



OFFICE OF GENERAL COUNSEL
615 W. Missouri Avenue, Midland, Texas 79701
Office: (432) 240-1023 | www.midlandisd.net

**MIDLAND ISD
POLICY COMMITTEE MEETING AGENDA
MARCH 17, 2021 - 1pm**

- 1. OVERVIEW OF POLICY COMMITTEE**
- 2. TASB UPDATE 116**
- 3. PROPOSED POLICY UPDATE TO EHBC (LOCAL)**



OFFICE OF GENERAL COUNSEL

615 W. Missouri Avenue, Midland, Texas 79701

Office: (432) 240-1023 | www.midlandisd.net

OVERVIEW OF POLICY COMMITTEE

The role of Midland ISD's Policy Committee is to review the District's recommendations for changes to LOCAL Board Policy. After a recommended policy change has been reviewed and is supported by the Committee, the recommendation will be presented to the entire Board at a public meeting.

The 2021 Midland ISD Policy Committee members include:

- Board President Bryan Murry
- Board Trustee and Secretary, Katie Joyner
- Board Trustee Michael Booker
- Superintendent, Dr. Angelica Ramsey
- General Counsel, Sid Pounds

The District's General Counsel will present all recommended LOCAL policy changes to the Committee. Additional District staff members will often attend Committee meetings when necessary to help assist in the presentation of a particular policy change recommendations.



OFFICE OF GENERAL COUNSEL
615 W. Missouri Avenue, Midland, Texas 79701
Office: (432) 240-1023 | www.midlandisd.net

SCHOOL BOARD POLICY: LEGAL V. LOCAL

LEGAL POLICY

LEGAL policies track the language of the U.S. and Texas Constitutions; federal and state statutes, including the Texas Education Code; attorney general opinions; the Texas Administrative Code, including Commissioner's and State Board of Education rules; and other sources of authority defining the legal context for local school district governance and management.

The LEGAL policies represent the working core of legal provisions, critical to day-to-day, month-to-month decision making, regarding District governance and management. The absence of a LEGAL policy at a given policy code in this manual may mean that the law is silent regarding this topic.

The Board does not approve LEGAL policies but it is important for the Board to review and understand these policies because the LEGAL policies provide the framework for adopting and approving LOCAL policy.



OFFICE OF GENERAL COUNSEL

615 W. Missouri Avenue, Midland, Texas 79701

Office: (432) 240-1023 | www.midlandisd.net

SCHOOL BOARD POLICY: LEGAL V. LOCAL

LOCAL POLICY

LOCAL policies are adopted by the Board. LOCAL policies require close attention and review by both the administration and the Board. LOCAL policy must reflect the practices of the District and the intentions of the Board. LOCAL policy may only be changed by Board action (adopt, revise, or repeal).

LOCAL policies, rather than other forms of board action, are needed in several specific circumstances, to:

- Respond to a legal requirement to adopt policy
- Reduce potential legal risk by mandating consistent practices across the district
- Declare the district's choice among legal options
- Clarify administrative authority for managing district business



AGENDA ITEM II: TASB UPDATE 116

The Texas Association of School Boards (“TASB”) publishes recommended updates to Local policies a few times a year. The recommended changes are often a result of changes in the law. Generally, the District approves the recommended changes unless there is a particular change that conflicts with a current District practice that we would like to continue.

TASB recently published Update 116 which addresses a few changes to LOCAL policies that we are recommending:

1. *CQB (LOCAL) Technology Resources - Cybersecurity:*
 - a. The recommended changes to the policy language is in order to ease compliance with state law provisions requiring the Board to select a cybersecurity training program and verify and report cybersecurity training by District employees, recommended revisions to this policy provide for the Board to delegate these responsibilities to the Superintendent.
2. *DCD (LOCAL) Employment Practices - At-Will Employment:*
 - a. Recommended revisions clarify that an at-will employee's appeal of dismissal would follow the District's employee grievance policy, without specifying the level where the appeal may begin.
3. *GKA (LOCAL) Community Relations - Conduct on School Premises:*
 - a. A recommended revision specifies that a person filing a complaint regarding refusal of entry to or ejection from property based on Education Code 37.105 shall be permitted to address the board within 90 "calendar" days. This change aligns with changes made at Update 115 to the grievance policies at FNG and GF.

AGENDA ITEM III: EHBC (LOCAL) - COMPENSATORY EDUCATION ALLOTMENT

What are State Compensatory Education Funds?

- State Compensatory Education (SCE) funds are required to be spent on programs and services designed to supplement the regular education program for students identified as at risk of dropping out of school. The purpose is to increase the academic achievement and reduce the dropout rate of students identified as at-risk of dropping out of school.
- Allowable use of SCE funds is based on serving students that meet state criteria for students at risk of dropping out of school. In addition, local criteria may be adopted by the MISD Board in order to serve students who meet local eligibility criteria. However, the number of students receiving SCE services under local criteria during a school year may not exceed 10 percent of the number of students who met the state criteria and who were served in the SCE program in the preceding school year

District's recommendation of change to EHBC

- ***The District's recommendation to the Board is to adopt a local eligibility criteria that identifies all students attending a D or F campus as at risk of dropping out of school***
 - Board adoption of this local criteria would give the District more flexibility to spend SCE funds on students at risk of dropping out of school
 - The “at-risk” designation would only apply to the student for purposes of SCE fund spending. The designation would not be tied to the student in any other way and would not be reported in PEIMS



OFFICE OF GENERAL COUNSEL

615 W. Missouri Avenue, Midland, Texas 79701

Office: (432) 240-1023 | www.midlandisd.net