



SCHOOL BOARD OF BREVARD COUNTY, FLORIDA
School Board Policy Executive Summary
 Form D

Policy Number:	5780
Title of Policy:	Parent Rights/Student Rights
Cabinet Member:	Russell Bruhn
Purpose of Revisions:	The purpose of the proposed revisions to the policy is to ensure compliance with all applicable federal and state laws, Florida State Board of Education Rules, Board policies, administrative rules, procedures, and guidelines. In addition, the proposed revisions promote transparency and accountability.
Tentative Schedule:	<ul style="list-style-type: none"> • Cabinet – 9/26/22 • Work Session – 10/11/22 • Rule Development Workshop – 10/25/22 • School Board Meeting Information – 10/25/22 • School Board Meeting Approval – 12/13/22 • Effective Date – upon approval
Summary of Proposed Policy Revisions:	<ul style="list-style-type: none"> • This policy is being revised to clarify the procedures regarding student health and other changes in compliance with applicable Florida law. • Particular areas of revision include the following: Notice of health care services. • These proposed revisions do encompass the suggested language from NEOLA.
Specific Authority:	F.S. 39.201, F.S. 381.0056, F.S. 394.463, F.S. 1000.05, F.S. 1002.20, F.S. 1002.22, F.S. 1002.385, F.S. 1002.39, F.S. 1002.394, F.S. 1002.395, F.S. 1002.40, F.S. 1002.41, F.S. 1002.411, F.S. 1002.43, F.S.1003.01(13), F.S. 1003.02, F.S. 1003.21, F.S. 1003.22, F.S. 1003.3101, F.S. 1003.32, F.S. 1003.42, F.S. 1003.44, F.S. 1003.4505, F.S. 1003.47, F.S. 1003.52, F.S. 1003.53, F.S. 1003.55, F.S. 1003.56, F.S. 1003.57, F.S. 1003.58, F.S. 1006.062(7), F.S. 1006.07, F.S. 1006.09, F.S. 1006.13, F.S. 1006.15, F.S. 1006.20, F.S. 1006.21, F.S. 1006.22, F.S. 1006.23, F.S. 1006.28, F.S. 1006.40, F.S. 1007.271, F.S. 1008.22, F.S. 1008.25, F.S. 1008.386, F.S. 1012.42, F.S. Chapter 1014
Next Steps:	<ul style="list-style-type: none"> • Training for BPS employees regarding revisions to policy and revised procedures

**Current
Version**

5780 - STUDENT RIGHTS/Parent Rights

A. General

1. The Board recognizes that students possess not only the right to an education but the rights of citizenship as well. Federal and State law prohibit the Board from adopting any policy or rule, or from entering into any agreement, that infringes upon or waives the rights of freedoms afforded to students by the United States Constitution.
2. In providing students the opportunity for an education to which they are entitled, the District shall attempt to offer nurture, counsel, and custodial care appropriate to their age and maturity. The District shall, at the same time, guarantee that no student is deprived of the basic right to equal treatment and equal access to the educational program, due process, a presumption of innocence, free expression and association, and the privacy of his/her own thoughts.
3. Attendant to the rights guaranteed to each student, however, are certain responsibilities, which include respect for the rights of others, obedience to properly constituted school authority, and compliance with the procedures and rules of the District.
4. The Board realizes that as students differ in age and maturity, so they differ in ability to handle both the rights of citizens and the concomitant responsibilities. The exercise of each right shall be granted, therefore, with due regard for the degree of responsibility possessed by the student and the student's need for the continuing guidance and control of those responsible for his/her education.
5. Since a student who has reached the age of majority possesses the full rights of an adult, s/he may authorize those school matters previously handled by his/her parents, but s/he also assumes the responsibility for his/her performance in school, attendance, and compliance with school rules.
6. All K-12 students in Florida are entitled to a uniform, safe, secure, efficient, and high-quality system of education, one that allows students the opportunity to obtain a high-quality education. Parents are responsible to ready their children for school; however, neither the State of Florida nor the District can be a guarantor of any individual student's success.

B. Parental Access at School

1. Each parent has the right to pick-up, visit, and meet with his/her student at school, without interference of or the need for consent from the other parent, unless the school has received a certified copy of an enforceable court order that provides to the contrary. The Principal may restrict the times, location, frequency, and length of parent visitations at school, based on legitimate pedagogical or scheduling reasons. The District will abide by enforceable no contact orders which have been provided to the school.

C. Educational Decisions

1. Both parents have an equal right to make decisions about the education and welfare of their student unless the school has received a certified copy of an enforceable court order that specifies that one of the parents, or someone else, has the sole right to make educational and/or general welfare decisions for the student.
2. If the parents cannot agree on a significant decision about the student's education or on matters affecting the health, safety, or welfare of the student, the school will take action based on what it considers to be in the best interests of the child.

D. Attendance

1. Termination of Enrollment

A student who attains the age of sixteen (16) years during the school year has the right to file a formal declaration of intent to terminate school enrollment if the declaration is signed by the parent. The parent has the right to be notified by the District of its receipt of the student's declaration of intent to terminate school enrollment. (see also Policy 5130 - Withdrawal from School)

2. Married or Pregnant

Students who become or have become married or who are pregnant and parenting have the right to attend school and receive the same or equivalent educational instruction as other students. (see also Policy 5751 - Parental-Married Status of Students)

3. Compulsory Attendance

Parents of students who have attained the age of six (6) years by February 1st of any school year but who have not attained the age of sixteen (16) years must comply with the compulsory school attendance laws. Parents have the option to comply with the school attendance laws by attendance of the student in a public school; a parochial, religious, or denominational school; a private school; a home education program; or a private tutoring program. (see also Policy 5112 - Entrance Requirements and Policy 5200 - Attendance)

4. Absence for Religious Purposes

A parent of a student may request and be granted permission for absence of the student from school for religious instruction or religious holidays. (see also Policy 5223 - Absences for Religious Instruction and Policy 5225 - Absences for Religious Holidays)

5. Dropout Prevention and Academic Intervention Programs

The parent of a student has the right to receive written notice by certified mail prior to placement of the student in a dropout prevention and academic intervention program. The parent will be notified in writing and entitled to an administrative review of any action by school personnel relating to the student's placement.

6. Absence for Treatment of Autism Spectrum Disorder

A parent of a student may request and be granted permission for absence of the student from school for an appointment scheduled to receive a therapy service provided by a licensed health care practitioner or behavior analyst certified pursuant to Florida law for the treatment of autism spectrum disorder including, but not limited to, applied behavioral analysis, speech therapy, and occupational therapy.

E. Health Issues

1. School-Entry Health Examinations

The parent shall decide if the student should be exempt from the requirement of a health examination upon written request stating objections on religious grounds. (see also Policy 5112 - Entrance Requirements)

2. Immunizations

The parent shall decide if the student should be exempt from the school immunization requirements upon meeting any of the specified exemptions. (see also Policy 5320 - Immunizations and Policy 5112 - Entrance Requirements)

3. Biological Experiments

Parents may request that their child be excused from performing surgery or dissection in biological science classes.

4. Reproductive Health and Disease Education

A public school student whose parent makes written request to the school Principal shall be exempted from the teaching of reproductive health or any disease, including HIV/AIDS. (see also Policy 2417 - Comprehensive Health Education)

5. Contraceptive Services to Students

Students may not be referred to or offered contraceptive services at school facilities without the parent's consent.

6. Career Education Courses Involving Hazardous Substances

High school students must be given plano safety glasses or devices in career education courses involving the use of hazardous substances likely to cause eye injury.

7. Substance Abuse Reports

The parent of a student must be timely notified of any verified report of a substance abuse violation by the student.

8. Inhaler Use

Asthmatic students whose parent and physician provide their approval to the school Principal may carry a metered dose inhaler on their person while in school. The school Principal shall be provided a copy of the parent's and physician's approval. (see also Policy 5330.01 - Self-Administered Medication and Epinephrine Use)

9. Epinephrine Use and Supply

A student who has experienced or is at risk for life-threatening allergic reactions may carry an epinephrine auto-injector and self-administer epinephrine by auto-injector while in school, participating in school-sponsored activities, or in transit to or from school or school-sponsored activities if the school has been provided with written parental and physician authorization.

The School District shall be indemnified by the parent of a student who is authorized to carry an epinephrine auto-injector for any and all liability with respect to the student's use of an epinephrine auto-injector pursuant to this policy.

The District and its employees and agents, including the physician who provides the standing protocol for school epinephrine auto-injectors, are not liable for any injury arising from the use of an epinephrine auto-injector administered by trained school personnel who follow the adopted protocol and whose professional opinion is that the student is having an anaphylactic reaction:

- a) unless the trained school personnel's action is willful and wanton;

- b) notwithstanding that the parents or guardians of the student to whom the epinephrine is administered have not been provided notice or have not signed a statement acknowledging that the School District is not liable; and
- c) regardless of whether authorization has been given by the student's parents or guardians or by the student's physician, physician's assistant, or advanced registered nurse practitioner.

(see also Policy 5330.01 - Self-Administered Medication and Epinephrine Use)

10. Diabetes Management

- i. The District may not assign a student who has diabetes to a particular school on the basis that the student has diabetes, that the school does not have a full-time school nurse, or that the school does not have trained diabetes personnel.
- ii. Diabetic students whose parent and physician provide their written authorization to the school Principal may carry diabetic supplies and equipment on their person and attend to the management and care of their diabetes while in school, participating in school-sponsored activities, or in transit to or from school or school-sponsored activities, to the extent authorized by the parent and physician and within the parameters set forth by State Board of Education rule. The written authorization shall identify the diabetic supplies and equipment that the student is authorized to carry and shall describe the activities the child is capable of performing without assistance, such as performing blood-glucose level checks and urine ketone testing, administering insulin through the insulin-delivery system used by the student, and treating hypoglycemia and hyperglycemia.
- iii. The District and its employees and volunteers shall be indemnified by the parent of a student who is authorized to carry diabetic supplies or equipment for any and all liability with respect to the student's use of such supplies and equipment pursuant to this policy.

(see also Policy 5330.01 - Self-Administered Medication and Epinephrine Use)

11. Use of Prescribed Pancreatic Enzyme Supplements

a) A student who has experienced or is at risk for pancreatic insufficiency or who has been diagnosed as having cystic fibrosis may carry and self-administer a prescribed pancreatic enzyme supplement while in school, participating in school-sponsored activities, or in transit to or from school or school-sponsored activities, IF the school has been provided with written authorization from the student's parent and prescribing practitioner.

b) The District and its employees and volunteers shall be indemnified by the parent of a student who is authorized to use prescribed pancreatic enzyme supplements for any and all liability with respect to the student's use of the supplements under this policy.

(see also Policy 5330.01 - Self-Administered Medication and Epinephrine Use)

12. Involuntary Examinations of Students

a) Before a Principal contacts a law enforcement officer for possible removal of a student from school for involuntary examination, the Principal must verify that the school has used de-escalation strategies and initiated outreach to a mobile response team, unless the Principal reasonably believes that any delay in removing the student will increase the likelihood of harm to the student or others.

b) The Principal shall make a reasonable attempt to notify a parent of a student before the student is removed from school, school transportation, or a school-sponsored activity to be taken to a receiving facility for an involuntary examination pursuant to F.S. 394.463. Reasonable attempt to notify means the exercise of reasonable diligence and care by the Principal to make contact with the student's parent, guardian, or other known emergency contact whom the student's parent or guardian has authorized to receive notification of an involuntary examination. At a minimum, the Principal must take the following actions:

- i. Use available methods of communication to contact the student's parent, guardian, or other known emergency contact including, but not limited to, telephone calls, text messages, e-mails, and voicemail messages following the decision to initiate an involuntary examination of the student;
 - ii. Document the method and number of attempts made to contact the student's parent, guardian, or other known emergency contact, and the outcome of each attempt.
- c) The Principal who successfully notifies any other known emergency contact may share only the information necessary to alert such contact that the parent or caregiver must be contacted. All such information must be in compliance with federal and state law.
- d) The Principal may delay the required notification for no more than twenty-four (24) hours after a student is removed if:
- i. the Principal deems the delay to be in the student's best interest and if a report has been submitted to the central abuse hotline, pursuant to F.S. 39.201, based upon knowledge or suspicion of abuse, abandonment, or neglect (see also Policy 2410 - School Health Services); or
 - ii. the Principal reasonably believes that such delay is necessary to avoid jeopardizing the health and safety of the student.

13. Sun-protective Measures in School

A student may possess and use a topical sunscreen product while on school property or at a school-sponsored event or activity without a physician's note or prescription if the product is regulated by the United States Food and Drug Administration for over-the-counter use to limit ultraviolet light-induced skin damage.

F. Discipline

1. Suspension

A student may be suspended only as provided by policy of the District. A good faith effort must be made to immediately inform the parent by telephone of the student's suspension and the reason. Each suspension and the reason must be reported in writing within twenty-four (24) hours to the parent by United States mail. A good faith effort must be made to use parental assistance before suspension unless the situation requires immediate suspension. (see also Policy 5610 - Removal, Suspension, and Expulsion of Students)

A student with a disability may only be recommended for suspension or expulsion in accordance with State Board of Education rules.

2. Expulsion

Public school students and their parents have the right to written notice of a recommendation of expulsion, including the charges against the student and a statement of the right of the student to due process. (see also Policy 5610 - Removal, Suspension, and Expulsion of Students)

G. Safety

1. Students who have been victims of certain felony offenses by other students, as well as the siblings of the student victims, have the right to be kept separated from the student offender, both at school and during school transportation.

H. Educational Choice

1. Public School Choices

Parents may seek whatever public school options are applicable and available to students in the School District.

These options may include:

- a) controlled open enrollment
- b) virtual instruction programs through Brevard Virtual School
- c) charter schools
- d) magnet schools
- e) alternative schools
- f) special programs
- g) auditory-oral education programs
- h) advanced placement
- i) dual enrollment
- j) International Baccalaureate
- k) International General Certificate of Secondary Education (pre-AICE)
- l) CAPE digital tools
- m) CAPE industry certifications
- n) collegiate high school programs
- o) Advanced International Certificate of Education
- p) early admissions
- q) credit by examination or demonstration of competency

- r) the Florida School for the Deaf and the Blind
- s) the Florida Virtual School

Options also include the public educational choice options of the Hope Scholarship Program (see Policy 2371 - Hope Scholarships), the Opportunity Scholarship Program and the McKay Scholarships for Students with Disabilities Program. (see also Policy 2370 - Educational Options,

2. Private School Choices

Parents may seek private educational choice options under certain programs established under F.S. Chapter 1002.

3. Home Education

The parent may choose to place the student in a home education program, in accordance with State law. (see also Policy 9270 - Home-Education Programs)

4. Private Tutoring

The parent of a student may choose to place the student in a private tutoring program in accordance with State law.

5. Reading Scholarships

The parent of a student in grades 3 through 5 who scored below a Level 3 on the third or fourth grade Statewide, standardized English Language Arts (ELA) assessment in the prior school year may seek a reading scholarship in accordance with State law.

By September 30th of each year, the District will notify the parent of each student in grades 3 through 5 who scored below a Level 3 on the Statewide, standardized ELA assessment in the prior school year of the process to request and receive a reading scholarship, subject to available funds.

6. **f**

I. ACCEL Options

Parents may request student participation in Academically Challenging Curriculum to Enhance Learning (ACCEL) options, including whole grade promotion, midyear promotion or subject matter acceleration. If the parent selects one of these ACCEL options and the student meets eligibility and procedural requirements in the student progression plan, the student will have the opportunity to participate in the ACCEL option.

J. Nondiscrimination

All education programs, activities, and opportunities offered by the District are available without discrimination on the basis of race (including anti-Semitism [as defined in Bylaw 0100]), color,

ethnicity, national origin, sex (including sexual orientation, transgender status, or gender identity consistent with Policy 5517), disability (including HIV, AIDS, or sickle cell trait), pregnancy, marital status, age (except as authorized by law), religion, military status, ancestry, or genetic information, which are classes protected by State and/or Federal law (collectively, protected classes). (see also Policy 2260 - Nondiscrimination and Access to Equal Educational Opportunity and Policy 2260.01 - Section 504/ADA Prohibition Against Discrimination Based on Disability)

K. Students with Disabilities

1. Notice and Due Process

Parents of students with disabilities and parents of students in residential care facilities are entitled to notice and due process. (see also Policy 2460 - Exceptional Student Education)

2. Graduation

Students with disabilities are provided the opportunity to meet the graduation requirements for a standard high school diploma. Certain students with disabilities may be awarded a special diploma upon high school graduation. (see also Policy 2623 - Student Assessment)

3. Meetings with District Personnel

Parents of students with disabilities, or eligible students with disabilities, may be accompanied by another person of their choice at any meeting with District personnel.

District personnel will not object to the attendance of such adult or discourage or attempt to discourage through any action, statement, or other means, parents or an eligible student, from inviting another person of their choice to attend any meeting. Parents, eligible students, or other individuals invited to attend such meetings by parents or eligible students on school grounds shall sign-in at the front office of such school as a guest.

Parents, or eligible students, and District personnel shall sign Form 5780 F1 at the meeting's conclusion which states whether or not any District personnel have prohibited, discouraged, or attempted to discourage the parents, or eligible student from inviting a person of their choice to the meeting pertaining to their child's, or their own, educational environment, placement, or discipline.

a) Blind Students

Students who are blind have the right to an individualized written education program and appropriate instructional materials to attain literacy.

b) Limited English Proficient Students

Limited English proficient students have the right to receive English for Speakers of Other Languages (ESOL) instruction designed to develop the student's mastery of listening, speaking, reading, and writing in English as rapidly as possible. The students' parents have the right of parental involvement in the ESOL program.

c) Students with Reading Deficiencies

Each elementary school shall regularly assess the reading ability of each K-3 student. The parent of any K-3 student who exhibits a reading deficiency shall be immediately notified of the student's deficiency with a description and explanation, in terms understandable to the parent, of the exact nature of the student's difficulty in

learning and lack of achievement in reading; shall be consulted in the development of a progress monitoring plan; and shall be informed that the student will be given intensive reading instruction until the deficiency is corrected.

L. Pledge of Allegiance

A student will be excused from reciting the Pledge of Allegiance or the Declaration of Independence, upon written request by the student's parent, in accordance with State law. See also Policy 8800, Religious/Patriotic Ceremonies and Observances.

M. Student Records

1. Each parent has an equal right of access, right to waive access, right to challenge and hearing and right of privacy in the education records of his or her student who is a minor or a dependent adult pursuant to law, unless the school has received a certified copy of an enforceable court order that provides to the contrary. (see also Policy 8330 - Student Records)
2. A student is not required to provide his/her social security number as a condition for enrollment or graduation. (see also Policy 8330 Student Records)
3. The school will not collect, obtain or retain information on the political affiliation, voting history, religious affiliation or biometric information of a student, parent or siblings.

N. Student Report Cards

Students and their parents have the right to receive student report cards on a regular basis that clearly depict and grade the student's academic performance in each class or course, the student's conduct, and the student's attendance.

O. Student Progress Reports

Parents shall be informed at regular intervals of the academic progress and other needed information regarding their child, including ways they can help their child to succeed in school. (see also Policy 5420 - Reporting Student Progress)

P. Student Accountability and School Improvement Rating Reports

Parents of public school students are entitled to an easy-to-read report card about the school's grade designation or, if applicable, school's improvement rating, and the school's accountability report, including the school financial report.

Q. High School Athletics

1. Eligibility

A student is eligible in the school in which s/he first enrolls each school year, the school in which the student makes himself/ herself a candidate for an athletic team by engaging in practice before enrolling, or the school to which the student has transferred with approval of the Board, in accordance with State law. (see also Policy 2431 - Interscholastic Athletics)

2. Medical Evaluation

Students must satisfactorily pass a medical evaluation each year before participating in athletics,

unless the parent objects in writing based on religious tenets or practices, in accordance with State law. (see also Policy 2431 - Interscholastic Athletics)

R. Extra-Curricular Activities

1. Eligibility

Students who meet specified academic and conduct requirements are eligible to participate in extra-curricular activities. (see also Policy 2430 - District-Sponsored Clubs and Activities)

2. Home Education Students

Home education students who meet specified academic and conduct requirements are eligible to participate in extra-curricular activities at the public school to which the student would be assigned or could choose to attend according to Board policies, or may develop an agreement to participate at a private school.

3. Charter School Students

Charter school students who meet specified academic and conduct requirements are eligible to participate in extra-curricular activities at the school to which the student would be assigned or could choose to attend according to Board policies unless such activity is provided by the student's charter school.

4. Florida Virtual School Full-Time Students

Florida Virtual School full-time students who meet specified academic and conduct requirements are eligible to participate in extra-curricular activities at the public school to which the student would be assigned or could choose to attend according to Board policies.

S. Instructional Materials

1. Core Courses

Each student is entitled to sufficient instructional materials in the core courses of mathematics, language arts, social studies, science, reading, and literature.

2. Curricular Objectives

The parent of each student has the right to receive effective communication from the school Principal as to the manner in which instructional materials are used to implement the school's curricular objectives.

3. Sale of Instructional Materials

Upon request of the parent of a student, the Principal will sell to the parent any instructional materials used in the school.

4. Dual Enrollment Students

Instructional materials purchased by the District or a Florida College System institution board of trustees on behalf of dual enrollment students is available to the dual enrollment students free of charge.

5. Parent Access to Instructional Materials

Parents have the ability to access their child's instructional materials and may object to the use of a specific instructional material or contest the adoption of instructional material (See Policy 2520, Selection and Adoption of Instructional Materials and Policy 2521, Instructional Materials Program).

T. Juvenile Justice Programs

Students who are in juvenile justice programs have the right to receive educational programs and services, in accordance with State law.

U. Parental Input and Meetings

1. Meetings with School District Personnel

Parents may be accompanied by another adult of their choice at a meeting with School District personnel.

2. District Educational Facilities Program

Parents and other members of the public have the right to receive proper public notice and opportunity for public comment regarding the District's educational facilities work program, in accordance with State law.

3. Parent-Teacher Associations and Organizations

Parents have the right to participate in parent-teacher associations and organizations that are sanctioned by the Board or by the Florida Department of Education.

V. Transportation

1. Transportation to School

Students are provided transportation to school in accordance with the provisions of State law. (see also Policy 8600 - Transportation)

2. Hazardous Walking Conditions

Students in grades K-6 are provided transportation if they are subjected to hazardous walking conditions, in accordance with State law.

3. Parental Consent

Each parent of a public school student must be notified in writing and give written consent before the student may be transported in a privately owned motor vehicle to a school function in accordance with State law. (see also Policy 8660 - Transporting Students by Private Vehicles)

W. Orderly, Disciplined Classrooms

Students will be in orderly, disciplined classrooms conducive to learning without the distraction caused by disobedient, disrespectful, violent, abusive, uncontrollable, or disruptive students. (see also Policy 5600 - Student Discipline)

X. Economic Security Report

Prior to registration, each middle school and high school student or the student's parent will be provided a two (2) page summary of the Department of Economic Opportunity's economic security report of employment and earning outcomes and electronic access to the report.

Y. Safe Schools

Parents of District students will be timely notified pursuant to procedures adopted by the Superintendent of threats and the following unlawful acts or significant emergencies that occur on school grounds, during school transportation, or during school-sponsored activities:

1. Weapons possession or use when there is intended harm toward another person;
2. Murder, homicide, or manslaughter;
3. Sex offenses, including rape, sexual assault or sexual misconduct with a student by school personnel;
4. Natural emergencies, including hurricanes, tornadoes, and severe storms.
5. Exposure as a result of a manmade emergency.

Parents of District students have a right to access school safety and discipline incidents as reported pursuant to F.S. 1006.07 (9).

Revised 7/22/14

Revised 2/8/22

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F.S. 39.201
F.S. 381.0056
F.S. 394.463
F.S. 1000.05
F.S. 1002.20
F.S. 1002.22
F.S. 1002.385
F.S. 1002.39
F.S. 1002.395
F.S. 1002.40
F.S. 1002.41
F.S. 1002.411
F.S. 1002.43
F.S. 1003.01(13)
F.S. 1003.02
F.S. 1003.21
F.S. 1003.22
F.S. 1003.3101
F.S. 1003.32
F.S. 1003.42
F.S. 1003.44
F.S. 1003.4505
F.S. 1003.47
F.S. 1003.52
F.S. 1003.53
F.S. 1003.55
F.S. 1003.56
F.S. 1003.57
F.S. 1003.58
F.S. 1006.062(7)

F.S. 1006.07
F.S. 1006.09
F.S. 1006.13
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F.S. 1006.40
F.S. 1007.271
F.S. 1008.22
F.S. 1008.25
F.S. 1008.386
F.S. 1012.42

Neola Template



Book: Local Policies for Update

Section: Special Update - May 2022

Title: Revised Policy - Special Update - May 2022 - STUDENT/PARENT RIGHTS

Number: po5780

5780 - **STUDENT/PARENT RIGHTS**

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Attendant to the rights guaranteed to each student, however, are certain responsibilities, which include respect for the rights of others, obedience to properly constituted school authority, and compliance with the procedures and rules of the District.

[] The Board realizes that as students differ in age and maturity, so they differ in ability to handle both the rights of citizens and the concomitant responsibilities. The exercise of each right shall be granted, therefore, with due regard for the degree of responsibility possessed by the student and the student's need for the continuing guidance and control of those responsible for his/her education. **[END OF OPTION]**

Since a student who has reached the age of majority possesses the full rights of an adult, **they/s/he** may authorize those school matters previously handled by **their/his/her** parents, but **the student/s/he** also assumes the

responsibility for ~~their~~his/her performance in school, attendance, and compliance with school rules.

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Educational Decisions

Both parents have an equal right to make decisions about the education and welfare of their student unless the school has received a certified copy of an enforceable court order that specifies that one of the parents, or someone else, has the sole right to make educational and/or general welfare decisions for the student.

If the parents cannot agree on a significant decision about the student's education or on matters affecting the health, safety, or welfare of the student, the school will take action based on what it considers to be in the best interests of the child.

Attendance

Termination of Enrollment

A student who attains the age of sixteen (16) years during the school year has the right to file a formal declaration of intent to terminate school enrollment if the declaration is signed by the parent. The parent has the right to be notified by the District of its receipt of the student's declaration of intent to terminate school

enrollment. (see also Policy 5130 - Withdrawal from School)

Married or Pregnant

Students who become or have become married or who are pregnant and parenting have the right to attend school and receive the same or equivalent educational instruction as other students. (see also Policy 5751 - Parental-Married Status of Students)

Compulsory Attendance

Parents of students who have attained the age of six (6) years by February 1st of any school year but who have not attained the age of sixteen (16) years must comply with the compulsory school attendance laws. Parents have the option to comply with the school attendance laws by attendance of the student in a public school; a parochial, religious, or denominational school; a private school; a home education program; or a private tutoring program. (see also Policy 5112 - Entrance Requirements and Policy 5200 - Attendance)

Absence for Religious Purposes

A parent of a student may request and be granted permission for absence of the student from school for religious instruction or religious holidays. (see also Policy 5223 - Absences for Religious Instruction and Policy 5225 - Absences for Religious Holidays)

Dropout Prevention and Academic Intervention Programs

The parent of a student has the right to receive written notice by certified mail prior to placement of the student in a dropout prevention and academic intervention program. The parent will be notified in writing and entitled to an administrative review of any action by school personnel relating to the student's placement.

Absence for Treatment of Autism Spectrum Disorder

A parent of a student may request and be granted permission for absence of the student from school for an appointment scheduled to receive a therapy service provided by a licensed health care practitioner or

behavior analyst certified pursuant to Florida law for the treatment of autism spectrum disorder including, but not limited to, applied behavioral analysis, speech therapy, and occupational therapy.

Health Issues

Notice of Health Care Services

At the beginning of the school year, the District will provide notice to parents of all health care services offered at their student's school and of the option to withhold consent to or decline any specific service. Before administering a student well-being questionnaire or health screening form to a student in kindergarten through grade 3, the District will provide the questionnaire or form to the parent and obtain the permission of the parent.

School-Entry Health Examinations

The parent of any student shall be exempt from the requirement of a health examination upon written request stating objections on religious grounds. (see also Policy 5112 - Entrance Requirements)

Immunizations

The parent of any student shall be exempt from the school immunization requirements upon meeting any of the specified exemptions. (see also Policy 5320 - Immunizations and Policy 5112 - Entrance Requirements)

Biological Experiments

Parents may request that their child be excused from performing surgery or dissection in biological science classes.

Reproductive Health and Disease Education

A public school student whose parent makes written request to the school Principal shall be exempted from the teaching of reproductive health or any disease, including HIV/AIDS. (see also Policy 2417 -

Comprehensive Health Education)

Contraceptive Services to Students

Students may not be referred to or offered contraceptive services at school facilities without the parent's consent.

Career Education Courses Involving Hazardous Substances

High school students must be given plano safety glasses or devices in career education courses involving the use of hazardous substances likely to cause eye injury.

Substance Abuse Reports

The parent of a student must be timely notified of any verified report of a substance abuse violation by the student.

Inhaler Use

Asthmatic students whose parent and physician provide their approval to the school Principal may carry a metered dose inhaler on their person while in school. The school Principal shall be provided a copy of the parent's and physician's approval. (see also Policy 5330.01 - Self- Administered Medication and Epinephrine Use)

Epinephrine Use and Supply

A student who has experienced or is at risk for life-threatening allergic reactions may carry an epinephrine auto-injector and self-administer epinephrine by auto-injector while in school, participating in school-sponsored activities, or in transit to or from school or school-sponsored activities if the school has been provided with written parental and physician authorization.

The School District shall be indemnified by the parent of a student who is authorized to carry an epinephrine

auto-injector for any and all liability with respect to the student's use of an epinephrine auto-injector pursuant to this policy.

The District and its employees and agents, including the physician who provides the standing protocol for school epinephrine auto-injectors, are not liable for any injury arising from the use of an epinephrine auto-injector administered by trained school personnel who follow the adopted protocol and whose professional opinion is that the student is having an anaphylactic reaction:

unless the trained school personnel's action is willful and wanton;

notwithstanding that the parents or guardians of the student to whom the epinephrine is administered have not been provided notice or have not signed a statement acknowledging that the School District is not liable; and

regardless of whether authorization has been given by the student's parents or guardians or by the student's physician, physician's assistant, or advanced registered nurse practitioner.

(see also Policy 5330.01 - Self-Administered Medication and Epinephrine Use)

Diabetes Management

The District may not assign a student who has diabetes to a particular school on the basis that the student has diabetes, that the school does not have a full-time school nurse, or that the school does not have trained diabetes personnel.

Diabetic students whose parent and physician provide their written authorization to the school Principal may carry diabetic supplies and equipment on their person and attend to the management and care of their diabetes while in school, participating in school-sponsored activities, or in transit to or from school or school-sponsored activities, to the extent authorized by the parent and physician and within the parameters set forth by State Board of Education rule. The written authorization shall identify the diabetic supplies and equipment that the student is authorized to carry and shall describe the activities the child is capable of performing without assistance, such as performing blood-glucose level checks and urine ketone testing, administering

insulin through the insulin-delivery system used by the student, and treating hypoglycemia and hyperglycemia.

The District and its employees and volunteers shall be indemnified by the parent of a student who is authorized to carry diabetic supplies or equipment for any and all liability with respect to the student's use of such supplies and equipment pursuant to this policy.

(see also Policy 5330.01 - Self-Administered Medication and Epinephrine Use)

Use of Prescribed Pancreatic Enzyme Supplements

A student who has experienced or is at risk for pancreatic insufficiency or who has been diagnosed as having cystic fibrosis may carry and self-administer a prescribed pancreatic enzyme supplement while in school, participating in school-sponsored activities, or in transit to or from school or school-sponsored activities, IF the school has been provided with written authorization from the student's parent and prescribing practitioner.

The District and its employees and volunteers shall be indemnified by the parent of a student who is authorized to use prescribed pancreatic enzyme supplements for any and all liability with respect to the student's use of the supplements under this policy.

(see also Policy 5330.01 - Self-Administered Medication and Epinephrine Use)

Involuntary Examinations of Students

Before a Principal contacts a law enforcement officer for possible removal of a student from school for involuntary examination, the Principal must verify that the school has used de-escalation strategies and initiated outreach to a mobile response team, unless the Principal reasonably believes that any delay in removing the student will increase the likelihood of harm to the student or others.

The Principal shall make a reasonable attempt to notify a parent of a student before the student is removed from school, school transportation, or a school-sponsored activity to be taken to a receiving facility for an involuntary examination pursuant to F.S. 394.463. Reasonable attempt to notify means the exercise of

reasonable diligence and care by the Principal to make contact with the student's parent, guardian, or other known emergency contact whom the student's parent or guardian has authorized to receive notification of an involuntary examination. At a minimum, the Principal must take the following actions:

Use available methods of communication to contact the student's parent, guardian, or other known emergency contact including, but not limited to, telephone calls, text messages, e-mails, and voicemail messages following the decision to initiate an involuntary examination of the student;

Document the method and number of attempts made to contact the student's parent, guardian, or other known emergency contact, and the outcome of each attempt.

The Principal who successfully notifies any other known emergency contact may share only the information necessary to alert such contact that the parent or caregiver must be contacted. All such information must be in compliance with federal and state law.

The Principal may delay the required notification for no more than twenty-four (24) hours after a student is removed if:

the Principal deems the delay to be in the student's best interest and if a report has been submitted to the central abuse hotline, pursuant to F.S. 39.201, based upon knowledge or suspicion of abuse, abandonment, or neglect (see also Policy 2410 - School Health Services); or

the Principal reasonably believes that such delay is necessary to avoid jeopardizing the health and safety of the student.

Sun-protective Measures in School

A student may possess and use a topical sunscreen product while on school property or at a school-sponsored event or activity without a physician's note or prescription if the product is regulated by the United States Food and Drug Administration for over-the-counter use to limit ultraviolet light-induced skin damage.

Face Covering and Quarantine Mandates in Response to COVID-19

Neither the Board nor any agent or employee of the Board may:

require a student to wear a face mask, a face shield, or any other facial covering that fits over the mouth or nose. However, a parent, at the parent's sole discretion, may allow ~~their~~~~his/her~~ child to wear a face mask, a face shield, or any other facial covering that fits over the mouth or nose;

This prohibition does not apply to safety equipment required as part of a course of study consistent with occupational or laboratory safety requirements. See Policy 8450.01, *Protective Facial Coverings During Pandemic/Epidemic Events*.

prohibit a student from attending school or school-sponsored activities, prohibit a student being on school property, or subject a student to restrictions or disparate treatment, based on an exposure to COVID-19, so long as the student remains asymptomatic and has not received a positive test for COVID-19.

() Naloxone Use and Supply

Schools shall purchase a supply of the opioid antagonist naloxone from a wholesale distributor as defined in F.S. 499.003 or may enter into an arrangement with a wholesale distributor or manufacturer as defined in F.S. 499.003 for naloxone at fair-market, free, or reduced prices for use in the event that a student has an opioid overdose. The naloxone must be maintained in a secure location on the school's premises.

Discipline

Suspension

A student may be suspended only as provided by policy of the District. A good faith effort must be made to immediately inform the parent by telephone of the student's suspension and the reason. Each suspension and the reason must be reported in writing within twenty-four (24) hours to the parent by United States mail. A good faith effort must be made to use parental assistance before suspension unless the situation requires immediate suspension. (see also Policy 5610 - Removal, Suspension, and Expulsion of Students)

A student with a disability may only be recommended for suspension or expulsion in accordance with State Board of Education rules.

Expulsion

Public school students and their parents have the right to written notice of a recommendation of expulsion, including the charges against the student and a statement of the right of the student to due process. (see also Policy 5610 - Removal, Suspension, and Expulsion of Students)

[NOTE: Districts that permit corporal punishment should include the following:]

() Corporal Punishment

Corporal punishment of a student may only be administered by a teacher or Principal within guidelines set by the Principal and according to District policy. Another adult must be present and must be informed in the student's presence of the reason for the punishment. Upon request, the teacher or school Principal must provide the parent with a written explanation of the reason for the punishment and the name of the other adult who was present. (see also Policy 5630 - Corporal Punishment and Use of Reasonable Force and Restraint)

The District will review its policy authorizing the use of corporal punishment as a form of discipline once every three (3) years during a regular or special Board meeting. The Board shall take public testimony at the Board meeting. If such Board meeting is not held in accordance with this subparagraph, the portion of the Board's policy authorizing corporal punishment expires. **[END OF OPTION]**

Safety

Students who have been victims of certain felony offenses by other students, as well as the siblings of the student victims, have the right to be kept separated from the student offender, both at school and during school transportation.

Educational Choice

Public School Choices

Parents may seek whatever public school options are applicable and available to students in the School District.

[OPTIONAL LISTING – choose all, some or none]

() These options may include:

controlled open enrollment

single-gender programs

lab schools

virtual instruction programs

charter schools

charter technical career centers

magnet schools

alternative schools

special programs

auditory-oral education programs

advanced placement

dual enrollment

International Baccalaureate

International General Certificate of Secondary Education (pre-AICE)

CAPE digital tools

CAPE industry certifications

early college high school programs

Advanced International Certificate of Education

early admissions

credit by examination or demonstration of competency

the New World School of the Arts

the Florida School for the Deaf and the Blind

the Florida Virtual School

Options also include the public educational choice options of the Hope Scholarship Program (see Policy 2371 - Hope Scholarships), the Opportunity Scholarship Program, ~~and~~ the McKay Scholarships for Students with Disabilities Program, [the Family Empowerment Scholarship Program](#), and [the Florida Tax Credit Scholarship Program](#). (see also Policy 2370 - Educational Options, Policy 2370.01 - Virtual Instruction, and Policy 5113 - School Choice Options Provided by the No Child Left Behind Act)

Private School Choices

Parents may seek private educational choice options under certain programs established under F.S. Chapter 1002.

Home Education

The parent may choose to place the student in a home education program, in accordance with State law. (see also Policy 9270 - Home-Education Programs)

Private Tutoring

The parent of a student may choose to place the student in a private tutoring program in accordance with State law.

Reading Scholarships

The parent of a student in ~~kindergarten~~~~grades 3~~ through grade 5 who has a substantial reading deficiency identified under F.S. 1008.25(5)(a) or scored below a Level 3 on the ~~third or fourth grade~~ Statewide, standardized English Language Arts (ELA) assessment in the prior school year may seek a reading scholarship in accordance with State law.

By September 30th of each year, the District will notify the parent of each student in ~~kindergarten~~~~grades 3~~ through grade 5 who has a substantial reading deficiency identified under F.S. 1008.25(5)(a) or scored below a Level 3 on the Statewide, standardized ELA assessment in the prior school year of the process to request and receive a reading scholarship, subject to available funds.

Request to Transfer to Different Classroom Teacher

Although parents do not have a right to choose a specific classroom teacher, parents may request that their child be transferred to a different classroom teacher. As part of the request, the parent must state with specificity the grounds supporting the request. Requests must be in writing utilizing Form 5780 F2. A completed, signed Form 5780 F2 must be provided to _____.

All requests for a student to be transferred to another classroom teacher shall be considered by the Principal or his/her designee. Within two (2) weeks of receiving a completed Form 5780 F2, the Principal ~~or his/her designee~~ shall notify the parent in writing as to whether the request is approved or denied. If denied, the Principal or his/her designee shall specify the reasons for the denial.

Request to Transfer to In-Field Classroom Teacher

A parent whose student is assigned an out-of-field teacher may request that their child be transferred to an in-field classroom teacher within the school and grade in which the student is currently enrolled. Although parents do not have a right to choose a specific classroom teacher, parents may request that their child be transferred. As part of the request, the parent must complete Form 5780 F3. A completed, signed Form 5780 F3 must be provided to _____.

All requests for a student to be transferred to another classroom teacher shall be considered by _____ . Within two (2) weeks of receiving a completed Form 5780 F3, the _____ shall notify the parent in writing as to whether the request is approved or denied.

If an in-field teacher for the student's course and grade level is employed by the school and the transfer would not violate maximum class size requirements, the request shall be approved. The student shall be transferred no later than two (2) weeks from the date Form 5780 F3 is received.

If denied, the _____ shall specify the reasons for the denial.

ACCEL Options

Parents may request student participation in Academically Challenging Curriculum to Enhance Learning (ACCEL) options, including whole grade promotion, midyear promotion or subject matter acceleration. If the parent selects one of these ACCEL options and the student meets eligibility and procedural requirements in the student progression plan, the student will have the opportunity to participate in the ACCEL option.

Nondiscrimination

All education programs, activities, and opportunities offered by the District are available without discrimination on the basis of race (including anti-Semitism [as defined in Bylaw 0100]), color, ethnicity, national origin, sex (including sexual orientation, transgender status, or gender identity), disability (including HIV, AIDS, or sickle cell trait), pregnancy, marital status, age (except as authorized by law), religion, military status, ancestry, or genetic information, which are classes protected by State and/or Federal law (collectively, protected classes). (see also Policy 2260 - Nondiscrimination and Access to Equal Educational Opportunity and Policy 2260.01 - Section 504/ADA Prohibition Against Discrimination Based on Disability)

Exceptional Students ~~with Disabilities~~

Parents may enroll their eligible child in gifted or special education. (See also Policy 2460 - Exceptional Student Education)

Notice and Due Process

Parents of students with disabilities and parents of students in residential care facilities are entitled to notice and due process. (see also Policy 2460 - Exceptional Student Education)

Graduation

Students with disabilities are provided the opportunity to meet the graduation requirements for a standard high school diploma. Certain students with disabilities may be awarded a special diploma upon high school graduation. (see also Policy 2623 - Student Assessment)

Meetings with District Personnel

Parents of students with disabilities, or eligible students with disabilities, may be accompanied by another person of their choice at any meeting with District personnel.

District personnel will not object to the attendance of such adult or discourage or attempt to discourage through any action, statement, or other means, parents or an eligible student, from inviting another person of their choice to attend any meeting. Parents, eligible students, or other individuals invited to attend such

meetings by parents or eligible students on school grounds shall sign-in at the front office of such school as a guest.

Parents, or eligible students, and District personnel shall sign a form at the meeting's conclusion which states whether or not any District personnel have prohibited, discouraged, or attempted to discourage the parents, or eligible student from inviting a person of their choice to the meeting pertaining to their child's, or their own, educational environment, placement, or discipline.

Blind Students

Students who are blind have the right to an individualized written education program and appropriate instructional materials to attain literacy.

Limited English Proficient Students

Limited English proficient students have the right to receive English for Speakers of Other Languages (ESOL) instruction designed to develop the student's mastery of listening, speaking, reading, and writing in English as rapidly as possible. The students' parents have the right of parental involvement in the ESOL program.

Students with Reading Deficiencies

Each elementary school shall regularly assess the reading ability of each K-3 student. The parent of any K-3 student who exhibits a reading deficiency shall be immediately notified of the student's deficiency with a description and explanation, in terms understandable to the parent, of the exact nature of the student's difficulty in learning and lack of achievement in reading; shall be consulted in the development of a progress monitoring plan; and shall be informed that the student will be given intensive reading instruction until the deficiency is corrected.

Pledge of Allegiance

A student will be excused from reciting the Pledge of Allegiance or the Declaration of Independence, upon written request by the student's parent, in accordance with State law. See also Policy 8800, Religious/Patriotic

Ceremonies and Observances.

Student Records

Each parent has an equal right of access, right to waive access, right to challenge and hearing and right of privacy in the education records of ~~their~~his or her student who is a minor or a dependent adult pursuant to law, unless the school has received a certified copy of an enforceable court order that provides to the contrary. (see also Policy 8330 - Student Records)

A student is not required to provide ~~their~~his/her social security number as a condition for enrollment or graduation. (see also Policy 8330 Student Records)

The school will not collect, obtain or retain information on the political affiliation, voting history, religious affiliation or biometric information of a student, parent or siblings.

Student Report Cards

Students and their parents have the right to receive student report cards on a regular basis that clearly depict and grade the student's academic performance in each class or course, the student's conduct, and the student's attendance.

Student Progress Reports

Parents shall be informed at regular intervals of the academic progress and other needed information regarding their child, including ways they can help their child to succeed in school. (see also Policy 5420 - Reporting Student Progress)

Student Accountability and School Improvement Rating Reports

Parents of public school students are entitled to an easy-to-read report card about the school's grade designation or, if applicable, school's improvement rating, and the school's accountability report, including the school financial report.

High School Athletics

Eligibility

A student is eligible in the school in which ~~they~~^{he} first enrolls each school year, the school in which the student makes himself/ herself a candidate for an athletic team by engaging in practice before enrolling, or the school to which the student has transferred with approval of the Board, in accordance with State law. (see also Policy 2431 - Interscholastic Athletics)

Medical Evaluation

Students must satisfactorily pass a medical evaluation each year before participating in athletics, unless the parent objects in writing based on religious tenets or practices, in accordance with State law. (see also Policy 2431 - Interscholastic Athletics)

Extra-Curricular Activities

Eligibility

Students who meet specified academic and conduct requirements are eligible to participate in extra-curricular activities. (see also Policy 2430 - District-Sponsored Clubs and Activities)

Home Education Students

Home education students who meet specified academic and conduct requirements are eligible to participate in extra-curricular activities at the public school to which the student would be assigned or could choose to attend according to Board policies, or may develop an agreement to participate at a private school.

Charter School Students

Charter school students who meet specified academic and conduct requirements are eligible to participate in

extra-curricular activities at the school to which the student would be assigned or could choose to attend according to Board policies unless such activity is provided by the student's charter school.

Florida Virtual School Full-Time Students

Florida Virtual School full-time students who meet specified academic and conduct requirements are eligible to participate in extra-curricular activities at the public school to which the student would be assigned or could choose to attend according to Board policies.

Instructional Materials

Core Courses

Each student is entitled to sufficient instructional materials in the core courses of mathematics, language arts, social studies, science, reading, and literature.

Curricular Objectives

The parent of each student has the right to receive effective communication from the school Principal as to the manner in which instructional materials are used to implement the school's curricular objectives.

Sale of Instructional Materials

Upon request of the parent of a student, the Principal will sell to the parent any instructional materials used in the school.

Dual Enrollment Students

Instructional materials purchased by the District or a Florida College System institution board of trustees on behalf of dual enrollment students is available to the dual enrollment students free of charge.

Parent Access to Instructional Materials

Parents have the ability to access their child's instructional materials and may object to the use of a specific instructional material or contest the adoption of instructional material (See Policy 2520, Selection and Adoption of Instructional Materials).

Juvenile Justice Programs

Students who are in juvenile justice programs have the right to receive educational programs and services, in accordance with State law.

Parental Input and Meetings

Meetings with School District Personnel

Parents may be accompanied by another adult of their choice at a meeting with School District personnel.

District Educational Facilities Program

Parents and other members of the public have the right to receive proper public notice and opportunity for public comment regarding the District's educational facilities work program, in accordance with State law.

Parent-Teacher Associations and Organizations

Parents have the right to participate in parent-teacher associations and organizations that are sanctioned by the Board or by the Florida Department of Education.

Transportation

Transportation to School

Students are provided transportation to school in accordance with the provisions of State law. (see also Policy 8600 - Transportation)

Hazardous Walking Conditions

Students in grades K-6 are provided transportation if they are subjected to hazardous walking conditions, in accordance with State law.

Parental Consent

Each parent of a public school student must be notified in writing and give written consent before the student may be transported in a privately owned motor vehicle to a school function in accordance with State law. (see also Policy 8660 - Transporting Students by Private Vehicles)

Orderly, Disciplined Classrooms

Students will be in orderly, disciplined classrooms conducive to learning without the distraction caused by disobedient, disrespectful, violent, abusive, uncontrollable, or disruptive students. (see also Policy 5600 - Student Discipline)

Economic Security Report

Prior to registration, each middle school and high school student or the student's parent will be provided a two (2) page summary of the Department of Economic Opportunity's economic security report of employment and earning outcomes and electronic access to the report.

Safe Schools

Parents of District students will be timely notified pursuant to procedures adopted by the Superintendent of threats and the following unlawful acts or significant emergencies that occur on school grounds, during school transportation, or during school-sponsored activities:

Weapons possession or use when there is intended harm toward another person;

Murder, homicide, or manslaughter;

Sex offenses, including rape, sexual assault or sexual misconduct with a student by school personnel;

Natural emergencies, including hurricanes, tornadoes, and severe storms.

Exposure as a result of a manmade emergency.

Parents of District students have a right to access school safety and discipline incidents as reported pursuant to F.S. 1006.07 (9).

Parental Notification of Arrests of Employees

Notwithstanding F.S. 1012.31(3)(a)1 and 1012.796(4), within twenty-four (24) hours after a law enforcement agency provides the Superintendent with written notification pursuant to F.S. 1012.797 that a District employee has been arrested for a felony or a misdemeanor involving the abuse of a minor child or the sale or possession of a controlled substance, the Principal shall notify parents of enrolled students who had direct contact with the employee and include, at a minimum, the name and specific charges against the employee.

F.S. 39.201

F.S. 381.0056

F.S. 394.463

F.S. 1000.05

F.S. 1002.20

F.S. 1002.22

F.S. 1002.385

F.S. 1002.39

F.S. 1002.394

F.S. 1002.395

F.S. 1002.40

F.S. 1002.41

F.S. 1002.411

F.S. 1002.43
F.S. 1003.01(13)
F.S. 1003.02
F.S. 1003.21
F.S. 1003.22
F.S. 1003.3101
F.S. 1003.32
F.S. 1003.42
F.S. 1003.44
F.S. 1003.4505
F.S. 1003.47
F.S. 1003.52
F.S. 1003.53
F.S. 1003.55
F.S. 1003.56
F.S. 1003.57
F.S. 1003.58
F.S. 1006.062(7)
F.S. 1006.07
F.S. 1006.09
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F.S. 1006.22
F.S. 1006.23
F.S. 1006.28
F.S. 1006.40
F.S. 1007.271
F.S. 1008.22
F.S. 1008.25
F.S. 1008.386

F.S. 1012.42

F.S. Chapter 1014

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Legal References

F.S. 39.201

F.S. 381.0056

F.S. 394.463

F.S. 1000.05

F.S. 1002.20

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F.S. 1002.385

F.S. 1002.39

F.S. 1002.394

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F.S. 1002.411

F.S. 1002.43

F.S. 1003.01(13)

F.S. 1003.02

F.S. 1003.21

F.S. 1003.22

F.S. 1003.3101

F.S. 1003.32

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F.S. 1008.25
F.S. 1008.386
F.S. 1012.42
F.S. Chapter 1014

Redline Draft

5780 - STUDENT RIGHTS/~~Parent~~PARENT RIGHTS Rights

A. General

1. The Board recognizes that students possess not only the right to an education but the rights of citizenship as well. Federal and State law prohibit the Board from adopting any policy or rule, or from entering into any agreement, that infringes upon or waives the rights of freedoms afforded to students by the United States Constitution.
2. In providing students the opportunity for an education to which they are entitled, the District shall attempt to offer nurture, counsel, and custodial care appropriate to their age and maturity. The District shall, at the same time, guarantee that no student is deprived of the basic right to equal treatment and equal access to the educational program, due process, a presumption of innocence, free expression and association, and the privacy of his/her own thoughts.
3. Attendant to the rights guaranteed to each student, however, are certain responsibilities, which include respect for the rights of others, obedience to properly constituted school authority, and compliance with the procedures and rules of the District.
4. The Board realizes that as students differ in age and maturity, so they differ in ability to handle both the rights of citizens and the concomitant responsibilities. The exercise of each right shall be granted, therefore, with due regard for the degree of responsibility possessed by the student and the student's need for the continuing guidance and control of those responsible for his/her education.
5. Since a student who has reached the age of majority possesses the full rights of an adult, ~~s/he~~they may authorize those school matters previously handled by ~~his/her~~their ~~parent~~Parent/legal guardians, but ~~s/he~~they also assumes the responsibility for ~~his/her~~their performance in school, attendance, and compliance with school rules.
6. All K-12 students in Florida are entitled to a uniform, safe, secure, efficient, and high-quality system of education, one that allows students the opportunity to obtain a high-quality education. ~~Parent~~Parent/legal guardians are responsible to ready their children for school; however, neither the State of Florida nor the District can be a guarantor of any individual student's success.

B. ~~Parent~~Parent/legal guardian Access at School

1. Each ~~parent~~Parent/legal guardian has the right to pick-up, visit, and meet with ~~his/her~~their student at school, without interference of or the need for consent from the other ~~parent~~Parent/legal guardian, unless the school has received a certified copy of an enforceable court order that provides to the contrary. The Principal may restrict the times, location, frequency, and length of ~~parent~~Parent/legal guardian visitations at school, based on legitimate pedagogical or scheduling reasons. The District will abide by enforceable no contact orders which have been provided to the school.

C. Educational Decisions

1. Both ~~parent~~Parent/legal guardians have an equal right to make decisions about the education and welfare of their student unless the school has received a certified copy of an enforceable court order that specifies that one of the ~~parent~~Parent/legal guardians, or someone else, has the sole right to make educational and/or general welfare decisions for the student.

2. If the ~~parent~~Parent/legal guardian cannot agree on a significant decision about the student's education or on matters affecting the health, safety, or welfare of the student, and there is not a certified copy of an enforceable court order, the school will take action based on what it considers to be in the best interests of the child.

D. Attendance

1. Termination of Enrollment

A student who attains the age of sixteen (16) years during the school year has the right to file a formal declaration of intent to terminate school enrollment if the declaration is signed by the ~~parent~~Parent/legal guardian. The ~~parent~~Parent/legal guardian has the right to be notified by the District of its receipt of the student's declaration of intent to terminate school enrollment. (see also Policy 5130 - Withdrawal from School)

2. Married or Pregnant

Students who become or have become married or who are pregnant and ~~parent~~Parent/legal guardiansing have the right to attend school and receive the same or equivalent educational instruction as other students. (see also Policy 5751 - ~~Parent~~Parental-Married Status of Students)

3. Compulsory Attendance

~~Parent~~Parent/legal guardians of students who have attained the age of six (6) years by February 1st of any school year but who have not attained the age of sixteen (16) years must comply with the compulsory school attendance laws. ~~Parent~~Parent/legal guardians have the option to comply with the school attendance laws by attendance of the student in a public school; a parochial, religious, or denominational school; a private school; a home education program; or a private tutoring program. (see also Policy 5112 - Entrance Requirements and Policy 5200 - Attendance)

4. Absence for Religious Purposes

A ~~parent~~Parent/legal guardian of a student may request and be granted permission for absence of the student from school for religious instruction or religious holidays. (see also Policy 5223 - Absences for Religious Instruction and Policy 5225 - Absences for Religious Holidays)

5. Dropout Prevention and Academic Intervention Programs

The ~~parent~~Parent/legal guardian of a student has the right to receive written notice by certified mail prior to placement of the student in a dropout prevention and academic intervention program. The ~~parent~~Parent/legal guardian will be notified in writing and entitled to an administrative review of any action by school personnel relating to the student's placement.

6. Absence for Treatment of Autism Spectrum Disorder

A ~~parent~~Parent/legal guardian of a student may request and be granted permission for absence of the student from school for an appointment scheduled to receive a therapy service provided by a licensed health care practitioner or behavior analyst certified pursuant to Florida law for the treatment of autism spectrum disorder including, but not limited to, applied behavioral analysis, speech therapy, and occupational therapy.

E. Health Issues

1. Notice of Health Care Services

At the beginning of the school year, the District will provide notice to Parent/legal guardians of all health care services offered at their student's school and of the option to withhold consent to or decline any specific service. Before administering a student well-being questionnaire or health screening form to a student in kindergarten through grade 3, the District will provide the questionnaire or form to the Parent/legal guardian and obtain the permission of the Parent/legal guardian.

4.2. School-Entry Health Examinations

The ~~parent~~Parent/legal guardian shall decide if the student should be exempt from the requirement of a health examination upon written request stating objections on religious grounds. (see also Policy 5112 - Entrance Requirements)

2.3. Immunizations

The ~~parent~~Parent/legal guardian shall decide if the student should be exempt from the school immunization requirements upon meeting any of the specified exemptions. (see also Policy 5320 - Immunizations and Policy 5112 - Entrance Requirements)

3.4. Biological Experiments

~~Parent~~Parent/legal guardians may request that their child be excused from performing surgery or dissection in biological science classes.

4.5. Reproductive Health and Disease Education

A public school student whose ~~parent~~Parent/legal guardian makes written request to the school Principal shall be exempted from the teaching of reproductive health or any disease, including HIV/AIDS. (see also Policy 2417 - Comprehensive Health Education)

5.6. Contraceptive Services to Students

Students may not be referred to or offered contraceptive services at school facilities without the ~~parent~~Parent/legal guardian's consent.

6.7. Career Education Courses Involving Hazardous Substances

High school students must be given plano safety glasses or devices in career education courses involving the use of hazardous substances likely to cause eye injury.

7.8. Substance Abuse Reports

The ~~parent~~Parent/legal guardian of a student must be timely notified of any verified report of a substance abuse violation by the student.

8.9. Inhaler Use

Asthmatic students whose ~~parent~~Parent/legal guardian and physician provide their approval to the school Principal may carry a metered dose inhaler on their person while in school. The school Principal shall be provided a copy of the ~~parent~~Parent/legal guardian's and physician's approval. (see also Policy 5330.01 - Self- Administered Medication and Epinephrine Use)

9-10. Epinephrine Use and Supply

A student who has experienced or is at risk for life-threatening allergic reactions may carry an epinephrine auto-injector and self-administer epinephrine by auto-injector while in school, participating in school-sponsored activities, or in transit to or from school or school-sponsored activities if the school has been provided with written ~~parent~~Parent/legal guardianal and physician authorization.

The School District shall be indemnified by the ~~parent~~Parent/legal guardian of a student who is authorized to carry an epinephrine auto-injector for any and all liability with respect to the student's use of an epinephrine auto-injector pursuant to this policy.

The District and its employees and agents, including the physician who provides the standing protocol for school epinephrine auto-injectors, are not liable for any injury arising from the use of an epinephrine auto-injector administered by trained school personnel who follow the adopted protocol and whose professional opinion is that the student is having an anaphylactic reaction:

~~a)~~a. unless the trained school personnel's action is willful and wanton;

~~b)~~b. notwithstanding that the ~~parent~~Parent/legal guardians or guardians of the student to whom the epinephrine is administered have not been provided notice or have not signed a statement acknowledging that the School District is not liable; and

~~c)~~c. regardless of whether authorization has been given by the student's ~~parent~~Parent/legal guardians or guardians or by the student's physician, physician's assistant, or advanced registered nurse practitioner.

(see also Policy 5330.01 - Self-Administered Medication and Epinephrine Use)

40. Diabetes Management

11.

~~i.~~i.a. The District may not assign a student who has diabetes to a particular school on the basis that the student has diabetes, that the school does not have a full-time school nurse, or that the school does not have trained diabetes personnel.

~~ii.~~ii.b. Diabetic students whose ~~parent~~Parent/legal guardian and physician provide their written authorization to the school Principal may carry diabetic supplies and equipment on their person and attend to the management and care of their diabetes while in school, participating in school-sponsored activities, or in transit to or from school or school-sponsored activities, to the extent authorized by the ~~parent~~Parent/legal guardian and physician and within the parameters set forth by State Board of Education rule. The written authorization shall identify the diabetic supplies and equipment that the student is authorized to carry and shall describe the activities the child is capable of performing without assistance, such as performing blood-glucose level checks and urine ketone testing, administering insulin through the insulin-delivery system used by the student, and treating hypoglycemia and hyperglycemia.

~~iii.~~iii.c. -The District and its employees and volunteers shall be indemnified by the ~~parent~~Parent/legal guardian of a student who is authorized to carry diabetic supplies or equipment for any and all liability with respect to the student's use of such supplies and equipment pursuant to this policy.

(see also Policy 5330.01 - Self-Administered Medication and Epinephrine Use)

12. Use of Prescribed Pancreatic Enzyme Supplements

~~11.~~

a.

~~—a)~~—A student who has experienced or is at risk for pancreatic insufficiency or who has been diagnosed as having cystic fibrosis may carry and self-administer a prescribed pancreatic enzyme supplement while in school, participating in school-sponsored activities, or in transit to or from school or school-sponsored activities, IF the school has been provided with written authorization from the student's ~~parent~~Parent/legal guardian and prescribing practitioner.

~~a.~~—

~~—b)~~—The District and its employees and volunteers shall be indemnified by the ~~parent~~Parent/legal guardian of a student who is authorized to use prescribed pancreatic enzyme supplements for any and all liability with respect to the student's use of the supplements under this policy.

(see also Policy 5330.01 - Self-Administered Medication and Epinephrine Use)

-

13. Involuntary Examinations of Students

a.

~~—a)~~—Before a Principal contacts a law enforcement officer for possible removal of a student from school for involuntary examination, the Principal must verify that the school has used de-escalation strategies and initiated outreach to a mobile response team, unless the Principal reasonably believes that any delay in removing the student will increase the likelihood of harm to the student or others.

~~12.b.~~_____

~~—b)~~—The Principal shall make a reasonable attempt to notify a ~~parent~~Parent/legal guardian of a student before the student is removed from school, school transportation, or a school-sponsored activity to be taken to a receiving facility for an involuntary examination pursuant to F.S. 394.463. Reasonable attempt to notify means the exercise of reasonable diligence and care by the Principal to make contact with the student's ~~parent~~Parent/legal guardian, guardian, or other known emergency contact whom the student's ~~parent~~Parent/legal guardian or guardian has authorized to receive notification of an involuntary examination. At a minimum, the Principal must take the following actions:

- i. Use available methods of communication to contact the student's ~~parent~~Parent/legal guardian, guardian, or other known emergency contact including, but not limited to, telephone calls, text messages, e-mails, and voicemail messages following the decision to initiate an involuntary examination of the student;
- ii. Document the method and number of attempts made to contact the student's ~~parent~~Parent/legal guardian, guardian, or other known emergency contact, and the outcome of each attempt.

~~e)c.~~ The Principal who successfully notifies any other known emergency contact may share only the information necessary to alert such contact that the ~~parent~~Parent/legal guardian

or caregiver must be contacted. All such information must be in compliance with federal and state law.

~~d.~~ d. The Principal may delay the required notification for no more than twenty-four (24) hours after a student is removed if:

- i. the Principal deems the delay to be in the student's best interest and if a report has been submitted to the central abuse hotline, pursuant to F.S. 39.201, based upon knowledge or suspicion of abuse, abandonment, or neglect (see also Policy 2410 - School Health Services); or
- ii. the Principal reasonably believes that such delay is necessary to avoid jeopardizing the health and safety of the student.

13-14. Sun-protective Measures in School

A student may possess and use a topical sunscreen product while on school property or at a school-sponsored event or activity without a physician's note or prescription if the product is regulated by the United States Food and Drug Administration for over-the-counter use to limit ultraviolet light-induced skin damage.

F. Discipline

1. Suspension

A student may be suspended only as provided by policy of the District. A good faith effort must be made to immediately inform the ~~parent~~Parent/legal guardian by telephone of the student's suspension and the reason. Each suspension and the reason must be reported in writing within twenty-four (24) hours to the ~~parent~~Parent/legal guardian by United States mail. A good faith effort must be made to use ~~parent~~Parent/legal guardian assistance before suspension unless the situation requires immediate suspension. (see also Policy 5610 - Removal, Suspension, and Expulsion of Students)

A student with a disability may only be recommended for suspension or expulsion in accordance with State Board of Education rules.

2. Expulsion

Public school students and their ~~parent~~Parent/legal guardians have the right to written notice of a recommendation of expulsion, including the charges against the student and a statement of the right of the student to due process. (see also Policy 5610 - Removal, Suspension, and Expulsion of Students)

G. Safety

1. Students who have been victims of certain felony offenses by other students, as well as the siblings of the student victims, have the right to be kept separated from the student offender, both at school and during school transportation.

H. Educational Choice

1. Public School Choices

~~Parent~~Parent/legal guardians may seek whatever public school options are applicable and available to students in the School District.

These options may include:

- a. controlled open enrollment
- b. virtual instruction programs through Brevard Virtual School
- c. charter schools
- d. magnet schools
- e. alternative schools
- f. special programs
- g. auditory-oral education programs
- h. advanced placement
- i. dual enrollment
- j. International Baccalaureate
- k. International General Certificate of Secondary Education (pre-AICE)
- l. CAPE digital tools
- m. CAPE industry certifications
- n. collegiate high school programs
- o. Advanced International Certificate of Education
- p. early admissions
- q. credit by examination or demonstration of competency
- r. the Florida School for the Deaf and the Blind
- s. the Florida Virtual School

Options also include the public educational choice options of the Hope Scholarship Program (see Policy 2371 - Hope Scholarships), the Opportunity Scholarship Program, ~~and~~ the McKay Scholarships for Students with Disabilities Program, the Family Empowerment Scholarship Program, and the Florida Tax Credit Scholarship Program. (see also Policy 2370 - Educational Options,

2. Private School Choices

~~Parent~~Parent/legal guardians may seek private educational choice options under certain programs established under F.S. Chapter 1002.

3. Home Education

The ~~parent~~Parent/legal guardian may choose to place the student in a home education program, in accordance with State law. (see also Policy 9270 - Home-Education Programs)

4. Private Tutoring

The ~~parent~~Parent/legal guardian of a student may choose to place the student in a private tutoring program in accordance with State law.

~~5.~~ Reading Scholarships

The ~~parent~~Parent/legal guardian of a student in ~~grades 3~~kindergarten through 5 who ~~scored below a Level 3 on the third~~has a substantial reading deficiency identified under F.S.1008.25(5)(a) or scored below a Level 3 ~~or fourth grade on the~~ Statewide, standardized English Language Arts (ELA) assessment in the prior school year may seek a reading scholarship in accordance with State law.

By September 30th of each year, the District will notify the ~~parent~~Parent/legal guardian of each student in ~~grades 3~~kindergarten through 5 who ~~scored below a Level 3~~has a substantial reading deficiency identified under F.S. 1008.25(5)(a) or scored below a level 3 on the Statewide, standardized ELA assessment in the prior school year of the process to request and receive a reading scholarship, subject to available funds.

~~6.5.f~~

I. ACCEL Options

~~Parent~~Parent/legal guardians may request student participation in Academically Challenging Curriculum to Enhance Learning (ACCEL) options, including whole grade promotion, midyear promotion or subject matter acceleration. If the ~~parent~~Parent/legal guardian selects one of these ACCEL options and the student meets eligibility and procedural requirements in the student progression plan, the student will have the opportunity to participate in the ACCEL option.

J. Nondiscrimination

All education programs, activities, and opportunities offered by the District are available without discrimination on the basis of race (including anti-Semitism [as defined in Bylaw 0100]), color, ethnicity, national origin, sex (including sexual orientation, transgender status, or gender identity consistent with Policy 5517), disability (including HIV, AIDS, or sickle cell trait), pregnancy, marital status, age (except as authorized by law), religion, military status, ancestry, or genetic information, which are classes protected by State and/or Federal law (collectively, protected classes). (see also Policy 2260 - Nondiscrimination and Access to Equal Educational Opportunity and Policy 2260.01 - Section 504/ADA Prohibition Against Discrimination Based on Disability)

K. ~~Students with Disabilities~~Exceptional Students

1. Notice and Due Process

~~Parent~~Parent/legal guardians of students with disabilities and ~~parent~~Parent/legal guardians of students in residential care facilities are entitled to notice and due process. (see also Policy 2460 - Exceptional Student Education)

2. Graduation

Students with disabilities are provided the opportunity to meet the graduation requirements for a standard high school diploma. Certain students with disabilities may be awarded a special diploma upon high school graduation. (see also Policy 2623 - Student Assessment)

3. Meetings with District Personnel

~~Parent~~Parent/legal guardians of students with disabilities, or eligible students with disabilities, may be accompanied by another person of their choice at any meeting with District personnel.

District personnel will not object to the attendance of such adult or discourage or attempt to discourage through any action, statement, or other means, ~~parent~~Parent/legal guardians or an eligible student, from inviting another person of their choice to attend any meeting. ~~Parent~~Parent/legal guardians, eligible students, or other individuals invited to attend such meetings by ~~parent~~Parent/legal guardians or eligible students on school grounds shall sign-in at the front office of such school as a guest.

~~Parent~~Parent/legal guardians, or eligible students, and District personnel shall sign Form 5780 F1 at the meeting's conclusion which states whether or not any District personnel have prohibited, discouraged, or attempted to discourage the ~~parent~~Parent/legal guardians, or eligible student from inviting a person of their choice to the meeting pertaining to their child's, or their own, educational environment, placement, or discipline.

a) Blind Students

Students who are blind have the right to an individualized written education program and appropriate instructional materials to attain literacy.

b) Limited English Proficient Students

Limited English proficient students have the right to receive English for Speakers of Other Languages (ESOL) instruction designed to develop the student's mastery of listening, speaking, reading, and writing in English as rapidly as possible. The students' ~~parent~~Parent/legal guardians have the right of ~~parent~~Parent/legal guardianal involvement in the ESOL program.

c) Students with Reading Deficiencies

Each elementary school shall regularly assess the reading ability of each K-3 student. The ~~parent~~Parent/legal guardian of any K-3 student who exhibits a reading deficiency shall be immediately notified of the student's deficiency with a description and explanation, in terms understandable to the ~~parent~~Parent/legal guardian, of the exact nature of the student's difficulty in learning and lack of achievement in reading; shall be consulted in the development of a progress monitoring plan; and shall be informed that the student will be given intensive reading instruction until the deficiency is corrected.

L. Pledge of Allegiance

A student will be excused from reciting the Pledge of Allegiance or the Declaration of Independence, upon written request by the student's ~~parent~~Parent/legal guardian, in accordance with State law. See also Policy 8800, Religious/Patriotic Ceremonies and Observances.

M. Student Records

1. Each ~~parent~~Parent/legal guardian has an equal right of access, right to waive access, right to challenge and hearing and right of privacy in the education records of ~~his or her~~their student who is a minor or a dependent adult pursuant to law, unless the school has received a certified copy of an enforceable court order that provides to the contrary. (see also Policy 8330 - Student Records)
2. A student is not required to provide ~~his/her~~their social security number as a condition for enrollment or graduation. (see also Policy 8330 Student Records)
3. The school will not collect, obtain or retain information on the political affiliation, voting history, religious affiliation or biometric information of a student, ~~parent~~Parent/legal guardian or siblings.

N. Student Report Cards

Students and their ~~parent~~Parent/legal guardians have the right to receive student report cards on a regular basis that clearly depict and grade the student's academic performance in each class or course, the student's conduct, and the student's attendance.

O. Student Progress Reports

~~Parent~~Parent/legal guardians shall be informed at regular intervals of the academic progress and other needed information regarding their child, including ways they can help their child to succeed in school. (see also Policy 5420 - Reporting Student Progress)

P. Student Accountability and School Improvement Rating Reports

~~Parent~~Parent/legal guardians of public school students are entitled to an easy-to-read report card about the school's grade designation or, if applicable, school's improvement rating, and the school's accountability report, including the school financial report.

Q. High School Athletics

1. Eligibility

A student is eligible in the school in which ~~s/he~~they first enrolls each school year, the school in which the student makes himself/ herself a candidate for an athletic team by engaging in practice before enrolling, or the school to which the student has transferred with approval of the Board, in accordance with State law. (see also Policy 2431 - Interscholastic Athletics)

2. Medical Evaluation

Students must satisfactorily pass a medical evaluation each year before participating in athletics, unless the ~~parent~~Parent/legal guardian objects in writing based on religious tenets or practices, in accordance with State law. (see also Policy 2431 - Interscholastic Athletics)

R. Extra-Curricular Activities

~~R.~~

1. Eligibility

Students who meet specified academic and conduct requirements are eligible to participate in extra-curricular activities. (see also Policy 2430 - District-Sponsored Clubs and Activities)

2. Home Education Students

Home education students who meet specified academic and conduct requirements are eligible to participate in extra-curricular activities at the public school to which the student would be assigned or could choose to attend according to Board policies, or may develop an agreement to participate at a private school.

3. Charter School Students

Charter school students who meet specified academic and conduct requirements are eligible to participate in extra-curricular activities at the school to which the student would be assigned or could choose to attend according to Board policies unless such activity is provided by the student's charter school.

4. Florida Virtual School Full-Time Students

Florida Virtual School full-time students who meet specified academic and conduct requirements are eligible to participate in extra-curricular activities at the public school to which the student would be assigned or could choose to attend according to Board policies.

S. Instructional Materials

~~S.~~

1. Core Courses

Each student is entitled to sufficient instructional materials in the core courses of mathematics, language arts, social studies, science, reading, and literature.

2. Curricular Objectives

The ~~parent~~Parent/legal guardian of each student has the right to receive effective communication from the school Principal as to the manner in which instructional materials are used to implement the school's curricular objectives.

3. Sale of Instructional Materials

Upon request of the ~~parent~~Parent/legal guardian of a student, the Principal will sell to the ~~parent~~Parent/legal guardian any instructional materials used in the school.

4. Dual Enrollment Students

Instructional materials purchased by the District or a Florida College System institution board of trustees on behalf of dual enrollment students is available to the dual enrollment students free of charge.

5. ~~Parent~~Parent/legal guardian Access to Instructional Materials

~~Parent~~Parent/legal guardians have the ability to access their child's instructional materials

and may object to the use of a specific instructional material or contest the adoption of instructional material (See Policy 2520, Selection and Adoption of Instructional Materials and Policy 2521, Instructional Materials Program).

T. Juvenile Justice Programs

Students who are in juvenile justice programs have the right to receive educational programs and services, in accordance with State law.

U. ~~Parent~~Parent/legal guardian Input and Meetings

~~U.~~

1. Meetings with School District Personnel

~~Parent~~Parent/legal guardians may be accompanied by another adult of their choice at a meeting with School District personnel.

2. District Educational Facilities Program

~~Parent~~Parent/legal guardians and other members of the public have the right to receive proper public notice and opportunity for public comment regarding the District's educational facilities work program, in accordance with State law.

3. ~~Parent~~Parent/legal guardian-Teacher Associations and Organizations

~~Parent~~Parent/legal guardians have the right to participate in ~~parent~~Parent/legal guardian-teacher associations and organizations that are sanctioned by the Board or by the Florida Department of Education.

V. Transportation

1. Transportation to School

Students are provided transportation to school in accordance with the provisions of State law. (see also Policy 8600 - Transportation)

2. Hazardous Walking Conditions

Students in grades K-6 are provided transportation if they are subjected to hazardous walking conditions, in accordance with State law.

3. ~~Parent~~Parent/legal guardianal Consent

Each ~~parent~~Parent/legal guardian of a public school student must be notified in writing and give written consent before the student may be transported in a privately owned motor vehicle to a school function in accordance with State law. (see also Policy 8660 - Transporting Students by Private Vehicles)

W. Orderly, Disciplined Classrooms

Students will be in orderly, disciplined classrooms conducive to learning without the distraction caused by disobedient, disrespectful, violent, abusive, uncontrollable, or disruptive students. (see also Policy 5600 - Student Discipline)

X. Economic Security Report

Prior to registration, each middle school and high school student or the student's ~~parent~~Parent/legal guardian will be provided a two (2) page summary of the Department of Economic Opportunity's economic security report of employment and earning outcomes and electronic access to the report.

Y. Safe Schools

~~Parent~~Parent/legal guardians of District students will be timely notified pursuant to procedures adopted by the Superintendent of threats and the following unlawful acts or significant emergencies that occur on school grounds, during school transportation, or during school-sponsored activities:

1. Weapons possession or use when there is intended harm toward another person;
2. Murder, homicide, or manslaughter;
3. Sex offenses, including rape, sexual assault or sexual misconduct with a student by school personnel;
4. Natural emergencies, including hurricanes, tornadoes, and severe storms.
5. Exposure as a result of a manmade emergency.

~~Z.~~ ~~Parent~~Parent/legal guardians of District students have a right to access school safety and discipline incidents as reported pursuant to F.S. 1006.07 (9).

Z. Parental Notification of Arrests of Employees

Notwithstanding F.S. 1012.31(3)(a)1 and 1012.796(4), within twenty-four (24) hours after a law enforcement agency provides the Superintendent with written notification pursuant to F.S. 1012.797 that a District employee has been arrested for a felony or a misdemeanor involving the abuse of a minor child or the sale or possession of a controlled substance, the Principal shall notify parents of enrolled students who had direct contact with the employee and include, at a minimum, the name and specific charges against the employee.

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Revised 2/8/22

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F.S. 39.201
F.S. 381.0056
F.S. 394.463
F.S. 1000.05
F.S. 1002.20
F.S. 1002.22
F.S. 1002.385
F.S. 1002.39
F.S. 1002.395
F.S. 1002.40
F.S. 1002.41
F.S. 1002.411
F.S. 1002.43
F.S. 1003.01(13)
F.S. 1003.02
F.S. 1003.21
F.S. 1003.22
F.S. 1003.3101

F.S. 1003.32
F.S. 1003.42
F.S. 1003.44
F.S. 1003.4505
F.S. 1003.47
F.S. 1003.52
F.S. 1003.53
F.S. 1003.55
F.S. 1003.56
F.S. 1003.57
F.S. 1003.58
F.S. 1006.062(7)
F.S. 1006.07
F.S. 1006.09
F.S. 1006.13
F.S. 1006.15
F.S. 1006.20
F.S. 1006.21
F.S. 1006.22
F.S. 1006.23
F.S. 1006.28
F.S. 1006.40
F.S. 1007.271
F.S. 1008.22
F.S. 1008.25
F.S. 1008.386
F.S. 1012.42

Clean Version

5780 - STUDENT RIGHTS/PAREN RIGHTS

A. General

1. The Board recognizes that students possess not only the right to an education but the rights of citizenship as well. Federal and State law prohibit the Board from adopting any policy or rule, or from entering into any agreement, that infringes upon or waives the rights of freedoms afforded to students by the United States Constitution.
2. In providing students the opportunity for an education to which they are entitled, the District shall attempt to offer nurture, counsel, and custodial care appropriate to their age and maturity. The District shall, at the same time, guarantee that no student is deprived of the basic right to equal treatment and equal access to the educational program, due process, a presumption of innocence, free expression and association, and the privacy of his/her own thoughts.
3. Attendant to the rights guaranteed to each student, however, are certain responsibilities, which include respect for the rights of others, obedience to properly constituted school authority, and compliance with the procedures and rules of the District.
4. The Board realizes that as students differ in age and maturity, so they differ in ability to handle both the rights of citizens and the concomitant responsibilities. The exercise of each right shall be granted, therefore, with due regard for the degree of responsibility possessed by the student and the student's need for the continuing guidance and control of those responsible for his/her education.
5. Since a student who has reached the age of majority possesses the full rights of an adult, they may authorize those school matters previously handled by their Parent/legal guardians, but they also assumes the responsibility for their performance in school, attendance, and compliance with school rules.
6. All K-12 students in Florida are entitled to a uniform, safe, secure, efficient, and high-quality system of education, one that allows students the opportunity to obtain a high-quality education. Parent/legal guardians are responsible to ready their children for school; however, neither the State of Florida nor the District can be a guarantor of any individual student's success.

B. Parent/legal guardian Access at School

1. Each Parent/legal guardian has the right to pick-up, visit, and meet with their student at school, without interference of or the need for consent from the other Parent/legal guardian, unless the school has received a certified copy of an enforceable court order that provides to the contrary. The Principal may restrict the times, location, frequency, and length of Parent/legal guardian visitations at school, based on legitimate pedagogical or scheduling reasons. The District will abide by enforceable no contact orders which have been provided to the school.

C. Educational Decisions

1. Both Parent/legal guardians have an equal right to make decisions about the education and welfare of their student unless the school has received a certified copy of an enforceable court order that specifies that one of the Parent/legal guardians, or someone else, has the sole right to make educational and/or general welfare decisions for the student.

2. If the Parent/legal guardians cannot agree on a significant decision about the student's education or on matters affecting the health, safety, or welfare of the student, **and there is not a certified copy of an enforceable court order**, the school will take action based on what it considers to be in the best interests of the child.

D. Attendance

1. Termination of Enrollment

A student who attains the age of sixteen (16) years during the school year has the right to file a formal declaration of intent to terminate school enrollment if the declaration is signed by the Parent/legal guardian. The Parent/legal guardian has the right to be notified by the District of its receipt of the student's declaration of intent to terminate school enrollment. (see also Policy 5130 - Withdrawal from School)

2. Married or Pregnant

Students who become or have become married or who are pregnant and Parent/legal guardians have the right to attend school and receive the same or equivalent educational instruction as other students. (see also Policy 5751 - Parental-Married Status of Students)

3. Compulsory Attendance

Parent/legal guardians of students who have attained the age of six (6) years by February 1st of any school year but who have not attained the age of sixteen (16) years must comply with the compulsory school attendance laws. Parent/legal guardians have the option to comply with the school attendance laws by attendance of the student in a public school; a parochial, religious, or denominational school; a private school; a home education program; or a private tutoring program. (see also Policy 5112 - Entrance Requirements and Policy 5200 - Attendance)

4. Absence for Religious Purposes

A Parent/legal guardian of a student may request and be granted permission for absence of the student from school for religious instruction or religious holidays. (see also Policy 5223 - Absences for Religious Instruction and Policy 5225 - Absences for Religious Holidays)

5. Dropout Prevention and Academic Intervention Programs

The Parent/legal guardian of a student has the right to receive written notice by certified mail prior to placement of the student in a dropout prevention and academic intervention program. The Parent/legal guardian will be notified in writing and entitled to an administrative review of any action by school personnel relating to the student's placement.

6. Absence for Treatment of Autism Spectrum Disorder

A Parent/legal guardian of a student may request and be granted permission for absence of the student from school for an appointment scheduled to receive a therapy service provided by a licensed health care practitioner or behavior analyst certified pursuant to Florida law for the treatment of autism spectrum disorder including, but not limited to, applied behavioral analysis, speech therapy, and occupational therapy.

E. Health Issues

1. Notice of Health Care Services

At the beginning of the school year, the District will provide notice to Parent/legal guardians of all health care services offered at their student's school and of the option to withhold consent to or decline any specific service. Before administering a student well-being questionnaire or health screening form to a student in kindergarten through grade 3, the District will provide the questionnaire or form to the Parent/legal guardian and obtain the permission of the Parent/legal guardian.

2. School-Entry Health Examinations

The Parent/legal guardian shall decide if the student should be exempt from the requirement of a health examination upon written request stating objections on religious grounds. (see also Policy 5112 - Entrance Requirements)

3. Immunizations

The Parent/legal guardian shall decide if the student should be exempt from the school immunization requirements upon meeting any of the specified exemptions. (see also Policy 5320 - Immunizations and Policy 5112 - Entrance Requirements)

4. Biological Experiments

Parent/legal guardians may request that their child be excused from performing surgery or dissection in biological science classes.

5. Reproductive Health and Disease Education

A public school student whose Parent/legal guardian makes written request to the school Principal shall be exempted from the teaching of reproductive health or any disease, including HIV/AIDS. (see also Policy 2417 - Comprehensive Health Education)

6. Contraceptive Services to Students

Students may not be referred to or offered contraceptive services at school facilities without the Parent/legal guardian's consent.

7. Career Education Courses Involving Hazardous Substances

High school students must be given plano safety glasses or devices in career education courses involving the use of hazardous substances likely to cause eye injury.

8. Substance Abuse Reports

The Parent/legal guardian of a student must be timely notified of any verified report of a substance abuse violation by the student.

9. Inhaler Use

Asthmatic students whose Parent/legal guardian and physician provide their approval to the school Principal may carry a metered dose inhaler on their person while in school. The school Principal shall be provided a copy of the Parent/legal guardian's and physician's approval. (see also Policy 5330.01 - Self- Administered Medication and Epinephrine Use)

10. Epinephrine Use and Supply

A student who has experienced or is at risk for life-threatening allergic reactions may carry an epinephrine auto-injector and self-administer epinephrine by auto-injector while in school,

participating in school-sponsored activities, or in transit to or from school or school-sponsored activities if the school has been provided with written Parent/legal guardian and physician authorization.

The School District shall be indemnified by the Parent/legal guardian of a student who is authorized to carry an epinephrine auto-injector for any and all liability with respect to the student's use of an epinephrine auto-injector pursuant to this policy.

The District and its employees and agents, including the physician who provides the standing protocol for school epinephrine auto-injectors, are not liable for any injury arising from the use of an epinephrine auto-injector administered by trained school personnel who follow the adopted protocol and whose professional opinion is that the student is having an anaphylactic reaction:

- a. unless the trained school personnel's action is willful and wanton;
- b. notwithstanding that the Parent/legal guardians or guardians of the student to whom the epinephrine is administered have not been provided notice or have not signed a statement acknowledging that the School District is not liable; and
- c. regardless of whether authorization has been given by the student's Parent/legal guardians or guardians or by the student's physician, physician's assistant, or advanced registered nurse practitioner.

(see also Policy 5330.01 - Self-Administered Medication and Epinephrine Use)

11. Diabetes Management

- a. The District may not assign a student who has diabetes to a particular school on the basis that the student has diabetes, that the school does not have a full-time school nurse, or that the school does not have trained diabetes personnel.
- b. Diabetic students whose Parent/legal guardian and physician provide their written authorization to the school Principal may carry diabetic supplies and equipment on their person and attend to the management and care of their diabetes while in school, participating in school-sponsored activities, or in transit to or from school or school-sponsored activities, to the extent authorized by the Parent/legal guardian and physician and within the parameters set forth by State Board of Education rule. The written authorization shall identify the diabetic supplies and equipment that the student is authorized to carry and shall describe the activities the child is capable of performing without assistance, such as performing blood-glucose level checks and urine ketone testing, administering insulin through the insulin-delivery system used by the student, and treating hypoglycemia and hyperglycemia.
- c. The District and its employees and volunteers shall be indemnified by the Parent/legal guardian of a student who is authorized to carry diabetic supplies or equipment for any and all liability with respect to the student's use of such supplies and equipment pursuant to this policy.

(see also Policy 5330.01 - Self-Administered Medication and Epinephrine Use)

12. Use of Prescribed Pancreatic Enzyme Supplements

- a. A student who has experienced or is at risk for pancreatic insufficiency or who has been diagnosed as having cystic fibrosis may carry and self-administer a prescribed pancreatic enzyme supplement while in school, participating in school-sponsored activities, or in transit to or from school or school-sponsored activities, IF the school has been provided with written authorization from the student's Parent/legal guardian and prescribing practitioner.

The District and its employees and volunteers shall be indemnified by the Parent/legal guardian of a student who is authorized to use prescribed pancreatic enzyme supplements for any and all liability with respect to the student's use of the supplements under this policy. (see also Policy 5330.01 - Self-Administered Medication and Epinephrine Use)

13. Involuntary Examinations of Students

- a. Before a Principal contacts a law enforcement officer for possible removal of a student from school for involuntary examination, the Principal must verify that the school has used de-escalation strategies and initiated outreach to a mobile response team, unless the Principal reasonably believes that any delay in removing the student will increase the likelihood of harm to the student or others.
- b. The Principal shall make a reasonable attempt to notify a Parent/legal guardian of a student before the student is removed from school, school transportation, or a school-sponsored activity to be taken to a receiving facility for an involuntary examination pursuant to F.S. 394.463. Reasonable attempt to notify means the exercise of reasonable diligence and care by the Principal to make contact with the student's Parent/legal guardian, guardian, or other known emergency contact whom the student's Parent/legal guardian or guardian has authorized to receive notification of an involuntary examination. At a minimum, the Principal must take the following actions:
 - i. Use available methods of communication to contact the student's Parent/legal guardian, guardian, or other known emergency contact including, but not limited to, telephone calls, text messages, e-mails, and voicemail messages following the decision to initiate an involuntary examination of the student;
 - ii. Document the method and number of attempts made to contact the student's Parent/legal guardian, guardian, or other known emergency contact, and the outcome of each attempt.
- c. The Principal who successfully notifies any other known emergency contact may share only the information necessary to alert such contact that the Parent/legal guardian or caregiver must be contacted. All such information must be in compliance with federal and state law.
- d. The Principal may delay the required notification for no more than twenty-four (24) hours after a student is removed if:
 - i. the Principal deems the delay to be in the student's best interest and if a report has been submitted to the central abuse hotline, pursuant to F.S. 39.201, based upon knowledge or suspicion of abuse, abandonment, or neglect (see also Policy 2410 - School Health Services); or
 - ii. the Principal reasonably believes that such delay is necessary to avoid jeopardizing the health and safety of the student.

14. Sun-protective Measures in School

A student may possess and use a topical sunscreen product while on school property or at a school-sponsored event or activity without a physician's note or prescription if the product is regulated by the United States Food and Drug Administration for over-the-counter use to limit ultraviolet light-induced skin damage.

F. Discipline

1. Suspension

A student may be suspended only as provided by policy of the District. A good faith effort must be made to immediately inform the Parent/legal guardian by telephone of the student's suspension and the reason. Each suspension and the reason must be reported in writing within twenty-four (24) hours to the Parent/legal guardian by United States mail. A good faith effort must be made to use Parent/legal guardian assistance before suspension unless the situation requires immediate suspension. (see also Policy 5610 - Removal, Suspension, and Expulsion of Students)

A student with a disability may only be recommended for suspension or expulsion in accordance with State Board of Education rules.

2. Expulsion

Public school students and their Parent/legal guardians have the right to written notice of a recommendation of expulsion, including the charges against the student and a statement of the right of the student to due process. (see also Policy 5610 - Removal, Suspension, and Expulsion of Students)

G. Safety

1. Students who have been victims of certain felony offenses by other students, as well as the siblings of the student victims, have the right to be kept separated from the student offender, both at school and during school transportation.

H. Educational Choice

1. Public School Choices

Parent/legal guardians may seek whatever public school options are applicable and available to students in the School District.

These options may include:

- a. controlled open enrollment
- b. virtual instruction programs through Brevard Virtual School
- c. charter schools
- d. magnet schools
- e. alternative schools
- f. special programs
- g. auditory-oral education programs
- h. advanced placement

- i. dual enrollment
- j. International Baccalaureate
- k. International General Certificate of Secondary Education (pre-AICE)
- l. CAPE digital tools
- m. CAPE industry certifications
- n. collegiate high school programs
- o. Advanced International Certificate of Education
- p. early admissions
- q. credit by examination or demonstration of competency
- r. the Florida School for the Deaf and the Blind
- s. the Florida Virtual School

Options also include the public educational choice options of the Hope Scholarship Program (see Policy 2371 - Hope Scholarships), the Opportunity Scholarship Program, the McKay Scholarships for Students with Disabilities Program, the Family Empowerment Scholarship Program, and the Florida Tax Credit Scholarship Program. (see also Policy 2370 - Educational Options,

2. Private School Choices

Parent/legal guardian may seek private educational choice options under certain programs established under F.S. Chapter 1002.

3. Home Education

The Parent/legal guardian may choose to place the student in a home education program, in accordance with State law. (see also Policy 9270 - Home-Education Programs)

4. Private Tutoring

The Parent/legal guardian of a student may choose to place the student in a private tutoring program in accordance with State law.

5. Reading Scholarships

The Parent/legal guardian of a student in kindergarten through 5 who has a substantial reading deficiency identified under F.S.1008.25(5)(a) or scored below a Level 3 on the Statewide, standardized English Language Arts (ELA) assessment in the prior school year may seek a reading scholarship in accordance with State law.

By September 30th of each year, the District will notify the Parent/legal guardian of each student in kindergarten through 5 who has a substantial reading deficiency identified under F.S. 1008.25(5)(a) or scored below a level 3 on the Statewide, standardized ELA assessment in the prior school year of the process to request and receive a reading scholarship, subject to available funds.

I. ACCEL Options

Parent/legal guardians may request student participation in Academically Challenging Curriculum to Enhance Learning (ACCEL) options, including whole grade promotion, midyear promotion or subject matter acceleration. If the Parent/legal guardian selects one of these ACCEL options and the student meets eligibility and procedural requirements in the student progression plan, the student will have the opportunity to participate in the ACCEL option.

J. Nondiscrimination

All education programs, activities, and opportunities offered by the District are available without discrimination on the basis of race (including anti-Semitism [as defined in Bylaw 0100]), color, ethnicity, national origin, sex (including sexual orientation, transgender status, or gender identity consistent with Policy 5517), disability (including HIV, AIDS, or sickle cell trait), pregnancy, marital status, age (except as authorized by law), religion, military status, ancestry, or genetic information, which are classes protected by State and/or Federal law (collectively, protected classes). (see also Policy 2260 - Nondiscrimination and Access to Equal Educational Opportunity and Policy 2260.01 - Section 504/ADA Prohibition Against Discrimination Based on Disability)

K. Exceptional Students

1. Notice and Due Process

Parent/legal guardians of students with disabilities and Parent/legal guardians of students in residential care facilities are entitled to notice and due process. (see also Policy 2460 - Exceptional Student Education)

2. Graduation

Students with disabilities are provided the opportunity to meet the graduation requirements for a standard high school diploma. Certain students with disabilities may be awarded a special diploma upon high school graduation. (see also Policy 2623 - Student Assessment)

3. Meetings with District Personnel

Parent/legal guardians of students with disabilities, or eligible students with disabilities, may be accompanied by another person of their choice at any meeting with District personnel.

District personnel will not object to the attendance of such adult or discourage or attempt to discourage through any action, statement, or other means, Parent/legal guardians or an eligible student, from inviting another person of their choice to attend any meeting. Parent/legal guardians, eligible students, or other individuals invited to attend such meetings by Parent/legal guardians or eligible students on school grounds shall sign-in at the front office of such school as a guest.

Parent/legal guardians, or eligible students, and District personnel shall sign Form 5780 F1 at the meeting's conclusion which states whether or not any District personnel have prohibited, discouraged, or attempted to discourage the Parent/legal guardians, or eligible student from inviting a person of their choice to the meeting pertaining to their child's, or their own, educational environment, placement, or discipline.

a) Blind Students

Students who are blind have the right to an individualized written education program and appropriate instructional materials to attain literacy.

b) Limited English Proficient Students

Limited English proficient students have the right to receive English for Speakers of Other Languages (ESOL) instruction designed to develop the student's mastery of listening, speaking, reading, and writing in English as rapidly as possible. The students' Parent/legal guardians have the right of Parent/legal guardian involvement in the ESOL program.

c) Students with Reading Deficiencies

Each elementary school shall regularly assess the reading ability of each K-3 student. The Parent/legal guardian of any K-3 student who exhibits a reading deficiency shall be immediately notified of the student's deficiency with a description and explanation, in terms understandable to the Parent/legal guardian, of the exact nature of the student's difficulty in learning and lack of achievement in reading; shall be consulted in the development of a progress monitoring plan; and shall be informed that the student will be given intensive reading instruction until the deficiency is corrected.

L. Pledge of Allegiance

A student will be excused from reciting the Pledge of Allegiance or the Declaration of Independence, upon written request by the student's Parent/legal guardian, in accordance with State law. See also Policy 8800, Religious/Patriotic Ceremonies and Observances.

M. Student Records

1. Each Parent/legal guardian has an equal right of access, right to waive access, right to challenge and hearing and right of privacy in the education records of their student who is a minor or a dependent adult pursuant to law, unless the school has received a certified copy of an enforceable court order that provides to the contrary. (see also Policy 8330 - Student Records)
2. A student is not required to provide their social security number as a condition for enrollment or graduation. (see also Policy 8330 Student Records)
3. The school will not collect, obtain or retain information on the political affiliation, voting history, religious affiliation or biometric information of a student, Parent/legal guardian or siblings.

N. Student Report Cards

Students and their Parent/legal guardians have the right to receive student report cards on a regular basis that clearly depict and grade the student's academic performance in each class or course, the student's conduct, and the student's attendance.

O. Student Progress Reports

Parent/legal guardians shall be informed at regular intervals of the academic progress and other needed information regarding their child, including ways they can help their child to succeed in school. (see also Policy 5420 - Reporting Student Progress)

P. Student Accountability and School Improvement Rating Reports

Parent/legal guardians of public school students are entitled to an easy-to-read report card about the school's grade designation or, if applicable, school's improvement rating, and the school's accountability report, including the school financial report.

Q. High School Athletics

1. Eligibility

A student is eligible in the school in which they first enrolls each school year, the school in which the student makes himself/ herself a candidate for an athletic team by engaging in practice before enrolling, or the school to which the student has transferred with approval of the Board, in accordance with State law. (see also Policy 2431 - Interscholastic Athletics)

2. Medical Evaluation

Students must satisfactorily pass a medical evaluation each year before participating in athletics, unless the Parent/legal guardian objects in writing based on religious tenets or practices, in accordance with State law. (see also Policy 2431 - Interscholastic Athletics)

R. Extra-Curricular Activities

1. Eligibility

Students who meet specified academic and conduct requirements are eligible to participate in extra-curricular activities. (see also Policy 2430 - District-Sponsored Clubs and Activities)

2. Home Education Students

Home education students who meet specified academic and conduct requirements are eligible to participate in extra-curricular activities at the public school to which the student would be assigned or could choose to attend according to Board policies, or may develop an agreement to participate at a private school.

3. Charter School Students

Charter school students who meet specified academic and conduct requirements are eligible to participate in extra-curricular activities at the school to which the student would be assigned or could choose to attend according to Board policies unless such activity is provided by the student's charter school.

4. Florida Virtual School Full-Time Students

Florida Virtual School full-time students who meet specified academic and conduct requirements are eligible to participate in extra-curricular activities at the public school to which the student would be assigned or could choose to attend according to Board policies.

S. Instructional Materials

1. Core Courses

Each student is entitled to sufficient instructional materials in the core courses of mathematics, language arts, social studies, science, reading, and literature.

2. Curricular Objectives

The Parent/legal guardian of each student has the right to receive effective communication from the school Principal as to the manner in which instructional materials are used to implement the school's curricular objectives.

3. Sale of Instructional Materials

Upon request of the Parent/legal guardian of a student, the Principal will sell to the Parent/legal guardian any instructional materials used in the school.

4. Dual Enrollment Students

Instructional materials purchased by the District or a Florida College System institution board of trustees on behalf of dual enrollment students is available to the dual enrollment students free of charge.

5. Parent/legal guardian Access to Instructional Materials

Parent/legal guardians have the ability to access their child's instructional materials and may object to the use of a specific instructional material or contest the adoption of instructional material (See Policy 2520, Selection and Adoption of Instructional Materials and Policy 2521, Instructional Materials Program).

T. Juvenile Justice Programs

Students who are in juvenile justice programs have the right to receive educational programs and services, in accordance with State law.

U. Parent/legal guardian Input and Meetings

1. Meetings with School District Personnel

Parent/legal guardians may be accompanied by another adult of their choice at a meeting with School District personnel.

2. District Educational Facilities Program

Parent/legal guardians and other members of the public have the right to receive proper public notice and opportunity for public comment regarding the District's educational facilities work program, in accordance with State law.

3. Parent/legal guardian-Teacher Associations and Organizations

Parent/legal guardians have the right to participate in Parent/legal guardian-teacher associations and organizations that are sanctioned by the Board or by the Florida Department of Education.

V. Transportation

1. Transportation to School

Students are provided transportation to school in accordance with the provisions of State law. (see also Policy 8600 - Transportation)

2. Hazardous Walking Conditions

Students in grades K-6 are provided transportation if they are subjected to hazardous walking conditions, in accordance with State law.

3. Parent/legal guardian Consent

Each Parent/legal guardian of a public school student must be notified in writing and give written consent before the student may be transported in a privately owned motor vehicle to a school function in accordance with State law. (see also Policy 8660 - Transporting Students by Private Vehicles)

W. Orderly, Disciplined Classrooms

Students will be in orderly, disciplined classrooms conducive to learning without the distraction caused by disobedient, disrespectful, violent, abusive, uncontrollable, or disruptive students. (see also Policy 5600 - Student Discipline)

X. Economic Security Report

Prior to registration, each middle school and high school student or the student's Parent/legal guardian will be provided a two (2) page summary of the Department of Economic Opportunity's economic security report of employment and earning outcomes and electronic access to the report.

Y. Safe Schools

Parent/legal guardians of District students will be timely notified pursuant to procedures adopted by the Superintendent of threats and the following unlawful acts or significant emergencies that occur on school grounds, during school transportation, or during school-sponsored activities:

1. Weapons possession or use when there is intended harm toward another person;
2. Murder, homicide, or manslaughter;
3. Sex offenses, including rape, sexual assault or sexual misconduct with a student by school personnel;
4. Natural emergencies, including hurricanes, tornadoes, and severe storms.
5. Exposure as a result of a manmade emergency.

Parent/legal guardians of District students have a right to access school safety and discipline incidents as reported pursuant to F.S. 1006.07 (9).

Z. Parental Notification of Arrests of Employees

Notwithstanding F.S. 1012.31(3)(a)1 and 1012.796(4), within twenty-four (24) hours after a law enforcement agency provides the Superintendent with written notification pursuant to F.S. 1012.797 that a District employee has been arrested for a felony or a misdemeanor involving the abuse of a minor child or the sale or possession of a controlled substance, the Principal shall notify parents of enrolled students who had direct contact with the employee and include, at a minimum, the name and specific charges against the employee.

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F.S. 39.201
F.S. 381.0056
F.S. 394.463
F.S. 1000.05
F.S. 1002.20
F.S. 1002.22
F.S. 1002.385
F.S. 1002.39
F.S. 1002.395
F.S. 1002.40
F.S. 1002.41
F.S. 1002.411
F.S. 1002.43
F.S. 1003.01(13)
F.S. 1003.02
F.S. 1003.21
F.S. 1003.22
F.S. 1003.3101
F.S. 1003.32
F.S. 1003.42
F.S. 1003.44
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F.S. 1006.062(7)
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F.S. 1008.386
F.S. 1012.42

