8. Any additional necessary information.

**1 ATTENDANCE REQUIREMENTS<sup>2</sup>**

- 2 Priority students, as defined by state law, shall be required to attend summer programs.
- 3 The Director of Schools shall be responsible for developing administrative procedures regarding the
- 4 attendance requirements of priority students in each program.

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**Legal References**

1. TRR/MS 0520-01-03-.03(9)
2. Public Acts of 2021, Special Legislative Session, Chapter No. 1
3. TCA 49-6-3003

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**Cross References**

Extended Contracts 5.112

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in November</b>	Descriptor Term: <b>Summer Instructional Programs</b>	Descriptor Code: <b>4.204</b>	Issued Date:
		Rescinds:	Issued:

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 11 provided by the Tennessee Department of Education. Funding for all programming shall be provided  
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- 25 5. School nutrition needs;
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- 27 6. Staffing;
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- 29 7. Enrollment criteria; and
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- 31 8. Any additional necessary information.

## 1 ATTENDANCE REQUIREMENTS<sup>2</sup>

2 Priority students, as defined by state law, **shall** be required to attend summer programs.

3 The Director of Schools shall be responsible for developing administrative procedures regarding the  
4 attendance requirements of priority students in each program.

## 5 **THIRD GRADE PROMOTION/RETENTION LAW & MAKE UP DAYS**

6 Students who are required to attend summer programming in order to be promoted to fourth grade shall  
7 attend with a ninety percent (90%) attendance rate. Students shall attend eighteen (18) days out of the  
8 twenty (20) days required for summer school attendance. If more days are missed, students may make  
9 up a total of **five (5) days within the specified timeframe**. Missed days will be documented, and  
10 options for make-up days will be provided by the **Director of Schools**.

11 Parents shall be provided information on the summer program attendance policy by letters from the  
12 school.

13 The Director of Schools/designee shall develop administrative procedures regarding the documentation  
14 of student attendance including make-up days and the administration of the post-test for students who  
15 participate in summer programming.

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### Legal References

1. TRR/MS 0520-01-03-.03(9); Public Acts of 2023, Chapter No. 144
2. TCA 49-6-1504
3. TCA 49-6-3003
4. State Board of Education Policy 3.300

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### Cross References

Extended Contracts 5.112

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in November</b>	Descriptor Term: <b>Extracurricular Activities</b>	Descriptor Code: <b>4.300</b>	Issued Date: <b>07/10/08</b>
		Rescinds:	Issued:

- 1 The following guidelines shall be followed in administering the student activities program:
- 2 1. The Board shall initially approve each specific extracurricular activity so that proper support  
3 and supervision may be assured.
  - 4
  - 5 2. The principal, after obtaining the recommendation of the faculty and the director of schools,  
6 shall determine which clubs and organizations will be permitted.
  - 7
  - 8 3. Each student activity must be under the guidance and direction of a certificated staff member.
  - 9
  - 10 4. All student activities must have the approval of the principal.
  - 11
  - 12 5. Student activities occurring before or after regularly scheduled school hours must be under the  
13 supervision of the principal or his/her designee.
  - 14
  - 15 6. Secret organizations shall not be operated in any school.
  - 16
  - 17 7. A student shall not be required to attend a school-sponsored student activity that is scheduled at  
18 a time which conflicts with his religious practices.
  - 19
  - 20 8. School-sponsored student activities during vacation periods shall be restricted to regularly  
21 scheduled athletic programs and major events which cannot be scheduled otherwise.
  - 22
  - 23 9. Student groups shall not participate in state or national activities which are not listed as  
24 approved activities by regional accrediting associations or state and national principals'  
25 associations without the approval of the director of schools.
  - 26
  - 27 10. A student on out-of-school suspension shall not be permitted to participate in school-sponsored  
28 activities.
  - 29
  - 30 11. Activities which restrict participation because of race, color, religion, sex, disabilities, or  
31 national origin are forbidden.1 The Board shall not use race as a factor for selecting students to  
32 receive school honors, awards (including, but not limited to, homecoming queen and class  
33 favorites) or for determining which students may participate in any activity. The Board also  
34 prohibits any practices that would indicate that the Board endorses or sponsors any racially  
35 exclusive extracurricular activities, including the practice of allowing students participating in  
36 racially exclusive non-school sponsored activities to indicate in the school yearbook that the  
37 district sponsors or endorses their activity.

- 1 12. Activities sponsored by outside groups or agents will be approved only if they are co-sponsored
- 2 by the school.

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Legal References

1. 20 U.S.C. § 1703

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Cross References

Interscholastic Athletics 4.301  
Field Trips and Excursions 4.302  
Student Clubs and Organizations 6.702

Click here to choose a school board.			
Monitoring: <b>Review: Annually, in November</b>	Descriptor Term: <b>Extracurricular Activities</b>	Descriptor Code: <b>4.300</b>	Issued Date:
		Rescinds:	Issued:

1 *General*

2 The following shall be adhered to:

- 3       1. The Board shall initially approve extracurricular activities at the district-level to ensure proper  
4           support and supervision.
- 5       2. Each student activity shall be under the guidance and direction of a staff member.
- 6       3. All extracurricular activities at the school level shall have the approval of the principal.
- 7       4. Student activities occurring before or after regularly scheduled school hours must be under the  
8           supervision of the principal/designee.
- 9       5. Secret organizations shall not be operated in any school.
- 10      6. A student shall not be required to attend an extracurricular activity that is scheduled at a time  
11          which conflicts with his/her religious practices.<sup>1</sup>
- 12      7. Extracurricular activities during vacation periods shall be restricted to regularly scheduled  
13          athletic programs and major events which cannot be scheduled otherwise.
- 14      8. Student groups shall not participate in state or national activities which are not listed as  
15          approved activities by a regional accrediting association or the state and national principals'  
16          associations without the approval of the Director of Schools.
- 17      9. A student on out-of-school suspension shall not be permitted to participate in extracurricular  
18          activities.
- 19      10. Activities which restrict participation because of race, color, religion, sex, disabilities, or  
20          national origin are strictly forbidden.<sup>2</sup>

21 **STUDENT CLUBS & ORGANIZATIONS<sup>3</sup>**

22 **All students under the age of eighteen (18) shall present a signed and dated statement from their**  
23 **parent/guardian before joining any club or organization or participating in activities of a club or**  
24 **organization. The Director of Schools shall develop administrative procedures outlining this**  
25 **recordkeeping process.**

---

Legal References

1. TCA 49-6-1002(c)
2. 34 CFR § 106.41
3. Public Acts of 2023, Chapter No. 353

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Cross References

- Special Use of School Vehicles 3.402
- Interscholastic Athletics 4.301
- Field Trips/Excursions/Competitions 4.302
- Attendance 6.200

## Gibson County Board of Education

Monitoring: <b>Review: Annually, in November</b>	Descriptor Term:  <b style="text-align: center;">Library Materials</b>	Descriptor Code: <b>4.403</b>	Issued Date: <b>11/08/22</b>
		Rescinds:	Issued:

1 *General*

2 The Supervisor of Librarians shall be responsible for library collection development. Library materials  
3 shall be reviewed to ensure the content aligns with state law.<sup>1</sup> The library collection shall adhere to the  
4 following criteria:

- 5 1. Materials shall be suitable for and consistent with the educational mission of the school;
- 6
- 7 2. Materials shall be appropriate for the age and maturity levels of the students who may access  
8 them. The determining factor will be based on an assessment of any mature themes or content  
9 (i.e., violence, sexual content, vulgar language, substance abuse);
- 10
- 11 3. Materials shall contain literary, historical, and/or artistic value and merit; and
- 12
- 13 4. The collection as a whole shall offer a variety of viewpoints.

14 Supervisor of Librarians shall be responsible for periodically reviewing the district's library collection  
15 in line with these established standards.

16 **COMPLAINTS**

17 If a complaint is made by an employee, student, or parent/guardian, this process is to be followed:

- 18 1. Inform the complainant of the selection procedures and make no commitments.
- 19
- 20 2. Request the complainant to submit a Request for Reconsideration of Library Materials form.
- 21
- 22 3. Inform the principal (and other appropriate personnel).
- 23
- 24 4. Keep challenged materials available for use during the reconsideration process.
- 25
- 26 5. Upon receipt of the completed form, the principal shall notify the Director of Schools.
- 27
- 28 6. The principal shall request review of the challenged materials by an ad hoc materials review  
29 committee within ten (10) days. The review committee is appointed by the principal and  
30 includes certified library media personnel, representatives from classroom teachers, one or  
31 more parents, and may include one or more students. The principal will inform the Director of

1 Schools of the review committee's progress.  
2

3 7. The review committee shall take the following steps after receiving the challenged materials:  
4

- 5 a. Read, view, or listen to the contested material in its entirety;  
6 b. Check general acceptance of the material by reading recognized and evaluative reviews;  
7 c. Determine the extent to which the material supports the educational mission of the  
8 school;  
9 d. Complete the appropriate Checklist for Reconsideration of Library Materials, judging  
10 the material for its strength and value; and  
11 e. Present a recommendation to the principal for further action and to the Director of  
12 Schools for purposes of information.  
13

14 8. If the complainant desires further action after receiving the recommendation of the committee  
15 and the decision of the principal, an appeal may be made to the Board.

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Legal References

1. *Board of Education, Island Trees Union Free School District No. 26 v. Pico*, 457 U.S. 853, 102 S. Ct. 2799 (1982); TCA 49-6-3803

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Cross References

Textbooks and Instructional Materials 4.400  
School and System Websites 4.407  
Controversial Materials 4.801

<h2 style="margin: 0;">Gibson County Board of Education</h2>			
Monitoring: <b>Review: Annually, in November</b>	Descriptor Term:  <h3 style="text-align: center;">Library Materials</h3>	Descriptor Code: <b>4.403</b>	Issued Date:
		Rescinds:	Issued:

1    *General*

2    The Supervisor of Librarians shall be responsible for library collection development. Library materials  
3    shall be reviewed to ensure the content aligns with state law.<sup>1</sup> The library collection shall adhere to the  
4    following criteria:

- 5           1. Materials shall be suitable for and consistent with the educational mission of the school;
- 6
- 7           2. Materials shall be appropriate for the age and maturity levels of the students who may access  
8           them. The determining factor will be based on an assessment of any mature themes or content  
9           (i.e., violence, sexual content, vulgar language, substance abuse);
- 10
- 11          3. Materials shall contain literary, historical, and/or artistic value and merit; and
- 12
- 13          4. The collection as a whole shall offer a variety of viewpoints.

14    **The Supervisor of Librarians** shall be responsible for periodically reviewing the district’s library  
15    collection in line with these established standards. **He/she shall post the list of library materials online.**

16    **COMPLAINTS<sup>2</sup>**

17    **Tier I**

18    If a complaint is made by an employee, student, or parent/guardian, the person receiving the complaint  
19    shall:

- 20           1. Inform the complainant of the selection procedures and make no commitments.
- 21
- 22           2. Request the complainant to submit a Request for Reconsideration of Library Materials form.
- 23
- 24           3. Inform the principal (and other appropriate personnel).
- 25
- 26           4. Keep challenged materials available for use during the reconsideration process.
- 27

28    Upon receipt of the completed form, the principal may notify the Director of Schools. The principal  
29    may request review of the challenged materials by an ad hoc materials review committee within **ten**  
30    **(10) days**. The review committee is appointed by the principal and should include certified library

1 media personnel, representatives from classroom teachers, one or more parents, and may include one  
2 or more students. The principal will inform the Director of Schools of the review committee's  
3 progress.

4 After receiving the challenged materials, the following steps should occur:

- 5 1. Read, view, or listen to the contested material in its entirety;
- 6
- 7 2. Check general acceptance of the material by reading recognized and evaluative reviews;
- 8
- 9 3. Determine the extent to which the material is appropriate for the age and maturity levels of the  
10 students who have access to the materials and whether the material is suitable for, and  
11 consistent with, the educational mission of the school; and
- 12
- 13 4. Complete the appropriate Checklist for Reconsideration of Library Materials, judging the  
14 material for its strength and value.

### 15 Tier Two

16 The complainant may appeal the principal's decision. The appeal shall be to the Director of Schools.  
17 He/she shall review the recommendation presented by the review committee along with the principal's  
18 recommendation and make the determination whether the material is appropriate for the age and  
19 maturity levels of the students who have access to the materials and whether the material is suitable  
20 for, and consistent with, the educational mission of the school.

### 21 Tier Three

22 The complainant may appeal the decision of the Director of Schools. The Board shall evaluate the  
23 material to determine whether the material is appropriate for the age and maturity levels of the students  
24 who have access to the materials and whether the material is suitable for, and consistent with, the  
25 educational mission of the school.

26 If, at any tier, it is determined that the material is not appropriate for the age and maturity levels of the  
27 students who have access to them or is not suitable for, and consistent with, the educational mission of  
28 the school, the material shall be removed from the library collection.

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#### Legal References

1. *Board of Education, Island Trees Union Free School District No. 26 v. Pico*, 457 U.S. 853, 102 S. Ct. 2799 (1982); TCA 49-6-3803
2. Public Acts of 2023, Chapter No. 472

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#### Cross References

Textbooks and Instructional Materials 4.400  
School and System Websites 4.407  
Controversial Materials 4.801

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in January</b>	Descriptor Term: <b>Application and Employment</b>	Descriptor Code: <b>5.106</b>	Issued Date: <b>11/09/21</b>
		Rescinds: <b>5.106</b>	Issued: <b>10/11/18</b>

1    **APPLICATION**

2    An individual desiring a position shall make application to the Director of Schools on forms developed  
3    by his/her office. To ensure the safety and welfare of students and staff, the district shall require  
4    criminal history background checks and fingerprinting of applicants for teaching positions and any  
5    other positions that require proximity to children.<sup>1</sup> If applying for a teaching position, the Director of  
6    Schools shall also check the applicant’s license status in the State Board of Education’s database to  
7    determine if there is a hold on that applicant’s license, and if so, the reasoning behind the hold.<sup>2</sup>

8    Knowingly falsifying information shall be sufficient grounds for termination of employment and shall  
9    also constitute a Class A misdemeanor which shall be reported to the District Attorney General for  
10   prosecution.<sup>3</sup>

11   Any costs incurred to perform these background checks and fingerprinting shall be paid by the  
12   applicant. The Board shall reimburse the applicant if a position is offered and accepted.<sup>4</sup>

13   *Professional Employees*

14   The application shall include a transcript of credits earned at the colleges or universities attended along  
15   with references from persons such as previous employers, college professors, and supervisors of  
16   student teachers. Other information shall include whether such applicant has been dismissed for cause  
17   from a school district.<sup>5</sup> If previously employed by a local board of education, the applicant shall  
18   provide evidence of acceptable resignation.

19   No person shall be employed:

- 20        1. Who does not hold a valid license to teach or a temporary permit to teach from the State Board  
21        of Education;<sup>6</sup>
- 22        2. Who has been identified by the Department of Children’s Services as a perpetrator of child  
23        abuse, severe child abuse, child sexual abuse, or child neglect or who poses an immediate threat  
24        to the health, safety, or welfare of children;<sup>7</sup>
- 25        3. Who is listed on the state’s abuse of vulnerable persons registry maintained by the Department  
26        of Health;<sup>7</sup>
- 27        4. Who does not present a physician's certificate showing a satisfactory health record or has any  
28        contagious or communicable disease in such form that might endanger the health of school  
29        children;<sup>8</sup>
- 30        5. Who refuses to take and subscribe to an oath to support the Constitution of the State of  
31        Tennessee and of the United States of America;<sup>9</sup>
- 32        6. Who fails to make a full disclosure of any prior criminal record and any prior dismissals from  
33        employment for cause; or
- 34        7. Who does not receive a satisfactory background check.<sup>10</sup>

1 *Support Employees*

2 No person shall be employed:

- 3 1. Who has any contagious or communicable disease in such form that might endanger the health  
4 of school children;<sup>8</sup>
- 5 2. Who has been identified by the Department of Children's Services as a perpetrator of child  
6 abuse, severe child abuse, child sexual abuse, or child neglect or who poses an immediate threat  
7 to the health, safety, or welfare of children;<sup>7</sup>
- 8 3. Who is listed on the state's abuse of vulnerable persons registry maintained by the Department  
9 of Health;<sup>7</sup>
- 10 4. Who has not complied with the Immigration Reform and Control Act of 1986;<sup>11</sup>
- 11 5. Who fails to make a full disclosure of any prior criminal record and any prior dismissals from  
12 employment for cause; or
- 13 6. Who does not receive a satisfactory background check.<sup>10</sup>

14 **EMPLOYMENT**

15 After checking references and receiving written recommendations, the Director of Schools shall hire  
16 and assign qualified applicants.

17 *Initial Employment for Professional Employees*

18 The Director of Schools shall notify such person, in writing, of the offer and conditions of  
19 employment. Upon receipt of employment notification, such person shall respond within the timeline  
20 established by state law.<sup>12</sup> From the date of the written acceptance, such person is considered to be  
21 under employment with the district and is subject to all rights, privileges, and duties.

1. TCA 49-5-406
  2. State Board of Education Policy 5.501
  3. TCA 49-5-406(a)(2)(A)
  4. TCA 49-5-413(c)
  5. TCA 49-2-131
  6. TCA 49-5-403; TCA 49-5-101; Public Acts of 2021, Chapter No. 211
  7. TCA 49-5-413(e)
  8. TCA 49-5-404
  9. TCA 49-5-405
  10. TCA 49-5-413(a), (f)
  11. Immigration Reform and Control Act of 1986; Pub. L. No. 99-603, 100 Stat. 3359, 8 USCA § 1101 *et seq.*
  12. TCA 49-5-406(b)
- Orientation and Probation 5.107  
Compensation Guides & Contracts 5.110  
Background Investigations 5.118  
Recommendations and File Transfers 5.203  
Interim Employees 5.700  
Qualifications and Duties of the Director of Schools 5.802

# PROPOSED POLICY<sup>7</sup>

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in January</b>	Descriptor Term: <b>Application and Employment</b>	Descriptor Code: <b>5.106</b>	Issued Date:
		Rescinds:	Issued:

## 1 APPLICATION

2 An individual desiring a position shall make application to the Director of Schools on forms developed  
3 by his/her office. To ensure the safety and welfare of students and staff, the district shall require  
4 criminal history background checks and fingerprinting of applicants for teaching positions and any  
5 other positions that require proximity to children.<sup>1</sup> If applying for a teaching position, the Director of  
6 Schools shall also check the applicant's license status in the State Board of Education's database to  
7 determine if there is a hold on that applicant's license, and if so, the reasoning behind the hold.<sup>2</sup>

8 Knowingly falsifying information shall be sufficient grounds for termination of employment and shall  
9 also constitute a Class A misdemeanor which shall be reported to the District Attorney General for  
10 prosecution.<sup>3</sup>

11 Any costs incurred to perform these background checks and fingerprinting shall be paid by the  
12 applicant. The Board shall reimburse the applicant if a position is offered and accepted.<sup>4</sup>

### 13 *Professional Employees*

14 The application shall include a transcript of credits earned at the colleges or universities attended along  
15 with references from persons such as previous employers, college professors, and supervisors of  
16 student teachers. Other information shall include whether such applicant has been dismissed for cause  
17 from a school district.<sup>5</sup> If previously employed by a local board of education, the applicant shall  
18 provide evidence of acceptable resignation.

19 No person shall be employed:

- 20 1. Who does not hold a valid license to teach or a temporary permit to teach from the State Board  
21 of Education;<sup>6</sup>
- 22 2. Who has been identified by the Department of Children's Services, or on a similar registry in  
23 another jurisdiction, as a perpetrator of child abuse, severe child abuse, child sexual abuse, or  
24 child neglect or who poses an immediate threat to the health, safety, or welfare of children;<sup>7</sup>
- 25 3. Who is listed on the state's abuse of vulnerable persons registry maintained by the Department  
26 of Health, or on a similar registry in another jurisdiction;<sup>7</sup>
- 27 4. Who does not present a physician's certificate showing a satisfactory health record or has any  
28 contagious or communicable disease in such form that might endanger the health of school  
29 children;<sup>8</sup>
- 30 5. Who refuses to take and subscribe to an oath to support the Constitution of the State of  
31 Tennessee and of the United States of America;<sup>9</sup>

- 1 6. Who fails to make a full disclosure of any prior criminal record and any prior dismissals from  
 2 employment for cause; or  
 3 7. Who does not receive a satisfactory background check.<sup>10</sup>

#### 4 *Support Employees*

5 No person shall be employed:

- 6 1. Who has any contagious or communicable disease in such form that might endanger the health  
 7 of school children;<sup>8</sup>  
 8 2. Who has been identified by the Department of Children's Services as a perpetrator of child  
 9 abuse, severe child abuse, child sexual abuse, or child neglect or who poses an immediate threat  
 10 to the health, safety, or welfare of children;<sup>7</sup>  
 11 3. Who is listed on the state's abuse of vulnerable persons registry maintained by the Department  
 12 of Health, or on a similar registry in another jurisdiction;<sup>7</sup>  
 13 4. Who has not complied with the Immigration Reform and Control Act of 1986;<sup>11</sup>  
 14 5. Who fails to make a full disclosure of any prior criminal record and any prior dismissals from  
 15 employment for cause; or  
 16 6. Who does not receive a satisfactory background check.<sup>10</sup>

## 17 **EMPLOYMENT**

18 After checking references and receiving written recommendations, the Director of Schools shall hire  
 19 and assign qualified applicants.

### 20 *Initial Employment for Professional Employees*

21 The Director of Schools shall notify such person, in writing, of the offer and conditions of  
 22 employment. Upon receipt of employment notification, such person shall respond within the timeline  
 23 established by state law.<sup>12</sup> From the date of the written acceptance, such person is considered to be  
 24 under employment with the district and is subject to all rights, privileges, and duties.

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#### Legal References

1. TCA 49-5-406; TCA 49-5-413
2. State Board of Education Policy 5.501
3. TCA 49-5-406(a)(2)(A)
4. TCA 49-5-413(c)
5. TCA 49-2-131
6. TCA 49-5-403; TCA 49-5-101; TCA 49-5-106
7. TCA 49-5-413(e); Public Acts of 2023, Chapter No. 222
8. TCA 49-5-404
9. TCA 49-5-405
10. TCA 49-5-413(a), (f)
11. Immigration Reform and Control Act of 1986; Pub. L. No. 99-603, 100 Stat. 3359, 8 USCA § 1101 *et seq.*
12. TCA 49-5-406(b)

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#### Cross References

- Orientation and Probation 5.107
- Compensation Guides & Contracts 5.110
- Background Investigations 5.118
- Recommendations and File Transfers 5.203
- Interim Employees 5.700
- Qualifications and Duties of the Director of Schools 5.802

## Gibson County Board of Education

Monitoring:  <b>Review: Annually, in January</b>	Descriptor Term:  <h3 style="text-align: center;">Employment of Retirees</h3>	Descriptor Code: <b>5.119</b>	Issued Date: <b>11/08/22</b>
		Rescinds:	Issued:

1    *General*

2    The Director of Schools may hire a retired individual if certain conditions are met as provided for in  
 3    state law.

4    **EMPLOYMENT CONTRACTS FOR UP TO 120 DAYS**

5    Teachers who retire under the Tennessee Consolidated Retirement System (TCRS) may be employed  
 6    for up to one hundred twenty (120) days per year without loss of retirement benefits. Retired teachers  
 7    may substitute teach for additional days if the Director of Schools certifies in writing to the Division of  
 8    Retirement that no other qualified personnel are available to substitute teach.<sup>1</sup>

9    **EMPLOYMENT CONTRACTS FOR ONE YEAR**

10   The Director of Schools may employ teachers retired for at least one (1) year for full-time employment  
 11   as a kindergarten through twelfth (K-12) grade teacher on a year-to-year basis. Retirement benefits will  
 12   not be lost or suspended under certain conditions which include, but are not limited to, the following:<sup>2</sup>

- 13        1. The Director of Schools of the employing district shall certify in writing that no other qualified  
 14            individuals are available to fill the position;
- 15        2. The Commissioner of Education shall certify that the employing school district serves an area  
 16            that lacks qualified teachers to serve in the position to be filled;
- 17        3. The retired teacher shall hold a valid license and shall not be entitled to tenure status;
- 18        4. The retired teacher shall not be eligible to accrue additional retirement benefits, accrue leave, or  
 19            receive medical insurance coverage; and
- 20        5. The salary paid to the retired teacher shall not be less than the rate of compensation set by the  
 21            Board for teachers with no experience filling similar positions or more than eighty-five percent  
 22            (85%) of the rate of compensation set by the Board for teachers with comparable training and  
 23            years of experience filling similar positions.

28    **ADDITIONAL EMPLOYMENT OPTION FOR RETIREES<sup>3</sup>**

1 Retired members of TCRS or a similar system may be offered reemployment for up to one (1) year as  
2 a kindergarten through twelfth (K-12) grade teacher, substitute teacher, or bus driver under the  
3 following conditions:

- 4 1. The retired member has been retired for at least sixty (60) calendar days;
- 5
- 6 2. The retirement benefit payable to the retired member is reduced to seventy percent (70%) of the  
7 retirement allowance;
- 8
- 9 3. The retired member's employment can't be longer than a one (1) year period; however, the  
10 retired member can be reemployed for additional one (1) year periods;
- 11
- 12 4. The retired member is not drawing disability retirement benefits; and
- 13
- 14 5. The retired member can't accrue additional retirement benefits.

15 The Director of Schools shall notify TCRS of the member's reemployment and certify in writing that  
16 the retired member has the required experience and training for the position and that no other qualified  
17 persons are available to fill the position.

18 Once the retired member is hired by the district, the district shall pay TCRS as prescribed by state law.  
19 The school district shall pay to TCRS during the period of reemployment the greater of (1) a payment  
20 equal to the amount the school district would have contributed to TCRS; or (2) an amount equal to five  
21 percent (5%) of the retired member's pay rate.  
22

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Legal References

1. TCA 8-36-805
2. TCA 8-36-821
3. Public Acts of 2022, Chapter No. 821

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Cross References

Application and Employment 5.106  
Substitute Teachers 5.701

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in January</b>	Descriptor Term:  <b>Employment of Retirees</b>	Descriptor Code: <b>5.119</b>	Issued Date: Click here to enter a date.
		Rescinds:	Issued:

1 *General*

2 The Director of Schools may hire a retired individual if certain conditions are met as provided for in  
3 state law.

4 **EMPLOYMENT CONTRACTS FOR UP TO 120 DAYS**

5 Retired members under the Tennessee Consolidated Retirement System (TCRS) may be employed for  
6 up to one hundred twenty (120) days per year without loss of retirement benefits. Retired members may  
7 substitute teach for additional days.<sup>1</sup>

8 **GENERAL EMPLOYMENT CONTRACTS**

9 The Director of Schools may employ retired teachers. Retirement benefits will not be lost or suspended  
10 under certain conditions which include, but are not limited to, the following:<sup>2</sup>  
11

- 12 1. The retired teacher shall hold a valid license and shall not be entitled to tenure status;  
13  
14 2. The retired teacher shall not be eligible to accrue additional retirement benefits, accrue leave, or  
15 receive medical insurance coverage; and  
16  
17 3. The salary paid to the retired teacher shall not be less than the rate of compensation set by the  
18 Board for teachers with no experience filling similar positions or more than eighty-five percent  
19 (85%) of the rate of compensation set by the Board for teachers with comparable training and  
20 years of experience filling similar positions.

21 **ADDITIONAL EMPLOYMENT OPTION FOR RETIREES<sup>3</sup>**

22 Retired members of TCRS or a similar system may be offered reemployment for up to one (1) year as  
23 a kindergarten through twelfth (K-12) grade teacher, substitute teacher, or bus driver under the  
24 following conditions:

- 25 1. The retired member has been retired for at least sixty (60) calendar days;  
26  
27 2. The retirement benefit payable to the retired member is reduced to seventy percent (70%) of the  
28 retirement allowance;  
29

1       3. The retired member is not drawing disability retirement benefits; and

2  
3       4. The retired member can't accrue additional retirement benefits.

4       The Director of Schools shall notify TCRS of the member's reemployment. Once the retired member is  
5       hired by the district, the district shall pay TCRS as prescribed by state law. The school district shall  
6       pay to TCRS during the period of reemployment the greater of (1) a payment equal to the amount the  
7       school district would have contributed to TCRS; or (2) an amount equal to five percent (5%) of the  
8       retired member's pay rate.

9

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Legal References

1. TCA 8-36-805; Public Acts of 2023, Chapter No. 425
2. TCA 8-36-821; Public Acts of 2023, Chapter No. 425
3. TCA 8-36-822; Public Acts of 2023, Chapter No. 425

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Cross References

Application and Employment 5.106  
Substitute Teachers 5.701

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in February</b>	Descriptor Term:  <b>Sick Leave</b>	Descriptor Code: <b>5.302</b>	Issued Date: <b>01/14/21</b>
		Rescinds: <b>5.302</b>	Issued: <b>03/08/12</b>

**1 PROFESSIONAL PERSONNEL**

2 The time allowed for sick leave for professional personnel shall be one (1) day for each month  
3 employed during the school year and shall accumulate for an unlimited number of days.<sup>1</sup>

4 Sick leave shall be defined as: illness of a teacher from natural causes or accident, quarantine, or  
5 illness or death of a member of the immediate family of a teacher, including the teacher's wife or  
6 husband, parents, grandparents, children, grandchildren, brothers, sisters, mother-in-law, father-in-law,  
7 daughter-in-law, son-in-law, brother-in-law, and sister-in-law.<sup>2</sup>

8 A signed statement listing the cause of absence shall be provided by the employee on forms furnished  
9 by the director of schools and shall promptly be given to the immediate supervisor in support of all  
10 claims for sick leave pay. A falsified statement shall be grounds for dismissal.

11 A certificate from the physician on forms furnished by the Board of Trustees may be required in  
12 support of any claim for sick leave pay.<sup>1</sup>

13 The principal shall notify the director of schools' office at once if an employee is sick beyond the limit  
14 of his/her sick leave accumulation. The substitute teacher, beyond this point, must have a certificate or  
15 permit and must be paid according to the state salary scale.

16 Permanent, cumulative sick leave records for each active professional employee shall be kept in the  
17 director of schools' office.

18 A teacher, upon employment, may transfer his/her accumulated sick leave from another Tennessee  
19 school system, provided that the director of schools of the system in which the accumulated leave was  
20 held provides notarized verification.<sup>1</sup>

**21 SUPPORT PERSONNEL**

22 Sick leave for support personnel shall be one (1) day for each month an employee is employed in a  
23 school year and shall accumulate for an unlimited number of days.

24 At the termination of the employment of any employee, all unused sick leave accumulated by the  
25 employee shall be terminated.

26 The immediate supervisor may require a physician's certificate stating the reason for absence.

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Legal References

1. TCA 49-5-710
2. TRR/MS 0520-1-2-.04(2)

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Cross References

- Family and Medical Leave 5.305
- Physical Assault Leave 5.307

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in January</b>	Descriptor Term:  <b>Sick Leave</b>	Descriptor Code: <b>5.302</b>	Issued Date:
		Rescinds:	Issued:

1 **PROFESSIONAL PERSONNEL**

2 Professional personnel shall earn one (1) day of sick leave for each month employed during the school  
3 year, and these days shall accumulate for an unlimited number of days.<sup>1</sup>

4 Sick leave shall be defined as: illness of a teacher from natural causes or accident, quarantine, or illness  
5 or death of a member of the immediate family of a teacher, including the teacher's wife or husband,  
6 parents, grandparents, children, grandchildren, brothers, sisters, mother-in-law, father-in-law,  
7 daughter-in-law, son-in-law, brother-in-law, and sister-in-law.<sup>2</sup>

8 A signed statement listing the cause of absence shall be provided by the employee on forms furnished  
9 by the Director of Schools and shall promptly be given to the immediate supervisor in support of all  
10 claims for sick leave pay. A falsified statement shall be grounds for dismissal.

11 Documentation from a physician may be required in support of any claim for sick leave pay.

12 The principal shall notify the Director of Schools' office at once if an employee is sick beyond the limit  
13 of his/her sick leave accumulation.

14 Permanent, cumulative sick leave records for each active professional employee shall be kept in the  
15 Director of Schools' office.

16 A teacher, upon employment, may transfer his/her accumulated sick leave from another Tennessee  
17 school district, provided that the Director of Schools of the district in which the accumulated leave was  
18 held provides notarized verification.<sup>3</sup>

19 **SUPPORT PERSONNEL**

20 Support personnel shall earn one (1) day of sick leave for each month an employee is employed during  
21 the school year, and these days shall accumulate for an unlimited number of days.

22 The immediate supervisor may require documentation from a physician stating the reason for absence.

23 **SICK LEAVE BANK**

24 The purpose of the sick leave bank is to provide sick leave to all employees<sup>4</sup> who have suffered an  
25 unplanned personal illness, injury, disability, or quarantine and whose personal sick leave is exhausted.

26 To form a sick leave bank, a minimum of twenty (20) employees from the school district shall petition  
27 the Board for permission to establish a sick leave bank.<sup>5</sup> Upon approval, sick leave bank trustees shall

1 be appointed and shall operate as the governing body of the sick leave bank and shall enact rules and  
2 regulations consistent with state law.<sup>6</sup> Employees wishing to participate shall initially give a maximum  
3 of three (3) days of sick leave. These days are to be deducted from the employee's personal accumulation  
4 and donated to the sick leave bank. Donations of sick leave to the bank are nonrefundable and  
5 nontransferable.<sup>7</sup>

6 At any time the number of days in the sick leave bank is less than twenty (20), or one (1) per employee  
7 if there are more than twenty (20) members, or at any time deemed advisable, the trustees shall assess  
8 each member one (1) or more days of accumulated sick leave. If an employee has no accumulated sick  
9 leave at the time of assessment, the first earned days shall be donated as they are accrued by the  
10 employee.<sup>7</sup>

11 An employee who is a member of the sick leave bank may request an allotment of days (for the  
12 employee's personal illness or on account of an illness of his/her minor child) in the manner designated  
13 by the trustees. The need for these days shall be verified by a statement from a physician.<sup>8</sup>

14 By written notice to the trustees, an employee may withdraw from bank participation on June 30<sup>th</sup> of any  
15 year.<sup>9</sup> Membership withdrawal results in forfeiture of all days contributed.

16 The sick leave bank shall be operated in accordance with state law.<sup>10</sup>

#### Legal References

1. TCA 49-5-710(a)(1)
2. TRR/MS 0520-01-02-.04(2)
3. TCA 49-5-710(a)(5)
4. TCA 49-5-811
5. TCA 49-5-803
6. TCA 49-5-804; TCA 49-5-805
7. TCA 49-5-807
8. Public Acts of 2023, Chapter No. 151
9. TCA 49-5-808(j)
10. TCA 49-5-801 *et seq.*

#### Cross References

- Workers' Compensation 3.602
- Orientation and Probation 5.107
- Short Term Leaves of Absence 5.300
- Family and Medical Leave 5.305
- Physical Assault Leave 5.307

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in January</b>	Descriptor Term: <b>Family and Medical Leave</b>	Descriptor Code: <b>5.305</b>	Issued Date: <b>12/12/19</b>
		Rescinds: <b>5.305</b>	Issued: <b>09/12/19</b>

1 **PURPOSE**

2 To entitle employees to take reasonable leave for medical reasons, for the birth or adoption of a child, and for the  
3 care of a child, spouse, or parent who has a serious health condition.

4 **ELIGIBILITY**

5 Anyone who has been employed for at least twelve (12) months by the school system and anyone who has at least  
6 1,250 hours of service (hours used for leave, even FMLA leave, shall not be credited for service for purposes of  
7 FMLA eligibility<sup>1</sup>) during the previous twelve-month period.<sup>2</sup>

8 **GENERAL PRINCIPLES**

9 An eligible employee shall be granted, upon request, up to twelve (12) weeks unpaid leave during a fixed calendar  
10 year for the following reasons:

- 11 1. the birth of a child;
- 12 2. the placement of a child with the employee for adoption or foster care;
- 13 3. a serious health condition of the employee that makes the employee unable to perform the essential  
14 functions of his or her job position;
- 15 4. the care of a spouse, child, parent, or next of kin of the employee who has a serious health condition; and
- 16 5. any qualifying circumstances arising out of the fact that a spouse, child, or parent of the employee is on  
17 covered active duty, or has been notified of an impending call or order to covered active duty, in the  
18 Armed Forces.

19 Granting of leave under this policy shall be subject to, and in accordance with, the provisions of applicable federal  
20 and state laws. An employee may substitute accrued paid leave for unpaid time. Use of accrued paid leave shall  
21 run concurrently with and be counted toward the employee's total period of FMLA leave.

22 **MATERNITY/PATERNITY LEAVE**

23 1. *Relationship between FMLA leave and Tennessee Maternity Act leave*- FMLA leave shall run  
24 concurrently with leave provided under the Tennessee Maternity Act, which affords eligible employees  
25 leave for a period not to exceed four (4) months for the adoption, pregnancy, childbirth and nursing of a  
26 newborn child.<sup>3</sup>

27 2. *Employees' Sick Leave* - In accordance with state law, any employee who goes on maternity or paternity  
28 leave shall be allowed to use all or a portion of the employee's accumulated sick or annual leave for  
29 maternity leave purposes. In order to be eligible to use sick leave, written request of the employee  
30 accompanied by a statement from the employee's physician verifying pregnancy shall be submitted. Upon  
31 verification by a written statement from an adoption agency or other entity handling an adoption, an  
32 employee may also be allowed to use accumulated leave for adoption of a child. If both adoptive parents  
33 are teachers employed by the district, however, only one (1) parent is entitled to use such leave.<sup>4</sup>

1 Spouses who are both eligible employees of the school district are limited to a combined total of twelve  
2 (12) workweeks of FMLA leave in a single twelve (12) month period if the leave is taken for birth and  
3 care of a newborn child, for placement of a child for adoption or foster care, or to care for a parent who  
4 has a serious health condition. Under certain circumstances, spouses who share leave for the birth or  
5 adoption of a child may be eligible for limited amounts of additional leave for other qualifying FMLA  
6 reasons.<sup>5</sup>

## 7 LEAVE FOR A SERIOUS HEALTH CONDITION<sup>6</sup>

8 Eligible employees, upon request, shall be granted up to twelve (12) weeks of unpaid leave when he/she is unable  
9 to work because of a serious health condition or to care for an immediate family member with a serious health  
10 condition. Granting of such leave shall be subject to the provisions of applicable federal and state laws. Employees  
11 shall contact Human Resources to determine if the reason for leave qualifies as Family and Medical Leave. If the  
12 leave is foreseeable, the employee shall give thirty (30) days' notice. If the leave is not foreseeable, the employee  
13 shall notify Human Resources as soon as practicable—generally, either the same or next business day.

## 14 LEAVE FOR MILITARY FAMILY MEMBERS

- 15 1. *Qualifying Exigency Leave*<sup>7</sup> - Eligible employees are entitled to up to twelve (12) workweeks of leave  
16 because of any “qualifying exigency” arising out of the fact that the spouse, son, daughter, or parent of  
17 the employee, as defined under the FMLA, is on active duty, or has been notified of an impending call to  
18 active duty, or has been notified of an impending call to active duty status, in the Armed Forces. Qualifying  
19 exigencies may include:
- 20 a. issues arising from the service member’s short notice deployment;
  - 21 b. military events and related activities (e.g. official ceremonies, support programs);
  - 22 c. making or updating financial and legal arrangements, attending counseling;
  - 23 d. taking up to fifteen (15) days leave to spend time with a covered service member who is on short-  
24 term rest and recuperation leave during deployment; or
  - 25 e. attending post-deployment activities.
- 26 2. *Military Caregiver Leave*<sup>8</sup> - An eligible employee who is the spouse, son, daughter, parent, or next of kin  
27 of a covered service member or covered veteran with a serious injury or illness is entitled to up to twenty-  
28 six (26) workweeks of leave in a “single twelve (12) month period.” A covered service member is a current  
29 member of the Armed Forces, including a member of the National Guard or Reserves, who is undergoing  
30 medical treatment, recuperation, or therapy, is otherwise in out-patient status, or is otherwise on the  
31 temporary disability retired list, for a serious injury or illness.

32 A covered veteran is an individual who was a member of the Armed Forces at any time during the period  
33 of five (5) years preceding the date of the medical treatment, recuperation, or therapy that has a serious  
34 injury or illness who is currently receiving medical treatment, recuperation, or therapy.

35 The calculation of this 5-year period shall not include the interval of October 28, 2009 through March 8,  
36 2013. The “single twelve (12) month period” for leave to military caregiver leave begins on the first day  
37 the employee takes leave for this reason and ends twelve (12) months later. An eligible employee is limited  
38 to a combined total of twenty-six (26) workweeks of leave to provide care for a covered service member.  
39 The maximum of twenty-six (26) workweeks may include no more than twelve (12) workweeks of leave  
40 that is taken for the birth and care of a newborn child, for placement of a child for adoption or foster care,  
41 for care of a parent who has a serious health condition, or for the employee's own serious health condition.

## 1 INTERMITTENT LEAVE<sup>9</sup>

2 Eligible employees may take FMLA leave intermittently when medically necessary to care for a seriously ill  
3 family member, or because of the employee's own serious health condition, or for the care for a newborn, a newly  
4 adopted child, or a newly placed foster care child. When a licensed employee requests foreseeable leave for  
5 planned medical treatment and the employee would be on leave for greater than 20% of the total number of  
6 working days in the period during which the leave would extend, the school may require that such employee elect  
7 either to take the leave for periods of a particular duration, not to exceed the duration of the planned medical  
8 treatment or to transfer temporarily to an available alternative position offered by the school system for which the  
9 employee is qualified, and that has equivalent pay and benefits and better accommodates recurring periods of  
10 leave.

## 11 RESTRICTIONS

### 12 1. Notice Requirements

13 a. *Employee Notice*<sup>10</sup>- For foreseeable leave, the employee shall provide the director of schools with  
14 at least thirty (30) days written notice before the beginning of the anticipated leave.

15 b. *District Notice*- Once it has been established that the leave requested qualifies for FMLA, the  
16 director of schools/ designee shall notify the employee within three (3) business days (absent  
17 extenuating circumstances) that any leave taken pursuant to state leave statutes (paid vacation  
18 leave, personal leave, sick leave, or workers' compensation) shall run concurrently with FMLA  
19 leave.<sup>11</sup> The notice may be given orally or in writing. If the notice is oral, it shall be confirmed in  
20 writing, no later than the following pay day.<sup>12</sup>

### 21 2. Certification Requirement<sup>13</sup>

22 a. The director may require that a request for leave be supported by certification issued by a health  
23 care provider with the following information:  
24 i. the date on which the serious health condition commenced;  
25 ii. the probable duration of the condition;  
26 iii. the appropriate medical facts within the knowledge of the health care provider regarding  
27 the condition; and  
28 iv. a statement that the eligible employee is needed to care for the son, daughter, spouse, or  
29 parent and an estimate of the amount of time that such employee is needed.

30 b. If there is any reason to doubt the validity of the certification provided, the director may require,  
31 at the expense of the school system, an opinion of a second health care provider.

### 32 3. Period Near the End of an Academic Term (Professional Employees)<sup>14</sup>

33 a. If leave is taken more than five (5) weeks prior to the end of the term, the director of schools may  
34 require the employee to continue taking leave until the end of the term if the leave is at least three  
35 (3) weeks of duration and the return of employment would occur during the three (3) week period  
36 before the end of the term.

37 b. If the leave is taken five (5) weeks prior to the end of the term, the director of schools may require  
38 the employee to continue taking leave until the end of the term if the leave is greater than two (2)  
39 weeks duration and the return to employment would occur during the two (2) week period before  
40 the end of the term.

1 **REQUIREMENTS OF THE BOARD**<sup>15</sup>

- 2 1. The employee shall be restored to the same position of employment or an equivalent position with no loss  
3 of benefits, pay, or other terms of employment.
- 4 2. The employee shall be kept under any group health plan for the duration of the leave.
- 5 3. The board may recover the premium paid under the following conditions:  
6 a. the employee fails to return from leave after the period of leave has expired.  
7 b. the employee fails to return to work for a reason other than the continuation, recurrence, or onset  
8 of a serious health condition or other circumstances beyond the control of the employee.

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Legal References

1. *Hinson v. Tecumseh Products Co.*, 2000 U.S. App. LEXIS 26778, at \*1—10 (6th Cir. Oct. 17, 2000)
2. Federal Family and Medical Leave Act of 1993, 29 USCA § 2601, 2611—2619
3. TCA 49-5-702; TCA 4-21-408
4. TCA 49-5-710(a)(2); TCA 8-50-802(a)(4); Public Acts of 2019, Chapter No. 248
5. 29 CFR § 825.120(a)(3)
6. 29 CFR § 825.113
7. 29 CFR § 825.126
8. 29 CFR § 825.124; 29 CFR § 825.127
9. 29 CFR § 825.202
10. 29 CFR § 825.302-825.304
11. 29 CFR § 825.207
12. OP Tenn. Atty Gen 94-006 (Jan 13, 1994); *Plant v. Morton International, Inc.*, 212 F. 3d 929, 932 (6th Cir. 2000)
13. 29 CFR § 825.305-825.313
14. 29 CFR § 825.602
15. 29 USCA § 2614

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Cross References

- Sick Leave 5.302  
Long-Term Leaves of Absence 5.304

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in January</b>	Descriptor Term: <b>Family and Medical Leave</b>	Descriptor Code: <b>5.305</b>	Issued Date: Click here to enter a date.
		Rescinds:	Issued:

1 **ELIGIBILITY**

2 Anyone who has been employed for at least twelve (12) months by the school district and anyone who  
3 has at least 1,250 hours of service (hours used for leave, even FMLA leave, shall not be credited for  
4 service for purposes of FMLA eligibility<sup>1</sup>) during the previous twelve (12) month period shall be eligible  
5 to use FMLA leave.<sup>2</sup>

6 **GENERAL PRINCIPLES**

7 An eligible employee shall be granted, upon request, up to twelve (12) weeks unpaid leave during a fixed  
8 calendar year for the following reasons:

- 9 1. The birth of a child;
- 10
- 11 2. The placement of a child with the employee for adoption or foster care;
- 12
- 13 3. A serious health condition of the employee that makes the employee unable to perform the  
14 essential functions of his/her job position;
- 15
- 16 4. The care of a spouse, child, or parent of the employee who has a serious health condition; and
- 17
- 18 5. Any qualifying circumstances arising out of the fact that a spouse, child, or parent of the  
19 employee is on covered active duty or has been notified of an impending call or order to  
20 covered active duty in the Armed Forces.

21 An employee may substitute accrued paid leave for unpaid time. Use of accrued paid leave shall run  
22 concurrently with and be counted toward the employee’s total period of FMLA leave.

23 **MATERNITY/PATERNITY LEAVE**

- 24 1. *Relationship between FMLA leave and Tennessee Maternity Leave Act* – FMLA leave shall run  
25 concurrently with leave provided under the Tennessee Maternity Act, which affords eligible  
26 employees leave for a period not to exceed four (4) months for the adoption, pregnancy,  
27 childbirth, and nursing of a newborn child.<sup>3</sup>
- 28
- 29 2. *Teachers’ Leave* – In accordance with state law, any teacher who goes on maternity or paternity  
30 leave shall be allowed to use all or a portion of the teacher's accumulated sick or annual leave for  
31 maternity leave purposes. In order to be eligible to use sick leave, written request of the teacher

1 accompanied by a statement from the teacher's physician verifying pregnancy shall be submitted.  
2 Upon verification by a written statement from an adoption agency or other entity handling an  
3 adoption, a teacher may also be allowed to use accumulated leave for adoption of a child. If both  
4 adoptive parents are teachers employed by the district, however, only one (1) parent is entitled  
5 to use such leave.<sup>4</sup>  
6

- 7 3. Spouses who are both eligible employees of the school district are limited to a combined total of  
8 twelve (12) workweeks of FMLA leave in a single twelve (12) month period if the leave is taken  
9 for the birth and care of a newborn child, for the placement of a child for adoption or foster care,  
10 or to care for a parent who has a serious health condition. Under certain circumstances, spouses  
11 who share leave for the birth or adoption of a child may be eligible for limited amounts of  
12 additional leave for other qualifying FMLA reasons.<sup>5</sup>  
13

- 14 4. *Paid Parental Leave* – Under state law, an additional six (6) work weeks of paid leave is available  
15 to eligible employees after a birth, stillbirth, or adoption of a newly placed minor child. An  
16 eligible employee taking leave under this provision shall not be required to utilize any other type  
17 of accrued leave during this period. Eligible employees include teachers, principals, supervisors,  
18 or other individuals required by law to hold a valid license of qualification for employment who  
19 have been employed with a school district full time for at least twelve (12) consecutive months.  
20

21 Employees shall provide notice to the school district thirty (30) days prior to the intended use of  
22 the leave. If the employee learns about the need for leave less than thirty (30) days in advance,  
23 the employee shall give notice as soon as reasonably possible in order to be eligible for the paid  
24 leave. This paid leave does not need to be taken consecutively; however, the paid leave shall be  
25 used within twelve (12) months of the qualifying event. The leave shall run concurrently with  
26 FMLA leave.<sup>6</sup>

## 27 LEAVE FOR A SERIOUS HEALTH CONDITION<sup>7</sup>

28 Eligible employees, upon request, shall be granted up to twelve (12) weeks of unpaid leave when he/she  
29 is unable to work because of a serious health condition or to care for an immediate family member with  
30 a serious health condition. Employees shall contact Human Resources to determine if the reason for  
31 leave qualifies as FMLA leave. If the leave is foreseeable, the employee shall give thirty (30) days'  
32 notice. If the leave is not foreseeable, the employee shall notify Human Resources as soon as practicable,  
33 generally, either the same or next business day.

## 34 LEAVE FOR MILITARY FAMILY MEMBERS

- 35 1. *Qualifying Exigency Leave*<sup>8</sup> - Eligible employees are entitled to up to twelve (12) workweeks  
36 of leave because of any qualifying exigency arising out of the fact that the spouse, son,  
37 daughter, or parent of the employee, as defined under the FMLA, is on active duty, or has been  
38 notified of an impending call to active duty, or has been notified of an impended call to active  
39 duty status in the Armed Forces. Qualifying exigencies may include:  
40  
41 a. Issues arising from the service member's short notice deployment;  
42 b. Military events and related activities (e.g., official ceremonies, support programs);  
43 c. Making or updating financial and legal arrangements;

- d. Attending counseling;
- e. Taking up to fifteen (15) days leave to spend time with a covered service member who is on short-term rest and recuperation leave during deployment; or
- f. Attending post-deployment activities.

2. *Military Caregiver Leave*<sup>9</sup> - An eligible employee who is the spouse, son, daughter, parent, or next of kin of a covered service member or covered veteran with a serious injury or illness is entitled to up to twenty-six (26) workweeks of leave in a single twelve (12) month period. A covered service member is a current member of the Armed Forces, including a member of the National Guard or Reserves, who is undergoing medical treatment, recuperation, or therapy, is otherwise in out-patient status, or is otherwise on the temporary disability retired list for a serious injury or illness.

A covered veteran is an individual who was a member of the Armed Forces at any time during the period of five (5) years preceding the date of the medical treatment, recuperation, or therapy that has a serious injury or illness who is currently receiving medical treatment, recuperation, or therapy.

The single twelve (12) month period for military caregiver leave begins on the first day the employee takes leave for this reason and ends twelve (12) months later. An eligible employee is limited to a combined total of twenty-six (26) workweeks of leave to provide care for a covered service member. The maximum of twenty-six (26) workweeks may include no more than twelve (12) workweeks of leave that is taken for the birth and care of a newborn child, for the placement of a child for adoption or foster care, for care of a parent who has a serious health condition, or for the employee's own serious health condition.

## INTERMITTENT LEAVE<sup>10</sup>

Eligible employees may take FMLA leave intermittently when medically necessary to care for a seriously ill family member, because of the employee's own serious health condition, or for the care for a newborn, a newly adopted child, or a newly placed foster care child. When an employee requests foreseeable leave for planned medical treatment and the employee would be on leave for greater than twenty percent (20%) of the total number of working days in the period during which the leave would extend, the school district may require that such employee elect either to take the leave for periods of a particular duration, not to exceed the duration of the planned medical treatment, or to transfer temporarily to an available alternative position offered by the school district for which the employee is qualified and that has equivalent pay and benefits and better accommodates recurring periods of leave.

## RESTRICTIONS

### 1. Notice Requirements

- a. *Employee Notice*<sup>11</sup>- For foreseeable leave, the employee shall provide the Director of Schools with at least thirty (30) days written notice before the beginning of the anticipated leave.

- 1           b. *District Notice* - Once it has been established that the leave requested qualifies for  
2           FMLA, the Director of Schools/designee shall notify the employee within three (3)  
3           business days (absent extenuating circumstances) that any leave taken pursuant to state  
4           leave statutes (paid vacation leave, personal leave, sick leave, or workers'  
5           compensation) shall run concurrently with FMLA leave.<sup>12</sup> The notice may be given  
6           orally or in writing. If the notice is oral, it shall be confirmed in writing, no later than  
7           the following pay day.<sup>13</sup>

8  
9           2. Certification Requirement<sup>14</sup>

- 10  
11           a. The Director of Schools may require that a request for leave be supported by  
12           certification issued by a health care provider with the following information:  
13  
14                 i. The date on which the serious health condition commenced;  
15                 ii. The probable duration of the condition;  
16                 iii. The appropriate medical facts within the knowledge of the health care provider  
17                 regarding the condition; and  
18                 iv. A statement that the eligible employee is needed to care for the son, daughter,  
19                 spouse, or parent and an estimate of the amount of time that such employee is  
20                 needed.
- 21  
22           b. If there is any reason to doubt the validity of the certification provided, the Director of  
23           Schools may require, at the expense of the school district, an opinion of a second health  
24           care provider.

25  
26           3. Period Near the End of an Academic Term (Professional Employees)<sup>15</sup>

- 27  
28           a. If leave is taken more than five (5) weeks prior to the end of the term, the Director of  
29           Schools may require the employee to continue taking leave until the end of the term if  
30           the leave is at least three (3) weeks of duration and the return of employment would  
31           occur during the three (3) week period before the end of the term.
- 32  
33           b. If the leave is taken five (5) weeks prior to the end of the term, the Director of Schools  
34           may require the employee to continue taking leave until the end of the term if the leave  
35           is greater than two (2) weeks duration and the return to employment would occur during  
36           the two (2) week period before the end of the term.

37           **REQUIREMENTS OF THE BOARD**<sup>16</sup>

- 38           1. The employee shall be restored to the same position of employment or an equivalent position  
39           with no loss of benefits, pay, or other terms of employment.
- 40           2. The employee shall be kept under any group health plan for the duration of the leave.
- 41           3. The Board may recover the premium paid under the following conditions:  
42  
43                 a. The employee fails to return from leave after the period of leave has expired; and

1  
2  
3  
4

- b. The employee fails to return to work for a reason other than the continuation, recurrence, or onset of a serious health condition or other circumstances beyond the control of the employee.

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Legal References

1. *Hinson v. Tecumseh Products Co.*, 2000 U.S. App. LEXIS 26778, at \*1—10 (6th Cir. Oct. 17, 2000)
2. 29 USCA § 2601, 2611—2619
3. TCA 49-5-702; TCA 4-21-408
4. TCA 49-5-710(a)(2); TCA 8-50-802(a)(4)
5. 29 CFR § 825.120(a)(3)
6. Public Acts of 2023, Chapter No. 399
7. 29 CFR § 825.113
8. 29 CFR § 825.126
9. 29 CFR § 825.124; 29 CFR § 825.127
10. 29 CFR § 825.202
11. 29 CFR § 825.302-825.304
12. 29 CFR § 825.207
13. OP Tenn. Atty Gen 94-006 (Jan 13, 1994); *Plant v. Morton International, Inc.*, 212 F. 3d 929, 932 (6th Cir. 2000)
14. 29 CFR § 825.305-825.313
15. 29 CFR § 825.602
16. 29 USCA § 2614

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Cross References

- Sick Leave 5.302  
Long-Term Leaves of Absence 5.304

## Gibson County Board of Education

Monitoring:  <b>Review: Annually, in February</b>	Descriptor Term:  <h3 style="text-align: center;">Physical Assault Leave</h3>	Descriptor Code: <b>5.307</b>	Issued Date: <b>10/10/13</b>
		Rescinds: <b>5.307</b>	Issued: <b>06/13/96</b>

1 A teacher who is absent from assigned duties as a result of personal injury caused by physical assault  
 2 or other violent criminal acts committed in the course of the teacher's employment duties, shall receive  
 3 workers' compensation or comparable benefits without loss of accumulated or granted sick, personal or  
 4 professional leave.<sup>1</sup>

5 The school system shall continue to pay the teacher's full benefits including, but not limited to health  
 6 insurance benefits, until the earlier of the date on which the teacher is released by the teacher's  
 7 physician to return to work or the date on which the teacher is determined by the teacher's physician to  
 8 be permanently disabled from returning to work.<sup>2</sup>

9 A signed statement listing the cause of the absence shall be provided by the employee on forms  
 10 furnished by the director of schools and shall promptly be given to the immediate supervisor in support  
 11 of all claims. A certificate from the physician on forms furnished by the director of schools may also  
 12 be required to verify the extent of the injury.<sup>3</sup>

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Legal References

1. TCA 49-5-714(a)
2. TCA 49-5-714(b)
3. TRR/MS 0520-01-02-.04(5)(b)

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Cross References

- Worker's Compensation 3.602  
 Long Term Leaves of Absence 5.304

# PROPOSED POLICY<sup>87</sup>

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in January</b>	Descriptor Term: <b>Physical Assault Leave</b>	Descriptor Code: <b>5.307</b>	Issued Date:
		Rescinds:	Issued:

1 A teacher who is absent from assigned duties as a result of personal injury caused by physical assault or  
2 other violent criminal acts committed in the course of the teacher's employment duties shall receive  
3 his/her full salary and full benefits until the teacher is released by his/her physician to return to work or  
4 his/her physician determines the teacher is permanently unable to return to work. If the teacher receives  
5 workers' compensation or other similar benefits, the Board shall pay the difference between that amount  
6 and the teacher's full salary.<sup>1</sup>

7 A signed statement listing the cause of the absence shall be provided by the employee on forms  
8 furnished by the Director of Schools and shall promptly be given to the immediate supervisor in  
9 support of all claims. A certificate from the physician on forms furnished by the Director of Schools  
10 may also be required to verify the extent of the injury.<sup>2</sup>

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#### Legal References

1. TCA 49-5-714(a); Public Acts of 2023, Chapter No. 343
2. TRR/MS 0520-01-02-.04(4)(b)

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#### Cross References

- Worker's Compensation 3.602
- Sick Leave 5.302
- Long Term Leaves of Absence 5.304

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in February</b>	Descriptor Term: <b>Staff Rights &amp; Responsibilities</b>	Descriptor Code: <b>5.600</b>	Issued Date: <b>12/14/17</b>
		Rescinds: <b>5.600</b>	Issued: <b>05/13/02</b>

1 In fulfilling any citizenship rights and responsibilities, employees shall give proper consideration to the  
2 educational welfare of students and ensure that no conflict exists with their actual duties.

3 Each staff member has the right to:<sup>1</sup>

- 4 1. A work environment free from sexual, racial, ethnic, and religious discrimination/harassment;<sup>2</sup>
- 5 2. Academic freedom within the confines of state law and board policy in order to create an  
6 atmosphere of freedom in the classroom;

7 Educators have the right to:

- 8 1. Be treated with civility and respect as well as having his/her professional judgement and  
9 discretion respected;
- 10 2. Report any errant, offensive, or abusive content or behavior of a student to the principal and/or  
11 appropriate agencies;
- 12 3. Provide students with a safe environment;
- 13 4. Defend themselves and their students from physical violence or harm;<sup>3</sup>
- 14 5. Share information regarding a student's educational experience, health, or safety with the  
15 student's parent(s)/guardian(s) unless otherwise prohibited;<sup>4</sup>
- 16 6. Review all instructional material or curriculum before being utilized by students; and
- 17 7. Not be required to use his/her personal money to appropriately equip a classroom.

18 Each staff member has the responsibility to:

- 19 1. Make themselves familiar with and abide by, the laws of the state as these affect their work, the  
20 policies of the board and the procedures designed to implement them;<sup>5</sup>
- 21 2. To adhere to the Teacher Code of Ethics;<sup>6</sup>
- 22 3. Exercise good judgment in selecting issues for discussion and balance the relative maturity of  
23 students and the students' right to know;

- 1 4. Be courteous and helpful in interacting and responding to parents, visitors and members of the  
2 public;
- 3 5. Keep all records and prepare and submit promptly all reports that may be required by state law,  
4 state board regulations, board policy and administrative procedures; and
- 5 6. Wear appropriate dress for work according to board guidelines and local school rules.

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**Legal References**

1. Public Acts of 2017, Chapter No. 360
2. 42 USCS § 2000e-2(a)—(b); TCA 49-6-8002—  
8006
3. TCA 49-6-4008
4. 20 USCA 1232g
5. TCA 49-5-201
6. TCA 49-5-1001—1005

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**Cross References**

- Curriculum Development 4.200
- Controversial Issues 4.800
- Recognition of Religious Beliefs, Customs, & Holidays 4.803
- Religious Content of Courses 4.804
- Staff-Student Relations 5.610

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in February</b>	Descriptor Term: <b>Staff Rights &amp; Responsibilities</b>	Descriptor Code: <b>5.600</b>	Issued Date:
		Rescinds:	Issued:

- 1 In fulfilling any rights and responsibilities, employees shall give proper consideration to the  
2 educational welfare of students and ensure that no conflict exists with their duties.
- 3 Each staff member has the right to a work environment free from sexual, racial, ethnic, and religious  
4 discrimination/harassment.<sup>1</sup>
- 5 Educators have the right to:<sup>2</sup>
- 6
  - 7 1. Be treated with civility and respect as well as having his/her professional judgment and  
8 discretion respected;
  - 9
  - 10 2. Have their professional judgment and discretion respected;
  - 11
  - 12 3. Report any errant, offensive, or abusive content or behavior of a student to the principal and/or  
13 appropriate agencies;
  - 14
  - 15 4. Provide students with a safe environment;
  - 16
  - 17 5. Defend themselves and their students from physical violence or harm;<sup>3</sup>
  - 18
  - 19 6. Share information regarding a student’s educational experience, health, or safety with the  
20 student’s parent(s)/guardian(s) unless otherwise prohibited;<sup>4</sup>
  - 21
  - 22 7. Review all instructional material or curriculum before being utilized by students;
  - 23
  - 24 8. Not be required to use his/her personal money to appropriately equip a classroom;
  - 25
  - 26 9. Report students who commit offenses of assault and battery or vandalism on school property  
27 endangering the life, health, or safety of others pursuant to state law;<sup>5</sup> and
  - 28
  - 29 10. Receive benefits in accordance with state law if the educator is a teacher who is on leave due to  
30 a physical assault or other violent criminal act committed during the course of employment.<sup>6</sup>
- 31 Each staff member has the responsibility to:
- 32 1. Make themselves familiar with and abide by the laws of the state, the policies of the Board, and  
33 the procedures designed to implement them;

- 1        2. To adhere to the Teacher Code of Ethics, to the extent applicable;<sup>7</sup>
- 2        3. Exercise good judgment in selecting issues for discussion and balance the relative maturity of
- 3        students and the students' right to know;
- 4        4. Be courteous and helpful in interacting and responding to parent(s)/guardian(s), visitors, and
- 5        members of the public;
- 6        5. Keep all records and prepare and submit promptly all reports that may be required by state law,
- 7        State Board of Education rules and regulations, board policy, and administrative procedures; and
- 8        6. Wear appropriate dress for work according to local school rules.

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**Legal References**

1. 42 USCA § 2000e-2(a), (b); TCA 49-6-8004
2. TCA 49-5-209; Public Acts of 2023, Chapter No. 153
3. TCA 49-6-2802
4. 20 USCA § 1232g
5. TCA 49-6-4301
6. TCA 49-5-714
7. TCA 49-5-1001 *et seq.*

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**Cross References**

Curriculum Development 4.200  
Controversial Issues 4.800  
Religious Content of Courses 4.804  
Staff-Student Relations 5.610  
Ethics 5.611

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in March</b>	Descriptor Term:  <b style="text-align: center;">Attendance</b>	Descriptor Code: <b>6.200</b>	Issued Date: <b>05/09/23</b>
		Rescinds: <b>6.200</b>	Issued: <b>11/09/21</b>

1 Attendance is a key factor in student achievement, and therefore, students are expected to be present  
2 each day school is in session.

3 The attendance supervisor shall oversee the entire attendance program which shall include:<sup>1</sup>

- 4 1. All accounting and reporting procedures and their dissemination;
- 5 2. Alternative program options for students who severely fail to meet minimum attendance  
6 requirements;
- 7 3. Ensuring that all school age children attend school;
- 8 4. Providing documentation of enrollment status upon request for students applying for new or  
9 reinstatement of driver's permit or license; and
- 10 5. Notifying the Department of Safety whenever a student with a driver's permit or license  
11 withdraws from school.<sup>2</sup>

12 Student attendance records shall be given the same level of confidentiality as other student records.  
13 Only authorized school officials with legitimate educational purposes may have access to student  
14 information without the consent of the student or parent/guardian.<sup>3</sup>

15 Absences shall be classified as either excused or unexcused as determined by the principal/designee.  
16 Excused absences shall include:<sup>4</sup>

- 17 1. Personal illness/injury;
- 18 2. Illness of immediate family member;
- 19 3. Death in the family;
- 20 4. Extreme weather conditions;
- 21 5. Religious observances;<sup>5</sup>
- 22 6. Pregnancy;
- 23 7. School endorsed activities;

- 1 8. Summons, subpoena, or court order; or
- 2 9. Circumstances which in the judgment of the principal create emergencies over which the
- 3 student has no control.

4 The principal shall be responsible for ensuring that:<sup>6</sup>

- 5 1. Attendance is checked and reported daily for each class;
- 6 2. Daily absentee sheets contain sign in/sign out sheets and indicate students present or absent for
- 7 the majority of the day;
- 8 3. All student absences are verified;
- 9 4. Written excuses are submitted for absences and tardiness; and
- 10 5. System-wide procedures for accounting and reporting are followed.

## 11 **TRUANCY**

### 12 *General*

13 Annually, the Director of Schools/designee will provide written notice to parent(s)/guardian(s) that

14 attendance at school is required. Students shall be present at least fifty percent (50%) of the scheduled

15 school day in order to be counted present. Students may attend part-time days, alternating days, or for a

16 specific amount of time as indicated in their Individualized Education Plan or 504 Plan and shall be

17 considered present for school attendance purposes. If a student is required to participate in a remedial

18 instruction program outside of the regular school day where there is no cost to the parent(s)/guardian(s)

19 and the school system provides transportation, unexcused absences from these programs shall be

20 reported in the same manner.<sup>7</sup>

21 Truancy is defined as an absence for an entire school day, a major portion of the school day or the major

22 portion of any class study hall or activity during the school day for which the student is scheduled.

23 Tardiness is also considered a form of truancy. Every 3rd tardy will equal one (1) unexcused absence

24 from school and count towards the five (5) unexcused absences allowed per year. A student is considered

25 tardy when he/she is not present at the beginning of the school day, or misses any part of the school day.

26 Students who are absent five (5) days without adequate excuse shall be reported to the director of

27 schools/designee who will, in turn, provide written notice to the parent(s)/guardian(s) of the student's

28 absence. If a parent does not provide documentation within five school days to excuse those absences,

29 or request an attendance hearing, then the Director of Schools shall implement the progressive truancy

30 intervention plan described below prior to referral to juvenile court. The director of schools/designee

31 shall also comply with state law regarding the reporting of truant students to the proper authorities.

32 The director of schools/designee shall develop appropriate administrative procedures to implement this

33 policy.

1 Students participating in school - sponsored activities whether on - or off-campus shall not be counted  
2 absent. In order to qualify as "school-sponsored", the activity must be school-planned, school-directed,  
3 and teacher-supervised.

4 All missed class work or tests may be made up if the student makes the request immediately upon  
5 returning to school and if class time is not taken from other students.

6 The following notes will be used to excuse student absences: (1) maximum of five (5) parent notes per  
7 year; 2) doctor; and 3) funeral Home. A parent note is considered used when a student misses a partial  
8 or full day and returns with a written note from parent/guardian excusing them from the absence.

9 *Progressive Truancy Intervention Plan*<sup>8</sup>

10 Tier I of the progressive truancy plan shall apply to all students within the district and include schoolwide  
11 prevention-oriented supports to assist with satisfactory attendance.

12 Tier II of the progressive truancy plan shall be implemented after the student accumulates five (5)  
13 unexcused absences, but referral juvenile court, and includes the following:

- 14 1. A conference with the student and the student's parent(s)/guardian(s).  
15
- 16 2. An attendance contract, based on the conference, signed by the student, the parent(s)/guardian(s),  
17 and the Attendance Supervisor/designee. The contract shall include:  
18
  - 19 a. A specific description of the school's attendance expectations for the student;
  - 20 b. The period for which the contract is effective; and
  - 21 c. Penalties for additional absences and alleged school offenses, including additional  
22 disciplinary action and potential referral to juvenile court.
- 23
- 24 3. Regularly scheduled follow-up meetings to discuss the student's progress; and  
25
- 26 4. A school employee shall conduct an individualized assessment detailing the reasons a student  
27 has been absent from school. The employee may refer the student to counseling, community-  
28 based services, or other services to address the student's attendance problems.

29 **Tier III** shall be implemented if the truancy intervention under Tier II are unsuccessful. Tier III shall  
30 consist of the following interventions:

- 31 1. Home Visit  
32
- 33 2. Social Probation:
  - 34 a. After School Hours - the student will not be allowed to perform in or attend any after  
35 school extra-curricular activities. This includes athletic events, band or music  
36 performance of any kind, dances, Prom, club meetings or events. Student is not to be on  
37 school property during after school hours unless enrolled in the after school tutoring  
38 program, etc.
  - 39 b. During School Hours - The student will not be allowed to attend any type of reward  
40 program, reward field trip, or pep rallies.

1 3. School Based Community Service - this will be required by both parent/guardian and student  
2 outside of regular school hours.

3 4. Participation in a restorative justice program

4 5. Saturday courses

5 6. Counseling

#### 6 **NON-SCHOOL SPONSORED EXTRACURRICULAR ACTIVITY<sup>9</sup>**

7 A principal/designee may excuse a student to participate in non-school sponsored extracurricular  
8 activities. The principal shall document the approval in writing and shall excuse no more than ten (10)  
9 absences each school year. No later than seven (7) business days prior to the student's absence, the  
10 student shall provide documentation to the school as proof of the student's participation along with a  
11 written request for the excused absence from the student's parent/guardian. The request shall include  
12 the following:

13 1. Student's name and personal identification number;

14  
15 2. Student's grade;

16  
17 3. The dates of the student's absence;

18  
19 4. The reason for the student's absence; and

20  
21 5. The signatures of the student and parent/guardian.

#### 22 **RELEASED TIME COURSE<sup>10</sup>**

23 A principal/designee may excuse a student to attend a course in religious moral instruction for up to  
24 one (1) class period per school day. Students shall not be excused during any class which requires an  
25 examination for state or federal accountability purposes.

26 The student shall submit a written consent form signed by the student's parent/guardian prior to  
27 participation in the released time course. The principal/designee shall document the approval in  
28 writing. The student shall provide documentation to the principal/designee as proof of the student's  
29 participation in the released time course.

30 The district shall not be responsible for transporting students to and from the place of instruction.

31 Upon submission of the student's transcript from the entity that provided the released time course, the  
32 student may be awarded **one-half (1/2) unit** of elective credit.

33 The Director of Schools shall develop procedures with secular criteria for determining whether credit  
34 shall be awarded.

**1 STATE-MANDATED ASSESSMENT**

2 Students who are absent the day of the scheduled End of Course exam will receive an incomplete in  
3 the course until they have taken the appropriate make-up exam.

**4 CREDIT/PROMOTION DENIAL**

5 Credit/promotion denial determinations may include student attendance, however, student attendance  
6 may not be the sole criterion.<sup>11</sup> If attendance is a factor, prior to credit/promotion denial, the following  
7 shall occur:

8 1. The student and the parent/guardian shall be advised if student is in danger of credit/promotion  
9 denial due to excessive absenteeism.

10 2. Procedures in due process are available to the student when credit or promotion is denied.

**11 DRIVER'S LICENSE REVOCATION<sup>2</sup>**

12 More than ten (10) consecutive or fifteen (15) reported unexcused absences by a student during any  
13 semester renders a student ineligible to retain a driver's permit or license, or to obtain such if of age.

**14 ATTENDANCE HEARING<sup>12</sup>**

15 Students with excessive (more than 5) unexcused absences or those in danger of credit/promotion denial  
16 shall have the opportunity to appeal to an attendance hearing committee appointed by the principal. If  
17 the student chooses to appeal, the student or his/her parent(s)/guardian(s) shall be provided written or  
18 actual notice of the appeal hearing and shall be given the opportunity to address the committee. The  
19 committee will conduct a hearing to determine if any extenuating circumstances exist or to determine if  
20 the student has met attendance requirements that will allow him/her to pass the course or be promoted.  
21 Upon notification of the attendance committee decision, the principal shall send written notification to  
22 the director of schools/ designee and the parent(s)/guardian(s) of the student of any action taken  
23 regarding the excessive unexcused absences. The notification shall advise parents/guardian(s) of their  
24 right to appeal such action within two (2) school days to the director of schools/designee.

25 The appeal shall be heard no later than ten (10) school days after the request for appeal is received.

26 Within five (5) school days of the director of schools/designee rendering a decision, the student's  
27 parent(s)/guardian(s) may request a hearing by the board, and the board shall review the record.  
28 Following the review, the board may affirm or overturn the decision of the director of schools/designee.  
29 The action of the board shall be final.

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Legal References

1. TCA 49-6-3006
2. TCA 49-6-3017(c)
3. 20 USCA § 1232g
4. TRR/MS 0520-01-02-.17(5); State Board of Education Policy 4.100
5. TCA 49-6-2904(b)(5)
6. TCA 49-6-3007
7. TCA 49-6-3021
8. TCA 49-6-3007; TCA 49-6-3009
9. TCA 49-6-3022
10. TCA 49-2-130
11. TCA 49-2-203(b)(7); TCA 49-6-3002(b)
12. TRR/MS 0520-01-02-.17(7)

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Cross References

School Calendar 1.800  
Extracurricular Activities 4.300  
Interscholastic Athletics 4.301  
Field Trips/Excursions/Competitions 4.302  
Reporting Student Progress 4.601  
Promotion and Retention 4.603  
Recognition of Religious Beliefs, Customs, & Holidays 4.803  
Voluntary Pre-K Attendance 6.2011  
Homeless Students 6.503  
Students in Foster Care 6.505  
Student Records 6.600

# PROPOSED POLICY<sup>98</sup>

## Gibson County Board of Education

Monitoring: <b>Review: Annually, in March</b>	Descriptor Term:  <b>Attendance</b>	Descriptor Code: <b>6.200</b>	Issued Date: <b>05/09/23</b>
		Rescinds: <b>6.200</b>	Issued: <b>11/09/21</b>

1 Attendance is a key factor in student achievement, and therefore, students are expected to be present  
2 each day school is in session.

3 The attendance supervisor shall oversee the entire attendance program which shall include:<sup>1</sup>

- 4 1. All accounting and reporting procedures and their dissemination;
- 5 2. Alternative program options for students who severely fail to meet minimum attendance  
6 requirements;
- 7 3. Ensuring that all school age children attend school;
- 8 4. Providing documentation of enrollment status upon request for students applying for new or  
9 reinstatement of driver's permit or license; and
- 10 5. Notifying the Department of Safety whenever a student with a driver's permit or license  
11 withdraws from school.<sup>2</sup>

12 Student attendance records shall be given the same level of confidentiality as other student records.  
13 Only authorized school officials with legitimate educational purposes may have access to student  
14 information without the consent of the student or parent/guardian.<sup>3</sup>

15 Absences shall be classified as either excused or unexcused as determined by the principal/designee.  
16 Excused absences shall include:<sup>4</sup>

- 17 1. Personal illness/injury;
- 18 2. Illness of immediate family member;
- 19 3. Death in the family;
- 20 4. Extreme weather conditions;
- 21 5. Religious observances;<sup>5</sup>
- 22 6. Pregnancy;
- 23 7. School endorsed activities;

1 8. Summons, subpoena, or court order; or

2 9. Circumstances which in the judgment of the principal create emergencies over which the  
3 student has no control.

4 The principal shall be responsible for ensuring that:<sup>6</sup>

5 1. Attendance is checked and reported daily for each class;

6 2. Daily absentee sheets contain sign in/sign out sheets and indicate students present or absent for  
7 the majority of the day;

8 3. All student absences are verified;

9 4. Written excuses are submitted for absences and tardiness; and

10 5. System-wide procedures for accounting and reporting are followed.

## 11 **TRUANCY**

### 12 *General*

13 Annually, the Director of Schools/designee will provide written notice to parent(s)/guardian(s) that  
14 attendance at school is required. Students shall be present at least fifty percent (50%) of the scheduled  
15 school day in order to be counted present. Students may attend part-time days, alternating days, or for a  
16 specific amount of time as indicated in their Individualized Education Plan or 504 Plan and shall be  
17 considered present for school attendance purposes. If a student is required to participate in a remedial  
18 instruction program outside of the regular school day where there is no cost to the parent(s)/guardian(s)  
19 and the school system provides transportation, unexcused absences from these programs shall be  
20 reported in the same manner.<sup>7</sup>

21 Truancy is defined as an absence for an entire school day, a major portion of the school day or the major  
22 portion of any class study hall or activity during the school day for which the student is scheduled.

23 Tardiness is also considered a form of truancy. Every 3rd tardy will equal one (1) unexcused absence  
24 from school and count towards the five (5) unexcused absences allowed per year. A student is considered  
25 tardy when he/she is not present at the beginning of the school day, or misses any part of the school day.

26 Students who are absent five (5) days without adequate excuse shall be reported to the director of  
27 schools/designee who will, in turn, provide written notice to the parent(s)/guardian(s) of the student's  
28 absence. If a parent does not provide documentation within five school days to excuse those absences,  
29 or request an attendance hearing, then the Director of Schools shall implement the progressive truancy  
30 intervention plan described below prior to referral to juvenile court. The director of schools/designee  
31 shall also comply with state law regarding the reporting of truant students to the proper authorities.

32 The director of schools/designee shall develop appropriate administrative procedures to implement this  
33 policy.

1 Students participating in school - sponsored activities whether on - or off-campus shall not be counted  
2 absent. In order to qualify as "school-sponsored", the activity must be school-planned, school-directed,  
3 and teacher-supervised.

4 All missed class work or tests may be made up if the student makes the request immediately upon  
5 returning to school and if class time is not taken from other students.

6 The following notes will be used to excuse student absences: (1) maximum of five (5) parent notes per  
7 year; 2) doctor; and 3) funeral Home. A parent note is considered used when a student misses a partial  
8 or full day and returns with a written note from parent/guardian excusing them from the absence.

9 *Progressive Truancy Intervention Plan*<sup>8</sup>

10 Tier I of the progressive truancy plan shall apply to all students within the district and include schoolwide  
11 prevention-oriented supports to assist with satisfactory attendance.

12 Tier II of the progressive truancy plan shall be implemented after the student accumulates five (5)  
13 unexcused absences, but referral juvenile court, and includes the following:

- 14 1. A conference with the student and the student's parent(s)/guardian(s).  
15
- 16 2. An attendance contract, based on the conference, signed by the student, the parent(s)/guardian(s),  
17 and the Attendance Supervisor/designee. The contract shall include:  
18
  - 19 a. A specific description of the school's attendance expectations for the student;
  - 20 b. The period for which the contract is effective; and
  - 21 c. Penalties for additional absences and alleged school offenses, including additional  
22 disciplinary action and potential referral to juvenile court.
- 23
- 24 3. Regularly scheduled follow-up meetings to discuss the student's progress; and  
25
- 26 4. A school employee shall conduct an individualized assessment detailing the reasons a student  
27 has been absent from school. The employee may refer the student to counseling, community-  
28 based services, or other services to address the student's attendance problems.

29 **Tier III** shall be implemented if the truancy intervention under Tier II are unsuccessful. Tier III shall  
30 consist of the following interventions:

- 31 1. Home Visit  
32
- 33 2. Social Probation:
  - 34 a. After School Hours - the student will not be allowed to perform in or attend any after  
35 school extra-curricular activities. This includes athletic events, band or music  
36 performance of any kind, dances, Prom, club meetings or events. Student is not to be on  
37 school property during after school hours unless enrolled in the after school tutoring  
38 program, etc.
  - 39 b. During School Hours - The student will not be allowed to attend any type of reward  
40 program, reward field trip, or pep rallies.

1 3. School Based Community Service - this will be required by both parent/guardian and student  
2 outside of regular school hours.

3 4. Participation in a restorative justice program

4 5. Saturday courses

5 6. Counseling

## 6 **NON-SCHOOL SPONSORED EXTRACURRICULAR ACTIVITY<sup>9</sup>**

7 A principal/designee may excuse a student to participate in non-school-sponsored extracurricular  
8 activities. The principal shall document the approval in writing and shall excuse no more than ten (10)  
9 absences each school year. No later than seven (7) business days prior to the student's absence, the  
10 student shall provide documentation to the school as proof of the student's participation along with a  
11 written request for the excused absence from the student's parent/guardian. The request shall include  
12 the following:

13 1. Student's name and personal identification number;

14  
15 2. Student's grade;

16  
17 3. The dates of the student's absence;

18  
19 4. The reason for the student's absence; and

20  
21 5. The signatures of the student and parent/guardian.

## 22 **RELEASED TIME COURSE<sup>10</sup>**

23 A principal/designee may excuse a student to attend a course in religious moral instruction for up to  
24 one (1) class period per school day. Students shall not be excused during any class which requires an  
25 examination for state or federal accountability purposes.

26 The student shall submit a written consent form signed by the student's parent/guardian prior to  
27 participation in the released time course. The principal/designee shall document the approval in  
28 writing. The student shall provide documentation to the principal/designee as proof of the student's  
29 participation in the released time course.

30 The district shall not be responsible for transporting students to and from the place of instruction.

31 Upon submission of the student's transcript from the entity that provided the released time course, the  
32 student may be awarded **one (1) unit** of elective credit.

33 The Director of Schools shall develop procedures with secular criteria for determining whether credit  
34 shall be awarded.

**1 STATE-MANDATED ASSESSMENT**

2 Students who are absent the day of the scheduled End of Course exam will receive an incomplete in  
3 the course until they have taken the appropriate make-up exam.

**4 CREDIT/PROMOTION DENIAL**

5 Credit/promotion denial determinations may include student attendance, however, student attendance  
6 may not be the sole criterion.<sup>11</sup> If attendance is a factor, prior to credit/promotion denial, the following  
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9 denial due to excessive absenteeism.

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**11 DRIVER'S LICENSE REVOCATION<sup>2</sup>**

12 More than ten (10) consecutive or fifteen (15) reported unexcused absences by a student during any  
13 semester renders a student ineligible to retain a driver's permit or license, or to obtain such if of age.

**14 ATTENDANCE HEARING<sup>12</sup>**

15 Students with excessive (more than 5) unexcused absences or those in danger of credit/promotion denial  
16 shall have the opportunity to appeal to an attendance hearing committee appointed by the principal. If  
17 the student chooses to appeal, the student or his/her parent(s)/guardian(s) shall be provided written or  
18 actual notice of the appeal hearing and shall be given the opportunity to address the committee. The  
19 committee will conduct a hearing to determine if any extenuating circumstances exist or to determine if  
20 the student has met attendance requirements that will allow him/her to pass the course or be promoted.  
21 Upon notification of the attendance committee decision, the principal shall send written notification to  
22 the director of schools/ designee and the parent(s)/guardian(s) of the student of any action taken  
23 regarding the excessive unexcused absences. The notification shall advise parents/guardian(s) of their  
24 right to appeal such action within two (2) school days to the director of schools/designee.

25 The appeal shall be heard no later than ten (10) school days after the request for appeal is received.

26 Within five (5) school days of the director of schools/designee rendering a decision, the student's  
27 parent(s)/guardian(s) may request a hearing by the board, and the board shall review the record.  
28 Following the review, the board may affirm or overturn the decision of the director of schools/designee.  
29 The action of the board shall be final.

---

**Legal References**

1. TCA 49-6-3006
2. TCA 49-6-3017(c)
3. 20 USCA § 1232g
4. TRR/MS 0520-01-02-.17(5); State Board of Education Policy 4.100
5. TCA 49-6-2904(b)(5)
6. TCA 49-6-3007
7. TCA 49-6-3021
8. TCA 49-6-3007; TCA 49-6-3009
9. TCA 49-6-3022
10. TCA 49-2-130
11. TCA 49-2-203(b)(7); TCA 49-6-3002(b)
12. TRR/MS 0520-01-02-.17(7)

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**Cross References**

School Calendar 1.800  
Extracurricular Activities 4.300  
Interscholastic Athletics 4.301  
Field Trips/Excursions/Competitions 4.302  
Reporting Student Progress 4.601  
Promotion and Retention 4.603  
Recognition of Religious Beliefs, Customs, & Holidays 4.803  
Voluntary Pre-K Attendance 6.2011  
Homeless Students 6.503  
Students in Foster Care 6.505  
Student Records 6.600

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in March</b>	Descriptor Term:  <b>Home Schools</b>	Descriptor Code: <b>6.202</b>	Issued Date: <b>11/09/21</b>
		Rescinds: <b>6.202</b>	Issued: <b>05/13/02</b>

1 *General*

2 A home school is a school conducted or directed by parent(s)/guardian(s) for their own children. Home  
3 schools which teach grades K-12 where the parent(s)/guardian(s) are associated with an organization  
4 that conducts church-related schools<sup>1</sup> are exempt from the following provisions but shall follow  
5 procedures issued by the State Department of Education.

6 A parent/guardian wishing to conduct a home school shall meet the following requirements:<sup>2</sup>

- 7 1. Provide annual notice to the Director of Schools before the commencement of each school year of  
8 the intent to conduct a home school;
- 9 2. Submit to the Director of Schools the name, number, age, grade level of children involved, location  
10 of the school, curriculum to be offered, proposed hours of instruction, and qualifications of the  
11 parent-teacher;
- 12 3. Maintain attendance records, subject to inspection by the Director of Schools;
- 13 4. Submit attendance records to the Director of Schools at the end of each school year;
- 14 5. Provide instruction for at least four (4) hours per day for the same number of instructional days as  
15 are required by state law;<sup>3</sup>
- 16 6. Possess a high school diploma, GED, or HiSET;<sup>4</sup>
- 17 7. Cooperate in the administration to home school students of appropriate tests by the Commissioner  
18 of Education/designee or by a professional testing service in grades five (5), seven (7), and nine (9);
- 19 8. Take actions according to state law if home school student falls behind appropriate grade level;
- 20 9. Submit proof to the Director of Schools that the home school student has been vaccinated as required  
21 by state law;<sup>5</sup>
- 22 10. Submit proof to the Director of Schools that other health services and examinations as required by  
23 state law have been received by the home school student; and
- 24 11. In the event of illness or inadequacy of the home school parent-teacher to teach a specific subject,  
25 employ a tutor having the same qualifications as required of parent-teacher.

1 If one or more of these requirements are not met, the Board authorizes the Director of Schools to take  
2 formal action to bring the child into compliance with the compulsory attendance law (until the child has  
3 reached age seventeen (17), either in the home school or in a public, private, or church-related school).

#### 4 **FACILITIES USE**

5 School facilities shall be available for home school instruction only when all of the following conditions  
6 exist:

- 7 1. Special needs courses are being taught which require services unavailable to the home school  
8 student;
- 9 2. These services cannot be provided through any means other than the schools;
- 10 3. Requests for services are made known by the home school parent when notice is given to the  
11 Director of Schools of the intent to conduct a home school;
- 12 4. The Director of Schools investigates the request and makes recommendations to the Board;
- 13 5. No overcrowding, additional expenses, including providing transportation, or other special  
14 situations which interfere with the normal operation of the school district shall be incurred; and
- 15 6. Approval by the Board shall be on a case-by-case basis.

#### 16 **RECORD ACCEESS**

17 The Director of Schools, through the Attendance Supervisor, shall have the attendance records of the  
18 home school inspected at least two (2) times each school year in order to provide assistance in  
19 implementing the compulsory attendance law.

#### 20 **STUDENT PERFORMANCE<sup>6</sup>**

21 If a home school student falls more than one (1) year behind his appropriate grade level in his/her  
22 comprehensive test score for two (2) consecutive tests, and if a certified teacher who would have  
23 taught the child at his/her grade level determines through appropriate means that the student is not  
24 learning disabled, the director of schools shall require the parent to enroll the child in a public, private  
25 or church-related school.

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Legal References

1. TCA 49-50-801(a)
2. TCA 49-6-3050(b)
3. TCA 49-6-3004(a)
4. Public Acts of 2021, Chapter No. 493
5. TCA 49-6-5001
6. TCA 49-6-3050(b)(6)

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Cross References

Compulsory Attendance Ages 6.201

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in March</b>	Descriptor Term:  <b style="text-align: center;">Home Schools</b>	Descriptor Code: <b style="text-align: center;">6.202</b>	Issued Date:
		Rescinds:	Issued:

1 *General*

2 A home school is a school conducted or directed by parent(s)/guardian(s) for their own children. Home  
3 schools which teach grades K-12 where the parent(s)/guardian(s) are associated with an organization  
4 that conducts church-related schools<sup>1</sup> are exempt from the following provisions but shall follow  
5 procedures issued by the State Department of Education.

6 A parent/guardian wishing to conduct a home school shall meet the following requirements:<sup>2</sup>

- 7 1. Provide annual notice to the Director of Schools before the commencement of each school year of  
8 the intent to conduct a home school;
- 9 2. Submit to the Director of Schools the name, number, age, grade level of children involved, location  
10 of the school, curriculum to be offered, proposed hours of instruction, and qualifications of the  
11 parent-teacher;
- 12 3. Maintain attendance records, subject to inspection by the Director of Schools;
- 13 4. Submit attendance records to the Director of Schools at the end of each school year;
- 14 5. Provide instruction for at least four (4) hours per day for the same number of instructional days as  
15 required by state law;<sup>3</sup>
- 16 6. Possess a high school diploma or a high school equivalency credential approved by the State Board  
17 of Education;<sup>4</sup>
- 18 7. Cooperate in the administration to home school students of appropriate tests by the Commissioner  
19 of Education/designee or by a professional testing service in grades five (5), seven (7), and nine (9);
- 20 8. Take actions according to state law if home school student falls behind appropriate grade level;
- 21 9. Submit proof to the Director of Schools that other health services and examinations as required by  
22 state law have been received by the home school student; and
- 23 10. In the event of illness or inadequacy of the home school parent-teacher to teach a specific subject,  
24 employ a tutor having the same qualifications as required of parent-teacher.

25 If one or more of these requirements are not met, the Board authorizes the Director of Schools to take  
26 formal action to bring the child into compliance with the compulsory attendance law (until the child has  
27 reached age seventeen (17), either in the home school or in a public, private, or church-related school).

## 1 FACILITIES USE

2 School facilities shall be available for home school instruction only when all of the following conditions  
3 exist:

- 4 1. Special needs courses are being taught which require services unavailable to the home school  
5 student;
- 6 2. These services cannot be provided through any means other than the schools;
- 7 3. Requests for services are made known by the home school parent when notice is given to the  
8 Director of Schools of the intent to conduct a home school;
- 9 4. The Director of Schools investigates the request and makes recommendations to the Board;
- 10 5. No overcrowding, additional expenses, including providing transportation, or other special  
11 situations which interfere with the normal operation of the school district shall be incurred; and
- 12 6. Approval by the Board shall be on a case-by-case basis.

## 13 RECORD ACCEESS

14 The Director of Schools, through the Attendance Supervisor, shall have the attendance records of the  
15 home school inspected at least two (2) times each school year in order to provide assistance in  
16 implementing the compulsory attendance law.

## 17 STUDENT PERFORMANCE<sup>5</sup>

18 The Director of Schools shall develop administrative procedures regarding necessary consultations  
19 with home school parents in regard to student performance.

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### Legal References

1. TCA 49-50-801(a)
2. TCA 49-6-3050(b)
3. TCA 49-6-3004(a); TCA 49-6-3050(b)(3)
4. TCA 49-6-3050(b)(4); Public Acts of 2023, Chapter  
No. 114
5. TCA 49-6-3050(b)(6)

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### Cross References

Compulsory Attendance Ages 6.201

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in March</b>	Descriptor Term:  <b>Code of Conduct</b>	Descriptor Code: <b>6.300</b>	Issued Date: <b>05/12/20</b>
		Rescinds: <b>6.300</b>	Issued: <b>10/11/18</b>

1 The Board delegates to the Director of Schools the responsibility of developing specific codes of  
 2 conduct which are appropriate for each level of school. Codes of conduct for students in pre-  
 3 kindergarten or kindergarten shall utilize alternative disciplinary practices such as positive behavioral  
 4 supports, social skills training, adult mentors, and teacher support teams. Exclusionary discipline shall  
 5 only be used as a measure of last resort. The development of each code shall involve principals and  
 6 staff members of each level and shall be consistent with the relevant policies as adopted by the Board.<sup>1</sup>

7 The following levels of misbehavior and disciplinary procedures and options are standards designed to  
 8 protect all members of the educational community in the exercise of their rights and duties and to  
 9 maintain a safe learning environment where orderly learning is possible and encouraged.<sup>2</sup> These  
 10 misbehaviors apply to student conduct on school buses, on school property, and while students are on  
 11 school-sponsored outings. Staff members shall ensure that disciplinary measures are implemented in a  
 12 manner that:<sup>3</sup>

- 13 1. Balances accountability with an understanding of traumatic behavior;
- 14
- 15 2. Teaches school and classroom rules while reinforcing that violent or abusive behavior is not  
16 allowed at school;
- 17
- 18 3. Minimizes disruptions to education with an emphasis on positive behavioral supports and  
19 behavioral intervention plans;
- 20
- 21 4. Creates consistent rules and consequences; and
- 22
- 23 5. Models respectful, non-violent relationships.

24 In order to ensure that these goals are accomplished, the school district shall utilize the following  
 25 trauma-informed discipline practices: restorative practices, RTI<sup>2</sup>B, multi-tiered system of supports,  
 26 behavior intervention plans.

27 **MISBEHAVIORS: LEVEL I**

28 This level includes minor misbehavior on the part of the student which impedes orderly classroom  
 29 guidelines or interferes with the orderly operation of the school but which can usually be handled by an  
 30 individual staff member.

31 *Examples (not an exclusive listing)*

- 32 • Classroom disturbances

- 1 • Classroom tardiness
- 2 • Cheating and lying
- 3 • Abusive language
- 4 • Failure to do assignments or carry out directions
- 5 • Wearing, while on the grounds of a public school during the regular school day,
- 6 clothing that exposes underwear or body parts in an indecent manner that disrupts the
- 7 learning environment<sup>4</sup>
- 8 • Victimization of any student (harassment (sexual, racial, ethnic, religious), bullying,
- 9 cyber-bullying, and/or hazing)

### 10 *Disciplinary Procedures*

- 11 • The staff member intervenes immediately.
- 12 • The staff member determines what offense was committed and its severity.
- 13 • The staff member determines who committed the offense and if he/she understands the
- 14 nature of the offense.
- 15 • The staff member employs appropriate disciplinary options.
- 16 • The record of the offense and disciplinary action shall be maintained by the staff
- 17 member.

### 18 *Disciplinary Options*

- 19 • Verbal reprimand
- 20 • Special assignment
- 21 • Restricting activities
- 22 • Counseling
- 23 • Withdrawal of privileges
- 24 • Issuance of demerits
- 25 • Strict supervised study
- 26 • Detention
- 27 • Corporal punishment
- 28 • In-school suspension
- 29 • Evidence-based small group intervention
- 30 • Refer for individual counseling

### 31 **MISBEHAVIORS: LEVEL II**

32 This level includes misbehavior whose frequency or seriousness tends to disrupt the learning climate of  
 33 the school. These misbehaviors do not represent a direct threat to the health and safety of others but  
 34 have educational consequences serious enough to require corrective action on the part of  
 35 administrative personnel.

### 36 *Examples (not an exclusive listing)*

- 37 • Continuation of unmodified Level I misbehaviors
- 38 • Using forged notes or excuses

- 1           • Disruptive classroom behavior

2           *Disciplinary Procedures*

- 3           • The student is referred to the principal for appropriate disciplinary action.  
4           • The principal meets with the student and the staff member.  
5           • The principal hears the accusation made by the staff member and allows the student the  
6           opportunity to explain his/her conduct.  
7           • The principal takes appropriate disciplinary action and notifies the staff member of the  
8           action.  
9           • The record of offense and disciplinary action shall be maintained by the principal.

10          *Disciplinary Options*

- 11          • Teacher/schedule change  
12          • Peer counseling  
13          • Referral to outside agency  
14          • In-school suspension  
15          • Transfer  
16          • Detention  
17          • Suspension from school-sponsored activities or from riding school bus  
18          • Out-of-school suspension  
19          • Check in/check out  
20          • Evidence-based small group intervention  
21          • Refer for individual counseling  
22          • Pair with mentor

23          **MISBEHAVIORS: LEVEL III**

24          This level includes acts directly against persons or property but whose consequences do not seriously  
25          endanger the health or safety of others in the school.

26          *Examples (not an exclusive listing)*

- 27          • Continuation of unmodified Level I and II misbehaviors  
28          • Fighting  
29          • Vandalism (minor)  
30          • Use, possession, sale, distribution, and/or being under the influence of tobacco or  
31          alcohol  
32          • Use, possession, sale, or distribution of drug paraphernalia  
33          • Use, sale, distribution, and/or being under the influence of drugs  
34          • Stealing  
35          • Threats to others  
36          • Victimization of any student (harassment (sexual, racial, ethnic, religious), bullying,  
37          cyber-bullying, and/or hazing)

1 *Disciplinary Procedures*

- 2 • The student is referred to the principal for appropriate disciplinary action.
- 3 • The principal meets with the student and the staff member.
- 4 • The principal hears the accusation and allows the student the opportunity to explain
- 5 his/her conduct.
- 6 • The principal takes appropriate disciplinary action.
- 7 • The principal may refer the incident to the Director of Schools and make
- 8 recommendations for consequences.
- 9 • The record of offense and disciplinary action shall be maintained by the principal.

10 *Disciplinary Options*

- 11 • In-school suspension
- 12 • Detention
- 13 • Restitution from loss, damage, or stolen property
- 14 • Out-of-school suspension
- 15 • Social adjustment classes
- 16 • Transfer
- 17 • Check in/check out
- 18 • Evidence-based small group intervention
- 19 • Individual counseling
- 20 • Pair with mentor

21 **MISBEHAVIORS: LEVEL IV**

22 This level of misbehavior includes acts which result in violence to another's person or property or

23 which pose a threat to the safety of others in the school. These acts are so serious that they usually

24 require administrative actions which result in the immediate removal of the student from the school,

25 the intervention of law enforcement authorities, and/or action by the Board.

26 If a student's action poses a threat to the safety of others in the school, a teacher, principal, school

27 employee, or school bus driver may use reasonable force when necessary to prevent bodily harm or

28 death to another person.<sup>5</sup>

29 *Examples (not an exclusive listing)*

- 30 • Continuation of unmodified Level I, II, and III misbehaviors
- 31 • Death threat
- 32 • Extortion
- 33 • Bomb threat
- 34 • Possession, use, and/or transfer of dangerous weapons
- 35 • Assault that results in bodily injury upon any teacher, principal, administrator, any other
- 36 employee of the school, or a school resource officer\*
- 37 • Aggravated assault\*
- 38 • Vandalism

- 1 • Theft, possession, and/or sale of stolen property
- 2 • Arson
- 3 • Possession of unauthorized substances (e.g. any controlled substance, controlled
- 4 substance analogue, or legend drug)\*
- 5 • Use or transfer of unauthorized substances
- 6 • Victimization of any student (harassment (sexual, racial, ethnic, religious), bullying,
- 7 cyber-bullying, and/or hazing)
- 8 • Electronic threat to cause bodily injury or death to another student or school employee

### 9 *Disciplinary Procedures*

- 10 • The principal confers with appropriate staff members and with the student.
- 11 • The principal hears the accusations and allows the student the opportunity to explain
- 12 his/her conduct.
- 13 • The parent(s)/guardian(s) are notified.
- 14 • Law enforcement officials are contacted.
- 15 • The incident is reported, and recommendations are made to the Director of Schools.
- 16 • If the student's placement is to be changed, adequate notice of the charges shall be
- 17 given to the student and his/her parent(s)/guardian(s) and his/her right to appear at a
- 18 hearing.

### 19 *Disciplinary Options*

- 20 • Other hearing authority or Board action which results in appropriate placement
- 21 • Utilize restorative justice model
- 22 • Refer for individual counseling

23 \* Designates zero tolerance offenses.

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#### Legal References

1. TCA 49-6-4005; TCA 49-6-3024
2. TCA 49-6-4002 to 4005; 20 USCA § 7114, 7118
3. TCA 49-6-4109
4. TCA 49-6-4009
5. TCA 49-6-4008

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#### Cross References

Traffic and Parking Controls 3.403  
 Procedural Due Process 6.302  
 Student Discrimination, Harassment, Bullying,  
 Cyber-bullying, and Intimidation 6.304  
 Bus Safety and Conduct 6.308  
 Zero Tolerance Offenses 6.309  
 Dress Code 6.310  
 Detention 6.315  
 Suspension 6.316  
 Safe Relocation of Students 6.4081

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in March</b>	Descriptor Term:  <b>Code of Conduct</b>	Descriptor Code: <b>6.300</b>	Issued Date: <b>05/12/20</b>
		Rescinds: <b>6.300</b>	Issued: <b>10/11/18</b>

1 The Board delegates to the Director of Schools the responsibility of developing specific codes of  
 2 conduct which are appropriate for each level of school. Codes of conduct for students in pre-  
 3 kindergarten or kindergarten shall utilize alternative disciplinary practices such as positive behavioral  
 4 supports, social skills training, adult mentors, and teacher support teams. Exclusionary discipline shall  
 5 only be used as a measure of last resort. The development of each code shall involve principals and  
 6 staff members of each level and shall be consistent with the relevant policies as adopted by the Board.<sup>1</sup>

7 The following levels of misbehavior and disciplinary procedures and options are standards designed to  
 8 protect all members of the educational community in the exercise of their rights and duties and to  
 9 maintain a safe learning environment where orderly learning is possible and encouraged.<sup>2</sup> These  
 10 misbehaviors apply to student conduct on school buses, on school property, and while students are on  
 11 school-sponsored outings. Staff members shall ensure that disciplinary measures are implemented in a  
 12 manner that:<sup>3</sup>

- 13 1. Balances accountability with an understanding of traumatic behavior;
- 14
- 15 2. Teaches school and classroom rules while reinforcing that violent or abusive behavior is not
- 16 allowed at school;
- 17
- 18 3. Minimizes disruptions to education with an emphasis on positive behavioral supports and
- 19 behavioral intervention plans;
- 20
- 21 4. Creates consistent rules and consequences; and
- 22
- 23 5. Models respectful, non-violent relationships.

24 In order to ensure that these goals are accomplished, the school district shall utilize the following  
 25 trauma-informed discipline practices: restorative practices, RTI<sup>2</sup>B, multi-tiered system of supports,  
 26 behavior intervention plans.

27 **MISBEHAVIORS: LEVEL I**

28 This level includes minor misbehavior on the part of the student which impedes orderly classroom  
 29 guidelines or interferes with the orderly operation of the school but which can usually be handled by an  
 30 individual staff member.

31 *Examples (not an exclusive listing)*

- 32 • Classroom disturbances

- 1 • Classroom tardiness
- 2 • Cheating and lying
- 3 • Abusive language
- 4 • Failure to do assignments or carry out directions
- 5 • Wearing, while on the grounds of a public school during the regular school day,
- 6 clothing that exposes underwear or body parts in an indecent manner that disrupts the
- 7 learning environment<sup>4</sup>
- 8 • Victimization of any student (harassment (sexual, racial, ethnic, religious), bullying,
- 9 cyber-bullying, and/or hazing)

### 10 *Disciplinary Procedures*

- 11 • The staff member intervenes immediately.
- 12 • The staff member determines what offense was committed and its severity.
- 13 • The staff member determines who committed the offense and if he/she understands the
- 14 nature of the offense.
- 15 • The staff member employs appropriate disciplinary options.
- 16 • The record of the offense and disciplinary action shall be maintained by the staff
- 17 member.

### 18 *Disciplinary Options*

- 19 • Verbal reprimand
- 20 • Special assignment
- 21 • Restricting activities
- 22 • Counseling
- 23 • Withdrawal of privileges
- 24 • Issuance of demerits
- 25 • Strict supervised study
- 26 • Detention
- 27 • Corporal punishment
- 28 • In-school suspension
- 29 • Evidence-based small group intervention
- 30 • Refer for individual counseling

### 31 **MISBEHAVIORS: LEVEL II**

32 This level includes misbehavior whose frequency or seriousness tends to disrupt the learning climate of  
 33 the school. These misbehaviors do not represent a direct threat to the health and safety of others but  
 34 have educational consequences serious enough to require corrective action on the part of  
 35 administrative personnel.

#### 36 *Examples (not an exclusive listing)*

- 37 • Continuation of unmodified Level I misbehaviors
- 38 • Using forged notes or excuses

- 1           • Disruptive classroom behavior

2           *Disciplinary Procedures*

- 3           • The student is referred to the principal for appropriate disciplinary action.  
4           • The principal meets with the student and the staff member.  
5           • The principal hears the accusation made by the staff member and allows the student the  
6           opportunity to explain his/her conduct.  
7           • The principal takes appropriate disciplinary action and notifies the staff member of the  
8           action.  
9           • The record of offense and disciplinary action shall be maintained by the principal.

10          *Disciplinary Options*

- 11          • Teacher/schedule change  
12          • Peer counseling  
13          • Referral to outside agency  
14          • In-school suspension  
15          • Transfer  
16          • Detention  
17          • Suspension from school-sponsored activities or from riding school bus  
18          • Out-of-school suspension  
19          • Check in/check out  
20          • Evidence-based small group intervention  
21          • Refer for individual counseling  
22          • Pair with mentor

23          **MISBEHAVIORS: LEVEL III**

24          This level includes acts directly against persons or property but whose consequences do not seriously  
25          endanger the health or safety of others in the school.

26          *Examples (not an exclusive listing)*

- 27          • Continuation of unmodified Level I and II misbehaviors  
28          • Fighting  
29          • Vandalism (minor)  
30          • Use, possession, sale, distribution, and/or being under the influence of tobacco or  
31          alcohol  
32          • Use, possession, sale, or distribution of drug paraphernalia  
33          • Use, sale, distribution, and/or being under the influence of drugs  
34          • Stealing  
35          • Threats to others  
36          • Victimization of any student (harassment (sexual, racial, ethnic, religious), bullying,  
37          cyber-bullying, and/or hazing)

1            *Disciplinary Procedures*

- 2            • The student is referred to the principal for appropriate disciplinary action.
- 3            • The principal meets with the student and the staff member.
- 4            • The principal hears the accusation and allows the student the opportunity to explain
- 5            his/her conduct.
- 6            • The principal takes appropriate disciplinary action.
- 7            • The principal may refer the incident to the Director of Schools and make
- 8            recommendations for consequences.
- 9            • The record of offense and disciplinary action shall be maintained by the principal.

10           *Disciplinary Options*

- 11           • In-school suspension
- 12           • Detention
- 13           • Restitution from loss, damage, or stolen property
- 14           • Out-of-school suspension
- 15           • Social adjustment classes
- 16           • Transfer
- 17           • Check in/check out
- 18           • Evidence-based small group intervention
- 19           • Individual counseling
- 20           • Pair with mentor

21           **MISBEHAVIORS: LEVEL IV**

22           This level of misbehavior includes acts which result in violence to another's person or property or  
23           which pose a threat to the safety of others in the school. These acts are so serious that they usually  
24           require administrative actions which result in the immediate removal of the student from the school,  
25           the intervention of law enforcement authorities, and/or action by the Board.

26           If a student's action poses a threat to the safety of others in the school, a teacher, principal, school  
27           employee, or school bus driver may use reasonable force when necessary to prevent bodily harm or  
28           death to another person.<sup>5</sup>

29           *Examples (not an exclusive listing)*

- 30           • Continuation of unmodified Level I, II, and III misbehaviors
- 31           • Death threat
- 32           • Threat of mass violence on school property or at a school-related activity\*
- 33           • Extortion
- 34           • Bomb threat
- 35           • Possession, use, and/or transfer of dangerous weapons
- 36           • Assault that results in bodily injury upon any teacher, principal, administrator, any other
- 37           employee of the school, or a school resource officer\*
- 38           • Aggravated assault\*

- 1 • Vandalism
- 2 • Theft, possession, and/or sale of stolen property
- 3 • Arson
- 4 • Possession of unauthorized substances (e.g. any controlled substance, controlled
- 5 substance analogue, or legend drug)\*
- 6 • Use or transfer of unauthorized substances
- 7 • Victimization of any student (harassment (sexual, racial, ethnic, religious), bullying,
- 8 cyber-bullying, and/or hazing)
- 9 • Electronic threat to cause bodily injury or death to another student or school employee

### 10 *Disciplinary Procedures*

- 11 • The principal confers with appropriate staff members and with the student.
- 12 • The principal hears the accusations and allows the student the opportunity to explain
- 13 his/her conduct.
- 14 • The parent(s)/guardian(s) are notified.
- 15 • Law enforcement officials are contacted.
- 16 • The incident is reported, and recommendations are made to the Director of Schools.
- 17 • If the student's placement is to be changed, adequate notice of the charges shall be
- 18 given to the student and his/her parent(s)/guardian(s) and his/her right to appear at a
- 19 hearing.

### 20 *Disciplinary Options*

- 21 • Other hearing authority or Board action which results in appropriate placement
- 22 • Utilize restorative justice model
- 23 • Refer for individual counseling

24 \* Designates zero tolerance offenses.

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#### Legal References

1. TCA 49-6-4005; TCA 49-6-3024
2. TCA 49-6-4002 to 4005; 20 USCA § 7114, 7118
3. TCA 49-6-4109
4. TCA 49-6-4009
5. TCA 49-6-4008

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#### Cross References

Traffic and Parking Controls 3.403  
 Procedural Due Process 6.302  
 Student Discrimination, Harassment, Bullying,  
 Cyber-bullying, and Intimidation 6.304  
 Bus Safety and Conduct 6.308  
 Zero Tolerance Offenses 6.309  
 Dress Code 6.310  
 Detention 6.315  
 Suspension 6.316  
 Safe Relocation of Students 6.4081



<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in March</b>	Descriptor Term: <b>Zero Tolerance Offenses</b>	Descriptor Code: <b>6.309</b>	Issued Date: <b>10/11/18</b>
		Rescinds: <b>6.309</b>	Issued: <b>10/10/13</b>

1 In order to ensure a safe and secure learning environment, the following offenses shall not be tolerated:

2 **WEAPONS & DANGEROUS INSTRUMENTS**

3 Students shall not possess, handle, transmit, use, or attempt to use any dangerous weapon on school  
4 buses, on school property, or while on school sponsored outings.<sup>1</sup>

5 Dangerous weapons for the purposes of this policy shall include, but are not limited to, a firearm or  
6 anything manifestly designed, made, or adapted for the purpose of inflicting death or serious bodily  
7 injury or anything that in the manner of its use or intended use is capable of causing death or serious  
8 bodily injury.<sup>2</sup>

9 Violators of this section shall be subject to suspension and/or expulsion from school.

10 *Firearms*<sup>3</sup>

11 In accordance with state law, any student who brings to school or is in unauthorized possession of a  
12 firearm on school property shall be expelled for a period of not less than one (1) calendar year. The  
13 Director of Schools shall have the authority to modify this expulsion requirement on a case-by-case  
14 basis.<sup>4</sup>

15 **DRUGS**

16 In accordance with state law, any student who unlawfully possesses any drug, including any controlled  
17 substance, controlled substance analogue, or legend drug on school grounds or at a school-sponsored  
18 event, shall be expelled for a period of not less than one (1) calendar year. The Director of Schools shall  
19 have the authority to modify this expulsion requirement on a case-by-case basis.<sup>4</sup>

20 **ASSAULT**

21 In accordance with state law, any student who commits aggravated assault<sup>5</sup> or commits assault that  
22 results in bodily injury<sup>6</sup> upon any teacher, principal, administrator, any other employee of the school, or  
23 school resource officer shall be expelled for a period of not less than one (1) calendar year. The Director  
24 of Schools shall have the authority to modify this expulsion requirement on a case-by-case basis.<sup>4</sup>

1    **ELECTRONIC THREATS**

2    In accordance with state law, any student who transmits by an electronic device any communication  
3    containing a credible threat to cause bodily injury or death to another student or school employee and  
4    the transmission of such threat creates actual disruptive activity at the school that requires administrative  
5    intervention shall be expelled for a period of not less than one (1) calendar year. The Director of Schools  
6    shall have the authority to modify this expulsion requirement on a case-by-case basis.<sup>4</sup>

7    **NOTIFICATION**

8    When it is determined that a student has violated this policy, the principal of the school shall notify the  
9    student's parent(s)/guardian(s) and the criminal justice or juvenile delinquency system as required by  
10   law.<sup>7</sup>

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Legal References

1. TCA 39-17-1309(b)
2. TCA 39-11-106(a)(5)
3. 18 USCA § 921(a)(3); 20 USCA § 7961(b)(3)
4. TCA 49-6-4216(b); TCA 49-6-3401(g)
5. TCA 39-13-102
6. TCA 39-13-101(a)(1); Public Acts 2018, Chapter No. 958
7. TCA 49-6-4209; TCA 39-17-1312

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Cross References

Code of Conduct 6.300  
Drug-Free Schools 6.307  
Suspension/Expulsion/Remand 6.316

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in March</b>	Descriptor Term: <b>Zero Tolerance Offenses</b>	Descriptor Code: <b>6.309</b>	Issued Date: Click here to enter a date.
		Rescinds:	Issued:

1 In order to ensure a safe and secure learning environment, the following offenses shall not be  
2 tolerated:<sup>1</sup>

- 3 1. Bringing to school or being in unauthorized possession of a firearm on school property;<sup>2</sup>
- 4
- 5 2. Unlawful possession of any drug, including any controlled substance, controlled substance
- 6 analogue, or legend drug on school grounds or at a school-sponsored event;<sup>3</sup>
- 7
- 8 3. Aggravated assault;<sup>4</sup>
- 9
- 10 4. Assault that results in bodily injury<sup>5</sup> upon any teacher, principal, administrator, any other
- 11 employee of the school, or school resource officer; or
- 12
- 13 **5. Threats of mass violence on school property or at a school-related activity.<sup>6</sup>**

14 Committing any of these offenses shall result in a student being expelled from the regular school  
15 program for at least one (1) calendar year unless modified by the Director of Schools. Modification of  
16 the length of time shall be granted on a case-by-case basis. Students that commit zero tolerance  
17 offenses may be assigned to an alternative school or program at the discretion of the Director of  
18 Schools.<sup>7</sup>

19 When it is determined that a student has violated this policy, the principal shall notify the student's  
20 parent(s)/guardian(s) and the criminal justice or juvenile delinquency system as required by law.<sup>8</sup>

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Legal References

1. TCA 49-6-3401(g)
2. 18 USCA § 921(a)(3); 20 USCA § 7961
3. TCA 39-17-454; TCA 53-10-101
4. TCA 39-13-102
5. TCA 39-13-101(a)(1)
6. TCA 39-16-517; Public Acts of 2023, Chapter No. 299
7. TCA 49-6-3401(g)(2); TCA 49-6-3402
8. TCA 49-6-4209; TCA 39-17-1312; 20 USCA § 7961(h)(1)

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Cross References

- Code of Conduct 6.300
- Drug-Free Schools 6.307
- Suspension 6.316
- Student Disciplinary Hearing Authority 6.317
- Alternative Education 6.319
- Safe Relocation of Students 6.4081

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in March</b>	Descriptor Term: <b>Corporal Punishment</b>	Descriptor Code: <b>6.314</b>	Issued Date: <b>11/08/18</b>
		Rescinds: <b>6.314</b>	Issued: <b>10/11/18</b>

1 Any principal, assistant principal, or any teacher with the approval of the principal may use corporal  
 2 punishment in a reasonable manner against a student for good cause in order to maintain discipline and  
 3 order within the public schools in accordance with the following guidelines:<sup>1</sup>

- 4 1. Corporal punishment shall be administered only after other less stringent measures have failed  
 5 or if the conduct of a student is of such nature that corporal punishment is the only reasonable  
 6 form of punishment under the circumstances;
- 7 2. The instrument to be used shall be approved by the principal;
- 8 3. Corporal punishment shall be administered in the presence of another professional employee;
- 9 4. The nature of the punishment shall be such that it is in proportion to the gravity of the offense,  
 10 the apparent motive and disposition of the student, and the influence of the student's example  
 11 and conduct on others;
- 12 5. If a student has a disability, corporal punishment shall be administered only when the school has  
 13 received written parental permission. The parental permission must include the type of corporal  
 14 punishment that is allowed and the circumstances under which it is permitted. This information  
 15 will be kept on file at the school. It may be revoked at any time; and
- 16 6. The principal shall notify the parent(s)/guardian(s) any time corporal punishment is used.

17 A disciplinary record shall be maintained and shall contain the name of the student, the type of  
 18 misconduct, the type of corporal punishment administered, the name of the person administering the  
 19 punishment, the name of the witness present, and the date and time of punishment.

20 Disciplinary records shall be filed in the school office and made available to parent(s)/guardian(s) or  
 21 students, whichever is appropriate.

22 The Director of Schools shall develop administrative procedures to implement this policy, including  
 23 applicable recordkeeping and reporting requirements.

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Legal References

1. TCA 49-6-4103; TCA 49-6-4104; TCA 49-6-4402;  
Public Acts of 2018, Chapter No. 900

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Cross References

- Code of Conduct 6.300  
Student Records 6.600

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in March</b>	Descriptor Term: <b>Corporal Punishment</b>	Descriptor Code: <b>6.314</b>	Issued Date: <a href="#">Click here to enter a date.</a>
		Rescinds:	Issued:

- 1 The Board authorizes the Director of Schools to determine whether corporal punishment shall be  
2 administered. If it is administered, the following guidelines shall apply:<sup>1</sup>
- 3 1. Corporal punishment shall be administered only after other less stringent measures have failed  
4 or if the conduct of a student is of such nature that corporal punishment is the only reasonable  
5 form of punishment under the circumstances. Prior to administering the punishment, the student's  
6 teacher or principal shall document that he/she has:
    - 7 a. Acted to address the student's behavior;
    - 8 b. Provided consequences to the student to address the behavior;
    - 9 c. Consulted with the student's parent/guardian; and
    - 10 d. Considered the need to conduct an evaluation to determine whether the student has a  
11 disability per federal law.<sup>2</sup>
  - 12 2. The instrument to be used shall be approved by the principal;
  - 13 3. Only principals, assistant principals, or teachers with the approval of the principal are authorized  
14 to administer corporal punishment;
  - 15 4. Corporal punishment shall be administered in the presence of another professional employee;
  - 16 5. The nature of the punishment shall be such that it is in proportion to the gravity of the offense,  
17 the apparent motive and disposition of the student, and the influence of the student's example  
18 and conduct on others;
  - 19 6. If a student has a disability, corporal punishment shall be administered only when the school has  
20 received written parental permission. The parental permission shall include the type of corporal  
21 punishment that is allowed and the circumstances under which it is permitted. This information  
22 will be kept on file at the school. It may be revoked at any time; and
  - 23 7. The principal shall notify the parent(s)/guardian(s) any time corporal punishment is used.
- 24 A disciplinary record shall be maintained and shall contain the name of the student, the type of  
25 misconduct, the type of corporal punishment administered, the name of the person administering the  
26 punishment, the name of the witness present, and the date and time of punishment.

- 1 Disciplinary records shall be filed in the school office and made available to parent(s)/guardian(s) or
- 2 students, whichever is appropriate.
- 3 The Director of Schools shall develop administrative procedures to implement this policy, including
- 4 applicable recordkeeping and reporting requirements.

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**Legal References**

1. TCA 49-6-4103; TCA 49-6-4104; TCA 49-6-4402
2. 20 USCA § 1400 et. seq.; Public Acts of 2023,  
Chapter No. 275

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**Cross References**

Code of Conduct 6.300  
Student Records 6.600

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in March</b>	Descriptor Term: <b>Alternative Education</b>	Descriptor Code: <b>6.319</b>	Issued Date: <b>11/09/21</b>
		Rescinds: <b>6.319</b>	Issued: <b>09/10/20</b>

1 *General*<sup>1</sup>

2 The Board shall operate an alternative school and/or program for students in grades seven through  
3 twelve (7-12) who have been suspended or expelled from the regular school program.

4 An alternative school is a short-term intervention program designed to provide educational services  
5 outside the regular school program for students who have been suspended or expelled. The alternative  
6 school is located in a separate facility from the regular school program.

7 An alternative program is a short-term intervention program designed to provide educational services  
8 outside the regular school program for students who have been suspended or expelled. Alternative  
9 programs may be located within the regular school or be a self-contained program within a school.

10 The alternative school and/or program shall be operated in accordance with state laws and the rules of  
11 the State Board of Education, and instruction shall proceed as nearly as practicable in accordance with  
12 the instructional program at the student’s regular school. The Director of Schools shall develop  
13 procedures that provide appropriate educational opportunities for all students assigned to the  
14 alternative school or program. These educational opportunities shall adhere to Tennessee’s academic  
15 standards.<sup>2</sup>

16 **ASSIGNMENT**

17 Students who have been suspended for more than ten (10) days or expelled shall be assigned to the  
18 alternative school or program if there is staff and space available.<sup>3</sup> Availability of staff and space shall  
19 be determined at the time the disciplinary decision is rendered. The Director of Schools/designee shall  
20 make this determination by evaluating factors including, but not limited to, the following:

- 21 1. Level of supervision available;
- 22
- 23 2. Safety considerations; and
- 24
- 25 3. Type of infraction.

26 The Director of Schools/designee is not required to assign a student to the alternative school or program  
27 if the student committed one of the following:

- 28 1. A zero tolerance offense;<sup>4</sup> or
- 29
- 30 2. An offense of violence or threatened violence, or an offense that threatened the safety of other  
31 students at the school, if the location of the alternative school or program is on the same grounds  
32 as the school from which the student was disciplined.<sup>5</sup>

1 Consideration to assign these students to the alternative school or program will be determined by the  
2 Director of Schools/designee on a case-by-case basis.

3 Prior to the assignment of the student to the alternative school or program, the Director of  
4 Schools/designee shall provide written notice to the student's parent/guardian stating the reason for the  
5 student's placement.<sup>6</sup>

6 Placement in an alternative education setting shall be reserved for students who significantly disrupt  
7 the educational process. If a student has an active Individualized Education Plan, a 504 plan, or is  
8 suspected of having a disability, all state and federal laws and rules and regulations related to special  
9 education shall be followed. The Director of Schools/designee shall develop procedures regarding  
10 placement of students in the program, taking into consideration the impact of exclusionary discipline  
11 practices.<sup>7</sup>

12 The Director of Schools/designee shall monitor and regularly evaluate the academic progress of each  
13 student enrolled in the alternative school.

#### 14 **REMOVAL<sup>8</sup>**

15 A student may be removed from the alternative school or program if:

- 16 1. He/she violates the rules of the alternative school or program; or
- 17 2. He/she is not benefitting from the assignment and all interventions have been exhausted  
18 unsuccessfully.

#### 20 **ADDITIONAL OFFENSES<sup>9</sup>**

21 Any new disciplinary offense committed during a student's original suspension or expulsion period  
22 shall be treated as a new and separate offense. These offenses shall not constitute an extension of the  
23 original suspension or expulsion.

#### 24 **TRANSITION PLAN<sup>10</sup>**

25 The Director of Schools/designee shall develop procedures regarding the implementation of transition  
26 plans for the integration of students assigned to the alternative school.

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#### Legal References

1. TCA 49-6-3402;TRR/MS 0520-01-02-.09
2. TRR/MS 0520-01-02-.09(9)(a)

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#### Cross References

- Special Education 4.202  
Virtual Education Program 4.212

3. TCA 49-6-3402(c)(1)(A)
4. TRR/MS 0520-01-02-.09(6)(a); TCA 49-6-3402(c)(1)(B)
5. Public Acts of 2021, Chapter No. 229
6. TRR/MS 0520-01-02-.09(9)(i)
7. TRR/MS 0520-01-02-.09(9)(h)
8. TCA 49-6-3402(c)(2)(A)
9. TRR/MS 0520-01-02-.09(9)(g)(2)
10. TRR/MS 0520-01-02-.09(9)(m)

Suspension 6.316  
Student Disciplinary Hearing Authority 6.317  
Special Education Students 6.500

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in March</b>	Descriptor Term: <b>Alternative Education</b>	Descriptor Code: <b>6.319</b>	Issued Date:
		Rescinds:	Issued:

1 *General*<sup>1</sup>

2 The Board shall operate an alternative school and/or program for students in grades seven through  
3 twelve (7-12) who have been suspended or expelled from the regular school program.

4 An alternative school is a short-term intervention program designed to provide educational services  
5 outside the regular school program for students who have been suspended or expelled. The alternative  
6 school is located in a separate facility from the regular school program.

7 An alternative program is a short-term intervention program designed to provide educational services  
8 outside the regular school program for students who have been suspended or expelled. Alternative  
9 programs may be located within the regular school or be a self-contained program within a school.  
10 Alternative programs shall include, but are not limited to, the following:

11 The alternative school and/or program shall be operated in accordance with state laws and the rules of  
12 the State Board of Education, and instruction shall proceed as nearly as practicable in accordance with  
13 the instructional program at the student’s regular school. The Director of Schools shall develop  
14 procedures that provide appropriate educational opportunities for all students assigned to the  
15 alternative school or program. These educational opportunities shall adhere to Tennessee’s academic  
16 standards.<sup>2</sup>

17 **ASSIGNMENT**

18 Students who have been suspended for more than ten (10) days or expelled shall be assigned to the  
19 alternative school or program if there is staff and space available.<sup>3</sup> Availability of staff and space shall  
20 be determined at the time the disciplinary decision is rendered. The Director of Schools/designee shall  
21 make this determination by evaluating factors including, but not limited to, the following:

- 22 1. Level of supervision available;
- 23
- 24 2. Safety considerations; and
- 25
- 26 3. Type of infraction.

27 The Director of Schools/designee is not required to assign a student to the alternative school or program  
28 if the student committed one of the following:

- 29 1. A zero tolerance offense;<sup>4</sup> or
- 30

1       2. An offense of violence or threatened violence, or an offense that threatened the safety of other  
2       students at the school if the location of the alternative school or program is on the same grounds  
3       as the school from which the student was disciplined or assigning the student to that location  
4       would endanger the safety of the students or staff.<sup>5</sup>

5       Consideration to assign these students to the alternative school or program will be determined by the  
6       Director of Schools/designee on a case-by-case basis.

7       Prior to the assignment of the student to the alternative school or program, the Director of  
8       Schools/designee shall provide written notice to the student's parent/guardian stating the reason for the  
9       student's placement.<sup>6</sup>

10      Placement in an alternative education setting shall be reserved for students who significantly disrupt  
11      the educational process. If a student has an active Individualized Education Plan, a 504 plan, or is  
12      suspected of having a disability, all state and federal laws and rules and regulations related to special  
13      education shall be followed. The Director of Schools/designee shall develop procedures regarding  
14      placement of students in the program, taking into consideration the impact of exclusionary discipline  
15      practices.<sup>7</sup>

16      The Director of Schools/designee shall monitor and regularly evaluate the academic progress of each  
17      student enrolled in the alternative school.

#### 18      **REMOVAL<sup>8</sup>**

19      A student may be removed from the alternative school or program if:

- 20          1. He/she violates the rules of the alternative school or program; or
- 21
- 22          2. He/she is not benefitting from the assignment and all interventions have been exhausted
- 23          unsuccessfully.

#### 24      **ADDITIONAL OFFENSES<sup>9</sup>**

25      Any new disciplinary offense committed during a student's original suspension or expulsion period  
26      shall be treated as a new and separate offense. These offenses shall not constitute an extension of the  
27      original suspension or expulsion.

#### 28      **TRANSITION PLAN<sup>10</sup>**

29      The Director of Schools/designee shall develop procedures regarding the implementation of transition  
30      plans for the integration of students assigned to the alternative school.

---

**Legal References**

1. TCA 49-6-3402; TRR/MS 0520-01-02-.09
2. TRR/MS 0520-01-02-.09(9)(a)
3. TCA 49-6-3402(c)(1)(A)
4. TRR/MS 0520-01-02-.09(6)(a); TCA 49-6-3402(c)(1)(B)
5. TCA 49-6-3402(c)(1)(C); Public Acts of 2023, Chapter No. 279
6. TRR/MS 0520-01-02-.09(9)(i)
7. TRR/MS 0520-01-02-.09(9)(h)
8. TCA 49-6-3402(c)(2)(B)
9. TRR/MS 0520-01-02-.09(9)(g)(2)
10. TRR/MS 0520-01-02-.09(9)(m)

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**Cross References**

Special Education 4.202  
Virtual Education Program 4.212  
Suspension 6.316  
Student Disciplinary Hearing Authority 6.317  
Special Education Students 6.500

## Gibson County School District

Monitoring: <b>Review: Annually, in May</b>	Descriptor Term: <b>Student Surveys, Analyses, and Evaluations</b>	Descriptor Code: <b>6.4001</b>	Issued Date: <b>05/11/15</b>
		Rescinds: <b>6.4001</b>	Issued: <b>08/14/14</b>

1 Surveys, analyses, and evaluations for research purposes shall be allowed by the Board when the  
 2 project is viewed as contributory to a greater understanding of the teaching-learning process, the  
 3 project does not violate the goals of the Board, and the disruption of the regular school program is  
 4 minimal. The director of schools shall develop administrative procedures for approving requests for  
 5 conducting surveys, analyses, or evaluations by agencies, organizations or individuals. The requests  
 6 shall outline what is to be done, who is to be involved and how the results will be used and  
 7 distributed.<sup>1</sup>

8 Prior to the dissemination of a survey, analysis, or evaluation to students, parents/guardians shall be  
 9 notified of their ability to review the materials. Such notification shall include information indicating  
 10 the purpose of the survey, analysis, or evaluation as well as who will have access to the results.  
 11 Following such notification and prior to the administration of the survey, analysis, or evaluation,  
 12 parents/guardians may opt their child out of participation.

13 The director of schools shall develop procedures for granting such parental requests and to implement  
 14 the other provisions of this policy.<sup>5</sup>

15 No student shall be required, as part of any program, to submit to a survey, analysis or evaluation that  
 16 reveals information concerning: <sup>2,5</sup>

- 17 1. mental or psychological problems of the student or the student's family;
- 18 2. sexual behavior or attitudes;
- 19 3. illegal, anti-social, self-incriminating, or demeaning behavior;
- 20 4. critical appraisals of other individuals with whom respondents have close family relationships;
- 21 5. legally privileged relationships;
- 22 6. income; or
- 23 7. the collection of student biometric data involving the analysis of facial expressions, EEG brain  
 24 wave patterns, skin conductance, galvanic skin response, heart-rate variability, pulse, blood  
 25 volume, posture, and eye-tracking <sup>6</sup>

26 without the prior consent of the student (if the student is an adult or emancipated minor), or in the case  
 27 of an unemancipated minor, without the prior written consent of the parent.<sup>5</sup>

28 The collection of the following student data is strictly prohibited: <sup>7</sup>

- 29 1. political affiliation or voting history;
- 30 2. religious practices; and
- 31 3. firearm ownership.

32 **COLLECTING, DISCLOSING OR USING INFORMATION FOR MARKETING** <sup>3</sup>

1 In general, the district will not collect, disclose or use personal student information for the purpose of  
2 marketing or selling that information or otherwise providing that information to others for that  
3 purpose.

4 If any collected information is to be marketed or sold, parents will be directly notified at least annually  
5 at the beginning of the school year of the specific or approximate dates when such information will be  
6 collected. Parents, upon request, may inspect any instrument used to collect personal information for  
7 the purpose of marketing or selling that information before the instrument is administered or  
8 distributed to the student. All parents and students of appropriate age may decline to provide the  
9 information requested.

10 This portion of the policy does not apply to the collection, disclosure or use of personal information  
11 collected from students for the exclusive purpose of developing, evaluating or providing educational  
12 products or services for or to students or educational institutions to the extent allowed by law, such as  
13 the following: <sup>4</sup>

- 14 1. College or other postsecondary education recruitment or military recruitment.
- 15 2. Book clubs, magazines and programs providing access to low-cost literary products.
- 16 3. Tests and assessments used by elementary schools and secondary schools to provide cognitive,  
17 evaluative, diagnostic, clinical, aptitude or achievement information about students (or to  
18 generate other statistically useful data for the purpose of securing such tests and assessments)  
19 and the subsequent analysis and public release of the aggregate data from such tests and  
20 assessments.
- 21 4. The sale by students of products or services to raise funds for school-related or education  
22 related activities.
- 23 5. Student recognition programs.

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Legal References

1. TCA 49-2-211
2. 20 USCA § 1232h
3. No Child Left Behind, Part F § 1061 (1)(E) & (F) & (2)
4. No Child Left Behind, Part F § 1061 (4)(A)
5. TCA 49-2-211
6. TCA 49-1-706
7. TCA 49-1-705

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Cross References

Testing Programs 4.700

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in April</b>	Descriptor Term: <b>Student Surveys, Analyses, and Evaluations</b>	Descriptor Code: <b>6.4001</b>	Issued Date:
		Rescinds:	Issued:

1 Surveys, analyses, and evaluations for research purposes shall be allowed by the Board when the project  
 2 is viewed as contributory to a greater understanding of the teaching-learning process, the project does  
 3 not violate the goals of the Board, and the disruption of the regular school program is minimal. The  
 4 Director of Schools shall develop administrative procedures for approving requests for conducting  
 5 surveys, analyses, or evaluations by agencies, organizations, or individuals. The requests shall outline  
 6 what is to be done, who is to be involved, and how the results will be used and distributed.<sup>1</sup>

7 Prior to the dissemination of a survey, analysis, or evaluation to students, parent(s)/guardian(s) shall be  
 8 notified of the opportunity to review the materials.<sup>1</sup> Such notification shall include information indicating  
 9 the purpose of the survey, analysis, or evaluation as well as who will have access to the results. The  
 10 survey, analysis, or evaluation shall only be administered to students under the age of eighteen (18)  
 11 whose parent(s)/guardian(s) provide written, informed, and voluntarily signed consent. A student who  
 12 is eighteen (18) years of age or older may participate after he/she provides written, informed, and  
 13 voluntarily signed consent. The Director of Schools shall develop procedures for granting such parental  
 14 requests.<sup>1</sup>

15 No student shall be required, as part of any program, to submit to a survey, analysis, or evaluation that  
 16 reveals information concerning:<sup>1,2</sup>

- 17 1. Mental or psychological problems of the student or the student's family;
- 18
- 19 2. Sexual behavior or attitudes;
- 20
- 21 3. Illegal, anti-social, self-incriminating, or demeaning behavior;
- 22
- 23 4. Critical appraisals of other individuals with whom respondents have close family relationships;
- 24
- 25 5. Legally privileged relationships;
- 26
- 27 6. Income; or
- 28
- 29 7. The collection of student biometric data involving the analysis of facial expressions, EEG
- 30 brain wave patterns, skin conductance, galvanic skin response, heart-rate variability, pulse,
- 31 blood volume, posture, and eye-tracking<sup>3</sup>

32 without the prior consent of the student (if the student is an adult or emancipated minor), or in the case  
 33 of an unemancipated minor, without the prior written consent of the parent/guardian.

1 The collection of the following student data is strictly prohibited:<sup>4</sup>

- 2 1. Political affiliation or voting history;  
3  
4 2. Religious practices; and  
5  
6 3. Firearm ownership.

7 **COLLECTING, DISCLOSING, OR USING INFORMATION FOR MARKETING<sup>5</sup>**

8 In general, the district will not collect, disclose, or use personal student information for the purpose of  
9 marketing or selling that information or otherwise providing that information to others for that purpose.

10 If any collected information is to be marketed or sold, parent(s)/guardian(s) will be directly notified at  
11 least annually at the beginning of the school year of the specific or approximate dates when such  
12 information will be collected. Parent(s)/guardian(s), upon request, may inspect any instrument used to  
13 collect personal information for the purpose of marketing or selling that information before the  
14 instrument is administered or distributed to the student. All parent(s)/guardian(s) and students of  
15 appropriate age may decline to provide the information requested.

16 This portion of the policy does not apply to the collection, disclosure, or use of personal information  
17 collected from students for the exclusive purpose of developing, evaluating, or providing educational  
18 products or services for or to students or educational institutions to the extent allowed by law such as:

- 19 1. College or other postsecondary education recruitment or military recruitment;  
20  
21 2. Book clubs, magazines, and programs providing access to low-cost literary products;  
22  
23 3. Tests and assessments used by elementary schools and secondary schools to provide  
24 cognitive, evaluative, diagnostic, clinical, aptitude, or achievement information about  
25 students (or to generate other statistically useful data for the purpose of securing such tests  
26 and assessments) and the subsequent analysis and public release of the aggregate data from  
27 such tests and assessments;  
28  
29 4. The sale by students of products or services to raise funds for school-related or education  
30 related activities; or  
31  
32 5. Student recognition programs.

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Legal References

1. TCA 49-2-211; Public Acts of 2023, Chapter No. 353
2. 20 USCA § 1232h
3. TCA 49-1-706
4. TCA 49-1-705
5. 20 USCA § 1232h(c)(1); 20 USCA § 1232h(c)(4)

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Cross References

Testing Programs 4.700



<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in April</b>	Descriptor Term: <b>Physical Examinations and Immunizations</b>	Descriptor Code: <b>6.402</b>	Issued Date: <b>12/09/21</b>
		Rescinds: <b>6.402</b>	Issued: <b>01/14/21</b>

1 **PHYSICAL EXAMINATIONS<sup>1</sup>**

2 The principal shall ensure that there is a complete physical examination of each student prior to:<sup>2</sup>

- 3 1. Entering school for the first time; and  
4  
5 2. Participating as a member of any athletic team or in any other strenuous physical activity  
6 program.

7 Cost of the examination shall be covered by the parent/guardian of the student. These records shall be  
8 on file in the principal's office.

9 Screening tests as required by the Tennessee Department of Education and the Department of Health  
10 will be conducted. Parent(s)/guardian(s) will receive written notice of any screening result that indicates  
11 a condition that might interfere with the student's progress. The school district will not conduct physical  
12 examinations of a student without parental consent or by court order, unless the immediate health or  
13 safety of the student or others is in question.<sup>3</sup>

14 **IMMUNIZATIONS**

15 Students will not be permitted to attend school without proof of immunization as determined by the  
16 Commissioner of Health unless circumstances outlined in state or federal law prevent a student from  
17 producing such records. It is the responsibility of the parent(s)/guardian(s) to have their children  
18 immunized and to provide such proof to the principal of the school which the student is to attend.<sup>4</sup>

19 Exceptions will be granted to any student whose parent/guardian files with school authorities a signed,  
20 written statement that such measures conflict with the one of the following:

- 21 1. His/her religious tenets and practices if in the absence of an epidemic or immediate threat of an  
22 epidemic. This exemption will continue to be an option in the event of a COVID-19 or any  
23 variant outbreak;<sup>5</sup> or  
24  
25 2. Due to medical reasons if the student has a written statement from his/her doctor excusing  
26 him/her from the immunization.<sup>6</sup>

27 The Director of Schools shall ensure that appropriate immunization records are maintained for each  
28 student.

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**Legal References**

1. 20 USCA § 1232h(c)
2. TRR/MS 0520-01-13-.01(1)(a)
3. Tennessee School Health Screening Guidelines,  
[https://www.tn.gov/content/dam/tn/education/esh/csh\\_school\\_health\\_screening\\_guidelines.pdf](https://www.tn.gov/content/dam/tn/education/esh/csh_school_health_screening_guidelines.pdf); 20 USCA § 1232h(c)(2)(C)
4. TCA 49-6-5001(a),(c)
5. TCA 49-6-5001(b)(2); Public Acts of 2021, Chapter No. 513
6. TCA 49-6-5001(c)(2)

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**Cross References**

Promoting Student Welfare 6.400

<b>Gibson County Board of Education</b>			
Monitoring: <b>Review: Annually, in April</b>	Descriptor Term: <b>Physical Examinations and Immunizations</b>	Descriptor Code: <b>6.402</b>	Issued Date:
		Rescinds:	Issued:

1 **PHYSICAL EXAMINATIONS<sup>1</sup>**

2 The principal shall ensure that there is a complete physical examination of each student prior to:<sup>2</sup>

- 3 1. Entering school for the first time; and  
4  
5 2. Participating as a member of any athletic team or in any other strenuous physical activity  
6 program.

7 Cost of the examination shall be covered by the parent/guardian of the student. These records shall be  
8 on file in the principal's office.

9 Screening tests as recommended by the Tennessee Department of Education and the Department of  
10 Health will be conducted. Parent(s)/guardian(s) will receive written notice of any screening result that  
11 indicates a condition that might interfere with the student's progress. Parent(s)/guardian(s) may excuse  
12 their student from participating in health screenings that are part of a coordinated school health program  
13 by submitting a request in writing to the school nurse, instructor, school counselor, or principal.<sup>3</sup>

14 **IMMUNIZATIONS**

15 Students will not be permitted to attend school without proof of immunization as determined by the  
16 Commissioner of Health unless circumstances outlined in state or federal law prevent a student from  
17 producing such records. It is the responsibility of the parent(s)/guardian(s) to have their children  
18 immunized and to provide such proof to the principal of the school which the student is to attend.<sup>4</sup>

19 Exceptions will be granted to any student whose parent/guardian files with school authorities a signed,  
20 written statement that such measures conflict with one of the following:

- 21 1. His/her religious tenets and practices if in the absence of an epidemic or immediate threat of an  
22 epidemic;<sup>5</sup> or  
23  
24 2. Due to medical reasons if the student has a written statement from his/her doctor excusing  
25 him/her from the immunization.<sup>6</sup>

26 The Director of Schools shall ensure that appropriate immunization records are maintained for each  
27 student.

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**Legal References**

1. 20 USCA § 1232h(c)
2. TRR/MS 0520-01-13-.01(1)(a)
3. Public Acts of 2023, Chapter No. 353; Tennessee School Health Screening Guidelines, [https://www.tn.gov/content/dam/tn/education/csh/FINAL\\_Health\\_screening\\_Guidelines\\_2022.pdf](https://www.tn.gov/content/dam/tn/education/csh/FINAL_Health_screening_Guidelines_2022.pdf); 20 USCA § 1232h(c)(2)(C)
4. TCA 49-6-5001(a),(c)
5. TCA 49-6-5001(b)(2)-(3)
6. TCA 49-6-5001(c)(2)

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**Cross References**

Promoting Student Welfare 6.400

**Gibson Co Sp Dist (275) Public District - FY 2024 - CTE Perkins Basic - Rev 0 - CTE Perkins Basic**

**Indirect Cost Guide**

Total Allocation

Existing Budget In Categories Not Eligible for Indirect Cost

Total Available for Budgeting In Categories Eligible for Indirect Cost and Indirect Cost

Indirect Cost Rate

Max Available Budget In Categories Eligible for Indirect Cost

Max Indirect Cost

Filter by Location:  ▼

Account Number	71300 - Vocational Education Program	72130 - Other Student Support	72230 - Support Services/Vocational Education Program	Total
<b>Line Item Number</b>				
<b>336 - Maintenance &amp; Repair Services - Equipment</b>	2,000.00			2,000.00
<b>355C - Travel (CTSO)</b>		10,371.77		10,371.77
<b>429 - Instructional Supplies &amp; Materials</b>	15,750.00			15,750.00
<b>429C - Instructional Supplies &amp; Materials (Consumables)</b>	750.00			750.00
<b>524 - In-Service / Staff Development</b>			1,600.00	1,600.00
<b>524PD - In-Service / Staff Development (PD)</b>		2,592.94		2,592.94
<b>730 - Vocational Instruction Equipment</b>	18,794.17			18,794.17
<b>Total</b>	37,294.17	12,964.71	1,600.00	51,858.88
			<b>Adjusted Allocation</b>	<b>51,858.88</b>

Account Number	71300 - Vocational Education Program	72130 - Other Student Support	72230 - Support Services/Vocational Education Program	Total	142
Line Item Number				Remaining	0.00



# 113th Tennessee General Assembly

## Contributions from the TOSS Legislative Team:

**Dr. Dale Lynch**  
Executive Director

**Virginia Nash**  
Director of Communications & Public Affairs

**Dr. Melanie Miller**  
Contracted Lobbyist

**Chuck Cagle**  
TOSS Legal Counsel

**Catie Lane Bailey**  
Contracted Lobbyist

## Sponsored By:



\*This is a summary of bills in the 113th General Assembly. Please refer to the Public Chapter numbers, when they become available, for legislation in greater detail.

## IMPROVED FUNDING (TOSS Legislative Priority 1)

**TOSS Priority: Analyze the TN Investment in Student Achievement Act (TISA) to ensure additional, adequate, and equitable funding with local flexibility.**

### 1. Parental Leave for LEA Licensed Employees: SB1458/HB983 (Public Chapter 353)

Sponsored by Senator White and Representative Sexton

Public Chapter 353 requires local education agencies (LEAs) to provide licensed employees of the LEA 6 paid workweeks after a birth or stillbirth of the employee's child or the employee's adoption of a newly placed minor child.

This law provides that an eligible employee who is granted such leave must not be required to use the employee's sick, annual, or other leave for the leave taken. However, the leave granted for the birth, stillbirth, or adoption counts toward the employee's use of leave required to be given under the federal Family and Medical Leave Act.

The 6 work weeks do not need to be consecutively taken as long as the leave is used within 12 months of the birth, stillbirth, or adoption.

Each LEA shall establish policies for implementing this section.

Paid leave under this section must be paid at 100% of the employee's salary. \*For the purposes of calculating employment anniversary dates, absence from work pursuant to this section is considered full-time employment.

The state shall reimburse an LEA that provides paid leave pursuant to this section in an amount equal to the leave paid by the LEA pursuant to this section.

- if such employee has been employed for at least 12 consecutive months with an LEA and provides 30- days prior notice.

## 2. Full Teacher Salary if Missed Duties Due to Violent Criminal Act: SB906/HB1357 (Public Chapter 343)

Sponsored by Senator Niceley and Representative Farmer

Under present law, whenever a teacher is absent from assigned duties as a result of personal injury caused by a physical assault or other violent criminal act committed against the teacher in the course of the teacher's employment activities, the teacher must receive benefits, comparable to a workers' compensation program, for up to one year after the injury, if the LEA has workers' compensation coverage. A leave of absence for personal injury resulting from an assault or other violent criminal act must not be charged to the teacher's sick leave, personal leave, or professional leave accumulated.

In the event a teacher is absent from assigned duties as a result of personal injury caused by a physical assault or other violent criminal act committed against the teacher in the course of the teacher's employment activities, the LEA must continue to pay the teacher's full benefits, excluding full salary, until the earlier of the date on which the teacher is released by the teacher's physician to return to work or the date on which the teacher is determined by the teacher's physician to be permanently disabled from returning to work.

Public Chapter 343 deletes these provisions and provides, instead, that if a teacher is absent from assigned duties as a result of personal injury caused by a physical assault or other violent criminal act committed against the teacher in the course of the teacher's employment activities, then the LEA must continue to pay the teacher's full salary and full benefits including, but not limited to, health insurance benefits, until the teacher is released by the teacher's physician to return to work or is determined by the teacher's physician to be permanently and totally disabled from returning to work, whichever occurs first.

PC 343 further requires that if, at the time of the personal injury, the teacher is eligible for workers' compensation or other similar type benefits, then the teacher must file a claim for those benefits. If a teacher receives benefits under a workers' compensation or similar type benefit during the time the teacher is on leave, then the LEA must pay the difference between the teacher's full salary and the workers' compensation or similar type benefits received. An LEA is not required to pay the teacher's full salary or full benefits, or the difference between the workers' compensation or similar type of benefits received, for more than one year.

PC 343 prohibits a teacher on leave from receiving more than their full salary and full benefits that the teacher is eligible to receive. A leave of absence for personal injury resulting from an assault or other violent criminal act must not be charged to the teacher's sick leave, personal leave, or professional leave.

### 3. State Salary Schedule for Teachers: SB281/HB329 (Public Chapter 437)

Sponsored by Senator Johnson and Representative Lamberth

Public Chapter 437 revises the law relative to teachers' wages.

Under present law, the commissioner, as approved by the state board of education, must annually formulate a table of training and experience factors and a state salary schedule to be effective for each school year, which must be applicable to all licensed personnel in every LEA, and which must include an established base salary per school year consisting of a term of 200 days for beginning licensed personnel with a bachelor's degree and zero years of experience. Licensed personnel having more training and experience must receive more than the established base per school year. Certified personnel having less training and experience must receive less than the established base per school year. The salary schedule must not be applicable to substitute personnel.

This new legislation requires that the state salary schedule for teachers formulated by the commissioner must establish a base salary that is no less than the following:

- \$42,000 for the 2023-2024 school year;
- \$44,500 for the 2024-2025 school year;
- \$47,000 for the 2025-2026 school year;
- \$50,000 for the 2026-2027 school year.

This law also prohibits an LEA from deducting dues from the wages of the LEA's employees for a professional employee's organization, including, but not limited to, a professional employee's organization that is affiliated with a labor organization under federal law. However, an employee of an LEA is not prohibited from personally and voluntarily remitting dues to a professional employees' organization.

**TOSS Priority: Supports sustainable funding for K-2 summer school, while maintaining local flexibility.**

**4. Learning Loss Remediation by Use of Summer Learning Camps: SB249/HB68  
(Public Chapter 144)**

Sponsored by Senator Johnson and Representative Lamberth

Public Chapter 144 makes various changes to the Tennessee Learning Loss Remediation and Student Acceleration Act.

For purposes of summer learning camps, present law defines a priority student as any of the following:

- (1) A student who will be entering fourth or fifth grade in the upcoming school year and scored below proficient in math or English language arts on the student's most recent TCAP test;
- (2) A student who will be entering first, second, or third grade in the upcoming school year and attends a school in which fewer than 50% of the students in grades 3-5 scored proficient in math or ELA on the most recently administered TCAP test;
- (3) A student who will be entering first, second, third, fourth, or fifth grade in the upcoming school year and is eligible for temporary assistance for needy families (TANF); or
- (4) A student who will be entering first, second, third, or fourth grade in the upcoming school year and scored below proficient in math and ELA on the students most recent state-adopted benchmark assessment, TN Universal Math Screener, Tennessee Universal Reading Screener, Universal Reading Screener, or, for after-school learning mini-camps conducted in the 2021-2022 school year, response to instruction and intervention (RTI2) screener.

Public Chapter 144 alters the above definition by removing (1); adding to numbers (2) and (3) a student entering kindergarten in the upcoming school year; removing from (3) a student entering fourth or fifth grade in the upcoming school year; removing from (4) a student entering fourth grade in the upcoming school year; and adding an at-risk child who is four years of age on or before August 15, if included at the discretion of the LEA.

**5. Pre-K Task Force and Grant Funding for 5 LEAs: SB355/HB1150  
(Public Chapter 340)**

Sponsored by Senator Haile and Representative White

Public Chapter 340 does the following:

- (1) Requires the department of education to conduct a statewide needs analysis of preschool education in Tennessee to be reported on the department's website no later than March 31, 2024;
- (2) Requires the analysis to at least include gaps between family demand for preschool service and the availability of high-quality preschool opportunities;
- (3) Requires the department to establish the Tennessee preschool task force to assist in developing a strategic plan for preschool education in this state and to provide recommendations on high-quality programming. Membership on the task force must at least include a representative from the department of education; a representative from the department of human services; a member of the education administration committee of the house of representatives; a member of the education instruction committee of the house of representatives; a member of the education committee of the senate; a community member; and a parent;
- (4) Requires the task force, in conjunction with the department of education, to develop a strategic plan for preschool education in this state with recommendations on how to expand opportunities. The task force must submit their plan and recommendations to the education committees of the senate and house of representatives;
- (5) Requires, subject to available funding, the department to implement a pilot program to award grant funds to five LEAs to implement innovative and high-quality preschool programs in the 2023-2034 school year. The department is then required to assess the effects of the pilot program to inform the task force in their recommendations; and
- (6) Authorizes the state board of education, in consultation with the department of education, to promulgate rules to effectuate this amendment.

**TOSS Priority: Supports reinstating funding, outside of TISA, for School Resource Officers and safety/security personnel.**

6. **Administration Safety Bill: SB274/HB322 (Public Chapter 367)**

Sponsored by Senator Johnson and Representative Lamberth

Public Chapter 367 revises various provisions to the elementary and secondary education and the Schools Against Violence in Education Act.

**Comprehensive information about this bill is listed in Appendix A.**

## **CURRICULUM & ACCOUNTABILTY (TOSS Legislative Priority 3)**

### **7. High School Course Credit Without Course Enrollment: SB838/HB962 (Public Chapter 269)**

Sponsored by Senator White and Representative Slater

Public Chapter 269 authorizes an LEA that serves students in any of the grades 9-12 to grant a high school student credit for a course offered by the student's high school in which the student is not enrolled, but for which the student attains a qualifying score, as set by the LEA, on the course's credit exam. That LEA must provide each high school student the opportunity to take a credit exam for a course each semester in which the LEA offers a course for which the LEA has developed a credit exam.

A student may only take a credit exam once per course.

High school credit earned pursuant to this bill will count toward the high school graduation requirements established by the state board of education. If a student receives a qualifying score on a credit exam, then the student's score must be included in the student's overall grade point average in the same manner as if the student enrolled in, and successfully completed, the course.

A student may earn a maximum of four graduation credits from credit exams.

This law specifies that a final exam administered for purposes of this bill will not affect the evaluation of a teacher, principal, school, or LEA.

A credit exam developed by an LEA must cover the entirety of the Tennessee course standards for the course for which the student may receive credit.

This law requires each LEA that operates one or more high schools to:

- (1) Adopt a policy on the implementation of this bill;
- (2) Provides that the policy established by an LEA for implementation of these provisions must include, at a minimum:
  - when and how credit exams are to be administered to students seeking course credit;
  - the qualifying score for each credit exam administered to students;
  - and the grade that will be included in a student's overall grade point average for the student's achieving the qualifying score on each credit exam administered to the student; and

(3) Report the following information to the department of education at the end of each school year:

- (A) The number of final exams administered during the school year;
- (B) The courses for which final exams were administered; and
- (C) The number of students that received a qualifying score on each final exam administered for purposes of this bill.

PC 269 defines, “credit exam” to mean: “a comprehensive assessment designed by an LEA or public charter school that is aligned to the Tennessee academic standards for a course identified by the department of education, and approved by the state board of education, for which there is no end-of-course assessment.

This law requires the department of education to:

- recommend to the state board of education for approval a list of eligible courses for which an LEA or public charter school may develop a credit exam. The list of eligible courses must include courses in math, English language arts, science, and social studies. However, the department is authorized to recommend eligible courses in additional subject areas; and
- provides that, upon the request of the education committee of the senate, the education administration committee of the house of representatives, or the education instruction committee of the house of representatives, the department of education must submit a report regarding the implementation of this bill.

#### **8. Remote Instruction to Students Who Have Been Expelled: SB225/HB588 (Public Chapter 111)**

Sponsored by Senator Walley and Representative Gant

Public Chapter 111 specifies that an LEA that has established a virtual school may enter into an agreement with an LEA that has not established a virtual school for the LEA's virtual school to provide remote instruction to students enrolled in either LEA who have been suspended or expelled from the regular school program.

This act takes effect July 1, 2023, and applies to the 2023-2024 school year and each school year thereafter.

### 9. Elective Credit for Released Time Courses: SB987/HB680 (Public Chapter 130)

Sponsored by Senator Yager and Representative Powers

Public Chapter 130 provides that a local board of education may adopt a policy to award students credit for work completed in a released time course that is substantiated by a transcript from the entity that provided the released time course.

If a board adopts a policy, then a student may be awarded one (1) unit of elective credit for the completion of each released time course.

This act takes effect July 1, 2023, and applies to the 2023-2024 school year and each school year thereafter.

**TOSS Priority: Supports modifying the TN Learning Loss-Student Acceleration Act to reduce the number of third grade students impacted by the retention provision.**

### 10. Amending the current TN Learning Loss-Student Acceleration Act: SB300/HB437 (Public Chapter 338)

Sponsored by Senator Lundberg and Representative White

**Public Chapter 338** modifies current law adding the following additional pathway for promotion:

- 1) The student scores at or above the 50%tile on the most recent state-provided standards-based assessment, and
- 2) The student participates in year-long tutoring in 4th grade

This law also allows parents to give permission for LEA to appeal on their behalf and enables the DOE to procure 3 on-line tutoring services.

**TOSS Priority:** Supports protecting local flexibility for curriculum and operational decisions. Districts must continue to have flexibility to adopt instructional and supplemental materials in partnership with teachers and families.

### 11. Standards Review Moved to Every 8 Years: SB421/HB896 (Public Chapter 192)

Sponsored by Senator Lundberg and Representative Hurt

Public Chapter 192 extends from **six years to eight years**, the minimum period of time from the last adoption within which the board is required to ensure that the standards review and development committees and advisory teams review the standards for English language arts, mathematics, science, and social studies; extends, from 73 months to 97 months, the maximum term of a contract made by the state textbook and instructional materials quality commission with a publisher.

#### Fiscal Summary:

- Decreases State Expenditures: \$101.700/FY23-24 and Subsequent Years
- Decreases Local Expenditures: \$16,250,000/FY23-24 and Subsequent Years

### 12. Financial Literacy Month: SB668/HB644 (Public Chapter 307)

Sponsored by Senator Reeves and Representative Baum

Public Chapter 307:

- Requires the TN Financial Literacy Commission to study the state's financial education and literacy programs to gauge efficacy of efforts such as publications, electronic media, grant awards and events as part of Financial Literacy Month.
- Requires the commission to study similar programs in other states.
- Directs all appropriate state departments to provide assistance to the commission in these efforts.
- Requires the commission to submit a comprehensive report on the study's findings and recommendations to the general assembly by December 31, 2023.
- Replaces Financial Literacy Week with Financial Literacy Month to be observed the entire month of April.

### 13. Revisions to Age-Appropriate Materials Act: SB966/HB663 (Public Chapter 472)

Sponsored by Senator Powers and Representative T. Hicks

Under present law, a local board of education must evaluate each material for which feedback is provided according to the procedure established to determine whether the material is appropriate for the age and maturity levels of the students who may access the materials, and to determine whether the material is suitable for, and consistent with, the educational mission of the school. If the local board of education determines that material contained in the school's library collection is not appropriate for the age and maturity levels of the students who may access the materials, or is not suitable for, or consistent with, the educational mission of the school, then the school must remove the material from the library collection.

Public Chapter 472 changes current law to require the LEA to receive and evaluate feedback, instead of the local board of education or governing body. Only in the event that a resolution cannot be reached by the LEA does it go to the local school board for determination.

## Operational Decisions

### 14. Provisions of the Safe Stars Act: SB773/HB457 (Public Chapter 382)

Sponsored by Senator Lamar and Representative Hakeem

Makes changes such as the requirement that annual training in physical conditioning and equipment use be completed and that an emergency action plan be established that facilitates, organizes and rehearses the actions of coaches and athletes in an emergency.

Does not exempt providers of school youth athletic activities or community-based youth athletic activities from other youth sport-related safety provisions, including the Sudden Cardiac Arrest Prevention Act. Requires certain entities and nonprofits to adhere to these standards and recommends private schools also comply.

Provides that each LEA and public charter school must encourage such coaches to complete such training to the extent such training is readily available.

### 15. Revision of Current Law Relative to Corporal Punishment: SB972/HB995 (Public Chapter 275)

Sponsored by Senator Powers and Representative Stevens

Public Chapter 275 revises present law relative to corporal punishment.

Under present law, a teacher or school principal may use corporal punishment in a reasonable manner against a pupil for good cause in order to maintain discipline and order within the public schools. However, teachers, school principals, or other school personnel are prohibited from using corporal punishment against a student who has a disability, unless an LEA's discipline policy permits the use of corporal punishment and a parent of a child who has a disability permits, in writing, the use of corporal punishment against the parent's child.

PC 275 adds that, prior to the administration of corporal punishment against a student, the student's teacher or school principal must document in the student's educational record that they have:

- (1) Acted to address the student's behavior;
- (2) Provided consequences to the student to address the behavior;
- (3) Consulted with the student's parent or legal guardian about the student's behavior; and
- (4) Considered the need to conduct an initial evaluation to determine whether the student has a disability in accordance with the Individuals with

Disabilities Education Act, state law, and the state board of education's rules.

PC 275 also provides that if, as a result of the evaluation provided in (4), a student is found to have a disability, then corporal punishment may only be administered against the student if authorized in accordance with the present law described above.

**16. Director of Schools Notification Regarding Criminal Conduct on School Property:**

**SB1155/HB892 (Public Chapter 153)**

Sponsored by Senator Stevens and Representative Reedy

Public Chapter 153 adds the director of schools as a person to whom a principal must report the principal's direct knowledge of an offense of assault and battery or vandalism committed by a student on school property endangering the life, health, or safety of others; expands the educator's bill of rights to include the educator's right to report an offense of assault and battery or vandalism committed by a student on school property and the educator's right to receive benefits if the educator is a teacher who is absent from their assigned duties due to injuries caused by a criminal act committed against the teacher in the course the teacher's employment activities.

**17. LEA Employee Not Required to Recognize Student by Preferred Pronoun: SB466/HB1269 (Public Chapter 448)**

Sponsored by Senator Rose and Representative Cochran

A teacher or other employee of a public school or LEA is not required to refer to a student using the student's preferred pronoun if the pronoun is not consistent with the student's biological sex; insulates a teacher or other employee of a public school or LEA from civil liability and adverse employment action for referring to a student using the pronoun that is consistent with the student's biological sex.

Other Fiscal Impact - If found in violation of federal law, this legislation could jeopardize federal funding in FY23-24 and subsequent years.

**18. Charging Tuition and Fees for Dual Enrollment Students: SB1408/HB957 (Public Chapter 227)**

Sponsored by Senator Jackson and Representative Slater

Under present law, a high school student is eligible for a dual enrollment grant if the student meets certain criteria. A student may receive a dual enrollment grant for one or more courses per semester at eligible postsecondary institutions, which includes independent postsecondary institutions and public postsecondary institutions.

Present law prohibits an eligible postsecondary institution from charging certain students receiving a dual enrollment grant tuition or fees in excess of the student's dual enrollment grant award. However, an eligible postsecondary institution may charge a student receiving a dual enrollment grant costs actually incurred by the institution on the student's behalf, including book and material costs, digital book and material costs, special examination fees, industry certification fees, and board examination fees.

Public Chapter 227 changes the prohibition above to only apply to eligible public postsecondary institutions, not independent postsecondary institutions.

#### **19. Access and Opportunity Act: SB443/HB1271 (Public Chapter 165)**

Sponsored by Senator Lowe and Representative Cochran

Public Chapter 165 enacts the "Access and Opportunity Act" which requires each LEA and public school, including a public charter school, to provide home school students, and students who transfer into the LEA or school, in good academic standing with equal access to all academic, arts, or athletic programs; clubs; events; and opportunities offered by the LEA or school as provided to enrolled non-transfer students. This bill clarifies that such students are immediately eligible to participate in such programs, clubs, events, and opportunities but that an LEA or school is not required to guarantee such students a place or position on a team, club, or organization.

For the purposes of this law, the LEA for such a home school student is the LEA in which the student was most recently enrolled or the LEA in which the home school student resides.

This law applies the provisions to transfer students and home school students regardless of whether such students are in good academic standing who enroll or re-enroll in the LEA or public charter school.

## **ADDRESS TEACHER AND STAFF SHORTAGES (TOSS Legislative Priority 2)**

**TOSS Priority: Supports the work of the State Board of Education and the TN Department of Education to increase licensure flexibility for teachers, while maintaining high-quality standards for the teaching profession.**

### **20. Educator Preparation Provider Licensure Requirements: SB1221/HB424 (Public Chapter 284)**

Sponsored by Senator White and Representative Stevens

Public Chapter 284 allows a teacher with a temporary permit to satisfy the clinical experience required by the state board of education for licensure if the teacher receives guidance, evaluations, and instructions for an educator for an amount of time that is at least equal to the amount of time required for a candidate to meet the clinical experience requirements and meets the same evaluation requirements from an educator.

This law provides specific guidelines on the implementation of this law, including, but not limited to the following:

- The commissioner is prohibited from granting an individual a temporary permit to teach a physical education class required under present law provisions for elementary and secondary education, or a special education course;
- A temporary permit is valid only until June 30 following the date of the permit's issuance and is prohibited from being renewed.

### **21. CTE Instruction Provided by Person with Industry License or Credential: SB967/HB662 (Public Chapter 344)**

Sponsored by Senator Powers and Representative T. Hicks

Public Chapter 344 does the following:

- (1) Revises a present law provision that requires a local board of education to keep on file and available in each school library added or amended operating policies and a notice of each deleted operating policy. This law rewrites that provision to provide, instead, that an LEA must maintain:

- (A) Added or amended policies on file and make the policies available in each school library operated by the LEA; and
- (B) Notice of deleted policies on file and make such notice available in each school library operated by the LEA or at the LEA's central office;

(2) Provides that, if a person holds an active industry license or credential relevant to a career and technical education course as determined by the department of education, then the person may provide instruction to students in the career and technical education course as long as the instruction provided by the person is supervised at all times in the classroom by a licensed teacher who serves as the teacher of record for the course.

## 22. PE Teacher Endorsement Exemption: SB1070/HB897 (Public Chapter 280)

Sponsored by Senator Hensley and Representative Hurt

Under present law, the physical education classes required by law for elementary and secondary education must be taught by a licensed teacher with an endorsement in physical education or by a specialist in physical education. However, upon the request of a director of schools or the director of a public charter school, present law authorizes the commissioner of education to issue an endorsement exemption to a teacher or a temporary permit to a person to teach any course or subject area, except for special education courses, for the 2021-2022 school year, and an endorsement exemption to a teacher to teach any course or subject area, except a physical education class required under law or a special education course, for the 2022-2023 and 2023-2024 school years.

Public Chapter 280 adds that, upon a request of a director of schools or the director of a public charter school, the commissioner of education may issue an endorsement exemption to a teacher, in accordance with state board rules, to teach a physical education class required by law to elementary school students. A director of schools or the director of a public charter school who applies for an endorsement exemption to teach must certify to the commissioner that the LEA or public charter school is unable to secure a qualified teacher for the physical education class. An endorsement exemption is valid only until June 30 following the date of the permit's issuance.

### **23. Expand Occupational License to Honorably Discharged Veterans: SB724/HB786 (Public Chapter 311)**

Sponsored by Senator Hensley and Representative Fritts

Present law provides that after a director of schools or a director of a public charter school notifies the director's local board of education or the governing body of the director's public charter school that the LEA or public charter school is unable to secure a qualified occupational educator with a valid occupational teaching license for course of study in which a vacancy exists, the director of schools or the director of the public charter school may certify the same to the commissioner of education. Upon the commissioner's receipt of the certification, the commissioner may grant a temporary permit to teach in the unfilled position to a person recommended by the notifying director, who does not hold a bachelor's degree or an active industry license or credential for the area of endorsement, but who has a minimum of five years of relevant work experience, completed within the last 10 years, or three years of relevant work experience, completed within the last five years, in the area of endorsement or equivalent educational attainment.

Public Chapter 311 adds authorization for the commissioner to issue a temporary permit under similar circumstances to a person recommended by the director of schools or the director of the public charter school who is an honorably discharged veteran of the armed forces and has a minimum of five years relevant work experience, completed within the last 10 years, or three years of relevant work experience, completed within the last five years, in the area of endorsement or equivalent educational attainment. For purposes of this amendment, "work experience" includes, but is not limited to, military service, training, and experience.

The temporary permit is valid only until June 30 immediately following the date of the permit's issuance; the temporary permit is not renewable; and an individual may only be issued one temporary permit.

#### 24. Tennessee Future Teacher Scholarships: SB1220/HB432 (Public Chapter 381)

Sponsored by Senator White and Representative White

Public Chapter 381 enacts the "Tennessee Future Teacher Scholarship Act of 2023," which, subject to available funding, requires the Tennessee Student Assistance Corporation (TSAC) to administer a five-year pilot program to award a Tennessee Future Teacher scholarship ("scholarship") to future educators. The pilot program is to begin with the 2023-2024 academic year and terminate on July 1, 2028.

**TOSS Priority: Remove barriers for bus driver applicants to ensure an expedited process of receiving the credentials for becoming a state approved bus driver. Increase the number of third-party testing sites for examinations.**

#### 25. Retired Employee Provision: SB414/HB975 (Public Chapter 425)

Sponsored by Senator Yarbrow and Representative Glynn

Public Chapter 425 revises certain requirements for a retired person to return to work as a teacher, substitute teacher, or school bus driver in a public school system in this state. It allows the person to work for more than 120 days each year while continuing to draw their retirement allowance through Tennessee Consolidated Retirement System (TCRS) or a local retirement fund.

PC 425 removes the requirement of certifying that there is not another qualified candidate and removes the prohibition that the re-employment may only last for one year. It does NOT change the current percentages of pay requirements that is currently in the law.

Public Chapter 425 amends the three following laws in TCA:

- 8-36-805
- 8-36-821
- 8-36-822.

Please refer to Public Chapter 425 for further guidance in comparison to these current laws. We highly encourage each LEA to confer with its HR Department and seek additional guidance from TCRS.

**26. Transportation and Bus Safety Provisions Moved to LEAs & Dept. of Safety:  
SB579/HB258 (Public Chapter 122)**

Sponsored by Senator Pody and Representative Moody

Public Chapter 122 transfers responsibility for the following from the state board of education to LEAs:

- (1) Requiring annual physical and mental examinations of school bus drivers and the prescription of forms for reports; and
- (2) Revoking the certificate of a school bus driver who is unfit to operate a school bus or is convicted of DUI, vehicular assault, vehicular homicide, aggravated vehicular homicide, or a drug offense other than casual exchange or simple possession.

It transfers responsibility for developing the specifications for school buses from the state board of education to the department of education. This law adds a requirement that the department of education recommend the specifications for school buses to the department of safety for approval. This law also transfers responsibility for permitting the operation of certain classes of school buses from the state board to the department of safety.

PC 122 takes effect upon becoming a law for rulemaking purposes, and July 1, 2024, for all other purposes.

## CHARTER SCHOOL BILLS

### **27. Various Revisions Relative to Charter Schools: SB980/HB1086 (Public Chapter 206)**

Sponsored by Senator Gardenhire and Representative Baum

Public Chapter 206 revises various provisions relative to charter schools including the performance, grade bands, enrollment of students residing outside the geographic boundaries of the LEA, economically disadvantaged students, and revoking of a public charter school agreement.

**Changes and additions to the present law concerning charter schools are detailed in Appendix B.**

### **28. Adjusts Training for Charter School Governing Board: SB577/HB359 (Public Chapter 92)**

Sponsored by Senator Pody and Representative Carringer

Public Chapter 92 removes the requirement that the annual training course for a charter school governing body be certified by the Tennessee Charter School Center; requires all training for the governing body of a public charter school to be approved by the State Board of Education.

## ESAs and IEAs

### **29. Expansion of Education Savings Accounts: SB12/HB433 (Public Chapter 328)**

Sponsored by Senator Gardenhire and Representative White

History: Public Chapter 506 of the 111th General Assembly was signed into law May 24, 2019, and created the ESA Pilot Program. ESA eligibility pursuant to Tenn. Code Ann. § 49-6-2602(3)(C) requires a student to be zoned to attend a school in a local education agency (LEA) that has at least 10 or more schools that were identified as priority schools in 2015 and 2018 and were among the bottom 10 percent of schools as identified by the Department of Education. DOE currently operates the ESA program in two geographic LEAs: Metro Nashville Public Schools (Davidson County) and Memphis-Shelby County Schools.

This new legislation amends 49-6-2602(3)(C) by deleting subdivision (i) and substituting instead the following:

(i) Is zoned to attend a school in an LEA, excluding the achievement school district (ASD), with five (5) or more schools:

- (a) Identified as priority schools in 2015,
- (b) Among the bottom ten percent (10%) of schools,
- (c) Identified as priority schools in 2018; and
- (d) Identified as priority schools in 2021

The ESA eligibility criteria adds Hamilton County as the third LEA whose students are eligible to participate in the program. The addition of Hamilton County will make an additional 44,500 students eligible for the ESA program if they meet other qualifying criteria in statute.

Beginning in the 2025-26 school year, this legislation would decrease the local revenue for impacted LEAs. In addition, the LEAs will not incur the cost of educating children who leave the LEAs. Under current law, these decreases would occur in Shelby and Davidson Counties; this legislation will shift some of that impact to Hamilton County.

Due to the statewide enrollment limits anticipated to be reached under current law, the total decreases in local revenue and local expenditures statewide beginning in FY25-26 will not significantly change with the addition of Hamilton County.

House Amendment 427 was not adopted this session. However, it is important to note that amendments with similar wording could appear in future sessions.

House Amendment 427 wording is as follows:

(i) Is zoned to attend a school in an LEA, excluding the achievement school district (ASD), that had three (3) or more schools identified as priority schools in 2015, as defined by the state's accountability system pursuant to § 49-1-602, and that had three (3) or more schools among the bottom ten percent (10%) of schools, as identified by the department in 2017 in accordance with § 49-1-602(b)(3).

**30. Expansion of Student Eligibility for an Education Savings Account: SB638/HB559  
(Public Chapter 171)**

Sponsored by Senator Lundberg and Representative Todd

Public Chapter 171 expands student eligibility for an education savings account (ESA) to include students who were not enrolled, and who did not attend, a Tennessee public school for the one full school year immediately preceding the school year for which the student receives an ESA, but who were enrolled in, and who attended, a Tennessee public school in the 2019-2020, 2020-2021, or 2021-2022 school year, and to include students who are not eligible, for the first time, to enroll in a Tennessee school, but who were eligible, for the first time, to enroll in a Tennessee school in the 2019-2020, 2020-2021, or 2021-2022 school year.

**31. Notification to Parents Regarding Child's Eligibility for an IEA: SB1208/HB1261  
(Public Chapter 321)**

Sponsored by Senator White and Representative Moody

Public Chapter 321 requires the department of education, in administering the Individualized Education Account Program, to develop and implement a process for notifying all parents of their children's potential eligibility for an individualized education account, instead of only ensuring lower-income families are so notified. Requires the department to report whether the process increased student participation in the program to the education committee of the Senate and the House Education Administration Committee by January 31 of each year.

## Additional Bills that Passed:

### 32. Meeting Agendas and Documents to be Made Available to Public 48 Hours Prior:

#### SB27/HB23 (Public Chapter 213)

Sponsored by Senator Gardenhire and Representative Moon

Public Chapter 213 requires that a legislative body for a municipal, metropolitan, or county government make available to the public, at no charge and at least 48 hours prior to a meeting, the agenda for the upcoming meeting in a place accessible to the public. Publication on a legislative body's website is not required, but will satisfy this notice requirement. A local government legislative body may deliberate or act upon matters not listed on the agenda if the body follows its bylaws or rules and procedures and complies with all other applicable state laws. A local government legislative body is prohibited from circumventing the spirit or requirements of the notice requirement by withholding items from an agenda for the purpose of avoiding public disclosure of business to be considered by the legislative body.

### 33. Exemption from Immunization Requirements for Home School Students: SB644/HB252

#### (Public Chapter 296)

Sponsored by Senator Hensley and Representative Barrett

Public Chapter 296 removes the requirement that a parent-teacher of a home school student provide proof of the student's immunizations and receipt of health services or examinations required by law generally for children in this state to the local education agency. **Exempts home school students from the immunization requirements applicable to students attending a school, nursery school, kindergarten, preschool, or childcare facility.**

**PC 296 also removes the requirement that proof must be submitted to the local director of schools that a home school student has been vaccinated or received any other health services or examinations required by law for children in the state unless the home school student participates in a local education (LEA)-sponsored interscholastic activity or event or an LEA-sponsored extracurricular activity.**

**34. Removal of the Educational Justification for Possessing Obscene Materials on School Property: SB1059/HB841 (Public Chapter 278)**

Sponsored by Senator Hensley and Representative Lynn

Public Chapter 278 makes it a Class E felony for a book publisher, distributor, or seller to knowingly sell or distribute obscene matter to a public school serving any of the grades K-12.

In addition to the punishment authorized for a Class E felony (one to six years imprisonment and a fine of up to \$3,000), a person who violates this prohibition will additionally be fined at least \$10,000, but not more than \$100,000.

**35. Expelled Students into a Virtual School: SB1069/HB826 (Public Chapter 279)**

Sponsored by Senator Hensley and Representative Gillespie

Public Chapter 279 provides that a director of schools, or a director's designee, is not required to assign a student in grades 7-12 who has been suspended for more than 10 days or expelled from the regular school program for an offense of violence or threatened violence, or an offense that threatened the safety of persons attending or assigned to the student's school, to an alternative school or alternative program if the director of schools, or the director's designee, determines that assigning the student to the alternative school or alternative program may endanger the safety of the students or staff of the alternative school or alternative program.

**36. Opportunity for Career Assessments: SB198/HB250 (Public Chapter 439)**

Sponsored by Senator Lundberg and Representative Haston

Subject to available federal funds, present law requires LEAs and public charter schools to provide each student the opportunity to take nationally recognized assessments in the 2021-2022 and 2022-2023 school years as a strategy for assessing and certifying students' career readiness and providing students with more choices in identifying career pathways.

This bill changes the above provisions by making the provision applicable to any school year and requiring the assessments offered to meet certain criteria, in addition to being funded by the department.

## OTHER BILLS OF INTEREST (Did Not Become Law)

### 37. **Maximum Class Sizes: SB197/HB809**

Sponsored by Senator Lundberg and Representative Moody

As introduced, SB1979/HB809 repeals the maximum class sizes, maximum class size averages, student-teacher ratios, and the prohibition against split-grade classes established by law. Authorizes each local education agency (LEA) and public charter school to establish the maximum class sizes for schools under its control and jurisdiction. Requires the state board of education, in consultation with the department of education, to develop guidance for LEAs and public charter schools in establishing maximum class sizes.

It was amended to keep the class maximums, do away with averages, and keep the ability for waivers.

**SENATE STATUS:** *The bill passed Senate Floor on March 6, 2023.*

**HOUSE STATUS:** *The House bill failed in K-12 Subcommittee in March 21, 2023.*

### 38. **School Board Member Recall: SB635/HB595**

Sponsored by Senator Lowe and Representative Richey

As introduced, SB635/HB595 is a broadly captioned bill that pertains to the recall of local school board members. It allows registered voters of any county, instead of only Madison County, who reside within the geographic boundaries of an LEA to file a petition with the county election commission demanding the recall of a member of the LEA's local board of education.

**SENATE STATUS:** *The Senate bill was taken off notice in the Senate Education Committee on March 15, 2023.*

**HOUSE STATUS:** *The House bill was taken off notice in the House Finance, Ways, & Means Committee on March 22, 2023.*

### 39. **Open Enrollment: SB973/HB959**

Sponsored by Senator Powers and Representative Slater

As introduced, SB973/HB959 requires LEAs to allow nonresident students to enroll in a school in which spaces are available.

Present law contains provisions governing the identification of schools with spaces for additional students, a process for a student in an LEA to enroll in a school that the student is not zoned to attend, and open enrollment periods. This bill adds a requirement for LEAs

to allow nonresident students who apply pursuant to the present law procedures to enroll in a school within the LEA if space is available, with exceptions as discussed below.

This bill requires LEAs to adopt a policy to establish a process to participate in open enrollment for nonresident students and publish the policy on the LEA's website. This bill requires that the policy, among other things, **provide a lottery procedure to determine student assignment and establish an appeal process for hardship cases.**

This bill specifies that it does not requires an LEA to make alterations in the structure of a requested school or to make alterations to the arrangement or function of rooms within a requested school; establish and offer a particular program in a school if the program is not currently offered in the school; or alter or waive an established eligibility criteria for participation in a particular program, including age requirements, course prerequisites, and required levels of performance.

The bill allows an LEA to deny a nonresident student permission to enroll in a particular program or school within the LEA only for the following reasons:

- (1) There is a lack of space or teaching staff within a particular program or school requested;
- (2) The pupil does not meet the established eligibility criteria for participation in a particular program, including age requirements, course prerequisites, or required levels of performance;
- (3) A desegregation plan is in effect for the school district, and the denial is necessary to enable compliance with the desegregation plan; or
- (4) The student is expelled from the school.

This bill sets out the process for a student to request enrollment and a school to act upon the request. A student who requests to enroll in the school district in which the student does not reside and is denied enrollment may appeal the decision to the LEA in which the enrollment was denied for the student.

This bill authorizes the state board of education to promulgate rules to effectuate this bill.

**SENATE STATUS:** *The Senate bill was recommended with Amendment 1 (006820) in the Senate Education Committee on March 29, 2023. It was sent to the Calendar and Rules Committee.*

**HOUSE STATUS:** *The House bill was taken off notice in the House Education Administration Committee on April 5, 2023.*

#### 40. Open Enrollment (Nondiscrimination on Address): SB1419/HB1130

Sponsored by Senator Roberts and Representative Gant

As introduced, SB1419/HB1130 requires an LEA to provide for the enrollment of students who are residents of this state, regardless of the student's residence, race, ethnicity, or language proficiency, the resources of the LEA or its schools, or other considerations regarding the appropriateness of a particular school for a particular student. It allows a student's parent or legal guardian to appeal an LEA's enrollment or assignment decision for the student to the commissioner of education.

Under present law, the board of education of each local school system, with respect to the schools under its jurisdiction, is authorized and required to provide for the enrollment in a public school of each student who is eligible for enrollment within the schools of the local school system. This bill revises this provision to require such from the board of education of the LEA with regard to students who are residents of this state. This bill clarifies that this provision does not require a student to enroll in an LEA within which the student does not reside.

Present law provides that, except as otherwise provided by law, the authority of each and every local school board in the matter of enrollment of pupils within its local school system must be full and complete and its decision as to the enrollment of any pupil in any such school is final. This bill deletes this provision and provides, instead, that except as otherwise by law, a student's parent or legal guardian may appeal a board of education's enrollment or assignment decision for the student to the commissioner of education. This bill requires the state board of education to promulgate rules to establish the appeal process. This bill deletes a provision that prohibits a pupil from being enrolled in, admitted to, or entitled or permitted to attend any public school in the local school system other than the public school to which the pupil is assigned.

Under present law, in determining the particular public school to which pupils must be assigned, the board of education may consider and base its decision on any one or more factors, including, amongst others, the following:

- (1) The choice and interests of the pupil;
- (2) The sex, morals, conduct, health, and personal standards of the pupil;
- (3) The request or consent of parents or guardians and the reasons assigned therefor; and
- (4) All other factors that the board may consider pertinent, relevant or material in their effect upon the welfare and best interests of the applicant, other

pupils of the school district as a whole and the inhabitants of the school district.

This bill revises (1) above to read, instead, the residential address, race, ethnicity, language proficiency, sex, morals, conduct, health, or personal standards of the student. This bill deleted (2) – (4).

It adds that in determining the public school to which students must be assigned, a board of education must consider and base its decision on the choice and interests of the student, and the requests or consent of the student’s parent.

Under present law, a person must not be refused admission into or be excluded from any public school in this state on the account of race, creed, color, sex or national origin. This bill adds residential address to the list of things for which no student can be refused admission into or be excluded from any public school in this state on account of.

Fiscal Impact: Other Fiscal Impact – Changing the factors that may be considered when determining student assignment to a public school may result in a shift in student enrollment across the state, an increase in local expenditures to expand current school facilities, and an increase in state expenditures to hear appeals. However, due to multiple unknown factors, the timing and extent of any such impacts cannot be reasonably determined.

**SENATE STATUS:** *The Senate bill was recommended with Amendment 1 (006444) in the Senate Education Committee on March 22, 2023. It was sent to the Senate Calendar Committee.*

**HOUSE STATUS:** *The House bill was taken off notice in the House K-12 Subcommittee on March 28, 2023.*

#### **41. Home School/Charter Hybrid Schools: SB1194/HB1214**

Sponsored by Senator McNally and Representative Sexton

As introduced, SB1194/HB1214 is a caption bill. Amendment 1 makes various revisions regarding home school students and the operation of public charter schools.

Amendment 1 establishes that:

- 1) Public charter schools authorized by the Public Charter School Commission (Commission) may be formed to provide residential or boarding programs for all at-risk students in grades six through twelve (6-12) residing within this state, and that hybrid public charter schools may be formed to provide quality educational options for all home school students residing within this state.

- (2) Authorizes the sponsor seeking to establish a public charter school to provide a residential or boarding program for at-risk students in grades (6-12) to apply either to a local board of education (LEA) or directly to the Commission.
- (3) Requires the sponsor seeking to establish a hybrid public charter school to apply directly with the Commission.
- (4) Authorizes hybrid public charter schools and public charter schools providing residential or boarding programs to enroll students residing outside the geographic boundaries of the LEA regardless of the LEA's out-of-district enrollment policy.
- (5) Establishes certain instructional requirements for home school students and public charter schools. Authorizes tuition to be charged for certain out-of-district students by the LEA in which the hybrid public charter school is located and to which the student transfers.
- (6) Prohibits public charter schools providing residential or boarding programs from charging registration fees, enrollment fees, or tuition.

Effective January 1, 2024 for most purposes of the legislation.

**SENATE STATUS:** *This bill was taken off notice in the Senate Education Committee on March 22, 2023.*

**HOUSE STATUS:** *This bill was taken off notice in the House Education Administration Committee on April 5, 2023.*

**42. Library Materials Available in Classroom: SB1078/HB1040**

Sponsored by Senator Yarbrow and Representative Jernigan

As introduced, SB1078/HB1040 excludes materials obtained by an individual teacher, which are made available in the teacher's classroom to students assigned to the teacher's class or classes, from having to be identified in a list posted on the school's website, and from being subject to the development, review, and feedback process established by the school's local board of education or public charter school governing body for materials in the school's library collection.

**SENATE STATUS:** *The Senate passed this bill with previously adopted Amendment 1 (005107) on March 20, 2023.*

**HOUSE STATUS:** *This bill failed in the House K-12 Subcommittee after adopting Amendment 1 (005107) on March 28, 2023.*

**43. Elected Superintendents: SB910/HB1244**

Sponsored by Senator Niceley and Representative Powers

As introduced, SB910/HB1244 enacts the "Local School District Empowerment Act" which allows for the establishment of the office of elected superintendent of schools. Adjusts duties of local boards of education in school systems in which the office of elected superintendent of schools is established.

**SENATE STATUS:** *This bill failed in the Senate Education Committee on March 1, 2023.*

**HOUSE STATUS:** *This bill was referred to the House Education K-12 Subcommittee but never calendared.*

**44. Elected Superintendents (Again): SB1120/HB1133**

Sponsored by Senator Bowling and Representative Gant

As introduced, SB1120/HB1133 allows counties and municipalities to reestablish the office of elected school superintendent.

**SENATE STATUS:** *This bill was referred to but never calendared in the Senate Education Committee.*

**HOUSE STATUS:** *This bill was referred to but never calendared in House Education K-12 Subcommittee.*

**45. Authorization of a School Staff Member to Carry a Concealed Handgun on School Grounds:  
SB1325/HB1202**

Sponsored by Senator Bailey and Representative Williams

SB1325/HB1202 authorizes a faculty or staff member of a school to carry a concealed handgun on school grounds subject to certain conditions.

The House Civil Justice Committee amendment permits a faculty or staff member employed by a LEA to possess and carry a concealed handgun on the school grounds with the following requirements that the faculty or staff member:

- (1) possesses a valid handgun carry permit,
- (2) not be prohibited from carrying a handgun under state or federal laws,
- (3) has the written authorization of the chief of the appropriate law enforcement agency to carry or possess a concealed handgun on school grounds, and
- (4) has successfully completed 40 hours in basic training in school policing when the authorization to carry a handgun on school grounds is issued and each year following.

Additionally, the amendment requires:

- (1) the director of school to notify the chief of the appropriate law enforcement agency of the authorization of a faculty or staff member to carry a concealed handgun.
- (2) specific identifying information and documents to remain confidential.
- (3) the faculty or staff member is prohibited from carrying the handgun openly or in stadiums, gymnasiums, auditoriums, in meetings regarding disciplinary or tenure issues, medical or health offices, or any location where a provision of state or federal law prohibits the carrying of a handgun.

The House Education Administration Committee amendment authorizes a person employed by a local education agency (LEA) as a faculty or staff member at a school within the LEA to possess and carry a concealed handgun on the grounds of the school at which the person is assigned. Establishes requirements for a faculty or staff member at a school within the LEA to possess and carry a concealed handgun on the grounds of the school. Establishes that an LEA and law enforcement agency are immune from claims for monetary damages that arise solely from, or that are related to, a faculty or staff member's use of, or failure to use, a handgun.

**SENATE STATUS:** Senate Judiciary Committee deferred to the 2024 calendar.

**HOUSE STATUS:** *This bill was held on the clerk's desk.*