

Regular Meeting
Monday, September 11, 2023 5:30 PM

GISD Administrative Board Room
1615 St Louis Street
P O Box 157
Gonzales, Texas 78629

Agenda

1. Call to Order
Presenter: Board President
 - 1.A. Roll Call
Presenter: Board President
 - 1.B. Invocation:
Presenter: Josie Smith-Wright
 - 1.C. Pledge:
Presenter: Sandra Gorden
 - 1.D. Mission Statement:
Presenter: Gloria Torres
2. Public Comments
Presenter: Board President
3. New Business/Action Items
 - 3.A. Consent Agenda

Discuss and Consider Action to approve the Consent Agenda
Presenter: Dr. Elmer Avellaneda, Superintendent of Schools
 - 3.A.1. Minutes of Meetings:
 - 3.A.2. Budget Amendments:
 - 3.B. Discuss and Consider Action to Adopt the Updates to the Gonzales ISD Student Code of Conduct for 2023-2024.
Presenter: Dr. Elmer Avellaneda, Superintendent of Schools; Adrienne Steen, Director of Accountability and Student Support Services
 - 3.C. Discuss and Consider action to Approve the School Health Advisory Council (SHAC) members for the 2023-2024 School Year.
Presenter: Dr. Elmer Avellaneda, Superintendent of Schools; Adrienne Steen, Director of Accountability and Student Support Services
 - 3.D. Deadlines for responding to PIA Request as per HB3033
Presenter: Dr. Elmer Avellaneda, Superintendent of Schools; Veronica Johannsen, Chief of Administration, Communications, and Security
4. Reports
 - 4.A. Discussion for possible MOU with the City of Gonzales
Presenter: Gene Kridler, Executive Director of Operations; Keith Schauer, Senior Project Manager, Doucet Engineers
 - 4.B. Financial Report
Presenter: Amanda Smith, Chief Financial Officer
 - 4.C. Superintendent Reports

Presenter: Dr. Elmer Avellaneda, Superintendent

4.C.1. Enrollment

Presenter: Dr. Elmer Avellaneda, Superintendent of Schools

4.C.2. Daily average attendance-District Wide

Presenter: Dr. Elmer Avellaneda, Superintendent of Schools

5. Board Business

5.A. Board Correspondence

5.B. Dates of Interest

6. Adjourn to Closed session: Under Texas Government Code Chapter 551, The board will recess this open session and convene in a closed meeting to discuss items on the agenda. The board may conveniently meet in such a closed or executive session or meeting, concerning any and all subjects and for any and all purposes permitted by Texas government code chapter 551:

Presenter: Board President

6.A. Personnel

6.B. Safety and Security

6.C. Emergency Operation Plan and Updates

7. Reconvene to Open Meeting: The Board will take appropriate action on items, if necessary, as discussed in Closed Session

Presenter: Board President

8. Adjourn



Board of Trustees

Ross Hendershot, III
President

Justin Schwausch
Vice President

Josie Smith-Wright
Secretary

Sandra Gorden

D'Anna Robinson

Ashley Molina

Gloria Torres

GISD School Board Agenda Information Sheet
September 11, 2023

SUBJECT: Public Comments

RATIONAL SUMMARY:

The next item on the agenda is public comment. Before we begin, I will remind our audience members of the Board's procedures for handling public comments. The public comment portion of our meeting is available to members of the public who wish to address a meeting item on tonight's agenda or other matter pertaining to Gonzales ISD.

Anyone who wants to speak during public comment must sign in before the start of the meeting and list the agenda item they want to discuss. Each public comment speaker will be allowed a maximum of 5 minutes to address the Board. If necessary for effective meeting management, or to accommodate large numbers of individuals wishing to address the Board, we may shorten the time for each individual wishing to present comments. The public comment portion of the meeting will allow all speakers who have signed up before the start of the meeting to address the Board regarding an item on tonight's agenda. Persons requiring a translator will be given additional time.

Please keep your comments or criticisms civil and courteous. Please also avoid using profanity during your opportunity to speak. Last, we ask that you not discuss students who are not your child.

If a speaker is seeking Board resolution of a specific complaint, that concern should be addressed through the District's grievance process. District policy DGBA has been established for addressing employee complaints, policy FNG is the avenue for filing parent complaints, and policy GF address community member complaints. Grievance forms can be obtained at any campus administration office, or in the central administration offices.


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Board of Trustees

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Vice President

Josie Smith-Wright
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Sandra Gorden

D'Anna Robinson

Ashley Molina

Gloria Torres

GISD School Board Agenda Information Sheet
September 11, 2023

ACTION ITEM

SUBJECT: Discuss and Consider Action to Approve the Consent Agenda

ADMINISTRATOR RESPONSIBLE: Dr. Elmer Avellaneda, Superintendent of Schools

RATIONAL SUMMARY:

A. Meeting Minutes: August 2, 2023-Special Meeting-Bond Ethics Training
August 7, 2023-Special Meeting
August 14, 2023-Regular Meeting
August 21, 2023-Special Meeting-Budget Workshop
August 28, 2023-Special Meeting-Tax Rate Adoption

B. Budget Amendments:

SUPERINTENDENT'S RECOMMENDATION: APPROVE

MOTION: *I move that the Board approve the consent agenda, as presented.*



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Minutes
Wednesday, August 2, 2023
Special Board Meeting at 1:00 P.M.
Location of Meeting: GISD Administrative Board Room, 1615 St Lawrence St.
Gonzales, Texas 78629

Board Members Present: Ross Hendershot, III, President
Justin Schwausch, Vice President
Josie Smith-Wright, Secretary
D'Anna Robinson
Ashley Molina
Gloria Torres
Sandra Gorden

Board Member Absent:

Notes: Ms. Smith-Wright stepped out of the meeting at 2:45 P.M. and returned at 3:20 P.M.

Item #1. Call to Order

The Board of Trustees of the Gonzales Independent School District met Wednesday, August 2, 2023, at the Administrative Office Board Room, Gonzales, Texas. President, Ross Hendershot, III called the meeting to order at 1:00 P.M.

A quorum was declared with 7 members present.

Invocation, Pledge, Mission Statement

Justin Schwausch gave the Invocation. Josie Smith-Wright led the Pledge to the Flag, and Sandra Gorden read the Mission Statement.

Item #2: Public Comments: There were no public comments.

Item#3 Reports:

A. **Bond Ethics Training**

Dr. A spoke on the importance of this training with the upcoming bond in November. Christine Badillo from Walsh Gallegos Trevino Kyle & Robinson P.C. led the training with all of the board members and Administrative Office.

B. **Legislative Update**

Christine Badillo from Walsh Gallegos Trevino Kyle & Robinson P.C. went through the updates that impact school districts.

Item #7 Adjourn to Closed Session:

Under Texas Government Section [551.071](#) (Consultation with Attorney), Code Section [551.072](#) (Deliberation Regarding Real Property), [551.73](#) Deliberation Regarding Prospective Gift, Texas Government Code Section [551.074](#), (Personnel, to deliberate regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee), Texas Government Code Section [551.076](#) (Deliberation regarding implementation of Security, personnel or devices) and Section [551.082](#): School Children; School District Employees; Disciplinary Matter or Complaint, Section [551.083](#): Certain School Boards; Meeting Regarding Consultation with Representative of Employee Group, Section [551.084](#): Investigation; Exclusion of witnesses from a hearing.

The board went into a closed session at 2:52 P.M.

Item #8 Reconvene to Open Meeting:

The Board will take appropriate action on items, if necessary, as discussed in the Closed Session. The board returned to an open session at 3:42 P.M.

Item #9 Adjourn

There being no further business, President Hendershot adjourned the meeting at 3:43 P.M.

Ross Hendershot, III, President
Board of Trustees

Josie Smith-Wright, Secretary
Board of Trustees

Minutes
Monday, August 7, 2023
Special Board Meeting at 5:00 P.M.
Location of Meeting: GISD Administrative Board Room, 1615 St Lawrence St.
Gonzales, Texas 78629

Board Members Present: Ross Hendershot, III, President
Justin Schwausch, Vice President
Josie Smith-Wright, Secretary
D'Anna Robinson
Ashley Molina-Joined the meeting online
Gloria Torres
Sandra Gorden

Board Member Absent:

Item #1. Call to Order

The Board of Trustees of the Gonzales Independent School District met Monday, August 7, 2023, at the Administrative Office Board Room, Gonzales, Texas. President, Ross Hendershot, III called the meeting to order at 5:30 P.M.

A quorum was declared with 7 members present.

Invocation, Pledge, Mission Statement

Josie Smith-Wright gave the Invocation. D'Anna Robinson led the Pledge to the Flag, and Ashley Molina read the Mission Statement.

Item #2: Public Comments: There were no public comments.

Item #3.: New Business/Action Items:

A. **Discuss and Consider Action to Approve the Consent Agenda**

1. Budget Amendments-

Amanda Smith seeked approval of one amendment to the General Fund budget in the amount of \$100,000 for equipment for new officers (computers, radios, uniforms, weapons, vests, etc.)

Ms. Gorden made a motion, with a second from Justin Schwausch, to approve the consent agenda, as presented.

The motion carried 7/0.

B. **Discuss and Consider Action to Approve the Purchase of three upfitted vehicles for the GISD Police Department and Associated Budget Amendment**

Chief Brooks recommended to the board the need to purchase three new upfitted police vehicles for the GISD Police Department. Quotes were included in board book.

Ms. Smith-Wright questioned the amendment before for \$100,000 and was clarifying if this would be an additional movement of funds.

Mr. Hendershot asked if we had seeked quotes from our local dealerships and to include a Matrix next time.

Ms. Smith-Wright asked what an upfitted vehicle would cost. Chief Brooks stated that it was really hard to get police vehicles these days, especially Tahoes.

Chief Brooks' recommendation is to get two Chargers and one Silverado Pickup.

Justin Schwausch made a motion, with a second from Sandra Gorden, to approve the budget amendment in the amount of \$193,807 from Function 11 to Function 52 for the purchase of three new upfitted police vehicles.

The motion carried 7/0.

C. **Discuss and Consider Action to Approve an Order Authorizing the Defeasance and Redemption of a Portion of the District's Outstanding Unlimited Tax School Building Bonds, Series 2015A, Approving an Escrow Agreement and Providing for Other Matters and Procedures Related Thereto**

Amanda Smith recommended to the board authorizing the approval of an updated defeasance order for tax rate management and stability and interest cost savings. This item is related to the June 20th agenda item. This would not go into effect until November-March time frame, due to the bonds not being able to be paid off early. Once that time arises a report item will be brought back to the board president and secretary for signatures. The purpose of a defeasance order is to save on interest cost. At the June board meeting the board agreed to pay an addition \$705,000 the 2023-2024 fiscal year and that would save the tax payers \$44,000 interest over the life of the loan. Due to our certified property values that we received in July were roughly 16% higher than the April estimated property values, we are now able to pay off one million dollars next fiscal year and save our tax payers almost \$600,040 in interest savings.

There were no questions or comments.

Sandra Gorden made a motion, with a second from Josie Smith-Wright , to the order authorizing the defeasance and redemption of a portion of the district's outstanding bonds and approve an escrow agreement and other related matters, as presented.

The motion carried 7/0

Item #7 Adjourn to Closed Session:

Under Texas Government Section [551.071](#) (Consultation with Attorney), Code Section [551.072](#) (Deliberation Regarding Real Property), [551.73](#) Deliberation Regarding Prospective Gift, Texas Government Code Section [551.074](#), (Personnel, to deliberate regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee), Texas Government Code Section [551.076](#) (Deliberation regarding implementation of Security, personnel or devices) and Section [551.082](#): School Children; School District Employees; Disciplinary Matter or Complaint, Section [551.083](#): Certain School Boards; Meeting Regarding Consultation with Representative of Employee Group, Section [551.084](#): Investigation; Exclusion of witnesses from a hearing.

The board went into a closed session at 5:33 P.M.

Item #8 Reconvene to Open Meeting:

The Board will take appropriate action on items, if necessary, as discussed in the Closed Session. The board returned to an open session at 6:33 P.M.

Item #9 Adjourn

There being no further business, President Hendershot adjourned the meeting at 6:50 P.M.

Ross Hendershot, III, President
Board of Trustees

Josie Smith-Wright, Secretary
Board of Trustees

Minutes
Monday, August 14, 2023
Regular Board Meeting at 5:30 P.M.
Location of Meeting: GISD Administrative Board Room, 1615 St Lawrence St.
Gonzales, Texas 78629

Board Members Present: Ross Hendershot, III, President
Justin Schwausch, Vice President
Josie Smith-Wright, Secretary
D'Anna Robinson
Ashley Molina
Gloria Torres
Sandra Gorden

Board Member Absent:

Item #1. Call to Order

The Board of Trustees of the Gonzales Independent School District met Monday, August 14, 2023, at the Administrative Office Board Room, Gonzales, Texas. President, Ross Hendershot, III called the meeting to order at 5:30 P.M.

A quorum was declared with 7 members present.

Invocation, Pledge, Mission Statement

Josie Smith-Wright gave the Invocation. Sandra Gorden led the Pledge to the Flag, and Gloria Torres read the Mission Statement.

Item #2: Public Comments: There were 2 individuals who had public comments. Mr. Hendershot read the summary as to how much time will be allowed for each individual and a reminder to keep comments or criticisms civil and courteous. Mr. Schwausch was the time keeper.

Carney Zambrano spoke about the bond. He was there representing other individuals who couldn't make it to the meeting. Mr. Zambrano is in full support for the bond but stated that he thought a new high school would be more beneficial than a new athletic complex.

Kyle Wundt spoke about the need for better communication from the school district rather than just posting on Social Media and making sure all district webpages are updated. Facebook is not the proper way of communication for the district.

Item #4: New Business/Action Items:

A. **Discuss and Consider Action to Approve the Consent Agenda**

1. Minutes: July 6, 2023, Regular Board Meeting
July 26, 2023 Special Board Meeting

Dr. A presented the minutes to the board for approval.

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Justin Schwausch made a motion, with a second from Josie Smith-Wright, to approve the consent agenda, as presented.

The motion carried 7/0.

B. **Discuss and Consider Action to Approve Construction/Renovation associated with the current lease agreement of the Pace building located on N. Fair Street.**

Marcia Lambert, Representative from the Master Gardener's program presented a slide show to the board and explained the need to add a planting shed to the property located on N. Fair Street. The shed will be bought with grant money received from GVEC.

Josie Smith-Wright made a motion, with a second from Gloria Torres, to approve the Construction/Renovation associated with the current lease agreement of the Pace Building located on N. Fair Street.
The motion carried 7/0.

C. **Discuss and Consider Action to Approve a Resolution Establishing Shared Services with the GISD Education Foundation.**

Dr. A provided information to the board in regard to this resolution. The purpose of this resolution is to establish an agreement between GISD and GISD Education Foundation to compensate a district employee through an MOU for the purpose of having a better partnership. This employee would help the foundation by achieving its goals and mission.

Mr. Josh Gray, President of the GISD Education Foundation presented to the board the shared services agreement with GISD and GISD Education Foundation. He stated that this is a continuation of an MOU started in 2012. This agreement will allow the Foundation to commit certain money to the district while taking a load off of the volunteers and improve the communication with the school district. They will raise money for the same purpose as before: Teacher grants, campus grants and the ultimate goal is to have a scholarship fund. The focus of the Education Foundation Board and Mr. Gray is to continue to invest in the community.

The motion carried 7/0

Justin Schwausch made a motion, with a second from D'Anna Robinson to approve the resolution, as presented.

D. **Discuss and Consider Action to Authorize the Superintendent to Sign the Legal Services Retainer Agreement with Walsh Gallegos Trevino Russo & Kyle P.C.**

Dr. A presented this item to the board stating that this is our annual renewal. He stated that we have been with the law firm for 19 yrs and that the retainer is \$1,000. Board Policy BDD(Local) authorizes the Board to retain an attorney or attorneys, as necessary, to serve as the District's legal counsel and representative in matters requiring legal services.

Justin Schwausch made a motion, with a second from Sandra Gorden, that the board authorize the superintendent to sign the legal Services Retainer Agreement with Walsh Gallegos Trevino Russo & Kyle P.C., for the 2023-2024 school year, as presented.

The motion carried 7/0.

E. **Discuss and Consider Action to Approve the List of Teacher Appraisers and Appraisal Calendar for the 2023-2024 school year.**

Brandi Bell, presented the Appraisers and Appraisal Calendar for the 2023-2024 school year to the board. Mrs. Robinson asked if Ms. Bell being head of HR if this is new to the position and if Haley was in charge of this when she was the HR director. The appraisers on the list will appraise teachers on the campus level. The central appraisers will appraise the principals this year. If a teacher does not like their appraisal they are allowed to request a second one and that would allow Ms. Bell and or Ms. Cox to do the second one.

D'Anna Robinson made a motion, with a second from Gloria Torres, to approve the List of Teacher Appraisers and the Teacher Appraisal Calendar for the 2023-2024 school year, as presented.
The motion carried 7/0.

F. **Discuss and Consider Action to Approve the revisions to the 2023-2024 District Compensation Plan.**

Brandi Bell, presented to the board the additions to the supplemental pay section to the 2023-2024 District Compensation Plan. The additions have been highlighted in yellow, stipends were left off in May and there were additional stipends added.

Josie Smith-Wright had questions about the Comp. plan. Ms. Smith Wright questioned how someone would know where they would fall in the comp plan and how they would go forward to the next plan. Ms. Bell stated that this comp plan is a review from TASB and that GISD has another review scheduled for October. TASB will be looking at the different pay areas, review the plan and to review the calendar days in the plan. This plan is a guide and recommendation from TASB based on years of experience.

Ms. Gorden also questioned how employees were getting paid. Ms. Bell stated there have been concerns brought to her and that's why she felt the need for TASB to come back in to review.

Mr. Hendershot asked Ms. Bell who prepared the Comp plan or recommended it and asked if we should get another company other than TASB to audit this plan since they are the ones that created this problem

Several other questions were asked and they were addressed.

Mr. Hendershot tabled this action item to a later board meeting to allow for corrections to the Comp Plan

The motion carried 7/0,

G. **Discuss and Consider Action to Approve Meal Prices for the 2023-24 School Year.**

Ed Wayner, Director of Food Service presented for approval of the Meal Prices for the 2023-24 School Year.

We will only have to update our adult meal prices since students receive Free breakfast and lunch under the Community Eligibility Provision. In order to stay compliant with minimal adult meal pricing, for 2023-2024 the recommended price for breakfast will go from \$2.95 to \$3.10 and lunch price from \$4.45 to \$4.75.

Gloria Torres made a motion, with a second from Ms. Smith-Wright to set the 2023-2024 Gonzales ISD adult breakfast meal price at \$3.10 and adult lunch meal price at \$4.75 as presented.

The motion carried 7/0

H. **Discuss and Consider Action to Approve the TEA Staff Development Waiver Minutes Application and Additional Campus Operational Minutes.**

Jennifer Molnoskey, Director of PEIMS came to the board seeking approval to apply for 2,100 TEA staff development waiver minutes and an amendment to the number of campus operational minutes for the 2023-2024 school year. The increase in minutes, along with the approval of 2,100 waiver minutes for staff development by TEA, brings the operational minutes to at least 75,600 for each campus and puts the district in compliance with TEA. This also allows for two and a half days of inclement weather without using the Bad Weather Days that are slated for the Tuesday and Wednesday after Memorial Day.

Josie Smith-Wright made a motion, with a second from Ashley Molina to approve the application for 2,100 staff development waiver minutes to TEA and the additional operational minutes to the daily schedules for the 2023-24 school year as presented.

The motion carried 7/0

I. **Discuss and Consider Action to Approve an Agreement for the Purchase of Attendance Credits (Option 3 Agreement) and to Delegate Contractual Authority to the Superintendent.**

Amanda Smith recommended and seeking approval of an agreement that will allow the district to comply with Chapter 49 of the Texas Education Code. This was previously referred to as a "Chapter 41 district". School funding is primarily derived from two sources, State Sources and Local Sources. The Texas Education Code is where we find the mathematical formula telling us how much of the funding the school district is set to receive, which is a set amount that is going to come from the state and local sources. Chapter 48 of the Texas Education Code is what drives the State Funding, Chapter 49 of the Texas Education Code is what tells us what we have to do with local revenue that we receive an excess of what we are allowed to collect. We are operating a state school system so the state tells us how much of that money we are allowed to keep. When too much local funding is generated we are labeled as having excess local revenue and the excess money is recaptured by the state and distributed to other school districts.

Due to the district's Chapter 48 state funding (currently estimated at \$5.5M) significantly exceeding its Chapter 49 recapture costs (currently estimated at \$314k), the administration recommends offsetting/reducing state aid by the

amount owed for recapture in lieu of making payments to the state. The state gives 5 options available to school districts. Option A agreement is the realistic option for our district to pursue.

The contract submission process is now completed electronically through a module on TEA's website. Therefore, contractual authority must be granted to the superintendent so that he can submit the data through the TEA module on behalf of the district.

Josie Smith-Wright made a motion, with a second from Ashley Molina to approve the notice, as presented.

For the 2023–2024 school year, we delegated contractual authority to obligate the school district under Texas Education Code (TEC) §11.1511(c)(4) to the superintendent, solely for the purpose of obligating the district under TEC, §48.257 and TEC, Chapter 49, Subchapters A and D, and the rules adopted by the commissioner of education as authorized under TEC, 49.006. This included approval of the Agreement for the Purchase of Attendance Credit or the Agreement for the Purchase of Attendance Credit (Netting Chapter 48 Funding).

The motion carried 7/0

J. Discuss and Consider Action on Notice of Public Meeting to Discuss Budget and Proposed Tax Rate

Mrs. Smith presented to the board the recommendation and approval of the data that will be published in the Gonzales Inquirer Thursday, August 17, 2023 telling the public about our public hearing set for August 28, 2024 when GISD will adopt its budget and tax rate. This is an annual notice that is brought to the board every year for adoption. The format of this notice is created by the Texas Comptroller and the data comes from the Appraisal District, The County Tax Assessor Collector and GISD provides some of the financial information. The notice must be legally published no less than ten days and no greater than thirty days prior to the meeting.

Justin Schwausch made a motion, with a second from Sandra Gorden that the board approve the notice, as presented.

The motion carried 7/0

K. Discuss and Consider Action on an Order Calling School Building Bond Election.

Dr. A proposed to support the district's strategic plan, long-range facilities plan, and safe and secure facilities, the administration recommends the board call a school building bond election in November 2023. The proposal is for two propositions,

Proposition A: Safety and Security enhancements, general renovation and improvements to address aging buildings and infrastructure at all of our campuses, maintenance and admin bldg., Construction on a new CTE bldg. and a agricultural barn.

Proposition B: Construction of a new Athletic Complex which will include a new football/Soccer stadium, baseball field, softball field, track (field events, sand pits).

Josie Smith-Wright commented that she knows the need for a high school and the want from others for a stadium but fears for our bond to be maxed out at \$209 million dollars and then no funds would be available if we would have a Proposition C with a high school. She knows GISD needs to move forward with adding new to our district and agrees to move forward with these propositions and hopefully in a few years to move another bond for a new High School.

Mrs. Torres stated her desire for a new high school but will support the propositions that were called for.

Mrs. Robinson commented that she thought it was good to do the improvements to the high school so that eventually Jr. High could move up when we would possibly move forward with a future bond. She mentioned it was kind of like a phase 1 and phase 2. She also agreed that it would not be good to max out our bond capacity and not have any extra funding.

Mr. Hendershot stated that he appreciated everyone's comment and that it has been many years in the working, a lot of hours and consideration. He also said that he supported to have all of the Propositions including the school but that we would follow up and move forward with the administrations recommendations but that its important that we continue forward and come up with a time line and a plan and actually follow through some of the architecture in planning to put a date on the time line and look forward to the additional campus in the future. We should put a date on the time line possibly 5yrs.

Justin Schwausch made a motion, with a second from D'Anna Robinson to approve the order calling school building bond election, as presented.

The motion carried 7/0

L. **Discuss and Consider Action to Approve the implementation of a student internship program within the Communications Department.**

Veronica Johannsen presented to the board the implementation of a student internship program within the Communications Department.

Josie Smith-Wright questioned the pay for only Seniors and not 9th-11th graders. Mrs. Johannsens response was that students in the Senior level have already gone through Mrs. Lowes CTE program so the have some experience and she believes that those students would benefit from the internship. Ms. Smith-Wright asked when these students would be working. Mrs. Johannsen responded with this school year. The interest form would go out immediately if approved and applications would be due Tuesday, August 22. After acceptance, Monday, August 25th the process would begin. Ms. Smith-Wright asked what hours they would work and would it be during school. Mrs. Johannsen stated it would possibly be during 2nd, 3rd,5th and 6th periods. Mrs. Smith-Wright asked where they would be working at the admin office or High school. Mrs. Johannsen's response was that they would have Monday meetings and they would bring their information with them and it could be anything that happens across the district. It would be open to any one in the district. Ms. Smith-Wright also questioned the pay of \$14.00/hr when full time employees do not get that pay.

Dr. A asked what would be a good pay and Ms. Smith-Wright replied with minimum wage if we would pay them anything.

Mrs. Torres asked who would be teaching them and Mrs. Johannsen raised her hand and stated they would also be working with Ms. San Juan our new digital specialist.

A few other comments were made.

This Action item was tabled due to lack of motion.

Item#5 Reports:

A. **National Junior Honor Society**

Mrs. Karen Perez, Principal of GJHS presented to the board the possibility of having the National Junior Honor Society for grades 7th and 8th beginning this school year. Induction would take place in the fall of 2023 and the spring of 2024. To be eligible, candidates would have to meet the following criteria: Scholarship, Leadership, Service, Character and Citizenship.

B. **Financial Report**

The Financial Report was presented by Amanda Smith, CFO.

C. **Superintendent Reports**

Presented by Superintendent, Dr. Elmer Avellaneda

The enrollment this year is 2594 compared to last year's 2501.

Safety and Security: Police officer vacancies have been fulfilled, fencing added to GJHS and GHS, the implementation of the Guardian Program and added Navigate 360.

Item#6 Board Business:

Board Correspondence: No Correspondence

Dates of Interest:

August 14, 2023	Regular Board Meeting
August 15, 2023	First Day of School
August 17, 2023	Notice of Budget & Tax Rate Mtg. Published in the Paper
August 21, 2023	Special Board Meeting-Budget Workshop @5:30
August 28, 2023	Special Board Meeting-Budget & Tax Rate Adoption @5:30
September 5, 2023	Bond Committee Meeting #2
September 11, 2023	Regular Board Meeting

Item #7 Adjourn to Closed Session:

Under Texas Government Section [551.071](#) (Consultation with Attorney), Code Section [551.072](#) (Deliberation Regarding Real Property), [551.73](#) Deliberation Regarding Prospective Gift, Texas Government Code Section [551.074](#), (Personnel, to deliberate regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee), Texas Government Code Section [551.076](#) (Deliberation regarding implementation of Security, personnel or devices) and Section [551.082](#): School Children; School District Employees; Disciplinary Matter or Complaint, Section [551.083](#): Certain School Boards; Meeting Regarding Consultation with Representative of Employee Group, Section [551.084](#): Investigation; Exclusion of witnesses from a hearing.

The board went into a closed session at 7:09 P.M.

Item #8 Reconvene to Open Meeting:

The Board will take appropriate action on items, if necessary, as discussed in the Closed Session. The board returned to an open session at 7:57 P.M.

Item #9 Adjourn

There being no further business, President Hendershot adjourned the meeting at 7:58 P.M.

Ross Hendershot, III, President
Board of Trustees

Josie Smith-Wright, Secretary
Board of Trustees

Minutes
Monday, August 21, 2023
Special Board Meeting at 5:30 P.M.
Location of Meeting: GISD Administrative Board Room, 1615 St Lawrence St.
Gonzales, Texas 78629

Board Members Present: Ross Hendershot, III, President
Justin Schwausch, Vice President
Josie Smith-Wright, Secretary
D'Anna Robinson
Ashley Molina
Gloria Torres
Sandra Gorden

Board Member Absent:

Item #1. Call to Order

The Board of Trustees of the Gonzales Independent School District met Monday, August 21, 2023, at the Administrative Office Board Room, Gonzales, Texas. President, Ross Hendershot, III called the meeting to order at 5:30 P.M.

A quorum was declared with 7 members present.

Invocation, Pledge, Mission Statement

Ashley Molina gave the Invocation, Justin Schwausch led the Pledge to the Flag, and D'Anna Robinson read the Mission Statement.

Item #2: Public Comments: There were no public comments.

Item #3: New Business/Action Items:

A. **Discuss and Consider Action to approve the revisions to the 2023-2024 District Compensation Plan**

Brandi Bell presented to the board the revisions to the 2023-2024 Compensation Plan. The changes to the compensation plan were highlighted and given to the board members.

Justin Schwausch made a motion, with a second from Gloria Torres, to approve the 2023-2024 Compensation Plan revisions as presented to support the district's goals of recruitment, hiring, and retention of employees.

The motion carried 6/1.

Ms. Smith-Wright voted against.

C. **Discuss and Consider Action to seek approval for the implementation of a student internship program within the Communications Department at a rate of \$7.25 an hour.**

Veronica Johannsen presented to the board recent changes and approval for the implementation of a student internship program within the Communication Department with the change of \$14.00/hr. to \$7.25/hr.

There were no questions or comments.

Gloria Torres made a motion, with a second from Justin Schwausch, to approve the implementation of a student internship program within the Communications Department at a rate of \$7.25/hr.

The motion carried 7/0

Item#5 Reports:

A. **2023-2024 Budget Workshop**

Amanda Smith, GISD Chief Financial Officer, presented to the board the summary of the 2023-2024 Preliminary Budget for the general fund, food service fund, and debt service fund. Included in this presentation was an overview of how property values affect the district's revenue as well as a comparison of local, state, and federal funding over several fiscal years.

Item #7 Adjourn to Closed Session:

Under Texas Government Section [551.071](#) (Consultation with Attorney), Code Section [551.072](#) (Deliberation Regarding Real Property), [551.73](#) Deliberation Regarding Prospective Gift, Texas Government Code Section [551.074](#), (Personnel, to deliberate regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee), Texas Government Code Section [551.076](#) (Deliberation regarding implementation of Security, personnel or devices) and Section [551.082](#): School Children; School District Employees; Disciplinary Matter or Complaint, Section [551.083](#): Certain School Boards; Meeting Regarding Consultation with Representative of Employee Group, Section [551.084](#): Investigation; Exclusion of witnesses from a hearing.

The board went into a closed session at 5:32 P.M.

Item #8 Reconvene to Open Meeting:

The Board will take appropriate action on items, if necessary, as discussed in the Closed Session. The board returned to an open session at 6:12 P.M.

Item #9 Adjourn

There being no further business, President Hendershot adjourned the meeting at 6:46 P.M.

Ross Hendershot, III, President
Board of Trustees

Josie Smith-Wright, Secretary
Board of Trustees

Minutes
Monday, August 28, 2023
Special Board Meeting at 5:30 P.M.
Location of Meeting: GISD Administrative Board Room, 1615 St Lawrence St.
Gonzales, Texas 78629

Board Members Present: Ross Hendershot, III, President
Justin Schwausch, Vice President
Josie Smith-Wright, Secretary
D'Anna Robinson
Ashley Molina
Gloria Torres
Sandra Gorden

Board Member Absent:

Item #1. Call to Order

The Board of Trustees of the Gonzales Independent School District met Monday, August 28, 2023, at the Administrative Office Board Room, Gonzales, Texas. President, Ross Hendershot, III called the meeting to order at 5:30 P.M.

A quorum was declared with 7 members present.

Invocation, Pledge, Mission Statement

Justin Schwausch gave the Invocation, Sandra Gorden led the Pledge to the Flag, and Gloria Torres read the Mission Statement.

Item #2: Public Comments: There were no public comments.

Item #4: New Business/Action Items:

A. **Discuss and Consider Action to Approve the Consent Agenda**

1. Budget Amendments

Amanda Smith reviewed the budget amendments to move existing budget between various functions at fiscal year end for the General Operating Fund and Food Service Fund.

Justin Schwausch made a motion, with a second from Ashley Molina, to approve the consent agenda, as presented.

The motion carried 7/0.

B. **Discuss and Consider Action to Adopt the 2023-2024 Budget**

Amanda Smith presented to the board the 2023-2024 Budget for the General Fund, Food Service Fund and the Debt Service Fund. Each of the three budgets must be adopted separately.

Justin Schwausch made a motion, with a second from Josie Smith-Wright, to adopt the General Fund budget, as presented.

The motion carried 7/0

Justin Schwausch made a motion, with a second from Josie Smith-Wright to adopt the Food Service budget, as presented.

The motion carried 7/0

Justin Schwausch made a motion, with a second from Sandra Gorden to adopt the Debt Service Fund budget, as presented.

The motion carried 7/0.

C. **Discuss and Consider Action to Approve the Ordinance to Set the Tax Rate for the Tax Year 2023**

Amanda Smith came to the board seeking approval for the Ordinance to Set the Tax Rate for the Tax Year 2023. The required notice was published in the newspaper on August 17, 2023.

The Tax Code requires the tax rate be set by an ordinance, resolution, or order. The ordinance must be read and a record vote recorded in the meeting minutes.

Sandra Gorden made a motion, with a second from Justin Schwausch, to move the property tax rate be adopted at a rate of \$0.8247. This tax rate is comprised of \$0.7331 for the purpose of funding maintenance and operation expenditures and \$0.0916 to service the district's debt.

The motion carried 7/0

Item #7 Adjourn to Closed Session:

Under Texas Government Section [551.071](#) (Consultation with Attorney), Code Section [551.072](#) (Deliberation Regarding Real Property), [551.73](#) Deliberation Regarding Prospective Gift, Texas Government Code Section [551.074](#), (Personnel, to deliberate regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee), Texas Government Code Section [551.076](#) (Deliberation regarding implementation of Security, personnel or devices) and Section [551.082](#): School Children; School District Employees; Disciplinary Matter or Complaint, Section [551.083](#): Certain School Boards; Meeting Regarding Consultation with Representative of Employee Group, Section [551.084](#): Investigation; Exclusion of witnesses from a hearing.

The board went into a closed session at 5:41 P.M.

Item #8 Reconvene to Open Meeting:

The Board will take appropriate action on items, if necessary, as discussed in the Closed Session. The board returned to an open session at 6:12 P.M.

Item #9 Adjourn

There being no further business, President Hendershot adjourned the meeting at 6:13 P.M.

Ross Hendershot, III, President
Board of Trustees

Josie Smith-Wright, Secretary
Board of Trustees

**2023-24 Proposed Budget Revision
General Operating Fund
Regular Board Meeting - September 11, 2023**

	Current Budget	Proposed Amendment	Proposed Revised Budget
REVENUES			
5700 Local Property Taxes	20,030,181		20,030,181
5700 Other Local Sources	903,300		903,300
5800 State Revenues	8,069,636		8,069,636
5900 Federal Sources	632,469		632,469
TOTAL REVENUES	29,635,586	0	29,635,586
EXPENDITURES			
0011 Instruction	16,014,806	307,493	16,322,299
0012 Instructional Resources & Media Services	281,795		281,795
0013 Curriculum & Staff Development	569,394		569,394
0021 Instructional Leadership	524,292		524,292
0023 School Leadership	1,853,791	5,000	1,858,791
0031 Guidance, Counseling, & Evaluation	935,517	1,540	937,057
0032 Social Work Services	78,345		78,345
0033 Health Services	412,113		412,113
0034 Student Transportation	1,434,811		1,434,811
0035 Food Services	15,000		15,000
0036 Co-Curricular/Extra-Curricular Activities	1,296,622		1,296,622
0041 General Administration	2,003,953		2,003,953
0051 Plant Maintenance and Operations	4,448,387	30,024	4,478,411
0052 Security & Monitoring Services	660,547	266,155	926,702
0053 Data Processing Services	1,047,766	7,230	1,054,996
0061 Community Services	11,050		11,050
0071 Debt Services	751,496		751,496
0091 Contracted Inst Services Btw Public Schools	314,527		314,527
0099 Other Intergovernmental Charges	514,828		514,828
TOTAL EXPENDITURES	33,169,040	617,442	33,786,482
8911 Operational Transfer Out	500		500
NET ACTIVITY	(3,533,954)	(617,442)	(4,151,396)

Notes:

-See attached detail list

Unfulfilled 2022-23 Purchase Commitments

Function	Description	Amount	Sub-total
11	Projector and Screen for GNA Gym	\$30,000	
11	Lion's Club Donation for McKinney Vento Students	\$500	
11	GE Accessible Playground Equipment	\$148,694	
11	Benchmark Phonics & Word Study Curriculum	\$31,500	
			\$210,694
51	Asbestos Abatement at GHS	\$10,000	
51	Training for HVAC Tech	\$4,900	
51	Padlocks	\$2,000	
51	HVAC Units for GHS	\$6,000	
51	GHS Flooring	\$1,033	
			\$23,933
52	Patrol Cars	\$193,807	
52	Computers for Police Officers	\$14,201	
52	Uniforms & Patches for Police Officers	\$8,447	
52	Knox Boxes	\$6,200	
			\$222,655
53	Relocation of Fiber Infrastructure	\$7,230	
		\$464,512	

Additional Funding Requests

Function	Description	Amount	Sub-total
11	Translator Stipend (Secondary)	\$5,000	
11	Translator Stipend (District-level)	\$5,259	
11	Lifeskills Paraprofessional for GJHS	\$25,000	
11	ECSE Teacher at GPA	\$60,000	
11	Dyslexia Lead Stipend	\$1,540	
			\$96,799
23	Additional Pay for GJHS Associate Principal	\$5,000	
			\$5,000
31	Assessment Lead Stipend	\$1,540	
			\$1,540
51	Fire Alarm System Inspections (increased fee)	\$2,000	
51	For New Police Officers: 4 Hotspots & 5 Aircards (FirstNet)	\$4,091	
			\$6,091
52	Security for Home Varsity Football Games	\$1,500	
52	Additional Vape Detectors & Silent Alert Technology	\$39,000	
52	Supplies for Guardian Program	\$3,000	
			\$43,500
		\$152,930	

Grand Total: \$617,442



Board of Trustees

Ross Hendershot III
President

Justin Schwausch
Vice President

Josie Smith-Wright
Secretary

Sandra Gorden

Gloria Torres

D'Anna Robinson

Ashley Molina

GISD School Board Agenda Information Sheet
September 11, 2023

ACTION ITEM

SUBJECT: Discuss and Consider Action to Adopt the Updates to the Gonzales ISD Student Code of Conduct for 2023-2024.

ADMINISTRATOR RESPONSIBLE: Dr. Elmer Avellaneda, Superintendent of Schools, Adrienne Steen, Director of Accountability and Student Support Services

RATIONAL SUMMARY: Each year the district is provided with updates to the GISD Code of Conduct to recommend the language reflecting the recent change in legislation. Information will be shared concerning any change advisory to the GISD Student Code of Conduct for the 2023-2024 school year.

ADMINISTRATION'S RECOMMENDATION: Approve

SAMPLE MOTION: *"I move that the board adopt the Gonzales ISD Student Code of Conduct for the 2023-2024 school year as presented"*



Our Students. Our Future.



Gonzales ISD Student Code of Conduct

2023-2024

If you have difficulty accessing the information in this document because of a disability, please contact:

Adrienne L. Steen, Director of Student Supports & Strategic Initiatives

(830) 672-9551 ext. 1609, adrienne.steen@gonzalesisd.net.

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1 Student Code of Conduct

Accessibility

If you have difficulty accessing the information in this document because of a disability, please contact *Adrienne L. Steen, Director of Student Supports & Strategic Initiatives, (830) 672-9551 ext. 1609, adrienne.steen@gonzalesisd.net.*

Purpose

The Student Code of Conduct (“Code of Conduct”), as required by Chapter 37 of the Texas Education Code, provides methods and options for managing student behavior, preventing and intervening in student discipline problems, and imposing discipline.

The law requires the district to define misconduct that may—or must—result in a range of specific disciplinary consequences, including removal from a regular classroom or campus, out-of-school suspension, placement in a disciplinary alternative education program (DAEP), placement in a juvenile justice alternative education program (JJAEP), or expulsion from school.

This Code of Conduct has been adopted by the *Gonzales ISD* board of trustees and developed with the advice of the district-level planning and decision-making committee. It provides information to parents and students regarding standards of conduct, consequences of misconduct, and procedures for administering discipline. This Code of Conduct remains in effect during summer school and at all school-related events and activities outside the school year until the board adopts an updated version for the next school year.

In accordance with state law, the Code of Conduct shall be posted at each school campus or shall be available for review at the campus principal’s office. Additionally, the Code of Conduct shall be available at the campus behavior coordinator’s office and posted on the district’s website. Parents shall be notified of any conduct violation that may result in a student being suspended, placed in a DAEP or JJAEP, expelled, or taken into custody by a law enforcement officer under Chapter 37 of the Education Code.

Because the Code of Conduct is adopted by the district’s board of trustees, it has the force of policy. In the event of a conflict between the Code of Conduct and the Student Handbook, the Code of Conduct shall prevail.

Please note: The discipline of students with disabilities who are eligible for services under federal law (Individuals with Disabilities Education Act and Section 504 of the Rehabilitation Act of 1973) is subject to the provisions of those laws.

Restorative Practices

What are restorative practices? As defined by Marilyn Armour, Ph.D., Director of the Institute for Restorative Justice and Restorative Dialogue, restorative practices are *“a relational approach to building school climate and addressing student behavior. The approach fosters belonging over exclusion, social engagement over control, and meaningful accountability over punishment.”* As a district, we are focusing on less punitive consequences and embracing more progressive and restorative practices for our students.

In being proactive and intentional in planning the path forward, GISD will implement restorative discipline practices at the secondary level, and Capturing Kids Hearts at the elementary level. Both the secondary and elementary campuses will continue to receive ongoing training in CHAMPS and de-escalation methods that will reinforce our established APACHE WAY systems and routines. Gonzales ISD Student Code of Conduct is an essential resource that will be used when making disciplinary decisions, and our district’s five-year strategic plan supports the move towards the implementation of restorative discipline practices in our schools.

School District Authority and Jurisdiction

School rules and the district's authority to administer discipline apply whenever the interest of the district is involved, on or off school grounds, in conjunction with or independent of classes and school-sponsored activities.

The district has disciplinary authority over a student:

1. During the regular school day;
2. While the student is traveling on district transportation;
3. During lunch periods in which a student is allowed to leave campus;
4. At any school-related activity, regardless of time or location;
5. For any school-related misconduct, regardless of time or location;
6. When retaliation against a school employee, board member, or volunteer occurs or is threatened, regardless of time or location;
7. When a student engages in cyberbullying, as defined by Education Code 37.0832;
8. When criminal mischief is committed on or off school property or at a school-related event;
9. For certain offenses committed within 300 feet of school property as measured from any point on the school's real property boundary line;
10. For certain offenses committed while on school property or while attending a school-sponsored or school-related activity of another district in Texas;
11. When the student commits a felony, as provided by Education Code 37.006 or 37.0081; and
12. When the student is required to register as a sex offender.

Campus Behavior Coordinator

As required by law, a person at each campus must be designated to serve as the campus behavior coordinator (CBC). The designated person may be the principal or any other campus administrator selected by the principal. The CBC is primarily responsible for maintaining student discipline. The district shall post on its website and in the Student Handbook, for each campus, the email address and telephone number of the person serving as CBC. Contact information may be found at <https://www.gonzalesisd.net>. The handbook can be accessed or downloaded at <https://www.gonzalesisd.net/information>.

In accordance with the District's innovation plan, the District shall be exempt from the state law requiring that a single person at each campus be designated to serve as the campus behavior coordinator (CBC). The principal and assistant principal at each campus shall manage discipline on the campus and comply with statutory provisions that require a CBC to provide notices to parents or others.

Threat Assessment and Safe and Supportive School Team

The CBC or other appropriate administrator will work closely with the campus threat assessment and safe and supportive school team to implement the district's threat assessment policy and procedures, as required by law, and shall take appropriate disciplinary action in accordance with the Code of Conduct.

Searches

District officials may conduct searches of students, their belongings, and their vehicles in accordance with state and federal law and district policy. Searches of students shall be conducted in a reasonable and nondiscriminatory manner. Refer to the district's policies at FNF(LEGAL) and FNF(LOCAL) for more information regarding investigations and searches.

The district has the right to search a vehicle driven to school by a student and parked on school property whenever there is reasonable suspicion to believe it contains articles or materials prohibited by the district.

Desks, lockers, district-provided technology, and similar items are the property of the district and are provided for student use as a matter of convenience. District property is subject to search or inspection at any time without notice.

Reporting Crimes

The principal and other school administrators, as appropriate, shall report crimes as required by law and shall call local law enforcement when an administrator suspects that a crime has been committed on campus.

Security Personnel

The board utilizes police officers to ensure the security and protection of students, staff, and property. In accordance with law, the board has coordinated with the CBC and other district employees to ensure appropriate law enforcement duties are assigned to these persons. Provisions addressing the various types of security personnel can be found in the CKE (LOCAL) policy series.

The law enforcement duties of district police officers are:

Police officers employed by the District shall have all the powers, privileges, and immunities of police officers on or off duty within the jurisdiction of the District. Subject to limitations in law, District police officers shall have the authority to:

1. Protect the safety and welfare of any person in the jurisdiction of the District and protect the property of the District.
2. Enforce all laws, including municipal ordinances, county ordinances, and state laws, and investigate violations of law as needed. In doing so, District police officers may serve search warrants in connection with District-related investigations in compliance with the Texas Code of Criminal Procedure.
3. Arrest suspects consistent with state and federal statutory and constitutional standards governing arrests, including arrests without warrant, for offenses that occur in the officer's presence or under the other rules set out in the Texas Code of Criminal Procedure.
4. Coordinate and cooperate with commissioned officers of all other law enforcement agencies in the enforcement of this policy as necessary.
5. Enforce District policies, rules, and regulations on District property, in school zones, at bus stops, or at District functions.
6. Investigate violations of District policy, rules, and regulations as requested by the Superintendent and participate in hearings concerning alleged violations.
7. Carry weapons as directed by the chief of police and approved by the Superintendent.
8. Carry out all other duties as directed by the chief of police or Superintendent.

District police officers shall not be assigned routine classroom discipline or administrative tasks.

“Parent” Defined

Throughout the Code of Conduct and related discipline policies, the term “parent” includes a parent, legal guardian, or other person having lawful control of the child.

Participating in Graduation Activities

The district has the right to limit a student’s participation in graduation activities for violating the district’s Code of Conduct.

Participation might include a speaking role, as established by district policy and procedures.

Students eligible to give the opening and closing remarks at graduation shall be notified by the campus principal. Notwithstanding any other eligibility requirements, in order to be considered eligible, a student shall not have engaged in any misconduct that resulted in an out-of-school suspension, removal to a DAEP, or expulsion during the semester immediately preceding graduation.

The valedictorian and salutatorian may also have speaking roles at graduation. No student shall be eligible to have such a speaking role if he or she engaged in any misconduct that resulted in an out-of-school suspension, removal to a DAEP, or expulsion during the semester immediately preceding graduation.

Unauthorized Persons

In accordance with Education Code 37.105, a school administrator or district police officer shall have the authority to refuse entry to or eject a person from district property if the person refuses to leave peaceably on request and:

The person poses a substantial risk of harm to any person; or

The person behaves in a manner that is inappropriate for a school setting and persists in the behavior after being given a verbal warning that the behavior is inappropriate and may result in refusal of entry or ejection.

Appeals regarding refusal of entry or ejection from district property may be filed in accordance with policies FNG(LOCAL) or GF(LOCAL), as appropriate. However, the timelines for the district's grievance procedures shall be adjusted as necessary to permit the person to address the board in person within 90 calendar days, unless the complaint is resolved before a board hearing.

See **DAEP—Restrictions During Placement** section, for information regarding a student assigned to DAEP at the time of graduation.

2 Standards for Student Conduct

Standards for Student Conduct

Each student is expected to:

- Demonstrate courtesy, even when others do not.
- Behave in a responsible manner.
- Exercise self-discipline.
- Attend all classes regularly and on time.
- Bring appropriate materials and assignments to class.
- Meet district and campus standards of grooming and dress.
- Obey all campus and classroom rules.
- Respect the rights and privileges of students, teachers, and other district staff and volunteers.
- Respect the property of others, including district property and facilities.
- Cooperate with and assist the school staff in maintaining safety, order, and discipline.
- Adhere to the requirements of the Student Code of Conduct.

General Conduct Violations

The categories of conduct below are prohibited at school, in vehicles owned or operated by the district, and at all school-related activities, but the list does not include the most severe offenses. In the subsequent sections on **Out-of-School Suspension**, **DAEP Placement**, **Placement and/or Expulsion for Certain Offenses**, and **Expulsion**, those offenses that require or permit specific consequences are listed. Any offense, however, may be severe enough to result in **Removal from the Regular Educational Setting** as detailed in that section.

Disregard for Authority

Students shall not:

- Fail to comply with directives given by school personnel.
- Leave school grounds or school-sponsored events without permission.
- Disobey rules for conduct in district vehicles.
- Refuse to accept discipline or consequence assigned by a teacher or principal.

Mistreatment of Others

Students shall not:

- Use profanity or vulgar language or make obscene gestures.
- Fight or scuffle. (For assault, see **DAEP—Placement and/or Expulsion for Certain Offenses** section.)
- Threaten a district student, employee, or volunteer, including off school property if the conduct causes a substantial disruption to the educational environment.
- Engage in bullying, cyberbullying, harassment, or making hit lists. (See **glossary** for all four terms.)

- Release or threaten to release intimate visual material of a minor or a student who is 18 years of age or older without the student’s consent.
- Engage in sexual or gender-based harassment or sexual abuse, whether by word, gesture, or any other conduct directed toward another person, including a district student, employee, board member, or volunteer.
- Engage in conduct that constitutes dating violence. (See **glossary**.)
- Engage in inappropriate or indecent exposure of private body parts.
- Participate in hazing. (See **glossary**.)
- Coerce an individual to act through the use or threat of force.
- Commit extortion or blackmail.
- Engage in inappropriate verbal, physical, or sexual conduct directed toward another person, including a district student, employee, or volunteer.
- Record the voice or image of another without the prior consent of the individual being recorded or in any way that disrupts the educational environment or invades the privacy of others.

Property Offenses

Students shall not:

- Damage or vandalize property owned by others. (For felony criminal mischief, see **DAEP—Placement and/or Expulsion for Certain Offenses** section.)
- Deface or damage school property, including textbooks, technology and electronic resources, lockers, furniture, and other equipment, with graffiti or by other means.
- Steal from students, staff, or the school.
- Commit or assist in a robbery or theft, even if it does not constitute a felony according to the Penal Code. (For felony robbery, aggravated robbery, and theft, see **DAEP— Placement and/or Expulsion for Certain Offenses** section.)
- Enter, without authorization, district facilities that are not open for operations.

Possession of Prohibited Items

Students shall not possess or use:

- Fireworks of any kind, smoke or stink bombs, or any other pyrotechnic device;
- A razor, box cutter, chain, or any other object used in a way that threatens or inflicts bodily injury to another person;
- A “look-alike” weapon that is intended to be used as a weapon or could reasonably be perceived as a weapon;
- An air gun or BB gun;
- Ammunition;
- A hand instrument designed to cut or stab another by being thrown;
- A firearm silencer or suppressor;
- *A location-restricted knife;
- *A club;
- *A firearm;
- A stun gun;
- Knuckles;
- A pocketknife or any other small knife;
- Mace or pepper spray;

- Pornographic material;
- Tobacco products, cigarettes, e-cigarettes, and any component, part, or accessory for an e-cigarette device;
- Matches or a lighter;
- A laser pointer, unless it is for an approved use; or
- Any articles not generally considered to be weapons, including school supplies, when the principal or designee determines that a danger exists.

*For weapons and firearms, see **DAEP—Placement and/or Expulsion for Certain Offenses** section. In many circumstances, possession of these items is punishable by mandatory expulsion under federal or state law.

Possession of Telecommunications or Other Electronic Devices

Students shall not:

- Use a telecommunications device, including a cell phone, or other electronic device in violation of district and campus rules.

Misuse of Technology Resources and the Internet

Students shall not:

- Violate policies, rules, or agreements signed by the student or the student’s parent regarding the use of technology resources.
- Attempt to access or circumvent passwords or other security-related information of the district, students, or employees or upload or create computer viruses, including off school property if the conduct causes a substantial disruption to the educational environment.
- Attempt to alter, destroy, or disable district technology resources including, but not limited to, computers and related equipment, district data, the data of others, or other networks connected to the district’s system, including off school property if the conduct causes a substantial disruption to the educational environment.
- Use the internet or other electronic communications to threaten or harass district students, employees, board members, or volunteers, including off school property if the conduct causes a substantial disruption to the educational environment or infringes on the rights of another student at school.
- Send, post, deliver, or possess electronic messages that are abusive, obscene, sexually oriented, threatening, harassing, damaging to another’s reputation, or illegal, including cyberbullying and “sexting,” either on or off school property, if the conduct causes a substantial disruption to the educational environment or infringes on the rights of another student at school.
- Use the internet or other electronic communication to engage in or encourage illegal behavior or threaten school safety, including off school property if the conduct causes a substantial disruption to the educational environment or infringes on the rights of another student at school.

Safety Transgressions

Students shall not:

- Possess published or electronic material that is designed to promote or encourage illegal behavior or that could threaten school safety.
- Engage in verbal (oral or written) exchanges that threaten the safety of another student, a school employee, or school property.
- Make false accusations or perpetrate hoaxes regarding school safety.
- Engage in any conduct that school officials might reasonably believe will substantially disrupt the school program or incite violence.
- Throw objects that can cause bodily injury or property damage.
- Discharge a fire extinguisher without valid cause.

Illegal, Prescription, and Over-the-Counter Drugs

Students shall not:

- Possess, use, give, or sell alcohol or an illegal drug. (Also see **DAEP Placement** section and **Expulsion** section for mandatory and permissive consequences under state law.)
- Possess or sell seeds or pieces of marijuana in less than a usable amount.
- Possess, use, give, or sell paraphernalia related to any prohibited substance. (See **glossary** for “paraphernalia.”)
- Possess, use, abuse, or sell look-alike drugs or attempt to pass items off as drugs or contraband.
- Abuse the student’s own prescription drug, give a prescription drug to another student, or possess or be under the influence of another person’s prescription drug on school property or at a school-related event. (See **glossary** for “abuse.”)
- Abuse over-the-counter drugs. (See **glossary** for “abuse.”)
- Be under the influence of prescription or over-the-counter drugs that cause impairment to body or mind. (See **glossary** for “under the influence.”)
- Have or take prescription drugs or over-the-counter drugs at school other than as provided by district policy.

Miscellaneous Offenses

Students shall not:

- Violate dress and grooming standards, including the required ID badge, as communicated in the Student Handbook.
- Engage in academic dishonesty, which includes cheating or copying the work of another student, plagiarism, and unauthorized communication between students during an examination.
- Gamble.
- Falsify records, passes, or other school-related documents.
- Engage in actions or demonstrations that substantially disrupt or materially interfere with school activities.
- Repeatedly violate other communicated campus or classroom standards of conduct.

The district may impose campus or classroom rules in addition to those found in the Code of Conduct. These rules may be posted in classrooms or given to the student and may or may not constitute violations of the Code of Conduct.

3 Discipline Management

Techniques

Discipline Management Techniques

Discipline shall be designed to improve conduct and encourage students to be responsible members of the school community. Disciplinary action shall draw on the professional judgment of teachers and administrators and on a range of discipline management techniques, including restorative practices. Discipline shall be based on the seriousness of the offense, the student's age and grade level, the frequency of misbehavior, the student's attitude, the effect of the misconduct on the school environment, and statutory requirements.

Students with Disabilities

The discipline of students with disabilities is subject to applicable state and federal law in addition to the Code of Conduct. In the event of any conflict, the district shall comply with federal law. For more information regarding discipline of students with disabilities, see policy FOF(LEGAL).

In accordance with the Education Code, a student who receives special education services may not be disciplined for conduct meeting the definition of bullying, cyberbullying, harassment, or making hit lists (see **glossary**) until an Admission, Review, and Dismissal (ARD) committee meeting has been held to review the conduct.

In deciding whether to order suspension, DAEP placement, or expulsion, regardless of whether the action is mandatory or discretionary, the district shall take into consideration a disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct.

Techniques

The following discipline management techniques may be used alone, in combination, or as part of progressive interventions for behavior prohibited by the Code of Conduct or by campus or classroom rules:

- Verbal correction, oral or written.
- Cooling-off time or a brief "time-out" period, in accordance with law.
- Seating changes within the classroom or vehicles owned or operated by the district.
- Temporary confiscation of items that disrupt the educational process.
- Rewards or demerits.
- Behavioral contracts.
- Counseling by teachers, school counselors, or administrative personnel.
- Parent-teacher conferences.
- Behavior coaching.
- Anger management classes.
- Mediation (victim-offender).
- Classroom circles.
- Family group conferencing.
- Grade reductions for cheating, plagiarism, and as otherwise permitted by policy.

- Detention, including outside regular school hours.
- Sending the student to the office, another assigned area, or to in-school suspension (ISS).
- Assignment of school duties, such as cleaning or picking up litter.
- Withdrawal of privileges, such as participation in extracurricular activities, eligibility for seeking and holding honorary offices, or membership in school-sponsored clubs and organizations.
- Penalties identified in student organizations' extracurricular standards of behavior.
- Restriction or revocation of district transportation privileges.
- School-assessed and school-administered probation.
- Corporal punishment, unless the student's parent or guardian has provided a signed statement prohibiting its use.
- Out-of-school suspension, as specified in the **Out-of-School Suspension** section.
- Placement in a DAEP, as specified in the **DAEP** section.
- Expulsion and/or placement in an alternative educational setting, as specified in the **Placement and/or Expulsion for Certain Offenses** section.
- Expulsion, as specified in the **Expulsion** section.
- Referral to an outside agency or legal authority for criminal prosecution in addition to disciplinary measures imposed by the district.
- Other strategies and consequences as determined by school officials.

Prohibited Aversive Techniques

Aversive techniques are prohibited for use with students and are defined as techniques or interventions intended to reduce the reoccurrence of a behavior by intentionally inflicting significant physical or emotional discomfort or pain. Aversive techniques include:

- Using techniques designed or likely to cause physical pain, other than corporal punishment as permitted by district policy. [See policy FO(LOCAL).]
- Using techniques designed or likely to cause physical pain by electric shock or any procedure involving pressure points or joint locks.
- Directed release of noxious, toxic, or unpleasant spray, mist, or substance near a student's face.
- Denying adequate sleep, air, food, water, shelter, bedding, physical comfort, supervision, or access to a restroom facility.
- Ridiculing or demeaning a student in a manner that adversely affects or endangers the learning or mental health of the student or constitutes verbal abuse.
- Employing a device, material, or object that immobilizes all four of a student's extremities, including prone or supine floor restraint.
- Impairing the student's breathing, including applying pressure to the student's torso or neck or placing something in, on, or over the student's mouth or nose or covering the student's face.
- Restricting the student's circulation.
- Securing the student to a stationary object while the student is standing or sitting.
- Inhibiting, reducing, or hindering the student's ability to communicate.
- Using chemical restraints.
- Using time-out in a manner that prevents the student from being able to be involved in and progress appropriately in the required curriculum or any applicable individualized education program (IEP) goals, including isolating the student using physical barriers.

- Depriving the student of one or more of the student's senses, unless the technique does not cause the student discomfort or complies with the student's IEP or behavior intervention plan (BIP).

Notification

The CBC shall promptly notify a student's parent by phone or in person of any violation that may result in in-school or out-of-school suspension, placement in a DAEP, placement in a JJAEP, or expulsion. The CBC shall also notify a student's parent if the student is taken into custody by a law enforcement officer under the disciplinary provisions of the Education Code.

A good-faith effort shall be made to provide written notice of the disciplinary action to the student, on the day the action was taken, for delivery to the student's parent. If the parent has not been reached by telephone or in person by 5:00 p.m. of the first business day after the day the disciplinary action was taken, the CBC shall send written notification by U.S. Mail. If the CBC is not able to provide notice to the parent, the principal or designee shall provide the notice.

Before the principal or appropriate administrator assigns a student under age 18 to detention outside regular school hours, notice shall be given to the student's parent to inform him or her of the reason for the detention and permit arrangements for necessary transportation.

Appeals

Questions from parents regarding disciplinary measures should be addressed to the teacher, campus administration, or CBC, as appropriate. Appeals or complaints regarding the use of specific discipline management techniques should be addressed in accordance with policy FNG(LOCAL). A copy of the policy may be obtained from the principal's office, the CBC's office, or the central administration office or through Policy Online® at the following address:

<https://pol.tasb.org/PolicyOnline/PolicyDetails?key=514&code=FNG#localTabContent>

The district shall not delay a disciplinary consequence while a student or parent pursues a grievance. In the instance of a student who is accused of conduct that meets the definition of sexual harassment as defined by Title IX, the district will comply with applicable federal law, including the Title IX formal complaint process. See policies FFH(LEGAL) and (LOCAL).

Removal from the School Bus

A bus driver may refer a student to the CBC's office to maintain effective discipline on the bus. The CBC must employ additional discipline management techniques, as appropriate, which can include restricting or revoking a student's bus riding privileges.

To avoid the above consequences STUDENTS SHOULD;

- Follow the directions of the driver at all times.
- Stay seated at all times while the bus is moving.
- Keep hands, feet, head and other body parts inside the bus.
- Be on time to the bus stop (5-10 MINUTES PRIOR TO SCHEDULED STOP TIME)
- If you do not ride for 3 days, the bus will not stop at your stop unless you call the Transportation office.
- If we come out of the way to pick your student up, please call if you will not be riding to conserve fuel.
- Wait a sufficient distance from the roadway to allow the bus to pull off the pavement on the shoulder.
- Follow all bus rider rules posted on all school buses.
- The school bus is regarded as an extension of the classroom. The rules are in place for the safety of your student as well as others who ride the bus. Riding the school bus is a PRIVILEGE!

To transport students safely, the vehicle operator must focus on driving and not be distracted by student misbehavior. Therefore, when appropriate disciplinary management techniques fail to improve student behavior or when specific

misconduct warrants immediate removal, the CBC may restrict or revoke a student's transportation privileges, in accordance with law. For more information regarding transportation, visit www.gonzalesisd.net/transportation.

Removal from the Regular Educational Setting

In addition to other discipline management techniques, misconduct may result in removal from the regular educational setting in the form of a routine referral or a formal removal.

Routine Referral

A routine referral occurs when a teacher sends a student to the CBC's office as a discipline management technique. The CBC shall employ alternative discipline management techniques, including progressive interventions. A teacher or administrator may remove a student from class for behavior that violates this Code of Conduct to maintain effective discipline in the classroom.

Formal Removal

A teacher may initiate a formal removal from class if:

1. A student's behavior has been documented by the teacher as repeatedly interfering with the teacher's ability to teach the class or with other students' ability to learn; or
2. The behavior is so unruly, disruptive, or abusive that the teacher cannot teach, and the students in the classroom cannot learn.

Within three school days of the formal removal, the CBC or appropriate administrator shall schedule a conference with the student's parent, the student, the teacher who removed the student from class, and any other appropriate administrator.

At the conference, the CBC or appropriate administrator shall inform the student of the alleged misconduct and the proposed consequences. The student shall have an opportunity to respond to the allegations.

When a student is removed from the regular classroom by a teacher and a conference is pending, the CBC or other administrator may place the student in:

- Another appropriate classroom.
- ISS.
- Out-of-school suspension.
- DAEP.

A teacher or administrator must remove a student from class if the student engages in behavior that under the Education Code requires or permits the student to be placed in a DAEP or expelled. When removing for those reasons, the procedures in the subsequent sections on DAEP or expulsion shall be followed.

Returning a Student to the Classroom

A student who has been formally removed from class by a teacher for conduct against the teacher containing the elements of assault, aggravated assault, sexual assault, or aggravated sexual assault may not be returned to the teacher's class without the teacher's consent.

A student who has been formally removed by a teacher for any other conduct may be returned to the teacher's class without the teacher's consent if the placement review committee determines that the teacher's class is the best or only alternative available.

Out-of-School Suspension

Misconduct

Students may be suspended for behavior listed in the Code of Conduct as a general conduct violation, DAEP offense, or expellable offense.

The district shall not use out-of-school suspension for students in grade 2 or below unless the conduct meets the requirements established in law.

A student below grade 3 or a student who is homeless shall not be placed in out-of-school suspension unless, while on school property or while attending a school-sponsored or school-related activity on or off school property, the student engages in:

- Conduct that contains the elements of a weapons offense, as provided in Penal Code sections 46.02 or 46.05;
- Conduct that contains the elements of assault, sexual assault, aggravated assault, or aggravated sexual assault, as provided by the Penal Code; or
- Selling, giving, or delivering to another person or possessing, using, or being under the influence of any amount of marijuana, an alcoholic beverage, or a controlled substance or dangerous drug as defined by federal or state law.

The district shall use a positive behavior program as a disciplinary alternative for students below grade 3 who commit general conduct violations instead of suspension or placement in a DAEP. The program shall meet the requirements of law.

Process

State law allows a student to be suspended for no more than three school days per behavior violation, with no limit on the number of times a student may be suspended in a semester or school year.

Before being suspended a student shall have an informal conference with the CBC or appropriate administrator, who shall inform the student of the alleged misconduct and give the student an opportunity to respond to the allegation before the administrator makes a decision.

The CBC shall determine the number of days of a student's suspension, not to exceed three school days.

In deciding whether to order out-of-school suspension, the CBC shall take into consideration:

1. Self-defense (see **glossary**),
2. Intent or lack of intent at the time the student engaged in the conduct,
3. The student's disciplinary history,
4. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct,
5. A student's status in the conservatorship of the Department of Family and Protective Services (foster care), or
6. A student's status as homeless.

The appropriate administrator shall determine any restrictions on participation in school-sponsored or school-related extracurricular and cocurricular activities.

Coursework During Suspension

The district shall ensure a student receives access to coursework for foundation curriculum courses while the student is placed in in-school or out-of-school suspension, including at least one method of receiving this coursework that doesn't require the use of the internet.

A student removed from the regular classroom to ISS or another setting, other than a DAEP, will have an opportunity before the beginning of the next school year to complete each course the student was enrolled in at the time of removal. The district may provide the opportunity by any method available, including a correspondence course, another distance learning option, or summer school. The district will not charge the student for any method of completion provided by the district.

4

Disciplinary Alternative Education Program (DAEP)

Placement

Disciplinary Alternative Education Program (DAEP) Placement

The DAEP shall be provided in a setting other than the student's regular classroom. An elementary school student may not be placed in a DAEP with a student who is not an elementary school student.

For purposes of DAEP, elementary classification shall be kindergarten–grade 5 and secondary classification shall be grades 6–12.

Summer programs provided by the district shall serve students assigned to a DAEP separately from those students who are not assigned to the program.

A student who is expelled for an offense that otherwise would have resulted in a DAEP placement does not have to be placed in a DAEP in addition to the expulsion.

In deciding whether to place a student in a DAEP, regardless of whether the action is mandatory or discretionary, the CBC shall take into consideration:

1. Self-defense (see **glossary**),
2. Intent or lack of intent at the time the student engaged in the conduct,
3. The student's disciplinary history,
4. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct,
5. A student's status in the conservatorship of the Department of Family and Protective Services (foster care), or
6. A student's status as homeless.

Discretionary Placement: Misconduct That May Result in DAEP Placement

A student may be placed in a DAEP for behaviors prohibited in the General Conduct Violations section of this Code of Conduct.

Misconduct Identified in State Law

In accordance with state law, a student **may** be placed in a DAEP for any of the following offenses:

- Engaging in bullying that encourages a student to commit or attempt to commit suicide.
- Inciting violence against a student through group bullying.
- Releasing or threatening to release intimate visual material of a minor or of a student who is 18 years of age or older without the student's consent.
- Involvement in a public school fraternity, sorority, or secret society, or gang including participating as a member or pledge, or soliciting another person to become a pledge or member of a public school fraternity, sorority, secret society, or gang. (See **glossary**.)
- Involvement in criminal street gang activity. (See **glossary**.)
- Criminal mischief, not punishable as a felony.
- Assault (no bodily injury) with threat of imminent bodily injury.
- Assault by offensive or provocative physical contact.

In accordance with state law, a student **may** be placed in a DAEP if the superintendent or the superintendent's designee has reasonable belief (see **glossary**) that the student engaged in conduct punishable as a felony, other than aggravated robbery or those listed as offenses in Title 5 (see **glossary**) of the Penal Code, that occurs off school property and not at a school-sponsored or school-related event, if the student's presence in the regular classroom threatens the safety of other students or teachers or will be detrimental to the educational process.

The CBC **may** place a student in a DAEP for off-campus conduct for which DAEP placement is required by state law if the administrator does not have knowledge of the conduct before the first anniversary of the date the conduct occurred.

Mandatory Placement: Misconduct That Requires DAEP Placement

A student **must** be placed in a DAEP if the student:

- Engages in conduct relating to a false alarm or report (including a bomb threat) or a terroristic threat involving a public school. (See **glossary**.)
- Commits the following offenses on school property, within 300 feet of school property as measured from any point on the school's real property boundary line, or while attending a school-sponsored or school-related activity on or off school property:
 - Engages in conduct punishable as a felony.
 - Commits an assault (see **glossary**) under Penal Code 22.01(a)(1).
 - Sells, gives, or delivers to another person or possesses, uses, or is under the influence of a controlled substance or dangerous drug in an amount not constituting a felony offense. (School-related felony drug offenses are addressed in the **Expulsion** section). (See **glossary** for "under the influence", "controlled substance," and "dangerous drug.")
 - Sells, gives, or delivers to another person or possesses, uses, or is under the influence of marijuana or THC. A student with a valid prescription for low-THC cannabis as authorized by Chapter 487 of the Health and Safety Code does not violate this provision.
 - Sells, gives, or delivers to another person an alcoholic beverage; commits a serious act or offense while under the influence of alcohol; or possesses, uses, or is under the influence of alcohol.
 - Behaves in a manner that contains the elements of an offense relating to abusable volatile chemicals.
 - Sells, gives, or delivers to another person or possesses or uses an e-cigarette.
 - Behaves in a manner that contains the elements of the offense of public lewdness or indecent exposure. (See **glossary**.)
 - Engages in conduct that contains the elements of an offense of harassment against an employee under Penal Code 42.07(a)(1), (2), (3), or (7).
- Engages in expellable conduct and is six to nine years of age.
- Commits a federal firearms violation and is younger than six years of age.
- Engages in conduct that contains the elements of the offense of retaliation against any school employee or volunteer on or off school property. (Committing retaliation in combination with another expellable offense is addressed in the **Expulsion** section.)
- Engages in conduct punishable as aggravated robbery or a felony listed under Title 5 (see **glossary**) of the Penal Code when the conduct occurs off school property and not at a school-sponsored or school-related event and:
 1. The student receives deferred prosecution (see **glossary**),
 2. A court or jury finds that the student has engaged in delinquent conduct (see **glossary**), or
 3. The superintendent or designee has a reasonable belief (see **glossary**) that the student engaged in the conduct.

Sexual Assault and Campus Assignments

A student shall be transferred to another campus if:

- The student has been convicted of continuous sexual abuse of a young child or disabled individual or convicted of or placed on deferred adjudication for sexual assault or aggravated sexual assault against another student on the same campus; and
- The victim's parent or another person with the authority to act on behalf of the victim requests that the board transfer the offending student to another campus.

If there is no other campus in the district serving the grade level of the offending student, the offending student shall be transferred to a DAEP.

Process

Removals to a DAEP shall be made by the CBC.

Conference

When a student is removed from class for a DAEP offense, the CBC or appropriate administrator shall schedule a conference within three school days with the student's parent, the student, and, in the case of a teacher removal, the teacher.

At the conference, the CBC or appropriate administrator shall provide the student:

- Information, orally or in writing, of the reasons for the removal;
- An explanation of the basis for the removal; and
- An opportunity to respond to the reasons for the removal.

Following valid attempts to require attendance, the district may hold the conference and make a placement decision regardless of whether the student or the student's parents attend the conference.

Consideration of Mitigating Factors

In deciding whether to place a student in a DAEP, regardless of whether the action is mandatory or discretionary, the CBC shall take into consideration:

1. Self-defense (see **glossary**),
2. Intent or lack of intent at the time the student engaged in the conduct,
3. The student's disciplinary history,
4. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct.
 - For more information regarding GISD Board Policy on Student Discipline: Students with Disabilities, access the link below.
<https://pol.tasb.org/PolicyOnline/PolicyDetails?key=514&code=FOF#legalTabContent>
5. A student's status in the conservatorship of the Department of Family and Protective Services (foster care), or
6. A student's status as homeless.

Placement Order

After the conference, if the student is placed in a DAEP, the CBC shall write a placement order. A copy of the DAEP placement order and information for the parent or person standing in parental relation to the student regarding the process for requesting a full individual and initial evaluation of the student for purposes of special education services shall be sent to the student and the student's parent.

Not later than the second business day after the conference, the board's designee shall deliver to the juvenile court a copy of the placement order and all information required by Section 52.04 of the Family Code.

If the student is placed in a DAEP and the length of placement is inconsistent with the guidelines included in this Code of Conduct, the placement order shall give notice of the inconsistency.

DAEP at Capacity

If a DAEP is at capacity at the time the CBC is deciding placement for conduct related to marijuana, THC, an e-cigarette, alcohol, or an abusable volatile chemical, the student shall be placed in ISS then transferred to a DAEP for the remainder of the period if space becomes available before the expiration of the period of the placement.

If a DAEP is at capacity at the time the CBC is deciding placement for a student who engaged in violent conduct, a student placed in a DAEP for conduct related to marijuana, THC, an e-cigarette, alcohol, or an abusable volatile chemical may be placed in ISS to make a position in the DAEP available for the student who engaged in violent conduct. If a position becomes available in a DAEP before the expiration of the period of the placement for the student removed, the student shall be returned to a DAEP for the remainder of the period.

Coursework Notice

The parent or guardian of a student placed in DAEP shall be given written notice of the student's opportunity to complete, at no cost to the student, a foundation curriculum course in which the student was enrolled at the time of removal and which is required for graduation. The notice shall include information regarding all methods available for completing the coursework.

Length of Placement

The CBC shall determine the duration of a student's placement in a DAEP.

The duration of a student's placement shall be determined case by case based on the seriousness of the offense, the student's age and grade level, the frequency of misconduct, the student's attitude, and statutory requirements.

The maximum period of DAEP placement shall be one calendar year, except as provided below.

Unless otherwise specified in the placement order, days absent from a DAEP shall not count toward fulfilling the total number of days required in a student's DAEP placement order.

The district shall administer the required pre- and post-assessments for students assigned to DAEP for a period of 90 days or longer in accordance with established district administrative procedures for administering other diagnostic or benchmark assessments.

Exceeds One Year

Placement in a DAEP may exceed one year when a review by the district determines that the student is a threat to the safety of other students or to district employees.

The statutory limitations on the length of a DAEP placement do not apply to a placement resulting from the board's decision to place a student who engaged in the sexual assault of another student so that the students are not assigned to the same campus.

Exceeds School Year

Students who are in a DAEP placement at the end of one school year may be required to continue that placement at the start of the next school year to complete the assigned term of placement.

For placement in a DAEP to extend beyond the end of the school year, the CBC or the board's designee must determine that:

1. The student's presence in the regular classroom or campus presents a danger of physical harm to the student or others, or
2. The student has engaged in serious or persistent misbehavior (see **glossary**) that violates the district's Code of Conduct.

Exceeds 60 Days

For placement in a DAEP to extend beyond 60 days or the end of the next grading period, whichever is sooner, a student's parent shall be given notice and the opportunity to participate in a proceeding before the board or the board's designee.

Appeals

Questions from parents regarding disciplinary measures should be addressed to the campus administration.

Student or parent appeals regarding a student's placement in a DAEP should be addressed in accordance with policy FNG(LOCAL). A copy of this policy may be obtained from the principal's office, the CBC's office, the central administration office, or through Policy Online® at the following address:

<https://pol.tasb.org/PolicyOnline/PolicyDetails?key=514&code=FNG#localTabContent>

Appeals shall begin at *Level One* with the campus principal. The district shall not delay disciplinary consequences pending the outcome of an appeal. The decision to place a student in a DAEP cannot be appealed beyond the board.

Restrictions During Placement

State law prohibits a student placed in a DAEP for reasons specified in state law from attending or participating in school-sponsored or school-related extracurricular activities.

The district shall provide transportation to students in a DAEP.

For seniors who are eligible to graduate and are assigned to a DAEP at the time of graduation, the last day of placement in the program shall be the last instructional day, and the student shall be allowed to participate in the graduation ceremony and related graduation activities unless otherwise specified in the DAEP placement order.

Placement Review

A student placed in a DAEP shall be provided a review of his or her status, including academic status, by the CBC or the board's designee at intervals not to exceed 120 days. In the case of a high school student, the student's progress toward graduation and the student's graduation plan shall also be reviewed. At the review, the student or the student's parent shall be given the opportunity to present arguments for the student's return to the regular classroom or campus. The student may not be returned to the classroom of a teacher who removed the student without that teacher's consent.

Additional Misconduct

If during the term of placement in a DAEP the student engages in additional misconduct for which placement in a DAEP or expulsion is required or permitted, additional proceedings may be conducted, and the CBC may enter an additional disciplinary order as a result of those proceedings.

Notice of Criminal Proceedings

When a student is placed in a DAEP for certain offenses, the office of the prosecuting attorney shall notify the district if:

1. Prosecution of a student's case was refused for lack of prosecutorial merit or insufficient evidence, and no formal proceedings, deferred adjudication (see **glossary**), or deferred prosecution will be initiated, or
2. The court or jury found a student not guilty or made a finding that the student did not engage in delinquent conduct or conduct indicating a need for supervision, and the case was dismissed with prejudice.

If a student was placed in a DAEP for such conduct, on receiving the notice from the prosecutor, the superintendent or designee shall review the student's placement and schedule a review with the student's parent not later than the third day after the superintendent or designee receives notice from the prosecutor. The student may not be returned to the regular classroom pending the review.

After reviewing the notice and receiving information from the student's parent, the superintendent or designee may continue the student's placement if there is reason to believe that the presence of the student in the regular classroom threatens the safety of other students or teachers.

The student or the student's parent may appeal the superintendent's decision to the board. The student may not be returned to the regular classroom pending the appeal. In the case of an appeal, the board shall, at the next scheduled meeting, review the notice from the prosecutor and receive information from the student, the student's parent, and the superintendent or designee, and confirm or reverse the decision of the superintendent or designee. The board shall make a record of the proceedings.

If the board confirms the decision of the superintendent or designee, the student and the student's parent may appeal to the Commissioner of Education. The student may not be returned to the regular classroom pending the appeal.

Withdrawal During Process

When a student violates the district's Code of Conduct in a way that requires or permits the student to be placed in a DAEP and the student withdraws from the district before a placement order is completed, the CBC may complete the proceedings and issue a placement order. If the student then re-enrolls in the district during the same or a subsequent school year, the district may enforce the order at that time, less any period of the placement that has been served by the student during enrollment in another district. If the CBC or the board fails to issue a placement order after the student withdraws, the next district in which the student enrolls may complete the proceedings and issue a placement order.

Newly Enrolled Students

The district shall continue the DAEP placement of a student who enrolls in the district and was assigned to a DAEP in an open-enrollment charter school or another district including a district in another state.

When a student enrolls in the district with a DAEP placement from a district in another state, the district has the right to place the student in DAEP to the same extent as any other newly enrolled student if the behavior committed is a reason for DAEP placement in the receiving district.

State law requires the district to reduce a placement imposed by a district in another state that exceeds one year so that the total placement does not exceed one year. After a review, however, the placement may be extended beyond a year if the district determines that the student is a threat to the safety of other students or employees or the extended placement is in the best interest of the student.

Emergency Placement Procedure

When an emergency placement is necessary because the student's behavior is so unruly, disruptive, or abusive that it seriously interferes with classroom or school operations, the student shall be given oral notice of the reason for the action. Not later than the tenth day after the date of the placement, the student shall be given the appropriate conference required for assignment to a DAEP.

Transition Services

In accordance with law and district procedures, campus staff shall provide transition services to a student returning to the regular classroom from an alternative education program, including a DAEP. See policy FOCA(LEGAL) for more information.

Placement and/or Expulsion for Certain Offenses

This section includes two categories of offenses for which the Education Code provides unique procedures and specific consequences.

Registered Sex Offenders

Upon receiving notification in accordance with state law that a student is currently required to register as a sex offender, the district must remove the student from the regular classroom and determine appropriate placement unless the court orders JJAEP placement.

If the student is under any form of court supervision, including probation, community supervision, or parole, the student shall be placed in either DAEP or JJAEP for at least one semester.

If the student is not under any form of court supervision, the student may be placed in DAEP or JJAEP for one semester or placed in a regular classroom. The student may not be placed in the regular classroom if the board or its designee determines that the student's presence:

1. Threatens the safety of other students or teachers,
2. Will be detrimental to the educational process, or
3. Is not in the best interests of the district's students.

Review Committee

At the end of the first semester of a student's placement in an alternative educational setting and before the beginning of each school year for which the student remains in an alternative placement, the district shall convene a committee, in

accordance with state law, to review the student's placement. The committee shall recommend whether the student should return to the regular classroom or remain in the placement. Absent a special finding, the board or its designee must follow the committee's recommendation.

The placement review of a student with a disability who receives special education services must be made by the ARD committee.

Newly Enrolled Students

If a student enrolls in the district during a mandatory placement as a registered sex offender, the district may count any time already spent by the student in a placement or may require an additional semester in an alternative placement without conducting a review of the placement.

Appeal

A student or the student's parent may appeal the placement by requesting a conference between the board or its designee, the student, and the student's parent. The conference is limited to the factual question of whether the student is required to register as a sex offender. Any decision of the board or its designee under this section is final and may not be appealed.

Certain Felonies

Regardless of whether DAEP placement or expulsion is required or permitted by one of the reasons in the DAEP Placement or Expulsion sections, in accordance with Education Code 37.0081, a student may be expelled and placed in either DAEP or JJAEP if the board or CBC makes certain findings and the following circumstances exist in relation to aggravated robbery or a felony offense under Title 5 (see **glossary**) of the Penal Code. The student must have:

- Received deferred prosecution for conduct defined as aggravated robbery or a Title 5 felony offense;
- Been found by a court or jury to have engaged in delinquent conduct for conduct defined as aggravated robbery or a Title 5 felony offense;
- Been charged with engaging in conduct defined as aggravated robbery or a Title 5 felony offense;
- Been referred to a juvenile court for allegedly engaging in delinquent conduct for conduct defined as aggravated robbery or a Title 5 felony offense; or
- Received probation or deferred adjudication or have been arrested for, charged with, or convicted of aggravated robbery or a Title 5 felony offense.
- The district may expel the student and order placement under these circumstances regardless of:
 1. The date on which the student's conduct occurred,
 2. The location at which the conduct occurred,
 3. Whether the conduct occurred while the student was enrolled in the district, or
 4. Whether the student has successfully completed any court disposition requirements imposed in connection with the conduct.

Hearing and Required Findings

The student must first have a hearing before the board or its designee, who must determine that in addition to the circumstances above that allow for the expulsion, the student's presence in the regular classroom:

1. Threatens the safety of other students or teachers,
2. Will be detrimental to the educational process, or
3. Is not in the best interest of the district's students.

Any decision of the board or the board's designee under this section is final and may not be appealed.

Length of Placement

The student is subject to the placement until:

1. The student graduates from high school,

2. The charges are dismissed or reduced to a misdemeanor offense, or
3. The student completes the term of the placement or is assigned to another program.

Placement Review

A student placed in a DAEP or JJAEP under this section is entitled to a review of his or her status, including academic status, by the CBC or board's designee at intervals not to exceed 120 days. In the case of a high school student, the student's progress toward graduation and the student's graduation plan shall also be reviewed. At the review, the student or the student's parent shall have the opportunity to present arguments for the student's return to the regular classroom or campus.

Newly Enrolled Students

A student who enrolls in the district before completing a placement under this section from another school district must complete the term of the placement.

5 Expulsion

Expulsion

In deciding whether to order expulsion, regardless of whether the action is mandatory or discretionary, the CBC shall take into consideration:

1. Self-defense (see **glossary**),
2. Intent or lack of intent at the time the student engaged in the conduct,
3. The student's disciplinary history,
4. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct,
5. A student's status in the conservatorship of the Department of Family and Protective Services (foster care), or
6. A student's status as homeless.

Discretionary Expulsion: Misconduct That May Result in Expulsion

Some of the following types of misconduct may result in mandatory placement in a DAEP, whether or not a student is expelled. (See **DAEP Placement** section.)

Any Location

A student **may** be expelled for:

- Engaging in bullying that encourages a student to commit or attempt to commit suicide.
- Inciting violence against a student through group bullying.
- Releasing or threatening to release intimate visual material of a minor or of a student who is 18 years of age or older without the student's consent.
- Conduct that contains the elements of assault under Penal Code 22.01(a)(1) in retaliation against a school employee or volunteer.
- Criminal mischief, if punishable as a felony.
- Engaging in conduct that contains the elements of one of the following offenses against another student:
 - Aggravated assault.
 - Sexual assault.
 - Aggravated sexual assault.
 - Murder.
 - Capital murder.
 - Criminal attempt to commit murder or capital murder.
 - Aggravated robbery.
- Breach of computer security. (See **glossary**.)

At School, Within 300 Feet, or at a School Event

A student **may** be expelled for committing any of the following offenses on or within 300 feet of school property, as measured from any point on the school's real property boundary line, or while attending a school-sponsored or school-related activity on or off school property:

- Selling, giving, or delivering to another person, or possessing, using, or being under the influence of any amount of marijuana, a controlled substance, or a dangerous drug. A student with a valid prescription for low-THC cannabis as authorized by Chapter 487 of the Health and Safety Code does not violate this provision. (See **glossary** for "under the influence.")
- Selling, giving, or delivering another person, or possessing, using, or being under the influence of alcohol; or committing a serious act or offense while under the influence of alcohol.
- Engaging in conduct that contains the elements of an offense relating to abusable volatile chemicals.
- Engaging in conduct that contains the elements of assault under Penal Code 22.01(a)(1) against an employee or a volunteer.
- Engaging in deadly conduct. (See **glossary**.)

Within 300 Feet of School

A student **may** be expelled for engaging in the following conduct while within 300 feet of school property, as measured from any point on the school's real property boundary line:

- Aggravated assault, sexual assault, or aggravated sexual assault.
- Arson. (See **glossary**.)
- Murder, capital murder, or criminal attempt to commit murder or capital murder.
- Indecency with a child.
- Aggravated kidnapping.
- Manslaughter.
- Criminally negligent homicide.
- Aggravated robbery.
- Continuous sexual abuse of a young child or disabled individual.
- Felony controlled substance or dangerous drug offenses, not including THC.
- Unlawfully carrying on or about the student's person a handgun or a location-restricted knife, as these terms are defined by state law. (See **glossary**.)
- Possessing, manufacturing, transporting, repairing, or selling a prohibited weapon, as defined by state law. (See **glossary**.)
- Possession of a firearm, as defined by federal law. (See **glossary**.)

Property of Another District

A student **may** be expelled for committing any offense that is a state-mandated expellable offense if the offense is committed on the property of another district in Texas or while the student is attending a school-sponsored or school-related activity of a school in another district in Texas.

While in a DAEP

A student may be expelled for engaging in documented serious misbehavior that violates the district's Code of Conduct, despite documented behavioral interventions while placed in a DAEP. For purposes of discretionary expulsion from a DAEP, serious misbehavior means:

1. Deliberate violent behavior that poses a direct threat to the health or safety of others;
2. Extortion, meaning the gaining of money or other property by force or threat;

3. Conduct that constitutes coercion, as defined by Penal Code 1.07; or
4. Conduct that constitutes the offense of:
 - a. Public lewdness under Penal Code 21.07;
 - b. Indecent exposure under Penal Code 21.08;
 - c. Criminal mischief under Penal Code 28.03;
 - d. Hazing under Education Code 37.152; or
 - e. Harassment under Penal Code 42.07(a)(1) of a student or district employee.

Mandatory Expulsion: Misconduct That Requires Expulsion

A student **must** be expelled under federal or state law for any of the following offenses that occur on school property or while attending a school-sponsored or school-related activity on or off school property:

Under Federal Law

- Bringing to school or possessing at school, including any setting that is under the district’s control or supervision for the purpose of a school activity, a firearm, as defined by federal law. (See **glossary**.)

Note: Mandatory expulsion under the federal Gun Free Schools Act does not apply to a firearm that is lawfully stored inside a locked vehicle or to firearms used in activities approved and authorized by the district when the district has adopted appropriate safeguards to ensure student safety.

Under the Penal Code

- Unlawfully carrying on or about the student’s person the following, in the manner prohibited by Penal Code 46.02:
 - A handgun, defined by state law as any firearm designed, made, or adapted to be used with one hand. (See **glossary**.) *Note:* A student may not be expelled solely on the basis of the student’s use, exhibition, or possession of a firearm that occurs at an approved target range facility that is not located on a school campus; while participating in or preparing for a school-sponsored, shooting sports competition or a shooting sports educational activity that is sponsored or supported by the Parks and Wildlife Department; or a shooting sports sanctioning organization working with the department. [See policy FNCG(LEGAL).]
 - A location-restricted knife, as defined by state law. (See **glossary**.)
- Possessing, manufacturing, transporting, repairing, or selling a prohibited weapon, as defined in state law. (See **glossary**.)
- Behaving in a manner that contains elements of the following offenses under the Penal Code:
 - Aggravated assault, sexual assault, or aggravated sexual assault.
 - Arson. (See **glossary**.)
 - Murder, capital murder, or criminal attempt to commit murder or capital murder.
 - Indecency with a child.
 - Aggravated kidnapping.
 - Aggravated robbery.
 - Manslaughter.
 - Criminally negligent homicide.
 - Continuous sexual abuse of a young child or disabled individual.
 - Behavior punishable as a felony that involves selling, giving, or delivering to another person or possessing, using, or being under the influence of a controlled substance or a dangerous drug.
- Engaging in retaliation against a school employee or volunteer combined with one of the above-listed mandatory expulsion offenses.

Under Age Ten

When a student under the age of ten engages in behavior that is expellable behavior, the student shall not be expelled, but shall be placed in a DAEP. A student under age six shall not be placed in a DAEP unless the student commits a federal firearm offense.

Process

If a student is believed to have committed an expellable offense, the CBC or other appropriate administrator shall schedule a hearing within a reasonable time. The student's parent shall be invited in writing to attend the hearing.

Until a hearing can be held, the CBC or other administrator may place the student in:

- Another appropriate classroom.
- ISS.
- Out-of-school suspension.
- DAEP.

Hearing

A student facing expulsion shall be given a hearing with appropriate due process. The student is entitled to:

1. Representation by the student's parent or another adult who can provide guidance to the student and who is not an employee of the district,
2. An opportunity to testify and to present evidence and witnesses in the student's defense, and
3. An opportunity to question the witnesses called by the district at the hearing.

After providing notice to the student and parent of the hearing, the district may hold the hearing regardless of whether the student or the student's parent attends.

The board of trustees delegates to the Superintendent authority to conduct hearings and expel students.

Board Review of Expulsion

After the due process hearing, the expelled student may request that the board review the expulsion decisions. The student or parent must submit a written request to the superintendent within seven days after receipt of the written decision. The superintendent must provide the student or parent written notice of the date, time, and place of the meeting at which the board will review the decision.

The board shall review the record of the expulsion hearing in a closed meeting unless the parent requests in writing that the matter be held in an open meeting. The board may also hear a statement from the student or parent and from the board's designee.

The board shall consider and base its decision on evidence reflected in the record and any statements made by the parties at the review. The board shall make and communicate its decision orally at the conclusion of the presentation.

Consequences shall not be deferred pending the outcome of the hearing.

Expulsion Order

Before ordering the expulsion, the board or CBC shall take into consideration:

1. Self-defense (see **glossary**),
2. Intent or lack of intent at the time the student engaged in the conduct,
3. The student's disciplinary history,
4. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct,
5. A student's status in the conservatorship of the Department of Family and Protective Services (foster care), or
6. A student's status as homeless.

If the student is expelled, the board or its designee shall deliver to the student and the student's parent a copy of the order expelling the student.

Not later than the second business day after the hearing, the Director of Student Supports & Strategic Initiatives, shall deliver to the juvenile court a copy of the expulsion order and the information required by Section 52.04 of the Family Code.

If the length of the expulsion is inconsistent with the guidelines included in the Code of Conduct, the expulsion order shall give notice of the inconsistency.

Length of Expulsion

The length of an expulsion shall be based on the seriousness of the offense, the student's age and grade level, the frequency of misbehavior, the student's attitude, and statutory requirements.

The duration of a student's expulsion shall be determined on a case-by-case basis. The maximum period of expulsion is one calendar year, except as provided below.

An expulsion may not exceed one year unless, after review, the district determines that:

1. The student is a threat to the safety of other students or to district employees, or
2. Extended expulsion is in the best interest of the student.

State and federal law require a student to be expelled from the regular classroom for a period of at least one calendar year for bringing a firearm, as defined by federal law, to school. However, the superintendent may modify the length of the expulsion on a case-by-case basis.

Students who commit offenses that require expulsion at the end of one school year may be expelled into the next school year to complete the term of expulsion.

Withdrawal During Process

When a student's conduct requires or permits expulsion from the district and the student withdraws from the district before the expulsion hearing takes place, the district may conduct the hearing after sending written notice to the parent and student.

If the student then re-enrolls in the district during the same or subsequent school year, the district may enforce the expulsion order at that time, less any expulsion period that has been served by the student during enrollment in another district.

If the CBC or the board fails to issue an expulsion order after the student withdraws, the next district in which the student enrolls may complete the proceedings.

Additional Misconduct

If during the expulsion, the student engages in additional conduct for which placement in a DAEP or expulsion is required or permitted, additional proceedings may be conducted, and the CBC or the board may issue an additional disciplinary order as a result of those proceedings.

Restrictions During Expulsion

Expelled students are prohibited from being on school grounds or attending school-sponsored or school-related activities during the period of expulsion.

No district academic credit shall be earned for work missed during the period of expulsion unless the student is enrolled in a JJAEP or another district-approved program.

Newly Enrolled Students

The district shall continue the expulsion of any newly enrolled student expelled from another district or an open-enrollment charter school until the period of the expulsion is completed.

If a student expelled in another state enrolls in the district, the district may continue the expulsion under the terms of the expulsion order, may place the student in a DAEP for the period specified in the order, or may allow the student to attend regular classes if:

1. The out-of-state district provides the district with a copy of the expulsion order, and
2. The offense resulting in the expulsion is also an expellable offense in the district in which the student is enrolling.

If a student is expelled by a district in another state for a period that exceeds one year and the district continues the expulsion or places the student in a DAEP, the district shall reduce the period of the expulsion or DAEP placement so that the entire period does not exceed one year, unless after a review it is determined that:

1. The student is a threat to the safety of other students or district employees, or
2. Extended placement is in the best interest of the student.

Emergency Expulsion Procedures

When an emergency expulsion is necessary to protect persons or property from imminent harm, the student shall be given verbal notice of the reason for the action. Within ten days after the date of the emergency expulsion, the student shall be given appropriate due process required for a student facing expulsion.

DAEP Placement of Expelled Students

The district may provide educational services to any expelled student in a DAEP; however, educational services in the DAEP must be provided if the student is less than ten years of age.

Transition Services

In accordance with law and district procedures, campus staff shall provide transition services for a student returning to the regular classroom from placement in an alternative education program, including a DAEP or JJAEP. See policies FOCA(LEGAL) and FODA(LEGAL) for more information.

6 Glossary

Glossary

Abuse is improper or excessive use.

Aggravated robbery is defined in part by Penal Code 29.03(a) as when a person commits robbery and:

1. Causes serious bodily injury to another;
2. Uses or exhibits a deadly weapon; or
3. Causes bodily injury to another person or threatens or places another person in fear of imminent bodily injury or death, if the other person is:
 - a. 65 years of age or older, or
 - b. A disabled person.

Armor-piercing ammunition is defined by Penal Code 46.01 as handgun ammunition used in pistols and revolvers and designed primarily for the purpose of penetrating metal or body armor.

Arson is defined in part by Penal Code 28.02 as a crime that involves:

1. Starting a fire or causing an explosion with intent to destroy or damage:
 - a. Any vegetation, fence, or structure on open-space land; or
 - b. Any building, habitation, or vehicle:
 - 1) Knowing that it is within the limits of an incorporated city or town,
 - 2) Knowing that it is insured against damage or destruction,
 - 3) Knowing that it is subject to a mortgage or other security interest,
 - 4) Knowing that it is located on property belonging to another,
 - 5) Knowing that it has located within it property belonging to another, or
 - 6) When the person starting the fire is reckless about whether the burning or explosion will endanger the life of some individual or the safety of the property of another.
2. Recklessly starting a fire or causing an explosion while manufacturing or attempting to manufacture a controlled substance if the fire or explosion damages any building, habitation, or vehicle; or
3. Intentionally starting a fire or causing an explosion and in so doing:
 - a. Recklessly damaging or destroying a building belonging to another, or
 - b. Recklessly causing another person to suffer bodily injury or death.

Assault is defined in part by Penal Code 22.01 as intentionally, knowingly, or recklessly causing bodily injury to another; intentionally or knowingly threatening another with imminent bodily injury; or intentionally or knowingly causing physical contact with another that can reasonably be regarded as offensive or provocative.

Breach of computer security includes knowingly accessing a computer, computer network, or computer system without the effective consent of the owner as defined in Penal Code 33.02, if the conduct involves accessing a computer, computer network, or computer system owned by or operated on behalf of a school district and the student knowingly alters, damages, or deletes school district property or information or commits a breach of any other computer, computer network, or computer system.

Bullying is defined as a single significant act or a pattern of acts by one or more students directed at another student that exploits an imbalance of power and involves engaging in written or verbal expression, expression through electronic means, or physical conduct that:

1. Has the effect or will have the effect of physically harming a student, damaging a student's property, or placing a student in reasonable fear of harm to the student's person or damage to the student's property;
2. Is sufficiently severe, persistent, or pervasive enough that the action or threat creates an intimidating, threatening, or abusive educational environment for a student;
3. Materially and substantially disrupts the educational process or the orderly operation of a classroom or school; or
4. Infringes on the rights of the victim at school.

Bullying includes cyberbullying. (See below.) This state law on bullying prevention applies to:

1. Bullying that occurs on or is delivered to school property or to the site of a school-sponsored or school-related activity on or off school property;
2. Bullying that occurs on a publicly or privately-owned school bus or vehicle being used for transportation of students to or from school or a school-sponsored or school-related activity; and
3. Cyberbullying that occurs off school property or outside of a school-sponsored or school-related activity if the cyberbullying interferes with a student's educational opportunities or substantially disrupts the orderly operation of a classroom, school, or school-sponsored or school-related activity.

Chemical dispensing device is defined by Penal Code 46.01 as a device designed, made, or adapted for the purpose of dispensing a substance capable of causing an adverse psychological or physiological effect on a human being. A small chemical dispenser sold commercially for personal protection is not in this category.

Club is defined by Penal Code 46.01 as an instrument, specially designed, made, or adapted for the purpose of inflicting serious bodily injury or death by striking a person with the instrument, and includes but is not limited to a blackjack, nightstick, mace, and tomahawk.

Controlled substance means a substance, including a drug, an adulterant, and a dilutant, listed in Schedules I through V or Penalty Group 1, 1-A, 1-B, 2, 2-A, 3, or 4 of the Texas Controlled Substances Act. The term includes the aggregate weight of any mixture, solution, or other substance containing a controlled substance. The term does not include hemp, as defined by Agriculture Code 121.001, or the tetrahydrocannabinols (THC) in hemp.

Criminal street gang is defined by Penal Code 71.01 as three or more persons having a common identifying sign or symbol or an identifiable leadership who continuously or regularly associate in the commission of criminal activities.

Cyberbullying is defined by Education Code 37.0832 as bullying that is done through the use of any electronic communication device, including through the use of a cellular or other type of telephone, a computer, a camera, electronic mail, instant messaging, text messaging, a social media application, an internet website, or any other internet-based communication tool.

Dangerous drug is defined by Health and Safety Code 483.001 as a device or a drug that is unsafe for self-medication and that is not included in Schedules I through V or Penalty Groups 1 through 4 of the Texas Controlled Substances Act. The term includes a device or drug that federal law prohibits dispensing without prescription or restricts to use by or on the order of a licensed veterinarian.

Dating violence occurs when a person in a current or past dating relationship uses physical, sexual, verbal, or emotional abuse to harm, threaten, intimidate, or control another person in the relationship. Dating violence also occurs when a person commits these acts against a person in a marriage or dating relationship with the individual who is or was once in a marriage or dating relationship with the person committing the offense, as defined by Section 71.0021 of the Family Code.

Deadly conduct under Penal Code 22.05 occurs when a person recklessly engages in conduct that places another in imminent danger of serious bodily injury, such as knowingly discharging a firearm in the direction of an individual, habitation, building, or vehicle.

Deferred adjudication is an alternative to seeking a conviction in court that may be offered to a juvenile for delinquent conduct or conduct indicating a need for supervision.

Deferred prosecution may be offered to a juvenile as an alternative to seeking a conviction in court for delinquent conduct or conduct indicating a need for supervision.

Delinquent conduct is conduct that violates either state or federal law and is punishable by imprisonment or confinement in jail. It includes conduct that violates certain juvenile court orders, including probation orders, but does not include violations of traffic laws.

Discretionary means that something is left to or regulated by a local decision maker.

E-cigarette means an electronic cigarette or any other device that simulates smoking by using a mechanical heating element, battery, or electronic circuit to deliver nicotine or other substances to the individual inhaling from the device or a consumable liquid solution or other material aerosolized or vaporized during the use of an electronic cigarette or other device described by this provision. The term includes any device that is manufactured, distributed, or sold as an e-cigarette, e-cigar, or e-pipe or under another product name or description and a component, part, or accessory for the device, regardless of whether the component, part, or accessory is sold separately from the device.

Explosive weapon is defined by Penal Code 46.01 as any explosive or incendiary bomb, grenade, rocket, or mine and its delivery mechanism that is designed, made, or adapted for the purpose of inflicting serious bodily injury, death, or substantial property damage, or for the principal purpose of causing such a loud report as to cause undue public alarm or terror.

False alarm or report under Penal Code 42.06 occurs when a person knowingly initiates, communicates, or circulates a report of a present, past, or future bombing, fire, offense, or other emergency that he or she knows is false or baseless and that would ordinarily:

1. Cause action by an official or volunteer agency organized to deal with emergencies;
2. Place a person in fear of imminent serious bodily injury; or
3. Prevent or interrupt the occupation of a building, room, or place of assembly.

Firearm is defined by federal law (18 U.S.C. 921(a)) as:

1. Any weapon (including a starter gun) that will, is designed to, or may readily be converted to expel a projectile by the action of an explosive;
2. The frame or receiver of any such weapon;
3. Any firearm muffler or firearm silencer, defined as any device for silencing, muffling, or diminishing the report of a portable [firearm](#); or
4. Any destructive device, such as any explosive, incendiary or poison gas bomb, or grenade.

Such term does not include an antique firearm.

Graffiti includes markings with paint, an indelible pen or marker, or an etching or engraving device on tangible property without the effective consent of the owner. The markings may include inscriptions, slogans, drawings, or paintings.

Handgun is defined by Penal Code 46.01 as any firearm that is designed, made, or adapted to be fired with one hand.

Harassment includes:

1. Conduct that meets the definition established in district policies DIA(LOCAL) and FFH(LOCAL);
2. Conduct that threatens to cause harm or bodily injury to another person, including a district student, employee, board member, or volunteer; is sexually intimidating; causes physical damage to the property of another student; subjects another student to physical confinement or restraint; or maliciously and substantially harms another student's physical or emotional health or safety, as defined in Education Code 37.001(b)(2); or
3. Conduct that is punishable as a crime under Penal Code 42.07, including the following types of conduct if carried out with the intent to harass, annoy, alarm, abuse, torment, or embarrass another:
 - a. Initiating communication and, in the course of the communication, making a comment, request, suggestion, or proposal that is obscene, as defined by law;

- b. Threatening, in a manner reasonably likely to alarm the person receiving the threat, to inflict bodily injury on the person or to commit a felony against the person, a member of the person’s family or household, or the person’s property;
- c. Conveying, in a manner reasonably likely to alarm the person receiving the report, a false report, which is known by the conveyor to be false, that another person has suffered death or serious bodily injury;
- d. Causing the telephone of another to ring repeatedly or making repeated telephone communications anonymously or in a manner reasonably likely to harass, annoy, alarm, abuse, torment, embarrass, or offend another;
- e. Making a telephone call and intentionally failing to hang up or disengage the connection;
- f. Knowingly permitting a telephone under the person’s control to be used by another to commit an offense under this section;
- g. Sending repeated electronic communications in a manner reasonably likely to harass, annoy, alarm, abuse, torment, embarrass, or offend another;
- h. Publishing on an internet website, including a social media platform, repeated electronic communications in a manner reasonably likely to cause emotional distress, abuse, or torment to another person, unless the communications are made in connection with a matter of public concern, as defined by law; or
- i. Making obscene, intimidating, or threatening telephone calls or other electronic communications from a temporary or disposable telephone number provided by an internet application or other technological means.

Hazing is defined by Education Code 37.151 as an intentional, knowing, or reckless act, on or off campus, by one person alone or acting with others, directed against a student for the purpose of pledging, initiation into, affiliation with, holding office in, or maintaining membership in a student organization if the act meets the elements in Education Code 37.151, including:

- 1. Any type of physical brutality;
- 2. An activity that subjects the student to an unreasonable risk of harm or that adversely affects the student’s mental or physical health, such as sleep deprivation, exposure to the elements, confinement to small spaces, calisthenics, or consumption of food, liquids, drugs, or other substances;
- 3. An activity that induces, causes, or requires the student to perform a duty or task that violates the Penal Code; or
- 4. Coercing a student to consume a drug or alcoholic beverage in an amount that would lead a reasonable person to believe the student is intoxicated. **Hit list** is defined in Education Code 37.001(b)(3) as a list of people targeted to be harmed, using a firearm, a knife, or any other object to be used with intent to cause bodily harm.

Improvised explosive device is defined by Penal Code 46.01 as a completed and operational bomb designed to cause serious bodily injury, death, or substantial property damage that is fabricated in an improvised manner using nonmilitary components.

Indecent exposure is defined by Penal Code 21.08 as an offense that occurs when a person exposes the person’s anus or any part of the person’s genitals with intent to arouse or gratify the sexual desire of any person and is reckless about whether another is present who will be offended or alarmed by the act.

Intimate visual material is defined by Civil Practices and Remedies Code 98B.001 and Penal Code 21.16 as visual material that depicts a person with the person’s intimate parts exposed or engaged in sexual conduct. “Visual material” means any film, photograph, video tape, negative, or slide of any photographic reproduction or any other physical medium that allows an image to be displayed on a computer or other video screen and any image transmitted to a computer or other video screen.

Location-restricted knife is defined by Penal Code 46.01 as a knife with a blade over five and one-half inches.

Knuckles means any instrument consisting of finger rings or guards made of a hard substance and designed or adapted for inflicting serious bodily injury or death by striking a person with a fist enclosed in the knuckles.

Look-alike weapon means an item that resembles a weapon but is not intended to be used to cause serious bodily injury.

Machine gun as defined by Penal Code 46.01 is any firearm that is capable of shooting more than two shots automatically, without manual reloading, by a single function of the trigger.

Mandatory means that something is obligatory or required because of an authority.

Paraphernalia are devices that can be used for inhaling, ingesting, injecting, or otherwise introducing a controlled substance into a human body.

Possession means to have an item on one's person or in one's personal property, including, but not limited to:

1. Clothing, purse, or backpack;
2. A private vehicle used for transportation to or from school or school-related activities, including, but not limited to, an automobile, truck, motorcycle, or bicycle;
3. Telecommunications or electronic devices; or
4. Any school property used by the student, including, but not limited to, a locker or desk.

Prohibited weapon under Penal Code 46.05(a) means:

1. The following items, unless registered with the U.S. Bureau of Alcohol, Tobacco, Firearms, and Explosives or otherwise not subject to that registration requirement or unless the item is classified as a curio or relic by the U.S. Department of Justice: An explosive weapon;
 - a. A machine gun;
 - b. A short-barrel firearm;
2. Armor-piercing ammunition;
3. A chemical dispensing device;
4. A zip gun;
5. A tire deflation device; or
6. An improvised explosive device.

Public Lewdness is defined by Penal Code 21.07 as an offense that occurs when a person knowingly engages in an act of sexual intercourse, deviate sexual intercourse, or sexual contact in a public place or, if not in a public place, when the person is reckless about whether another is present who will be offended or alarmed by the act.

Public school fraternity, sorority, secret society, or gang means an organization composed wholly or in part of students that seeks to perpetuate itself by taking additional members from the students enrolled in school based on a decision of its membership rather than on the free choice of a qualified student. Educational organizations listed in Education Code 37.121(d) are excepted from this definition.

Reasonable belief is that which an ordinary person of average intelligence and sound mind would believe. Chapter 37 requires certain disciplinary decisions when the superintendent or designee has a reasonable belief that a student engaged in conduct punishable as a felony offense. In forming such a reasonable belief, the superintendent or designee may use all available information and must consider the information furnished in the notice of a student's arrest under Code of Criminal Procedure Article 15.27.

Self-defense is the use of force against another to the degree a person reasonably believes is immediately necessary to protect himself or herself.

Serious misbehavior means:

1. Deliberate violent behavior that poses a direct threat to the health or safety of others;
2. Extortion, meaning the gaining of money or other property by force or threat;
3. Conduct that constitutes coercion, as defined by Section 1.07, Penal Code; or
4. Conduct that constitutes the offense of:
 - a. Public lewdness under Penal Code 21.07;

- b. Indecent exposure under Penal Code 21.08;
- c. Criminal mischief under Penal Code 28.03;
- d. Hazing under Education Code 37.152; or
- e. Harassment under Penal Code 42.07(a)(1) of a student or district employee.

Serious or persistent misbehavior includes, but is not limited to:

- Behavior that is grounds for permissible expulsion or mandatory DAEP placement.
- Behavior identified by the district as grounds for discretionary DAEP placement.
- Actions or demonstrations that substantially disrupt or materially interfere with school activities.
- Refusal to attempt or complete schoolwork as assigned.
- Insubordination.
- Profanity, vulgar language, or obscene gestures.
- Leaving school grounds without permission.
- Falsification of records, passes, or other school-related documents.
- Refusal to accept discipline assigned by the teacher or principal.

Short-barrel firearm is defined by Penal Code 46.01 as a rifle with a barrel length of less than 16 inches or a shotgun with a barrel length of less than 18 inches, or any weapon made from a rifle or shotgun that, as altered, has an overall length of less than 26 inches.

Terroristic threat is defined by Penal Code 22.07 as a threat of violence to any person or property with intent to:

1. Cause a reaction of any type by an official or volunteer agency organized to deal with emergencies;
2. Place any person in fear of imminent serious bodily injury;
3. Prevent or interrupt the occupation or use of a building; room, place of assembly, or place to which the public has access; place of employment or occupation; aircraft, automobile, or other form of conveyance; or other public place;
4. Cause impairment or interruption of public communications; public transportation; public water, gas, or power supply; or other public service;
5. Place the public or a substantial group of the public in fear of serious bodily injury; or
6. Influence the conduct or activities of a branch or agency of the federal government, the state, or a political subdivision of the state (including the district).

Tire deflation device is defined in part by Penal Code 46.01 as a device, including a caltrop or spike strip, that, when driven over, impedes or stops the movement of a wheeled vehicle by puncturing one or more of the vehicle's tires.

Title 5 felonies are those crimes listed in Title 5 of the Penal Code that typically involve injury to a person and may include:

- Murder, manslaughter, or homicide under Sections 19.02–.05;
- Kidnapping under Section 20.03;
- Trafficking of persons under Section 20A.02;
- Smuggling or continuous smuggling of persons under Sections 20.05–.06;
- Assault under Section 22.01;
- Aggravated assault under Section 22.02;
- Sexual assault under Section 22.011;
- Aggravated sexual assault under Section 22.021;

- Unlawful restraint under Section 20.02;
- Continuous sexual abuse of a young child or disabled individual under Section 21.02;
- Bestiality under Section 21.09;
- Improper relationship between educator and student under Section 21.12;
- Voyeurism under Section 21.17;
- Indecency with a child under Section 21.11;
- Invasive visual recording under Section 21.15;
- Disclosure or promotion of intimate visual material under Section 21.16;
- Sexual coercion under Section 21.18;
- Injury to a child, an elderly person, or a disabled person of any age under Section 22.04;
- Abandoning or endangering a child under Section 22.041;
- Deadly conduct under Section 22.05;
- Terroristic threat under Section 22.07;
- Aiding a person to commit suicide under Section 22.08; and
- Tampering with a consumer product under Section 22.09.

Under the influence means lacking the normal use of mental or physical faculties. Impairment of a person's physical or mental faculties may be evidenced by a pattern of abnormal or erratic behavior, the presence of physical symptoms of drug or alcohol use, or by admission. A student "under the in-fluence" need not be legally intoxicated to trigger disciplinary action.

Use means voluntarily introducing into one's body, by any means, a prohibited substance.

Zip gun is defined by Penal Code 46.01 as a device or combination of devices that was not originally a firearm and is adapted to expel a projectile through a smooth-bore or rifled-bore barrel by using the energy generated by an explosion or burning substance.



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Ashley Molina

GISD School Board Agenda Information Sheet
September 11, 2023

ACTION ITEM

SUBJECT: Discuss and Consider action to approve the School Health Advisory Council (SHAC) members for the 2023-2024 School Year.

ADMINISTRATOR RESPONSIBLE: Dr. Elmer Avellaneda, Superintendent of Schools; Adrienne Steen, Director of Accountability and Student Support Services

RATIONAL SUMMARY: The Gonzales ISD School Health and Advisory Council (SHAC) meets to provide continued focus on school health. This advisory group represents segments of the school staff and community. The council promotes school and community school health programs and provides for a bridge between school and community in understanding and supporting school health. The 2023-2024 list of SHAC members is attached.

ADMINISTRATION'S RECOMMENDATION: Approve

SAMPLE MOTION: *"I move that the Board approve the Gonzales ISD School Health Advisory Council (SHAC) membership for 2023-2024 school year as presented."*



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2023-2024 SHAC Members

Janelle Lester
Adrienne Steen-District Liason
Julie Esparza
Sarah Whitton
Nicole Nerada
Kendall Fougerat
Isaac Anzaldua
Gayle Bludah
Cynthia Green
Lauren Werner
Sara Hernandez
Kristi Mercer
Pastor Matt Pennington
Pastor Jesse Elizondo
Horace Greathouse
David Tucz
Penny Christian
Shannon Sample
Erin Labuhn
Karen Perez
Ed Wayner
Brooke Upstrom
Sandra Brown
Jackie Kridler
Wanda Fryer
Ashley De La Garza



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GISD School Board Agenda Information Sheet
September 11, 2023

ACTION ITEM

SUBJECT: Deadlines for responding to PIA Request as per HB3033

ADMINISTRATOR RESPONSIBLE: Dr. Elmer Avellaneda, Superintendent of Schools; Veronica Johannsen, Chief of Administration, Communications, and Security

RATIONAL SUMMARY: Consider and take action to set deadlines for responding to PIA Requests as per HB3033.

ADMINISTRATION'S RECOMMENDATION: Approve

SAMPLE MOTION: *"I move that the Board of Trustees approve the deadlines for responding to PIA Request as per HB30300 as presented."*



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**THE BOARD OF TRUSTEES OF THE
GONZALES INDEPENDENT SCHOOL DISTRICT**

Board Resolution to Establish Non-Business Days for Public Information Act

WHEREAS, the District is an independent school district obligated to comply with the Texas Public Information Act (hereinafter “the Act”); and

WHEREAS, the 88th Texas Legislature (2023) authorized the passage of HB 3033, which revised the Act by adding section 552.0031 to the Government Code, defining “business days” for purposes of the Act; and

WHEREAS, Section 552.0031 defines “business day” to mean any day other than a Saturday or Sunday, a national holiday, or a state holiday; and

WHEREAS, Section 552.0031 establishes that a school district board of trustees may designate up to ten additional days per calendar year as nonbusiness days; and

WHEREAS, the Board recognizes that the District’s 2023-2024 academic calendar includes non-school days that are not Saturdays, Sundays, or state or national holidays; and

WHEREAS, the Board recognizes that designating additional nonbusiness days will allow school staff to better align with the District’s academic calendar when responding to information requests.

Now therefore it be resolved by the Board that:

1. The Board determines that the District will designate the specific dates listed in the attached **Exhibit A** as “nonbusiness days” for purposes of the Public Information Act; and
2. The Board hereby authorizes the Superintendent to undertake additional measures as necessary to effect the implementation of this designation for purposes of the District’s response to public information requests.

Adopted by the vote of the majority of members of the Board of Trustees of the Gonzales Independent School District present and voting at an open meeting of the Board on the ___th day of _____ 2023, at which a quorum was present:

BY: _____
Board President

BY: _____
Board Secretary

EXHIBIT A – GISD 2023-2024 NONBUSINESS DAYS

State and Federal Holidays*

Monday, September 04 2023
Monday September 25, 2023*
Monday, October 09 2023
Friday, November 10 2023
Thursday, November 23 2023
Friday, November 24 2023
Monday, December 25 2023
Tuesday, December 26 2023
Monday, January 01 2024
Monday, January 15 2024
Friday, January 19 2024
Monday, February 19 2024
Friday, March 29 2024*
Monday, May 27 2024
Wednesday, June 19 2024
Thursday, July 04 2024

Additional GISD Designated Non-business Days

Wednesday, October 18 2023
Thursday, October 19 2023
Friday, October 20 2023
Monday, November 20 2023
Tuesday, November 21 2023
Wednesday, November 22 2023
Friday, December 22 2023
Wednesday, December 27 2023
Thursday, December 28 2023
Friday, December 29 2023
Tuesday, January 02 2024
Wednesday, January 03 2024
Monday, March 11 2024
Tuesday, March 12 2024

*including state-designated “optional holidays”



GISD School Board Agenda Information Sheet
September 11, 2023

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REPORT ITEM

SUBJECT: Discussion for possible MOU with the City of Gonzales

ADMINISTRATOR RESPONSIBLE: Gene Kridler, Executive Director of Operations;
Keith Schauer, Senior Project Manager, Doucet Engineers

RATIONAL SUMMARY: Discussion and possible action authorizing the Superintendent to enter into a Memorandum of Understanding with the City of Gonzales to allow the city to perform necessary surveys, studies and designs to potentially create a regional drainage detention pond on approximately 12 acres of school property (portion of parcels 1084 and 26674). This pond will be part of a larger project intended to reduce the frequency of flooding downstream along Tinsley Creek. This pond would be designed to accommodate intramural sports fields, practice fields and playgrounds within its boundaries and would be designed to mitigate for additional runoff created by the development of future facilities on surrounding GISD properties.

SUPERINTENDENT'S RECOMMENDATION: n/a

SAMPLE MOTION: n/a



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GISD School Board Agenda Information Sheet
September 11, 2023

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REPORT ITEM

SUBJECT: Financial Report

ADMINISTRATOR RESPONSIBLE: Amanda Smith, Chief Financial Officer; Dr. Elmer Avellaneda, Superintendent of Schools

RATIONAL SUMMARY: Administration will present the monthly update on the district's finances.

SUPERINTENDENT'S RECOMMENDATION: n/a

SAMPLE MOTION: n/a



Financial Report

September 2023 Regular Meeting Board of Trustees

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CFO Update	3
Revenues, Expenditures, and Changes in Fund Balance as of July 31, 2023	7
Monthly Expenditure Level Comparison	8
Monthly Statement of Ad Valorem Collections, July 2023	9

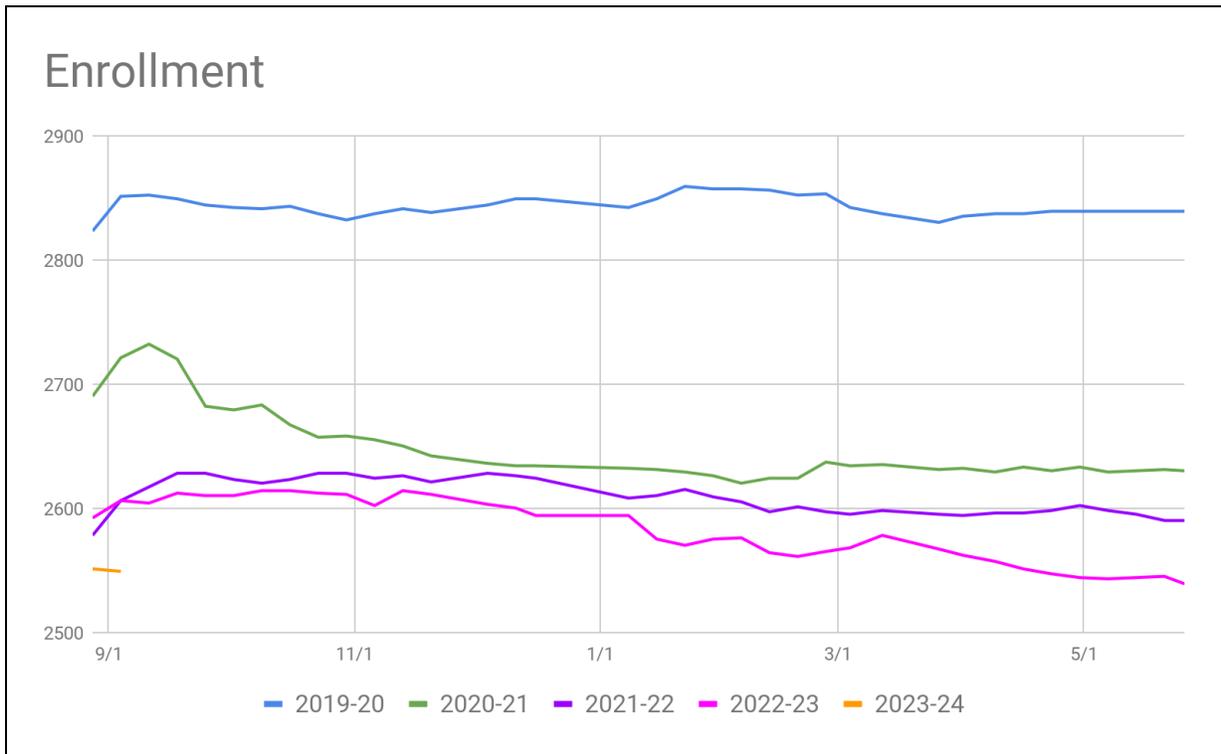
Chief Financial Officer's Summary
Regular Board Meeting - September 11, 2023

Comptroller's Property Value Study

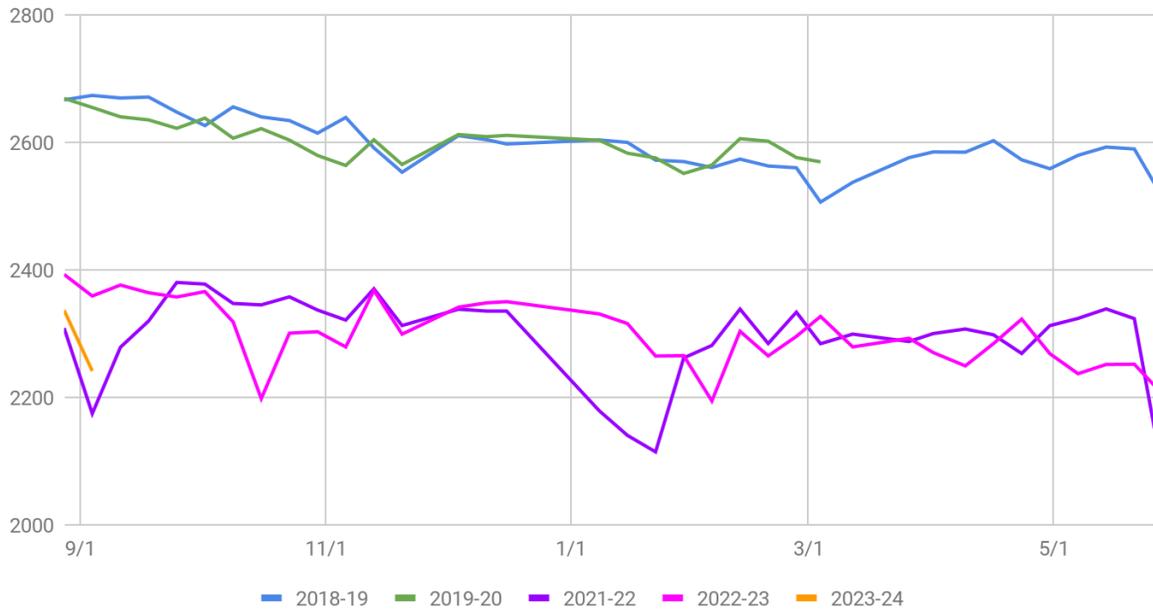
The Comptroller released the final property value study results. The District's matched the preliminary results from February.

These are the property values that the state will use to calculate our final 2022-23 state funding.

ADA & Enrollment

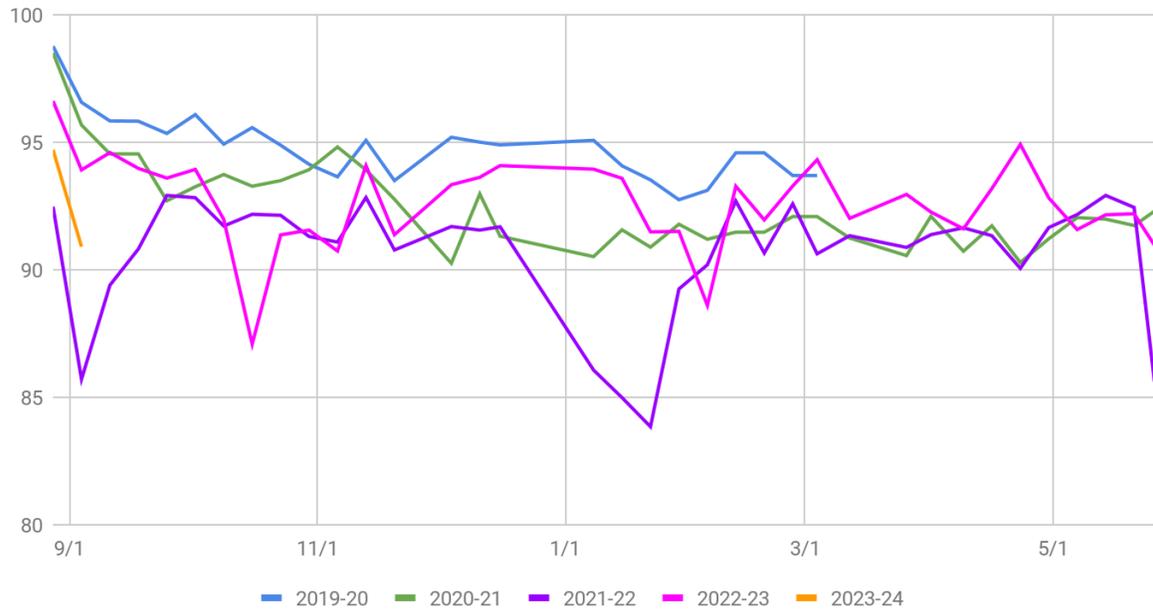


Average Daily Attendance (ADA)



ADA used during budget development: 2,295
 Average ADA through 9/1/23: 2,312 (up 17 from budget)

Attendance Percentage



Average annual attendance percentage (through 9/1/23): 94.3%

Energy Savings Update

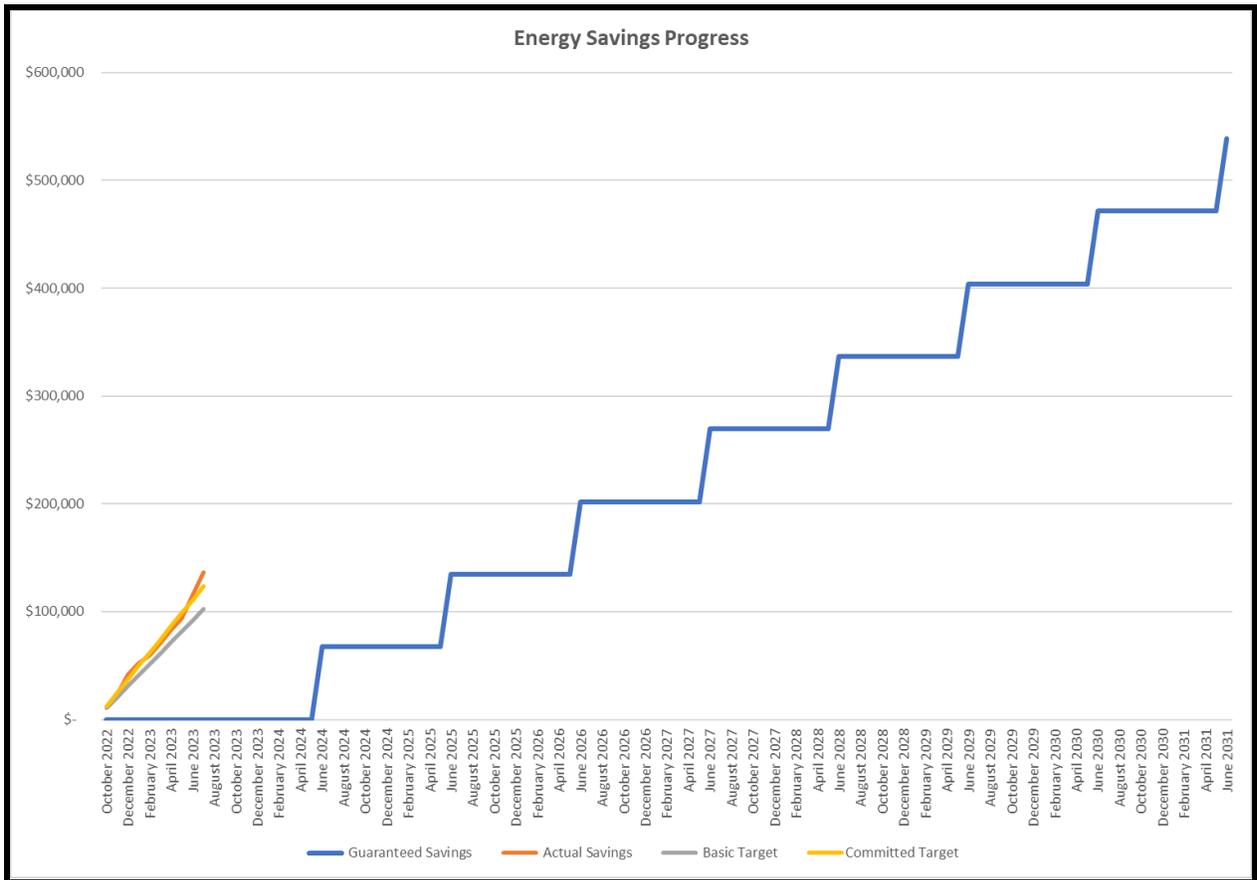
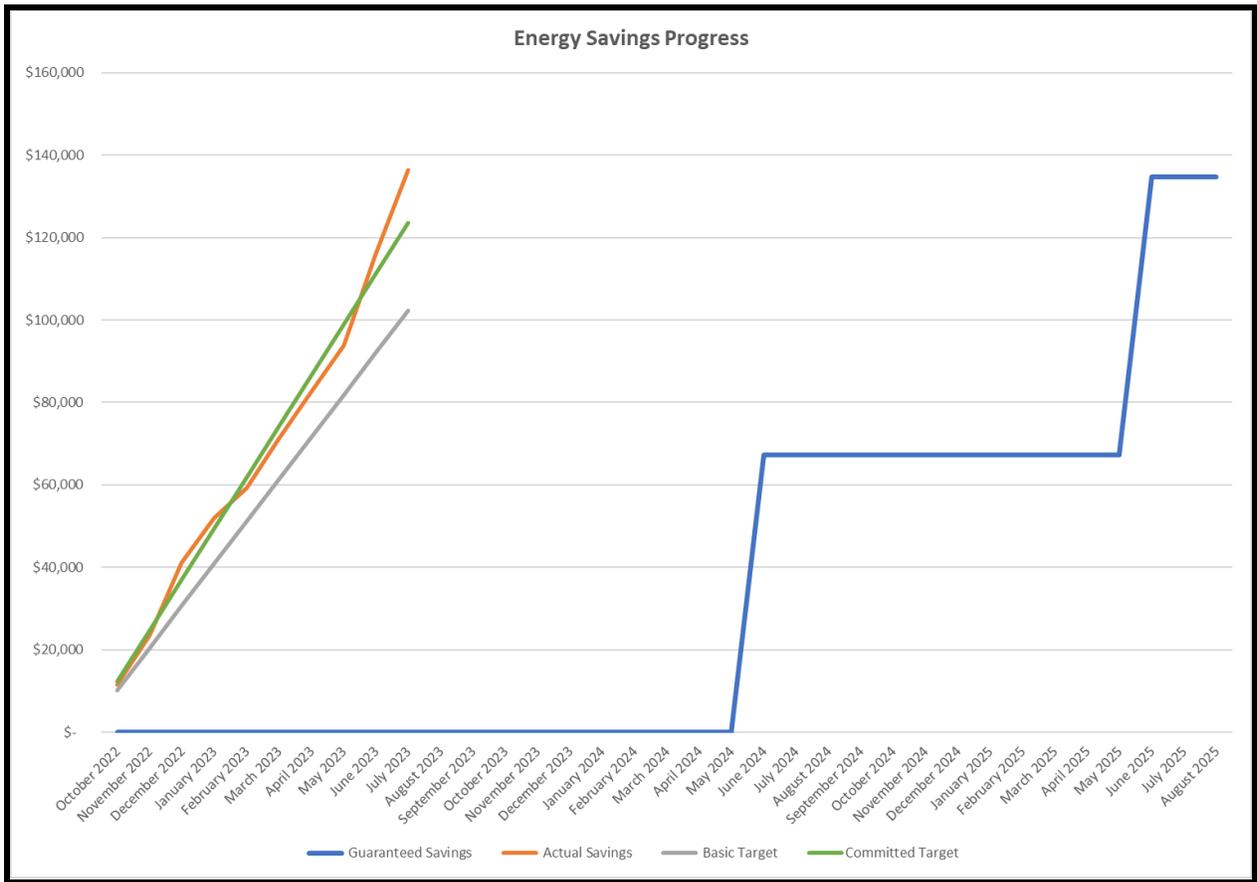
The latest energy savings report was received from Ideal Impact and excerpts have been included below. The district continues to surpass targets.

All Buildings	Total
Oct	\$11,529.80
Nov	\$12,085.70
Dec	\$17,572.47
Jan	\$10,870.86
Feb	\$7,258.53
Mar	\$11,776.18
Apr	\$11,552.09
May	\$11,075.77
Jun	\$22,084.63
Jul	\$20,619.06
Aug	\$0.00
Sep	\$0.00
Total	\$136,425.09

Cumulative Savings Guarantee	
21 Months	\$ 67,350.13
33 Months	\$ 134,700.25
45 Months	\$ 202,050.38
57 Months	\$ 269,400.50
69 Months	\$ 336,750.63
81 Months	\$ 404,100.75
93 Months	\$ 471,450.88
105 Months	\$ 538,801.00

Basic Target: \$10,224.25/month

Committed Target: \$12,354.33/month



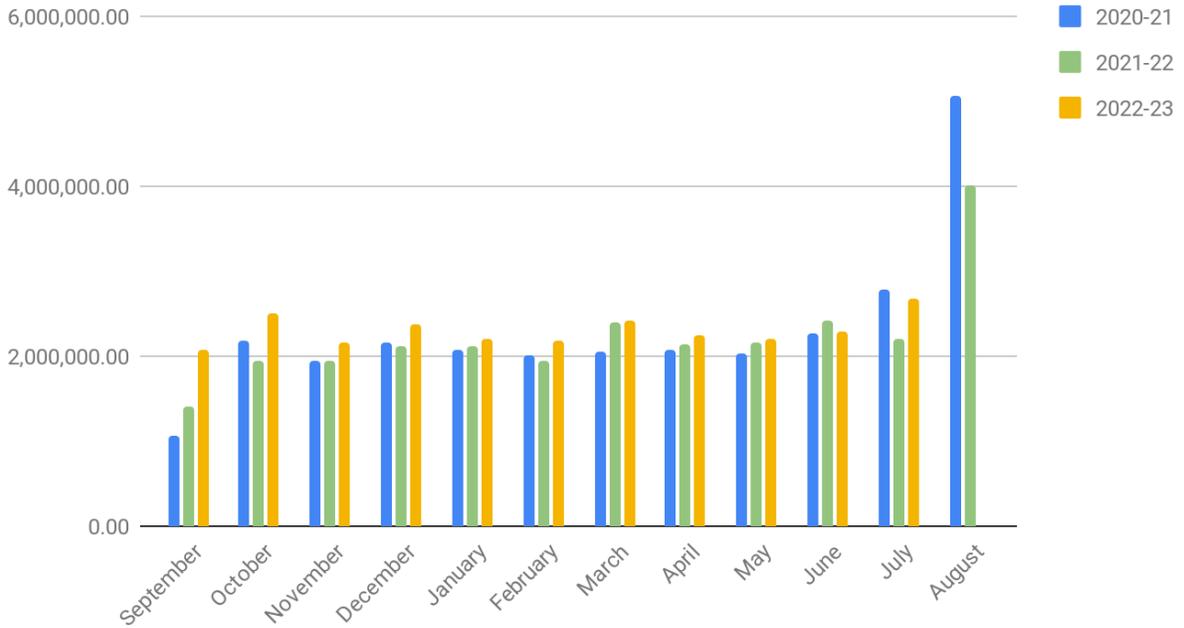
Gonzales ISD
Unaudited Statement of Revenues, Expenditures, and Changes in Fund Balance
As of July 31, 2023

Percent of Fiscal Year Completed 92%
 Percent of 2022-23 School Year Completed 100%

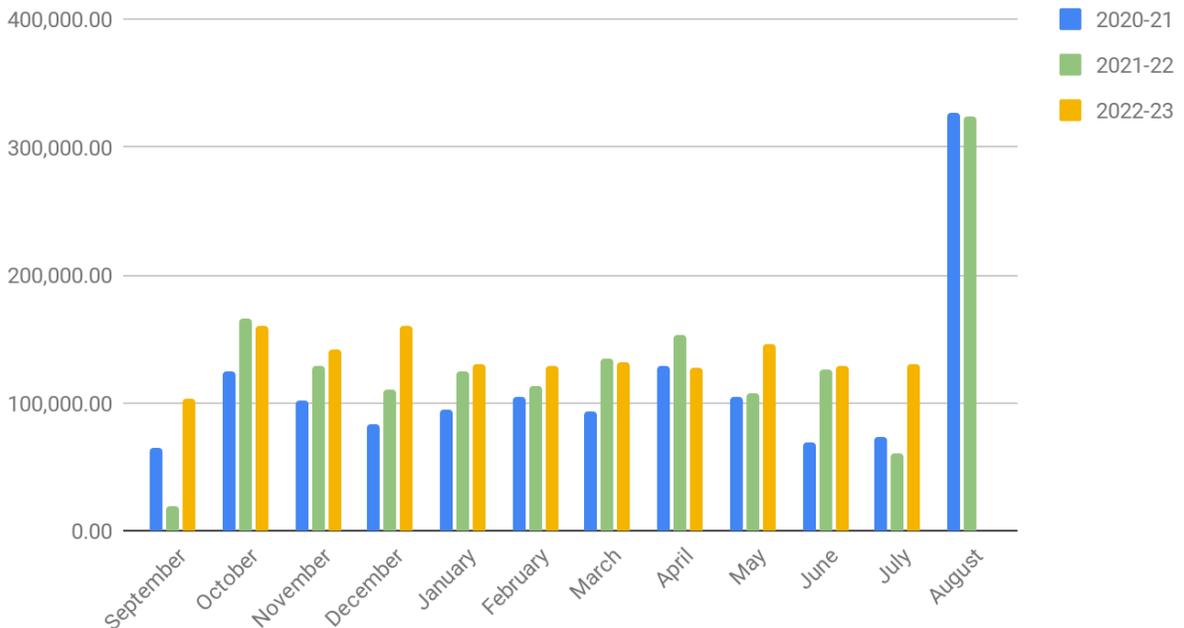
	GENERAL FUND			CHILD NUTRITION FUND			DEBT SERVICE FUND		
	Current Budget	Actual To-Date	% of Budget Recd/Exp	Current Budget	Actual To-Date	% of Budget Recd/Exp	Current Budget	Actual To-Date	% of Budget Recd/Exp
REVENUES									
5700 Local Property Taxes	20,679,020.00	21,829,527.74	105.56%				1,537,053.00	1,647,069.91	107.16%
5700 Other Local Sources	269,199.00	1,502,807.66	558.25%	114,859.00	104,287.28	90.80%	4,201.00	49,135.43	1169.61%
5800 State Revenues	6,591,444.00	5,690,256.04	86.33%	7,000.00	14,419.35	205.99%	14,946.00	40,263.00	269.39%
5900 Federal Sources	1,102,384.00	994,217.09	90.19%	1,661,236.00	1,682,469.19	101.28%			
TOTAL REVENUES	28,642,047.00	30,016,808.53	104.80%	1,783,095.00	1,801,175.82	101.01%	1,556,200.00	1,736,468.34	111.58%
EXPENDITURES									
0011 Instruction	14,868,689.00	11,770,465.39	79.16%						
0012 Instructional Resources & Media Services	160,713.00	113,392.22	70.56%						
0013 Curriculum & Staff Development	746,357.00	533,892.83	71.53%						
0021 Instructional Leadership	268,767.00	237,066.83	88.21%						
0023 School Leadership	1,639,030.00	1,389,432.81	84.77%						
0031 Guidance, Counseling, & Evaluation	1,059,845.00	957,944.66	90.39%						
0032 Social Work Services	1,152.00	399.99	34.72%						
0033 Health Services	378,364.00	333,201.37	88.06%						
0034 Student Transportation	1,399,415.00	1,082,355.16	77.34%						
0035 Food Service	6,000.00	5,113.86	85.23%	1,893,595.00	1,491,898.18	78.79%			
0036 Co-Curricular/Extra-Curricular Activities	1,061,597.00	898,819.64	84.67%						
0041 General Administration	1,958,281.00	1,617,657.58	82.61%						
0051 Plant Maintenance and Operations	4,924,485.00	3,912,183.05	79.44%						
0052 Security & Monitoring Services	400,455.00	292,531.60	73.05%						
0053 Data Processing Services	1,120,585.00	832,986.33	74.33%						
0061 Community Services	129,608.00	82,415.53	63.59%						
0071 Debt Services	809,576.00	789,247.99	97.49%				1,556,200.00	1,545,506.26	99.31%
0081 Facilities Acquisition & Instruction	207,242.00	195,931.25	94.54%						
0099 Other Intergovernmental Charges	512,060.00	506,612.22	98.94%						
TOTAL EXPENDITURES	31,652,221.00	25,551,650.31	80.73%	1,893,595.00	1,491,898.18	78.79%	1,556,200.00	1,545,506.26	99.31%
7913 Capital Lease Proceeds	354,600.00	206,459.63							
7915 Operational Transfer In				500.00	0.00	0.00%			
8911 Operational Transfer Out	500.00	0.00	0.00%						
NET ACTIVITY	(2,656,074.00)	4,671,617.85		(110,000.00)	309,277.64		0.00	190,962.08	

*Blended accounting method: Cash & accrual basis.
 *These numbers are subject to change until the final AFR is prepared and accepted/approved.

Monthly Expenditure Level Comparison: General Fund



Monthly Expenditure Level Comparison: Food Service Fund



Crystal Cedillo, Tax Assessor-Collector

Monthly Statement of Ad Valorem Collections

July 2023

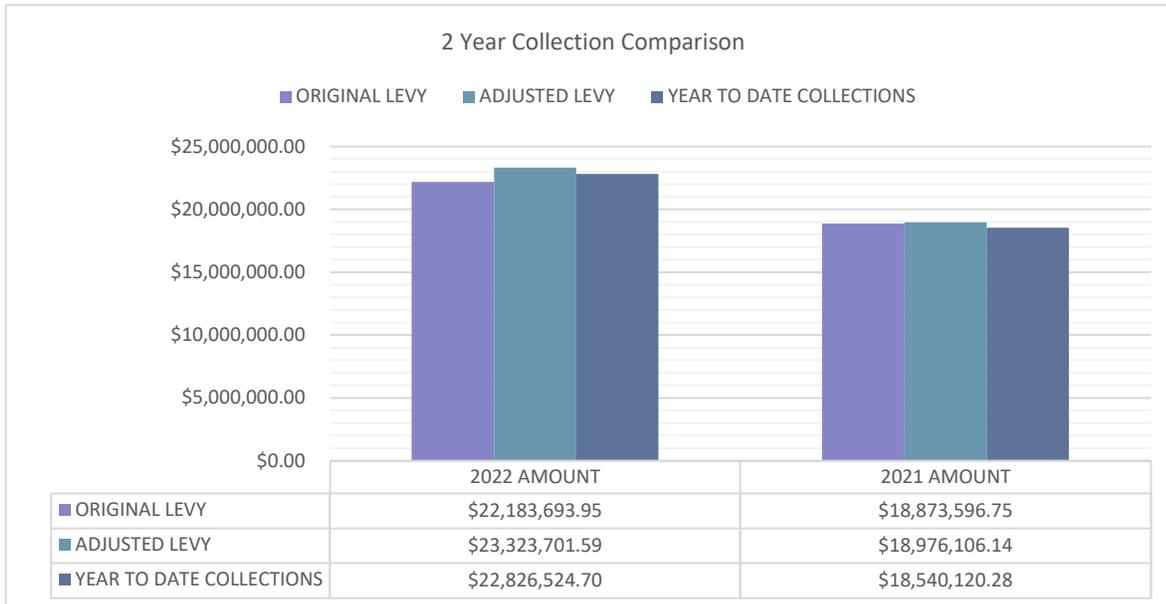
MONTHLY COLLECTIONS		
CURRENT TAX	\$102,565.76	
PENALTY & INTEREST ON CURRENT	\$15,585.00	
PRIOR YEAR DELINQUENT TAXES	\$12,832.63	
PENALTY & INTEREST ON DELQ	\$9,214.91	
TOTAL COLLECTED	\$140,198.30	

FEES		
5% RENDITION PENALTY TO APPRAISAL DISTRICT	\$8.75	
1% COMMISSION TO GONZALES COUNTY	\$ 1,401.98	
BALANCE DUE GONZALES ISD	\$138,787.57	

	M&O	I&S
24-Jul	\$29,870.65	\$2,232.35
31-Jul	\$91,544.39	\$7,044.01

*There was an internal reporting error due to an offset of void and repayment of transposing of Caraway Ford Nixon and Gonzales VIT payments for January/February with differing effective dates resulting in Overpayment to Entities. This error was corrected with the July Deposit.		
\$7,518.59 M/O \$577.58 I/S correction		
TOTAL DISBURSEMENTS	\$121,415.04	\$9,276.36

LEVY SUMMARY	2022 AMOUNT	2021 AMOUNT
ORIGINAL LEVY	\$22,183,693.95	\$ 18,873,596.75
ADJUSTED LEVY	\$23,323,701.59	\$ 18,976,106.14
YEAR TO DATE COLLECTIONS	\$22,826,524.70	\$ 18,540,120.28
% OF CURRENT ROLL COLLECTED	97.87%	97.70%
YTD DELINQUENT COLLECTIONS	\$257,761.93	\$ 305,919.77





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GISD School Board Agenda Information Sheet
September 11, 2023

REPORT ITEM

SUBJECT: Superintendent's Report

ADMINISTRATOR RESPONSIBLE: Dr. Elmer Avellaneda, Superintendent

RATIONAL SUMMARY: Information provided by the superintendent is designed to keep the Board of Trustees informed regarding daily operations of the school district.

- A. Enrollment as of 9/7/2023: 2526
- B. Daily Average Attendance for the District: 93.42

SUPERINTENDENT'S RECOMMENDATION: N/A

SAMPLE MOTION: N/A


**GROWING
GREATNESS**

 ur Students.  ur Future.



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GISD School Board Agenda Information Sheet
 September 11, 2023

INFORMATION ITEM

SUBJECT: Board Business

ADMINISTRATOR RESPONSIBLE: Dr. Elmer Avellaneda, Superintendent of Schools

AUTHORITY FOR THIS ACTION: GISD School Board Policy BF (Local)

RATIONAL SUMMARY: Information provided through the Board Business section of the agenda aimed at keeping trustees informed of routine correspondence.

***Added Items**

September 13, 2023	Bond Presentation Team-Pilot Club
September 14, 2023	Bond Presentation Team-GADC
September 18, 2023	Town Hall Meeting @Victoria College (6:15)
September 19, 2023	Bond Presentation Team-GCRTA
September 21, 2023	Bond Presentation Team-Young Farmers
September 29-Oct 1, 2023	txEDCON23
October 6, 2023	Student and Staff Early Release
October 9, 2023	Staff Development Day/Student Holiday
October 9, 2023	Regular Board Meeting
October 13, 2023	End of the First Nine Weeks





The GISD School Board Agenda Information Sheet
August 14, 2023

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Adjourn to Closed Session
Under Texas Government Code Chapter 551

The board will recess this open session and convene in a closed meeting to discuss items on the agenda. The Board may conveniently meet in such closed or Executive Session or meeting, concerning any and all subjects and for any and all purposes permitted by Texas Government Code chapter 551, including, but not limited to:

- [Section 551.071](#): Consultation with Attorney;
- [Section 551.072](#): Deliberation Regarding Real Property;
- [Section 551.073](#): Deliberation Regarding Prospective Gift;
- [Section 551.074](#): Personnel Matters; Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee: Closed Meeting.
- [Section 551.076](#): Deliberation Regarding Security Devices;
- [Section 551.082](#): School Children; School District Employees; Disciplinary Matter or Complaint
- [Section 551.083](#): Certain School Boards; Meeting Regarding Consultation with Representative of Employee Group
- [Section 551.084](#): Investigation; Exclusion of witnesses from a hearing.

No voting will take place in the closed meeting. Any action the board wishes to take as a result of discussions in a closed session will take place after the board reconvenes in an open meeting. Today's date is _____ and it is _____ p.m./am

ADMINISTRATOR RESPONSIBLE: Dr. Elmer Avellaneda, Superintendent of Schools

RATIONAL SUMMARY: Personnel Matters

Personnel matters are as follows:

- A. Personnel
- B. Safety and Security



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