

STUDENT ACTIVITIES, RIGHTS,
AND RESPONSIBILITIES 500

501 This policy is adopted by the Board of Education of the School District pursuant to the UCA 53A-11-901 through 907 and Gun Free Schools Act 18 U.S.C. 3351. It is the intent of the Board to provide every student in the district with the opportunity to learn in an environment which is safe, conducive to the learning process, and free from unnecessary disruption. The Board adopts this policy, based on the principle that every student is expected to follow rules of conduct, and to show respect for others and to obey persons in authority at the schools.

501.1 Areas of Responsibility in Student Behavior

501.1.1 The Board of Education The Board of Education of the Rich County School District, acting through the Superintendent of Schools, holds all school employees responsible for the control and conduct of pupils while legally under the supervision of the school. The Board of Education will support all personnel acting within the framework of this district policy.

501.1.2 The Superintendent The Superintendent shall exercise leadership in establishing all necessary procedures, rules, and regulations to make effective the Board of Education policies relating to the standards of pupil behavior.

501.1.3 The School Principal The school principal shall be responsible to the Superintendent of Schools for the conduct of his school. The principal shall have the responsibility and the authority to formulate school rules and regulations to enforce the district policies relating to standards of pupil behavior, in conformity with the procedures established by the Superintendent of Schools. A complete understanding and cooperative support at this level by all school personnel is important so that performance of their duties will be within the framework of the district policies and regulations.

501.1.4 Teachers Teachers shall be directly responsible for adequate control of pupils under the supervision of the school. Their responsibility shall extend to enforcement of general school rules and appropriate campus behavior, as well as proper conduct in the classroom.

501.1.5 Parents Parents shall be held responsible for cooperating with school authorities and seeing that their children are diligent in study and attendance. Parents are expected to participate in conferences regarding the behavior of their children. Parents shall be held responsible for the willful misbehavior of their children and damage to school property.

501.1.6 Delegation of Authority Students should be aware that certain behavior, outlined herein and in other policies of the district, is unacceptable and will result in disciplinary action. The superintendent and his/her designees will enforce district policies with the aim to make students and their parents or guardians understand that unacceptable behavior will not be tolerated and will be dealt with in accordance with the Board's discipline policies. The Board hereby delegates its authority to expel/suspend students to principals and vice principals in each school in the District for up to ten days.

501.1.6.1 Student Misconduct This section describes a broad range of misconduct that is prohibited in school and at school related activities. The following levels do not include all types of misconduct, the student or groups of students who commit acts of misconduct not listed shall be subjected to the discretionary authority of the principal or his/her designee.

Disciplinary actions for misconduct should include a conference between the principal and his/her designee and the student, followed by notification to parent(s) or guardians. The student, parent, or guardian who feels that the disciplinary action taken is unwarranted has the right within ten days of the decision to appeal to the next level. The next level of appeal is the principal and then the district superintendent or his designee. This process is intended to be instructional and corrective. (Grievance Policy 1000)

The policies and administrative procedures apply to actions of students during school hours before and after school, while on school property, while traveling in vehicles funded by the Board of Education, at all school sponsored events, and when the actions affect the mission or operations of the Rich Public Schools.

501.1.6.2 Expulsion For Conduct Off School Property A student may be expelled as provided in this policy for conduct off of school premises that threatens harm or does harm to the school, school property, a person associated with the school; or property of a person associated with the school.

502 DISCIPLINARY ACTION School authorities have the responsibility to discipline students for misconduct on campus and during school hours. This includes all school activities.

502.1 Records Principal must keep written records of discipline actions taken against students.

502.2 Student Rights All students accused of an offense have the right to due process.

502.2.1 Notice The student should be informed of what he or she is being accused of and what punishment is eminent.

502.2.2 Evidence The student should be told why he or she is being accused.

502.2.3 Response The student should be given the opportunity to explain the evidence against him or her. If doubt of guilt arises, punishment should be delayed for further investigation.

502.3 Acts of Misconduct A student may be suspended/expelled from school for participation in any of the following prohibited conduct when it occurs in a school building, in or on school property, in conjunction with any school sponsored activity, or when it occurs in the presence of or is directed at or against another student or a district employee 53A-11-904, 53A-3-401(14), (17):

502.3.1 Frequent or flagrant willful disobedience or defiance of proper authority or disruptive behavior.

502.3.2 Willful destruction or defacing of school property.

502.3.3 Behavior, or threatened behavior which poses an immediate and significant threat to the welfare, safety or morals of other students or school personnel or to the operation of the school.

502.3.4 Willful defacement or injury to any school property.

502.3.5 Behavior or apparel which unreasonably disrupts or interferes with the educational process for other students.

502.3.6 Possession, control or use of an alcoholic beverage within 1000 feet of school property.

502.3.7 Sells, gives, delivers, transfers, possesses, controls, or distributes tobacco products within 1000 feet of school property or any school sponsored event.

502.3.8 Is under the influence of an alcoholic beverage or controlled substance within 1000 feet of any school property or school sponsored event.

502.3.9 Loitering.

502.3.10 Profane, obscene, indecent, immoral, or seriously offensive language and gestures, indecent propositions, or exhibitions.

502.3.11 Fighting

502.3.12 Trespassing

502.3.13 Theft

502.4 Violations

502.4.1 First Violation Any or all of the following disciplinary actions may be implemented:

Minimum

Student-Parent-Administration Conference
 In-school Suspension
 Complete Safe School Violation Report
 Police Notification
 4-week suspension from extracurricular activities
 Parent notification

Maximum

Suspension (up to 10 days)
 Placement on Behavioral Contract
 Suspension/Expulsion from extracurricular activities
 Alternative Education Placement

502.4.1 Repeated or Flagrant Violation Any or all of the following disciplinary actions may be implemented:

Minimum

Suspension (up to 10 days)
 Student-Parent-Administration Conference
 Consider Alternative Education Placement
 Placement on Behavioral Contract
 Complete Safe School Violation Report
 Police Notification
 4-week suspension from extracurricular activities

Maximum

Expulsion for up to 90 days
 Expulsion from extracurricular activities

503 TYPES OF DISCIPLINARY ACTION

503.1 General The vast majority of offenses are minor in nature and can be handled within the school structure. Teachers, principals, and students governments are expected to dispense fair and consistent discipline as these day-to-day problems arise. Wisdom would dictate that teachers and principals keep parents apprized of disciplinary action taken against their child.

503.2 Acts of Misconduct

503.2.1 Mandatory Expulsion/Suspension Students may be expelled/suspended from school for participation in any of the following prohibited conduct when it occurs in a school building, in or on school property, or within 1000 feet of and in conjunction with any school sponsored activity, or when it occurs in the presence of or is directed at or against another student or a district employee shall be expelled from school for a period of not less than one year, unless the district superintendent determines, on a case-by-case basis, that a lesser penalty would be more appropriate: See 53A-11-904(b).

503.2.1.1 Possession, control of actual or threatened use of a real, look alike or pretend weapon, explosive, noxious or flammable materials; 18 U.S.C. 3351, 53A-11-903(b).

503.2.1.2 The sale, control, delivery, transfer or distribution of a drug or controlled substance or drug paraphernalia as defined in UCA 58-37-2 or by 21 801.

503.2.1.3 The sale, control, distribution, delivery or transfer of imitation controlled substance as defined in UCA 58-37b-2 of by 21 U.S.C. 801.

503.2.1.4 The sale, control or distribution of drug paraphernalia as defined in UCA 58-37a-3.

503.2.1.5 Commission of an act involving the use of force or the threatened use of force which, is committed by an adult would be a felony or class A misdemeanor.

503.2.1.6 Assault or battery against a teacher or other individual.

503.2.1.7 Arson

503.2.1.8 Extortion

53A-3-502

503.3 Disciplinary Action

503.3.1 Any Violation Parent and policy notification and suspension until expulsion or other disciplinary action is taken by the district and/or the Board.

In addition to these penalties, provisions of the Utah Criminal Code are applicable to illegal behavior. Principals are required to report all illegal activities to the police.

503.4 Due Process In the case of expulsion hearings due process extends to include:

503.4.1 Timely and adequate notice of specific charges and grounds in writing, which, if proven, would justify expulsion under the regulations of the Utah Code and as authorized by the Board of Education.

503.4.2 Reasonable notice of time and place of hearing, the hearing to be held as soon as practical.

503.4.3 Right to an impartial tribunal.

503.4.4 Right to counsel

503.4.5 In cases of misconduct where collection of facts is crucial, the student should be given the names of the witnesses against him or her and an oral or written report on the facts to which each witness will testify.

503.4.6 An opportunity to give one's own defense against charges and to produce either oral or written testimony of witnesses in his or her behalf.

503.4.7 Right to confront and question one's accusers.

503.4.8 A transcript of the hearing should be kept and the student is entitled to a copy at his or her own expense.

503.4.9 Board Action Upon hearing the evidence the Board of Education may take any action it deems appropriate from full exoneration of the student to expulsion of the student.

503.5 Corporal Punishment The State Board of Education has ruled that corporal punishment is illegal and should not be used in the schools in the state of Utah.

503.5.1 Definition The term "corporal punishment" means the intentional infliction of physical pain upon the body of a student as a disciplinary measure.

503.5.2 A school employee may not inflict or cause the infliction of corporal punishment upon a student under the age of eighteen (18), or under the age of twenty-three (23) if the student is receiving educational services as an individual with a disability.

503.5.2.1 Appropriate Conduct This policy does not prohibit the use of reasonable and necessary physical restraint or force in self-defense or otherwise appropriate to the circumstances to: (1) obtain possession of a weapon or other dangerous object in the

possession or under the control of a child; (2) protect the child or another person from physical injury; (3) remove from a situation a child who is violent or disruptive; or (4) protect property from being damaged.

503.5.2.2 Disciplinary Record Disciplinary records shall be made available to parents or the student, whichever is appropriate, pursuant to the District's student records policy.

504 DRUG, ALCOHOL AND TOBACCO

504.1 Rich High School supports the rationale as stated in the UHSAA Handbook.

The UHSAA supports the U. S. Supreme Court rulings regarding education. First, to prepare students to be good citizens and second, to teach them to be self-reliant and self-sufficient. Activities of the UHSAA contribute to both of these goals. The use or possession of alcohol, tobacco products or other drugs or drug paraphernalia in every instance deters the realization of these goals. Every effort shall be made at the local, region, and state levels of participation to eradicate the promotion, use or abuse of alcohol, drugs, and tobacco with regard to participation in high school sports and activities.

All students participating in any UHSAA sport, student body office, class office, cheerleading, drill team, rodeo club, or school sanctioned organization are prohibited use or possession of alcohol, tobacco, or other drugs and paraphernalia during that season or term of office.

504.2 Following are the consequences for use of alcohol, tobacco or other drugs during a sports season.

504.2.1 First offense: Suspension from two consecutive games, meets, matches, competitions or performances at the same level of play or two weeks which ever is greater. Practice may be continued following a personal assessment of the student by a licensed substance abuse intervention or treatment program and/or participation in a district approved intervention program. No practice or participation will occur until the personal assessment has been completed.

504.2.2 Second Offense: If a second offense should occur, during any activity season, the student will be suspended for the remainder of that activity season or a six-week suspension from games, meets, matches, competitions or performances which ever is greater. Student participation in an assessment by a licensed substance abuse intervention or treatment program with prescribed follow-up is required. Practice may continue only after the assessment has been completed and positive participation in the prescribed follow-up is occurring.

504.2.3 Third Offense: An eighteen-week suspension from all games, meets, matches, competitions, performances and practices. Reinstatement of eligibility at the end of the eighteen-week suspension is predicated upon successful completion of a formal assessment, intervention and treatment program. In all of the foregoing offenses, local school and/or district requirements

which deal with discipline, suspension, corrective measures, parent/guardian involvement, rehabilitation, and so forth, must be met.

505 GRIEVANCE PROCEDURE Parents and students are urged to communicate openly with school personnel in the belief that frank and honest discussion will usually result in mutually agreeable solutions. However, when this informal approach fails to resolve an issue, then a formal grievance procedure is in order. Problems of this nature should be referred to the District's Grievance Procedure as outlined in Section 1000 of this handbook.

506 PUPIL ATTENDANCE POLICY As per Section 53A-11-101, a person having control of a minor between six and 18 years of age shall send the minor to a public or regularly established private school during the school year of the district in which the minor resides.

506.1 It is a misdemeanor for a person having control of a minor as mentioned above to willfully fail to comply with the requirements of this chapter.

506.2 The Board of Education shall report cases of willful noncompliance to the appropriate juvenile court.

506.3 Officers of the juvenile court shall immediately take appropriate action.

506.4 The purpose of this policy of attendance for the Rich County School District is to protect the rights of parents with regard to control of their children, while at the same time providing school officials with guidelines whereby they can fairly and consistently insure compliance with the compulsory attendance laws of the State of Utah.

506.4.1 Parents will take ownership for students attendance at school. Should absence become excessive without contact from parents, truancy procedures will be followed.

506.5 Tardiness Policies on tardiness may be established within individual school.

506.6 Truancy Truancy is any absence without the approval of the parent or the school principal

506.7 Leaving School During the School Day

506.7.1 Permission to Leave School Students may not leave the school grounds during the school day without permission of the principal or his or her designee. A principal may make rules and regulations in this area as he deems proper to insure the orderly operation of his school.

506.7.2 Participation Pupils are expected to be present for and to participate in all instructional activities which are considered to be part of the regular school program.

506.7.3 Excuses An excuse from an instructional activity must be requested in writing by the parent. The request shall specify the activity, the reason, and the period of time. Consideration shall be given by school authorities to the validity of the request in terms of physical disability, religious belief, or other similar factors. The excuse may be granted only for the specified activity and the student will be expected to resume the normal activity when the specified time has elapsed.

506.7.4 Verification of Release Pupils shall not be released during school hours to persons other than parents, legal guardians, or properly identified and authorized persons who have written or verbal authorization from the parent or guardian to the building administrator or his or her designee. The school principal is specifically charged with carrying out this policy.

506.7.5 Illness or Injury at School Pupils are not to be sent home alone for any reason unless the home is first contacted to make certain there is some responsible person at home to care for the pupil. If unable to contact the parent, and if no responsible adult (specified on emergency card) is available, the pupil should remain at school and be cared for until the family can be reached.

506.8 Private Lessons Pupils may not be excused from school to take private music, dancing, or other lessons. Exceptions to this policy must be approved by the Board.

507 EXTRA-CURRICULAR ACTIVITIES It is the policy of the Board of Education to encourage the development of community-school oriented extra-curricular activities in all grades, kindergarten through grade 12, insofar as those programs do not exert excessive pressure on the use of time and effort expended by students and staff.

507.1 Approval Students may establish student body associations. The Board of Education approves, in general, extra-curricular activities as they fulfill or are contained within the following considerations.

507.1.1 Advisors These organizations shall have one or more teachers as sponsors or faculty advisors.

507.1.2 Rules or Procedure Copies of all rules or procedure shall be subject to approval by the Superintendent and/or the Board of Education. A copy of which will be filed with the advisor, the principal, and the Superintendent.

507.1.3 Enrichment Extra-curricular activities should be suitable to the growth and development of the student and should contribute to the enrichment of the regular curriculum.

507.1.4 Coordination The Superintendent shall approve and coordinate extra-curricular activities proposed by the individual schools.

507.1.5 Educational Value Time and effort expended on extra-curricular activities should be commensurated with educational values anticipated.

507.1.6 Admission Charges Nominal admissions which will cover the cost of production of extra-curricular activities are permitted under the supervision of faculty advisors.

507.1.7 Private Gain School performances may not be held for purposes which contribute to private gain or advantage.

507.1.8 Classroom Interruptions Participation in extra-curricular activities shall involve as few interruptions as possible to the regular instructional program.

507.2 Student Participation in Extra-Curricular Activities Participation in extra-curricular activities is a privilege and not a right. Every student is encouraged to participate in these activities. However, students who demonstrate their inability to conform to state, district, or school rules and regulations will be excluded from participation. The Rich County Board of Education expects and requires teachers, advisors, or coaches in charge of activities to suspend/expel violators from participation. Principals are charged with the responsibility to see that this is done. Students who wish to participate in extra-curricular activities must:

507.2.1 Eligibility To be eligible to compete in interscholastic competition, an individual must be a full time student in the school he/she wishes to represent. No student shall be eligible to represent his/her school if he/she is academically failing more than one subject. Any multi-period class failure will be credited with the number of failures equal to the number of periods in the class. Where a student has failed to meet the minimum requirements set forth above he/she shall also be ineligible for participation in UHSAA activities in the succeeding grading period. This requirement applies to those who are entering upon high school work for the first time having been promoted from the grade below. In addition to the above requirements, the student must have a GPA of 2.0.

507.2.2 Conduct Conduct themselves in an orderly and proper manner. As previously mentioned in Section 502, this conduct extends beyond the school and the regular school day.

507.2.3 Obey Rules and Regulations Obey school rules and regulations as established by state law, district policy, school constitutions, organizational by-laws, and directives from faculty advisors. It is the responsibility of each student to become aware of these rules and regulations.

507.2.4 Obey Activity Rules Obey all rules established to govern the activities in which the student is engaged. In most cases this means the constitution and by-laws of the Utah High School Activities Association.

507.2.5 Athletes In the case of athletes, obey all training rules and other regulations established by the coach in addition to those already mentioned above.

507.3 DRUG AND ALCOHOL TESTING OF STUDENT PARTICIPANT POLICY

PURPOSE AND OBJECTIVES:

Based upon input by Administrators, coaches, sponsors and others involved in student activity programs, the District finds that a mandatory drug testing program for all students in grades seven (7) through twelve (12) who participate in extracurricular activities, is necessary for the following reasons:

1. Health and safety of the individual and others—any student participating in an activity under the influence of an illegal drug or alcohol creates a risk of death or serious bodily injury, not only to the student, but to other participants and spectators.
2. Prevention—many students will be able to say no to drugs because they will have an additional reason (i.e., participation in student activity programs) to avoid the use of drugs.
3. Intervention—individuals desiring to participate in activities will seek professional, clerical or parental assistance for their drug or alcohol problems.

DEFINITIONS:

Alcohol:	Any alcoholic liquor as defined under Utah Code 34-38-1.
Non Punitive:	Test results will not be disclosed to law enforcement or juvenile authorities absent a valid and binding subpoena or other legal process issued by a court of competent jurisdiction.
Drug:	Any controlled substance as defined in Utah Code 34-38-6, except those possessed and/or used pursuant to a valid prescription.
UHSAA:	The Utah High School Activities Association.
Sample:	“Sample” means urine, blood, breath, saliva, or hair.
Extracurricular	Student Council, Cheerleading, all activities sponsored by the UHSAA, and other activities as identified and approved by the Board.
Student Participant:	Any student participating in extracurricular activities sponsored by the Rich School District.
Sport Season:	The period beginning on the first day of practice allowed by the UHSAA for any sport in which a student athlete participates and ending the last day of competition for the sport season.

Participation Dates Participation in non-sport activities will be defined by nature of the participation. Student government responsibilities will begin when the participant is sworn in.

EFFECTIVE DATE:

Rich School District (the “District”) may, effective 2005 - 2006 school year, begin conducting a mandatory drug testing program for student participants in grades seven (7) through twelve (12).

WRITTEN CONSENT REQUIRED; SUSPENSION:

Before any student participates in any extracurricular program, the student and the student’s custodial parent or lawful guardian shall execute and deliver to the District a written consent in the form attached hereto as exhibit A. Any student who refuses or fails to provide a duly executed consent or who refuses or fails to comply with the provisions of this policy shall not be allowed to participate in any extracurricular program sponsored by the District until the student/parent fully complies. Any student who willfully provides a false sample, or who otherwise tampers with a sample or undertakes any effort to obstruct, evaluate or impair the accuracy of a drug test, shall likewise be prohibited from or suspended from participation in extracurricular activities for at least two weeks. Participation may continue after two weeks provided the student provides a negative sample.

STUDENT SELECTION:

At the option of the District, all participating students may be tested for drug or alcohol use at the beginning of any sport/activity season. In addition, random testing may be conducted during the season on a weekly basis or any other frequency determined by the District. Selection for random testing will be by lottery drawing from a “pool” consisting of all students participating in extracurricular programs sponsored by the District at the time of the drawing. Separate pools may be established on a team-by-team basis. The Superintendent or designee shall take all reasonable steps to assure the integrity, confidentiality and random nature of the selection process including, but not necessarily limited to: assuring that the names of all participating students are in the pool; assuring that the person drawing names has no way of knowingly choosing, or failing to choose particular students for the testing; assuring that the identity of students drawn for testing is not known by the person making the selection or by persons involved in the analysis of the sample and assuring direct observation of the selection process by at least two (2) adults.

PROCEDURE FOR RANDOM DRAWING:

Prior to the start of practice for a particular activity, all students who wish to participate in such activity shall submit a signed consent in the form attached hereto as Exhibit A. All participants must submit to a drug test (the “initial test”) between the first practice date and/or the first date of competition for the activity in which the participant desires to participate. If the participant has already been initially tested as a result of his or her participation in another activity during the activity season no further test shall be required. From the date of the first practice until the date of the final competition for each activity, at least ten (10%) of the total number of participants on the team/group may be tested each week. If the student fails the initial test, the student will be required to meet with an administrator and parents. The student will be placed in a probationary pool separate from the general pool. Students placed in the probationary pool may be tested at least once every thirty (30) days. To assure the anonymity of the participants tested, each participant will be assigned a number at the

beginning of testing. These numbers and the identity of the student to whom such number is assigned will be known only to the participant and the Superintendent or designee. The Superintendent or designee will keep the number lists in a secure place accessible only to authorized personnel.

After all numbers are drawn for a particular week, they will immediately be returned to the pool of numbers for that activity, in order to assure randomness of draw. It is possible that the number of a participant may be drawn several times during the season, or not drawn at all.

URINE SAMPLING PROCEDURE:

On the day the numbers are drawn, those students selected will be notified and must immediately report to the designated place to produce a urine sample. They will be given a sample collector and will be ushered to a private bathroom stall where they will produce the urine sample. All students providing urine samples will do so alone in the bathroom stall with the door slightly ajar sufficient to permit monitoring, but closed sufficient to provide personal privacy. Adult monitors may be assigned to listen for unusual sounds other than normal urination, while outside the privacy stall. Adult monitors and other persons collecting or assisting in the collection of the urine sample shall be of the same gender as the student giving the urine sample. All excess clothing, coats, extra shirts, and other garments or clothing accessories will be removed before entering the stall. Students may be asked to empty their pockets and surrender purses, wallets, backpacks or other bags, sacks or pouches, in order to assure counterfeit urine samples are not hidden on their person; however, full body “pat-downs,” body cavity searches or strip searches will be absolutely prohibited. The urine sample container will then be sealed with the number of the student printed clearly on the outside. If the panel integrated cup does not function properly, the student will be required to provide another sample as soon as practical.

Samples will be collected at a mutually convenient time on the same day the student is selected for testing or, if the student is absent on that day, on the day of the student’s return to school. If a student is unable to produce the urine sample, they will remain under supervision until a sample can be provided.

PRESCRIPTION MEDICATION:

Students who are taking prescription medication must provide a copy of the prescription or a doctor’s verification to school personnel at the time a urine sample is collected or within forty-eight (48) hours after the urine sample is taken. If test results are still unclear due to the possibility of prescription drugs; the test, along with copies of the prescription, will be sent to a lab for further analysis. Students who refuse or fail to provide timely verification of prescriptive drug use and who test positive will be subject to the actions specified below for “positive tests” irrespective of their use of prescriptive medications.

SCOPE OF TESTS:

Initial hair test will test for marijuana, cocaine, opiates including amphetamines, methamphetamine with ecstasy and PCP.

Urinalysis test - Use a panel-integrated cup with adulteration strip.

ACCESS TO RESULTS:

The testers will be authorized to report results only to the Superintendent or such other adult persons as the Superintendent may designate. Test results shall be destroyed no later than the individual's graduation.

PROCEDURES IN THE EVENT OF A POSITIVE RESULT:

A student may contest the results of a mandatory test. If a student or parent contests the mandatory test result a second test can be administered as soon as a second sample is produced. Students will remain under the supervision of the test administrator until the second sample is produced.

CONSEQUENCES OF POSITIVE RESULT:

First offense: Suspension from two consecutive games, meets, matches, competitions or performances at the same level of play or two weeks which ever is greater. Practice may be continued following a personal assessment of the student by a licensed substance abuse intervention or treatment program and/or participation in a district approved intervention program. No practice or participation will occur until the personal assessment has been completed.

Second Offense: If a second offense should occur, during any activity season, the student will be suspended for the remainder of that activity season or a six-week suspension from games, meets, matches, competitions or performances which ever is greater. Student participation in an assessment by a licensed substance abuse intervention or treatment program with prescribed follow-up is required. Practice may continue only after the assessment has been completed and positive participation in the prescribed follow-up is occurring.

Third Offense: An eighteen-week suspension from all games, meets, matches, competitions, performances and practices. Reinstatement of eligibility at the end of the eighteen-week suspension is predicated upon successful completion of a formal assessment, intervention and treatment program. In all of the foregoing offenses, local school and/or district requirements which deal with discipline, suspension, corrective measures, parent/guardian involvement, rehabilitation, and so forth, must be met.

Imposed Consequences as specified by UHSAA Policy:

- Violations carry over year to year and sport/activity to sport/activity in a participant's career (there is no "fresh start" each year).
- Violations must occur and be discovered during a sport/activity season.
- Any penalties for violation follow the student to any school to which he/she transfers.
- Any violation beyond the third offense carries the same penalty as the third offense.

NON-PUNITIVE NATURE OF POLICY:

No student shall be penalized academically for testing positive for use of illegal drugs or alcohol, nor shall any student be denied the right to participate in or otherwise be denied any benefits, services, or programs of the District, other than participation in the District's activity programs as outlined above. The results of drug tests

pursuant to this policy will not be documented in any student's academic records. Information regarding the results of drug tests shall be kept confidential between the Superintendent, the building principal or designees and the student's parent or legal guardian and the student. In particular, test results will not be disclosed to law enforcement or juvenile authorities absent a valid and binding subpoena or other legal process issued by a court of competent jurisdiction. In the event of service of any such subpoena or legal process, the student's custodial parent or legal guardian will be notified in writing as soon as reasonably possible, but in no event less than seventy-two (72) hours before a response is made by the District unless a response is due within a shorter time frame. Notification shall be made in writing and shall be deemed complete upon the deposit thereof in the U. S. Mail, postage prepaid, addressed to the last known address of the student or his or her parent or legal guardian or upon personal service upon the student participant's parent or legal guardian. Verbal notification may be given, if time does not permit written notification within the seventy-two (72) hour time period.

VOLUNTARY TESTING PROGRAM:

Rich School District is truly concerned and committed to helping students who are encountering drug or alcohol problems. The District recognizes that a student with drug dependency or use problem is not able to work to his or her fullest potential and stands a greater chance of coming into contact with law enforcement due to increased exposure to criminal activity. To assist in the ultimate goal of drug-free schools and drug-free students, the District will provide voluntary drug testing to any student whose parents request the testing be done. The procedure for sampling and testing shall be conducted under substantially the same sampling procedure as set forth above, provided however immediate onsite results may be given to the student's parent or legal guardian. The testing will be provided at no cost to parents and will be kept absolutely confidential, except for the parent/legal guardian, student and test laboratory personnel. No legal or criminal actions will be taken by the District based upon such test results. No record will be kept of such voluntary test results. This service is offered solely for the information of the parent(s) and it is ultimately their decision what to do with the information. The results of a positive voluntary test result place the student in the same position as a participating student who tests positive under the mandatory program. Non participating students who test positive will have results reported to the parents. The school will pay for a maximum of three tests for non-participating students. Notwithstanding the foregoing, voluntary drug testing will not be allowed for any student participant between the time when he or she has been selected for a random test and until the test results therefore have been determined positive or negative.

LEGAL REFERENCE:

Utah Code 34-38-1-15

ADOPTED: September 21, 2005

STUDENT-PARENT/GUARDIAN
DRUG TESTING CONSENT FORM (587A)

Rich School District
P O Box 67
Randolph, UT 84064

We authorize Rich School District to conduct mandatory drug testing of samples which Student provides, to test for illegal drug and/or alcohol use. We also unconditionally authorize the release of information concerning the results of such a test to the Rich School District.

This completed form shall be deemed a consent, for the purposes of the Family Education Right to Privacy Act.

“Student”

Student Signature

Date

“Parent”

Parent/Guardian Signature

Date

STUDENT-PARENT/GUARDIAN
DRUG TESTING CONSENT FORM (B)

Rich School District
P O Box 67
Randolph, UT 84064

I _____ have requested Rich School District to conduct drug
Parent/Guardian

testing of samples which _____ provides, to test for illegal drug and/or
Name of Student

alcohol use. I also unconditionally authorize the release of information concerning the results of
such a test to the Rich School District.

This completed form shall be deemed a consent, for the purposes of the Family Education
Right to Privacy Act.

Parent/Guardian Signature

Date

507.4 Management of Funds

507.4.1 Uniform Accounting Procedures Uniform accounting procedures, established by the District, shall be followed by all student body organizations.

507.4.2 Handling of Student Funds The principal of the school or his delegated representative shall be responsible for carrying out the administrative rules and regulations pertaining to the handling and accounting for students funds.

507.4.3 Continuing Audit by Business Official The Business Office shall maintain a continuing audit of these funds.

507.4.4 Deposit and Disbursement All school funds collected by school organizations or employees shall be deposited and disbursed through the principal's office.

507.5 Assemblies and Special Performances

507.5.1 Use of Outside Agencies Student organizations may contract, through their principals, with outside agencies for the procurement of films, speakers, and other sources of educational and recreational services to be used in assemblies and special performances. Such programs must conform with the usual standards of Rich County Schools.

507.5.2 Student body Funds Special programs conducted during the regular school day may be financed from student body funds provided that the programs are budgeted and are available to the student body.

507.6 Class Gifts

507.6.1 Class Monies Carried Over Monies left by graduating classes should either be placed immediately in the general fund of the student body or should be set aside for a class gift.

507.6.2 Class Gift Money for Building and Ground Improvement The use of class gift money or other student organization gift money for improvement of a building or a ground must be approved by the Superintendent prior to its acceptance by the District.

507.7 Social Events

507.7.1 Conduct and Supervision The conduct and supervision of all social events whenever and wherever they are held in the name of the school shall be the responsibility of the principal or a designated representative of the faculty.

507.7.2 School Sponsorship Schools will endorse and promote only those dances and other social affairs for which they are fully responsible in terms of organization, supervision, and ticket sales.

507.7.3 Outside Service Group Publicity in Schools Schools may support programs sponsored by acceptable civic organizations, such as service groups, to the extent that only a limited amount of publicity is given to them in the schools, none of which may be given during classroom hours.

507.8 Student Sales and Service

507.8.1 Services

507.8.1.1 Student organizations may contract with outside agencies for such services as publication of the school annual, purchase of class rings, purchasing of supplies for student stores, student class pictures, and other services customarily afforded to the student body, subject to rules of procedure established by the Superintendent.

507.8.1.2 Profits or losses derived from such services should accrue to or be charged against the sponsoring organization.

507.8.2 Fund Raising and Charitable Drives The Board of Education discourages the use of time and effort by the school's student body organizations and students during classroom hours for fund raising and charitable drives. Such drives should not be in direct competition with local merchants of the School District.

507.8.2.1 The sale of any type of merchandise on school premises shall be restricted to approved school projects. Organizations not under the direct sponsorship of the school shall not be permitted to sell goods on school premises. (Unless approved by Board of Education)

507.8.2.2 No soliciting of funds will be permitted in the schools by agencies outside the educational system. (Unless approved by Board of Education)

507.8.2.3 All requests must clear through the Superintendent's office.

507.8.2.4 Participation of school sponsored groups in programs or contests for the purpose of advertising or where admission is charged for private gain only is prohibited.

508 Student Dress Code

508.1 The Board recognizes that dress and grooming seriously affect the behavior of students attending school and may also impact sanitation and safety conditions. Because experience has demonstrated that the learning atmosphere is improved when students both look and act appropriately, the Board hereby authorizes establishment of standards of student conduct, dress and grooming.

The Board delegates to the Administration responsibility to see that each school adheres to the conduct, dress and grooming standards established by the Board in the guidelines of this policy. Further, all district and staff members shall have a share of responsibility in seeing that these standards are implemented and

enforced in classrooms, in school buildings, on school grounds, on school buses, at school activities and other occasions as appropriate.

There is a close relationship between good dress and grooming habits, good work/study habits and proper school behavior. Any apparel that is immodest, unclean, and/or distracting will not be permitted in school. If clothing, hair style, or personal adornment is, in the judgement of the principal or his/her staff causing disruptive behavior in school or at any of its functions, students will be asked to make the necessary changes. The school administration reserves the right to designate which types of dress or appearance are not acceptable.

508.2 The Rich School Board has established the following policy to aid parents and students in selecting the proper attire for the school year:

508.2.1 Items that disrupt the educational mission shall not be allowed. Personal items such as clothing, paraphernalia, jewelry, backpacks, fanny packs, gym bags, water bottles, etc. shall be free of writing, pictures, or any other insignias which are crude, vulgar, profane, violent, or sexually suggestive.

508.2.2 Items, which bear advertising, promotion and likeness of tobacco, alcohol, or drugs, which are contrary to the educational mission, shall not be allowed.

508.2.3 No bare midriffs, back, or cleavage. All clothing must have a sleeve.

508.2.4 Shoes must be worn, no stocking feet or bedroom slippers

508.2.5 Shorts or skirts must be near the knee or longer.

508.2.6 Hats, caps and/or bandanas are not to be worn in the building during school hours.

508.2.7 Pants that expose buttocks, visible undergarments, or sag below the hip bone will not be allowed.

508.2.8 Exaggerated body piercing is not allowed. No piercings in the nose, eyebrows, lips, tongue, or face.

508.2.9 Gang-related clothing, colors, and paraphernalia shall not be allowed in schools or activities. School officials will determine what constitutes "gang" clothing, colors, and paraphernalia after consultation with law enforcement agencies as needed.

508.2.10 Clothing attachments or accessories which could be considered a weapon including, but not limited to, spikes on boots, bracelets or chokers, chains or wallets or oversized belts will not be permitted.

508.2.11 Hair must be styled so that it is neat and well groomed. It must be styled so that it does not interfere with the student's vision or create a situation that detracts from the educational process and environment.

508.3 Consequences: Compliance with these dress and grooming standards is the responsibility of the student and his/her parents. Offenders will be asked to change, will be sent home, or will arrange to have other clothing brought to school for them.

509 SCHOOL SEARCH AND SEIZURE To maintain order and discipline in the schools and to protect the safety and welfare of the students and personnel, school authorities may search a student, student lockers, or student automobiles under the circumstances outlined below and may seize illegal, unauthorized, or contraband materials discovered in the search.

A student's failure to permit searches and seizures as provided in this policy will be considered grounds for disciplinary action.

DEFINITIONS

For purposes of this policy and these administrative procedures, the following definitions are applicable.

"Contraband" is all substances or materials, the presence of which is prohibited by school policy or state law, including but not limited to, controlled substances, drugs, alcohol or alcoholic beverages, abusable glue or aerosol paint, guns, knives, weapons, and incendiary devices.

"Reasonable Suspicion" is the standard for a search on school property or at school related events which is based on the school official's specific reasonable inferences which he or she is entitled to draw from the facts in light of the school official's experience. Specific reasonable inferences may be drawn from instances including but not limited to, a tip from a reliable student, suspicious behavior which suggests that contraband is present, a smell indicating the presence of the contraband or a bulge in a pocket, etc. Reasonable suspicion should not be based on mere hunch. The scope of the search will be reasonably related to the objectives of the search and will not be excessively intrusive in light of the age and sex of the student and the nature of the infraction.

509.1 Personal Searches A student's person and /or personal effects (*e.g.*, purse, book bag, etc.) May be searched whenever a school authority has reasonable suspicion to believe that the student is in possession of illegal or unauthorized materials.

509.1.1 If a pat down search of a student's person is conducted, it will be conducted in private by a school official of the same sex under the supervision of a school administrator and with an adult witness present, when feasible.

509.1.2 If extreme emergency conditions require a more intrusive search of a student's person, such a search may only be conducted in private by a school official of the same sex, with an adult witness

of the same sex present, and only upon the approval of the Assistant Superintendent for Student Services of one of his/her superiors, unless the health or safety of students will be endangered by the delay which might be caused by following these procedures.

509.2 Locker Searches Student lockers are school property and remain at all times under the control of the school; however, students are expected to assume full responsibility for the security of their lockers. Periodic general inspections of lockers may be conducted by school authorities for any reason at any time without notice, without student consent, and without a search warrant.

509.3 Automobile Searches Students are permitted to park on school premises as a matter of privilege, not of right. The school retains authority to conduct routine patrols of student parking lots and inspections of the exteriors of student automobiles on school property. The interiors of student vehicles may be inspected whenever a school administrator has reasonable suspicion to believe that illegal or unauthorized materials are contained inside. Such patrols and inspections may be conducted without notice, without student consent, and without a search warrant.

509.4 Seizure of Illegal Materials If a properly conducted search yields illegal or contraband materials, such findings shall be turned over to the proper legal authorities for ultimate disposition.

510 HARASSMENT, BULLYING, AND HAZING POLICY FOR STUDENTS AND EMPLOYEES. It is the policy of this school district to provide an educational environment free from harassment, bullying, and hazing. It shall be a violation of this policy for any student or employee to harass, bully, or haze any other student or employee. The purpose of this policy is to authorize the administration to pursue and eliminate situations that fall within the parameters of harassment, bullying, or hazing as outlined by the following guidelines. The process used for investigation and the potential consequences are the same regardless of the nature of harassment, bullying, or hazing.

510.1 Harassment may include:

510.1.1 Verbal harassment - epithets, derogatory comments, slurs, profanity

510.1.2 Physical harassment - unwelcome physical contact, offensive public display of affection, streaking, mooning, wedges

510.1.3 Visual harassment - cartoons, drawings, posters, written or pictorial display on clothing, pictures.

510.2 Bullying means intentionally or knowingly committing an act that:

510.2.1 Endangers the physical health or safety of a school employee or student;

510.2.1.1 involves any brutality of a physical nature such as whipping, beating, branding, calisthenics, bruising, electric shocking, placing of a harmful substance on the body, or exposure to the elements;

510.2.1.2 involves forced or involuntary consumption of any food, liquor, drug, or other substance;

510.2.1.3 involves forced or coerced actions or activities of a sexual nature or with sexual connotations;

510.2.1.4 involves other physical activity that endangers the physical health and safety of a school employee or student; or

510.2.1.5 involves physically obstructing a school employee's or student's freedom to move; and

510.2.2 Is done for the purpose of placing a school employee or student in fear of:

510.2.2.1 physical harm to the school employee or student;

510.2.2.2 harm to property of the school employee or student.

510.2.3 The conduct described above constitutes bullying, regardless of whether the person against whom the conduct is committed directed, consented to, or acquiesced in, the conduct.

510.3 Hazing means intentionally or knowingly committing an act that:

510.3.1 Endangers the physical health or safety of a school employee or student;

510.3.1.1 involves any brutality of a physical nature such as whipping, beating, branding, calisthenics, bruising, electric shocking, placing of a harmful substance on the body, or exposure to the elements;

510.3.1.2 involves consumption of any food, liquor, drug, or other substance;

510.3.1.3 involves forced or coerced actions or activities of a sexual nature or with sexual connotations;

510.3.1.4 involves other physical activity that endangers the physical health and safety of a school employee or student; or

510.3.1.5 involves physically obstructing a school employee's or student's freedom to move; and

510.3.2 Is done for the purpose of initiation or admission into, affiliation with, holding office in, or as a condition for, membership or acceptance, or continued membership or acceptance, in any school or school sponsored team, organization, program, or event; or

510.3.3 If the person committing the act against a school employee or student knew that the school employee or student is a member of, or candidate for, membership with a school, or school sponsored team, organization, program, or event to which the person committing the act belongs to or participates in.

510.3.4 The conduct described above constitutes hazing, regardless of whether the person against whom the conduct is committed directed, consented to, or acquiesced in, the conduct.

510.4 Sexual harassment is defined as, but not limited to, unwelcome sexual advances, requests for sexual favors, or other verbal or physical conduct of a sexual nature whether initiated by students, school employees, or visitors when:

510.4.1 Submission to such conduct is made either explicitly or implicitly as a term or condition of an individual's employment or a student's education (including any aspect of the student's participation in school-sponsored activities).

510.4.2 Submission to or rejection of such conduct by an individual is used as the basis for employment decisions or decisions affecting the student's academic performance, participation in school-sponsored activities, or any other aspect of the student's education.

510.4.3 Such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile, or offensive working or academic environment.

510.5 A student or staff member who believes that he/she has experienced harassment, bullying, or hazing should first consider telling the perpetrator that their behavior is not acceptable and that it must be stopped. The individual being harassed, bullied, or hazed has the right to and is encouraged to report the problem immediately to the building principal. Corrective action to deal with the harassment, bullying, or hazing must be initiated as soon as the situation has been verified.

510.6 Situations shall be handled at the lowest level while still producing an end to the harassment, bullying, or hazing. Complaints and the resulting investigation must respect the privacy, and where possible the anonymity, of all individuals involved. Where complaints involve allegations of child abuse, the complaint shall be immediately reported to the appropriate authorities (Utah Code 62A-4a-403). Where complaints involve allegations of criminal activity, the complaint shall be immediately reported to the appropriate authorities.

510.7 The following will provide a guideline for investigation:

510.7.1 Complaint will be reviewed to determine whether or not the complaint constitutes harassment, bullying, or hazing. The principal has the responsibility to investigate a situation.

510.7.2 Whenever possible, the parties involved will be brought together to identify concerns and remedy the situation. When not possible, the complaint shall produce a written statement that is to be reviewed with the alleged perpetrator(s).

510.7.3 If harassment, bullying, hazing or unacceptable conduct has occurred, the individuals who initiated the harassment, bullying, or hazing will be instructed on appropriate behavior and the consequences for further harassment, bullying, or hazing or inappropriate behavior. The incident may be documented in either the individual's personnel file or the student's file. If appropriate, additional consequences may result in the first incident as well as subsequent incidents. Those consequences may include, but are not limited to, referral to legal authorities, suspension, expulsion, termination, referral to Professional Practice Commission for possible termination of certificate.

510.7.4 If there is a denial of the charges an investigation will be conducted to verify validity of allegations.

510.8 Other related items:

510.8.1 All complaints of harassment, bullying, or hazing must be reported to the Superintendent of Schools as well as the final determination of the case.

510.8.2 The complainant has the right to know the final outcome of the case.

510.8.3 The complainant may request a district level investigation if they are not satisfied with the outcome produced by the building principal.

510.8.4 Any act of reprisal against any person who opposes harassing, bullying, or hazing behavior, or who has filed a complaint, or has testified, assisted, or participated in any manner in an investigation, proceeding, or hearing of a harassment, bullying, or hazing complaint, is prohibited and therefore subject to disciplinary action.

510.8.5 False, malicious, or frivolous complaints of harassment, bullying, or hazing shall result in corrective or disciplinary action taken against the complainant.

510.8.6 The building principal shall be responsible for investigating charges of harassment, bullying, or hazing in their building. The Superintendent shall be responsible for charges against an administrator. The Board of Education shall be responsible for investigating charges of harassment, bullying, or hazing against the Superintendent.

511 INTERFERING DEVICES AND ELECTRONIC COMMUNICATION DEVICES

511.1 Purpose: While in some instances the possession and use of electronic communication devices or other devices or objects by a student at a school may be appropriate, often the possession and use of such devices or objects by students at school can have the effect of distracting, disrupting and intimidating others in the school setting and leading to opportunities for academic dishonesty and other disruptions of the educational process. The purpose of this policy is to vest in school administrators authority to enforce reasonable rules relating to such objects or devices in the public schools.

511.2 Definitions:

511.2.1 An “interfering device” includes a device or object which does not constitute a weapon or explosive but may, if used or engaged, interfere with the educational process for either the student possessing or using the object or for other students. By example, such objects include any electronic communication device (defined below) a camera, lasers, laser pens or pointers, radios, portable CD players, or other electronic equipment or devices.

511.2.2 An “electronic communication device” includes telephones, camera telephones, two-way radios or video broadcasting devices, pagers, and any other device that allows a person to record and/or transmit, on either a real time or delayed basis, sound, video or still images, text, or other information.

511.2.3 “Camera” includes any device for taking still or motion pictures, whether in a digital or other format.

511.3 Policy

511.3.1 Interfering Devices Except as set forth below, a student may possess, but may not operate or engage, any interfering device during school hours or at school functions unless specifically authorized in advance by school personnel in charge of the class or activity.

511.3.2 Electronic Communication Devices and Cameras

511.3.2.1 There are certain situations where the possession or use of electronic communication devices and cameras is absolutely prohibited within the public school.

511.3.2.2 In addition to those circumstances where possession or use of electronic communication devices and cameras is absolutely prohibited by this policy, school administrators and classroom teachers may prohibit the possession or use of such devices at specific times and in specific circumstances.

511.3.2.3 During any time when a student is scheduled to be in class or involved in a regular school activity, it is a violation of policy for the student to have in his or her possession an electronic communication device or camera which is in the “on” position and ready to receive, send, capture, or record any communication, visual image, sound, text message, or other information.

511.3.2.4 Electronic communication devices and cameras may not be possessed, activated or utilized at any time in any school situation where a reasonable expectation of personal privacy exists. These locations and circumstances include but are not limited to locker rooms, shower rooms, restrooms and any other area where students or others may change clothes or be in any stage or degree of disrobing or changing clothes.

511.3.2.5 The principal or director of the school is hereby given authority to make determinations as to other specific locations and situations where possession of electronic communication devices and cameras is absolutely prohibited.

511.3.2.6 At no time may any electronic communication device or camera be utilized by any student in a way which might reasonably create in the mind of another person an impression of being threatened, humiliated, harassed, embarrassed or intimidated.

511.3.3 Sanctions:

511.3.3.1 Confiscation of Device

511.3.3.1.1 For each observed violation of this policy, it shall be the duty of the school teacher or administrator observing the violation to immediately confiscate the interfering device. Furthermore, the school may take additional disciplinary action as described more generally in district policies. The confiscated device shall be forwarded to the principal’s office together with the name of the person from whom the device was confiscated. The school office should make arrangements to notify the parent/guardian of the student from whom the device was confiscated and arrange for the parent or guardian to pick up that device at the school office. If a device has been confiscated three times during any one school year, the student will be in violation of district policy 502.3.1 ... frequent or flagrant willful disobedience or defiance of authority or disruptive behavior... The student will be subject to consequences as outlined in policy 502.4.1.

511.3.3.2 Disciplinary Actions

511.3.3.2.1 Any use of an electronic communication device or camera to record sounds or images or otherwise capture material in an unauthorized setting or at an unauthorized time shall subject the use of the device to increased discipline based on the circumstances and whether the student has been involved in prior violations of this policy.

511.3.3.2.2 The use of any interfering device or any electronic communication device or camera to threaten, intimidate or embarrass another or to capture and transmit test information or any other information in a manner constituting fraud, theft or academic dishonesty will result in sanctions consistent with the procedures for dishonesty/cheating established in school policies.

511.3.3.2.3 The use of any interfering device in a manner which may be physically harmful to another person, will result in consequences consistent with the District's Safe School Policy.

512 DO NOT RESUSCITATE DIRECTIVES

512.1 Background

512.1.1 In very isolated situations, a child who is terminally ill may be enrolled and actively participating in a public school. This policy sets forth what school personnel may and must do if a student subject to a "do not resuscitate" (DNR) directive faces a life-threatening medical emergency.

512.1.2 The law provides that a DNR directive executed pursuant to Section 75-2-1105.5 Utah Code Annotated may be directed to emergency medical service providers licensed or certified under Title 26, Chapter 8A, Utah Code Annotated. The law further provides that those licensed or certified emergency medical providers may be directed to withhold all life-sustaining procedures. Professionals licensed pursuant to Utah Code Annotated 26-8A-302 include paramedics, medical directors, emergency medical service instructors and other emergency medical personnel.

512.1.3 The law only permits the issuance of such a directive for persons who are 18 years of age or older. Therefore, DNR directives are not valid when issued for persons less than 18 years old.

512.2 Policy

512.2.1 Medical service providers who are school employees may have responsibilities related to the treatment or withholding of treatment for a person who is 18 years of age or older for whom a valid directive has been issued pursuant to Section 75-2-1105 Utah Code Annotated.

512.2.2 With the exception of situations governed by 512.2.1, above, it is the policy of the school district that first aid shall be provided to any and all students in need of such assistance while under the control and/or supervision of the School District. DNR directives will not be followed by school district staff who are not licensed under Section 26-8A-302 or for any students who is younger than 18 years old.

512.2.3 When a school employee or volunteer observes or becomes aware of a medical emergency involving a student, normal responsive actions should be taken, including the summoning of emergency medical personnel and administering first aid.

512.2.4 This should be done by school staff irrespective of whether a DNR directive is in place and has been provided to the school with respect to that particular student.

513 WELLNESS POLICIES ON PHYSICAL ACTIVITY AND NUTRITION

Preamble

Whereas, children need access to healthful foods and opportunities to be physically active in order to grow, learn, and thrive;

Whereas, good health fosters student attendance and education;

Whereas, obesity rates have doubled in children and tripled in adolescents over the last two decades, and physical inactivity and excessive calorie intake are the predominant causes of obesity;

Whereas, heart disease, cancer, stroke, and diabetes are responsible for two-thirds of deaths in the United States, and major risk factors for those diseases, including unhealthy eating habits, physical inactivity, and obesity, often are established in childhood;

Whereas, 33% of high school students do not participate in sufficient vigorous physical activity and 72% of high school students do not attend daily physical education classes;

Whereas, only 2% of children (2 to 19 years) eat a healthy diet consistent with the five main recommendations from the Food Guide Pyramid;

Whereas, nationally, the items most commonly sold from school vending machines, school stores, and snack bars include low-nutrition foods and beverages, such as soda, sports drinks, imitation fruit juices, chips, candy, cookies, and snack cakes;

Whereas, school districts around the country are facing significant fiscal and scheduling constraints; and

Whereas, community participation is essential to the development and implementation of successful school wellness policies;

Thus, the Rich School District is committed to providing school environments that promote and protect children's health, well-being, and ability to learn by supporting healthy eating and physical activity. Therefore, it is the policy of the Rich School District that:

- The school district will engage students, parents, teachers, food service professionals, health professionals, and other interested community members in developing, implementing, monitoring, and reviewing district-wide nutrition and physical activity policies.
- All students in grades K-12 will have opportunities, support, and encouragement to be physically active on a regular basis.
- Qualified child nutrition professionals will provide students with access to a variety of affordable, nutritious, and appealing foods that meet the health and nutrition needs of students; will accommodate the religious, ethnic, and cultural diversity of the student body in meal planning; and will provide clean, safe, and pleasant settings and adequate time for students to eat.
- To the maximum extent practicable, all schools in our district will participate in available federal school meal programs (including the School Breakfast Program, National School Lunch Program, and Fruit and Vegetable Snack Program).
- Schools will provide nutrition education and physical education to foster lifelong habits of healthy eating and physical activity, and will establish linkages between health education and school meal programs, and with related community services.

TO ACHIEVE THESE POLICY GOALS:

I. School Health Councils

The school district and/or individual schools within the district will create, strengthen, or work within existing community councils/health councils to develop, implement, monitor, review, and, as necessary, revise school nutrition and physical activity policies. The councils also will serve as resources to school sites for implementing those policies.

II. Nutritional Quality of Foods and Beverages Sold and Served on Campus

School Meals

Meals served through the National School Lunch will:

- be appealing and attractive to children;
- be served in clean and pleasant settings;
- meet, at a minimum, nutrition requirements established by local, state, and federal statutes and regulations;
- offer a variety of fruits and vegetables;

- serve only low-fat (1%) and 2% milk and nutritionally-equivalent non-dairy alternatives (to be defined by USDA); and
- ensure that half of the served grains are whole grain.

Free and Reduced-priced Meals. Schools will make every effort to eliminate any social stigma attached to, and prevent the overt identification of, students who are eligible for free and reduced-price school meals.

Meal Times and Scheduling. Schools:

- will provide students with at least 20 minutes for lunch;
- should schedule meal periods at appropriate times, e.g., lunch should be scheduled between 11 a.m. and 1 p.m.;
- should not schedule tutoring, club, or organizational meetings or activities during mealtimes, unless students may eat during such activities;
- will provide students access to hand washing or hand sanitizing before they eat meals or snacks; and
- should take reasonable steps to accommodate the tooth-brushing regimens of students with special oral health needs (e.g., orthodontia or high tooth decay risk.)

Qualifications of School Food Service Staff. Qualified nutrition professionals will administer the school meal programs. As part of the school district's responsibility to operate a food service program, we will provide continuing professional development for all nutrition professionals in schools. Staff development programs should include appropriate certification and/or training programs for child nutrition directors, school nutrition managers, and cafeteria workers, according to their levels of responsibility.

Sharing of Foods and Beverages. Schools should discourage students from sharing their foods or beverages with one another during meal or snack times, given concerns about allergies and other restrictions on some children's diets.

III. Nutrition and Physical Activity Promotion and Food Marketing

Nutrition Education and Promotion. Rich School District aims to teach, encourage, and support healthy eating by students. Schools should provide nutrition education and engage in nutrition promotion that:

- is offered at each grade level as part of a sequential, comprehensive, standards-based program designed to provide students with the knowledge and skills necessary to promote and protect their health;
- is part of not only health education classes, but also classroom instruction in subjects such as math, science, language arts, social sciences, and elective subjects;

- includes enjoyable, developmentally-appropriate, culturally relevant, participatory activities, such as contests, promotions;
- promotes fruits, vegetables, whole grain products, low-fat and fat-free dairy products, healthy food preparation methods, and health-enhancing nutrition practices;
- emphasizes caloric balance between food intake and energy expenditure (physical activity/exercise);
- links with school meal programs, other school foods, and nutrition-related community services;
- teaches media literacy with an emphasis on food marketing; and
- includes training for teachers and other staff.

Integrating Physical Activity into the Classroom Setting. For students to receive the nationally-recommended amount of daily physical activity (at least 60 minutes per day) and for students to fully embrace regular physical activity as a personal behavior, students need opportunities for physical activity beyond physical education class. Toward that end:

- classroom health education will complement physical education by reinforcing the knowledge and self-management skills needed to maintain a physically-active lifestyle and to reduce time spent on sedentary activities, such as watching television;
- opportunities for physical activity will be incorporated into other subject lessons; and
- classroom teachers will provide short physical activity breaks between lessons or classes, as appropriate.

Communications with Parents. The district/school is in support of parents' efforts to provide a healthy diet and daily physical activity for their children.

Staff Wellness. Rich School District highly values the health and well-being of every staff member and will plan and implement activities and policies that support personal efforts by staff to maintain a healthy lifestyle.

IV. Physical Activity Opportunities and Physical Education

District Physical Activity Goal: Rich School District shall provide physical activity and physical education opportunities that provide students with the knowledge and skills to lead a physically active lifestyle. Rich School District shall utilize the following implementation Strategies:

- Physical education classes and physical activity opportunities will be available for all students.
- Physical activity opportunities shall be offered daily, during school recess or physical education classes.

- As recommended by the National Association of Sport and Physical Education (NASPE) school leaders of physical activity and physical education shall guide students through the following enabling them to achieve and maintain a high level of personal fitness through the following:
 - Expose youngsters to a wide variety of physical activities
 - Teach physical skills to help maintain a lifetime of health and fitness
 - Encourage self-monitoring so youngsters can see how active they are and set their own goals
 - Individualize intensity of activities
 - Focus feedback on process of doing your best rather than on product
 - Be active role models
- Introduce developmentally appropriate components of a health related fitness assessment. (e.g. Fitness Gram, Physical Best or President’s Council) to the students at an early age to prepare them for future assessments.
- Students will spend at least 50 percent of physical education class time participating in moderate to vigorous physical activity.

Daily Recess All elementary school students will have at least 20 minutes a day of supervised recess, preferably outdoors, during which schools should encourage moderate to vigorous physical activity verbally and through the provision of space and equipment. Schools should discourage extended periods(i.e. periods of two or more hours) of inactivity. When activities such as mandatory school-wide testing make it necessary for students to remain indoors for long periods of time, schools should give students periodic breaks during which they are encouraged to stand and be moderately active.

Safe Routes to School. The school district will assess and, if necessary and to the extent possible, make needed improvements to make it safer and easier for students to walk and bike to school. When appropriate, the district will work together with local public works, public safety, and/or police departments in those efforts. The school district will explore the availability of federal “safe routes to school” funds, administered by the state department of transportation, to finance such improvements.

Use of School Facilities Outside of School Hours. Use of school facilities outside of school hours will be consistent with district policy.

V. Monitoring and Policy Review

Monitoring. The superintendent or designee will ensure compliance with established district-wide nutrition and physical activity wellness policies. In each school, the principal or designee will ensure compliance with those policies in his/her school and will report on the school’s compliance to the school district superintendent or designee.

School food service staff, at the school or district level, will ensure compliance with nutrition policies within school food service areas and will report on this matter to the superintendent (or if done at the school level, to the school principal). In addition, the school district will report on the most recent USDA School Meals Initiative

(SMI) review findings and any resulting changes. If the district has not received a SMI review from the state agency within the past five years, the district will request from the state agency that a SMI review be scheduled as soon as possible.

513.1 Vending machines will be allowed in secondary schools in Rich School District.

513.1.1 All contracts/agreements for vending machines must be approved by the Board of Education.

513.1.2 All income generated by vending machines will be expended for students and student activities. All revenues and expenditures will follow accepted accounting procedures and will be subject to the annual district audit. The Board will review the account as part of the annual audit.

514 SERVICES FOR THE HOMELESS STUDENTS

Definitions

1. “Best Interest”

- a. In determining the “best interest” of a child, the District shall:
 - i. To the extent feasible, keep a homeless child in the school of origin, except when doing so is contrary to the wishes of the child’s parent or guardian;
 - ii. Provide a written explanation to the homeless child’s parent or guardian, including a statement of appeal right, if the District sends the child to a school other than the school origin or a school requested by the parent or guardian, and
 - iii. In the case of an unaccompanied youth, consider the views of the child and provide the notice required in the event of an enrollment dispute.

2. “Enrollment”

- a. “Enroll” and “enrollment” include attending classes and participating fully in school activities.

3. “Homeless Child”

- a. “Homeless child” means a child or youth. A child is “homeless,” under the McKinney-Vento Homeless Education Act, if the child lacks a fixed, regular, and adequate nighttime residence. This includes:
 - i. Children who are sharing the housing of other persons due to loss of housing, economic hardship, or a similar reason; are living in motels, hotels, trailer parks, or camping

grounds due to the lack of alternative adequate accommodations; are living in emergency or transitional shelters; are abandoned in hospitals; or are awaiting foster care placement;

- ii. Children who have a primary nighttime residence that is a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings;
- iii. Children who are living in cars, parks, public spaces, abandoned buildings, substandard housing, buss or train stations, or similar settings; and
- iv. Migratory children living in circumstances described above. “Migratory child” means a child who is, or whose parent, spouse, or guardian is, a migratory agricultural worker, including a migratory dairy worker, or a migratory fisher, and who, in the preceding 36 months, in order to obtain, or accompany such parent, spouse, or guardian in order to obtain, temporary or seasonal employment in agricultural or fishing work:
 - (1) Has moved from one school district to another; or
 - (2) Resides in a school district and migrates a distance of 20 miles or more to a temporary residence to engage in a fishing activity.

4. **“Unaccompanied Youth”**

- a. “Unaccompanied Youth” means a youth not in the physical custody of a parent or guardian, who is homeless as defined above.

5. **“School of Origin”**

- a. “School of origin” means the school that the child attended when permanently housed or the school in which the child was last enrolled.

Services for Homeless Children

The District shall serve homeless children according to their best interests. The District shall adopt policies and practices to ensure that homeless children are not stigmatized or segregated on the basis of their homeless status.

Liaison for Homeless Students

The District shall designate an appropriate staff person as a District liaison for homeless children. The District shall inform school personnel, service providers, and advocates working with homeless families of the duties of the liaison. The liaison shall ensure that:

- 1. Homeless children are identified by school personnel and through coordination activities with other entities and agencies;
- 2. Homeless children enroll in, and have a full and equal opportunity to succeed in, District schools;

3. Homeless families and children receive educational services for which they are eligible, including educational programs for disadvantaged students, students with disabilities, and gifted and talented students; vocational programs and technical education; programs for students with limited English proficiency; school meals programs; Head Start and District preschool programs; before- and after-school care programs; and referrals to health care, dental, mental health, and other appropriate services;
4. The parents or guardians of homeless children are informed of the available educational and related opportunities and are provided with meaningful opportunities to participate in the education of their children;
5. Public notice of the educational rights of homeless children is disseminated where such children receive services under the McKinney-Vento Act, such as schools, family shelters, and soup kitchens;
6. Enrollment disputes are mediated in accordance with the McKinney-Vento Act; and
7. The parent or guardian of a homeless child, and any unaccompanied youth, are fully informed of all transportation services, including transportation to the school or origin, and are assisted in accessing transportation to the school of enrollment.

Contact Information

The District may require the parent or guardian of a homeless child to submit contact information.

Enrollment

The school selected in accordance with the McKinney-Vento Homeless Education Assistance Improvements Act shall immediately enroll a homeless child even if the child is unable to produce records normally required for enrollment. The school shall immediately contact the last school attended to obtain relevant academic and other records. If the child needs to obtain immunizations, or immunization or medical records, the enrolling school shall immediately refer the child's parent or guardian to the District's homeless liaison for assistance.

Enrollment in School of Origin

In determining feasibility of educating a homeless student in his or her school of origin, the District shall consider the best interests of the student with regard to such relevant factors as:

1. Continuity of instruction
2. Age and grade placement of the student
3. Distance of the commute and its impact on the student's education or special needs
4. Personal safety of the student

5. Student's need for special instruction, such as Section 504 or special education and related services
6. Length of anticipated stay in a temporary shelter or other temporary location
7. Likely area of the family's or youth's future housing
8. Time remaining in the school year
9. School placement of siblings

Services, including transportation, that the District is required to provide shall not be considered in determining feasibility.

Admissions

The principal shall notify the homeless liaison within one school day of admission of a homeless student.

Enrollment Disputes

If a dispute arises over school selection or enrollment in a school, the child shall be immediately admitted to the school in which enrollment is sought, pending resolution of the dispute. The District shall provide the child's parent or guardian with a written explanation of the decision regarding school selection or enrollment, including the right to appeal the decision. The District shall refer the child, parent, or guardian to the homeless liaison, who shall carry out the dispute resolution process as expeditiously as possible.

School Placement

The District shall not segregate homeless children. The District shall, according to the child's best interest:

1. Continue the child's education in the school of origin for the duration of homelessness, if the child's family becomes homeless between academic years or during an academic year;
2. Continue the child's education in the school of origin for the duration of the academic year, if the child becomes permanently housed during an academic year;
3. Enroll the child in any school that non-homeless students who live in the attendance area in which the child is actually living are eligible to attend; or
4. Transfer to the school district or charter school where the child is actually residing or domiciled, if space is available as defined under Utah Admin. Rules R277-616-1(I).

The District shall make the choice regarding placement without regard to whether the child lives with the homeless parents or has been temporarily placed elsewhere.

In determining where the child is residing or domiciled, the District may consider:

1. The place, however temporary, where the child actually sleeps;
2. The place where an emancipated child or an unemancipated child's family keeps its belongings;
3. The place which an emancipated child or an unemancipated child's parent considers to be home; or
4. Such recommendations concerning a child's domicile as made by the State Department of Human Services.

The determination of where the child resides or is domiciled may not be based on:

1. Rent or lease receipts for an apartment or home;
2. The existence or absence of a permanent address; or
3. A required length of residence in a given location.

If a child's residency or eligibility is in question, the child shall be admitted to school until the issue is resolved.

If guardianship of a minor child is awarded to a resident of the District by a court or through appointment by the District under Utah Code Ann. § 53A-2-202, the child becomes a resident of the District and no tuition may be charged in connection with the change of residency district.

Transportation of Homeless Students

The District shall adopt policies and practices to ensure that transportation is provided, at the request of the parent or guardian (or in the case of an unaccompanied youth, at the request of the homeless liaison) to and from the school of origin, as follows:

1. If the homeless child lives in the district in which the school of origin is located, the district of origin will provide the child's transportation to and from the school of origin.
2. If the homeless child lives in a district other than that in which the school of origin is located, the district of origin and the district where the homeless child is living shall agree upon a method to apportion the responsibility and costs for providing the child with transportation to and from the school of origin.

3. If the districts are unable to agree, the responsibility and costs shall be shared equally.

Continuation of Transportation

The District shall provide transportation to a homeless student assigned to attend the school of origin, as provided by law. If such a student ceases to be homeless, the District shall continue to provide transportation to and from the school of origin through the end of the school year, upon request from the parent or guardian.

Barriers to Enrollment

The District shall review and revise any policies that may act as barriers to the enrollment of homeless children. The District shall give consideration to issues concerning transportation, immunization, residency, birth certificates, school records and other documentation, and guardianship. The District shall give special attention to ensuring the enrollment and attendance of homeless children who are not currently attending school. In addition, the District shall adopt policies and practices to ensure that homeless children are not stigmatized or segregated on the basis of their homeless status.

Comparable Services

The District shall provide a homeless child with services that are comparable to services offered to other students in the school in which the child is enrolled, including:

1. Transportation services;
2. Educational services for which the child meets the eligibility criteria;
3. Programs in vocational and technical education;
4. Programs for gifted and talented students; and
5. School nutrition programs.

Notice

Information regarding this policy will be:

1. distributed to all students upon enrollment and once during the school year;
2. provided to students who seek to withdraw from school; and
3. posted in every school in the district, as well as other places where children, youth and families in transition receive services, including family shelters, and soup kitchens.

This information and notice will be given to and signed by the student's parent or guardian (or by the unaccompanied minor).

Dispute Resolution Process

In the event that a homeless student, or his or her parent or guardian, has a complaint about admission, placement, or services provided by the District, that person shall use the complaint resolution procedures set out in the dispute policy. When the principal becomes aware of a complaint, he or she shall notify the liaison for homeless students within one school day. At all times the liaison for homeless students or designee shall accompany and assist the student, parent, or guardian in the dispute resolution process. Throughout the dispute resolution process, the homeless student shall be permitted to attend classes, receive the requested services, and participate fully in school activities.