

OSBORN SCHOOL DISTRICT NO. 8
GOVERNING BOARD MEETING
February 11, 2025

Amended to include item II-D

Work Study– 5:30 PM
Doors Open at 5:15 PM

CONSISTENT WITH THE REQUIREMENT OF A.R.S. §38-431.02, NOTICE OF THIS MEETING HAS BEEN POSTED. LOCATION OF THE MEETING IS:

THE OSBORN DISTRICT OFFICE
1226 WEST OSBORN ROAD
PHOENIX, AZ 85013

AGENDA

Agendas are available at least 24 hours prior to each meeting in the District Office at 1226 West Osborn Road, Monday through Friday between the hours of 7:30 a.m. and 4:30 p.m. One or more Board members may attend telephonically. Board members attending telephonically will be announced at the meeting. The board may vote to recess into an executive session for the purpose of obtaining legal advice from the board's attorney on any matter listed on the agenda pursuant to A.R.S. §38-431.03(A)(3). Accommodations for individuals with disabilities, including alternative format materials, sign language interpretation, assistive listening devices, or assistance with Calls to the Public are available upon 72 hours' advance notice through the Office of the Superintendent 602-707-2002. To the extent possible, additional reasonable accommodations will be made available within the time constraints of the request.

I. Call to Order

II. Information/Discussion

- A. Cell Phones in Schools – Administrative Team Update
- B. Montecito Community School architectural design update
- C. Safe Haven Policy
- D. Elevate K-12 Spanish Discussion

III. Adjournment

OSBORN SCHOOL DISTRICT NO. 8

February 11, 2025

Board Meeting

**The Osborn Community advances the full potential of every child
by developing emotional intelligence and academic excellence.**

Agenda Item Number –II-A

Agenda Item

Cell Phones in Schools – Administrative Team Update

For Board: Action Discussion Information

Background –

The following information was shared with the Governing Board at the regular meeting in September.

There has been national attention to the topic of students having cell phones at schools. The range of responses by schools and districts include but have not been limited to:

1. **District policy** requiring no cell phones in schools, cell phones being locked in pouches if brought to school, and consequences for violation of cell phone policy
2. **District procedures** followed at all campuses requiring students to leave cell phones in backpacks from the opening to closing bell
3. **School procedures** allowing for cell phones to be utilized only during non-instructional times
4. **School restrictions** on cell phones varying by grade level

After further discussion with the administrative team around any issues they have had with cell phone usage on campus and in classrooms, the consensus of the administrators having direct association with this topic (principals and Director of Maintenance and Transportation) is to continue with direction #3 from above—School Procedures.

For the most part, principals were consistent with an “Away for the Day”-type procedure, wherein cell phones are required to be in backpacks from opening to closing bell. The only variant was Osborn Middle School, which has completely different circumstances. At the elementary campuses, students leave backpacks in their homeroom classrooms from opening to closing bell. OMS operates differently, with students carrying backpacks from period to period, including the lunch hour. For this reason, OMS currently mandates cell phones away in classrooms, yet allows usage during non-instructional, non-classroom times, such as lunch. There is consistency in current procedure with cell phones away during instructional time on every campus, administrators report no discipline issues that they cannot handle internally. They feel that a policy would create unnecessary focus on an issue not affecting climate on campus, would create unnecessary policy regulations when exception needed to be made, and would elevate what is currently in our district a non-issue to one of mistrust.

We recommend continuing with school procedures as outlined in direction #3 above, and principals can share their school handbooks with Governing Board at the beginning of each school year.

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Legal

Financial

Governing Board Goals

- Community Connectedness and Increased Enrollment
- Maximize Student Learning & Achievement from PreK to High School
- Stewardship and Boardmanship
- Equity & Excellence for Opportunity and Outcomes

Recommendation

Information only.

Moved _____ Seconded _____ P/F

OSBORN SCHOOL DISTRICT NO. 8

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Board Meeting

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Agenda Item Number –II-C

Agenda Item

Safe Haven Policy

For Board: Action Discussion Information

Background –

The Governing Board will discuss the proposed Safe Haven policy as presented. Dr. Robert will present information shared by district counsel with the board for consideration. Dr. Robert and Dr. Woodland will also provide additional context around recent Title IX changes and its impact on the policy as presently written. If available, district counsel will be present to answer questions.

Legal

Financial

Governing Board Goals

- Community Connectedness and Increased Enrollment
- Maximize Student Learning & Achievement from PreK to High School
- Stewardship and Boardmanship
- Equity & Excellence for Opportunity and Outcomes

Recommendation

Information only.

Moved _____ Seconded _____ P/F

JBA - SAFE LEARNING ENVIRONMENT

The Osborn School District is committed to ensuring a safe, inclusive, and welcoming environment for all students and families. This policy outlines our commitment to protecting the rights and well-being of every member of our school community.

1. **Non-Discrimination:** Consistent with Policy JB, Equal Educational Opportunities, the District does not discriminate based on immigration status, ethnicity, race, religion, sexual orientation, ability, sex, gender identity, socio-economic status, or beliefs. Every student has the right to an education, regardless of their background or circumstances. The District does not collect immigration status information during enrollment.
2. **Safe Environment:** The District considers our schools as "sensitive locations" where federal immigration and law enforcement agents are prohibited from making arrests without a valid judicial warrant. Therefore:
 - ICE agents are not allowed on campus for any reason without a warrant, subpoena, or court order.
 - Law Enforcement agents are not allowed to enter any district property to conduct or support immigration efforts.
 - Requests for student information by immigration agents must be approved by the superintendent or legal staff.
3. **Promoting Inclusion:** The District actively promotes tolerance, inclusion, and cultural richness within our district. All learners, regardless of their backgrounds, are embraced and supported.
4. **Scope:** This policy applies to all district employees, contractors, volunteers, and any other individuals or entities interacting with the District or its students on district premises or at district-sponsored events.
5. **Future policy development:** The District shall not adopt or implement policies, practices, or procedures that exclude students from school, based on their or their parents' or guardians' actual or perceived immigration status or other actual or perceived characteristics, including nationality, race or ethnicity, religion, disability status, gender, gender identity, gender expression, sexual orientation, or association with a person or group with one or more of these actual or perceived characteristics. Furthermore, District personnel shall treat all students equitably in the receipt of all school services, including, but not limited to, the free and reduced meal program, transportation, and educational instruction.
6. **Partnerships with Law Enforcement:**

In accordance with these principles and general District policies restricting visitor access to school sites for school-related purposes only, the District shall deny all requests by law enforcement officers, including immigration authorities, for access to a school site or to interview a student regarding non-school-related matters. Given the particular threat non-school-related law enforcement activities— including immigration enforcement—pose to the learning environment, these requests shall be immediately forwarded to the District Superintendent and District General Counsel. The District Superintendent and District General Counsel shall review the request and make a decision on whether facilitating such access will conflict with District compliance with the legal principles articulated in *Plyler v. Doe* and other applicable laws. When law enforcement officers, including federal immigration enforcement agents, request access to a school site or to interview a student for a non-school-related purpose, the District Superintendent and/or District General Counsel shall ask for the officers' credentials, ask why the officers are requesting access,

and ask to see a warrant signed by a federal or state judge. The officers must provide to the Superintendent and/or General Counsel written authorization from their employing agency instructing them to enter District property and the purpose of such entry, as well as a warrant signed by a federal or state judge which specifies the name of the person under arrest or area to be searched. If the officers are not able to provide such written authority and warrant, the Superintendent and/or General Counsel shall deny their request for access to District property unless otherwise required by law, as determined by the General Counsel. If the law enforcement officers satisfy the above criteria, the school site principal or his/her designee shall monitor the officers' investigation and ensure the officers are not given access to information, records, and areas beyond that specified in the warrant. For student interviews, a private location out of sight and hearing of other students should be arranged, where practicable, that will help avoid invading the student's privacy, jeopardizing the safety and welfare of other students, and further disrupting the school campus. The principal or designee shall discourage law enforcement officers from interviewing or escorting students through school hallways in view of students. The District expects that law enforcement officers will provide the principal or designee the opportunity to be present during any interview of a student.

The District shall not enter into agreements with state or local law enforcement agencies, or any federal agency, to use District resources, including personnel, to conduct or support immigration enforcement activities. Where the District has an arrangement with an outside law enforcement agency to station law enforcement officers on District campuses, the District shall attempt to enter into, or take steps to revise any already-existing, memorandum of understanding with that external law enforcement agency stating that its officers shall not participate in immigration enforcement efforts on campus. This means that the District will request that such law enforcement agencies agree that, when stationed at District schools, its law enforcement officers shall not:

- hold individuals in custody on detainers issued by federal immigration authorities,
 - respond to notification or transfer requests from federal immigration authorities,
 - make arrests based on civil immigration warrants,
 - or otherwise facilitate the use of campus facilities for immigration enforcement purposes.
7. **Access to student records:** The District will not disclose student records to non-school officials for the sole purpose of immigration enforcement unless required by law. If presented with such a request, including an ICE Administrative Subpoena**, the District's General Counsel shall make a determination whether a response is required by law. In the event the law enforcement agency seeks to enforce a subpoena for the records in court, the District is authorized to oppose that motion and may appeal a court order enforcing the subpoena. The District will comply with any final court order enforcing a subpoena for access to records.
8. **Access to student records for local Law Enforcement Partners:** No Osborn records are to be released to local law enforcement and other partners without prior authorization from the Superintendent. When approved, information contained will be used for emergency situations and will not be disseminated outside local law enforcement or used for immigration purposes.
9. **Reporting and accountability:**
- All incidents involving law enforcement or requests for information regarding immigration status will be documented by the Superintendent or designee, as outlined in ARS 15-1042

- The District will provide regular reports to the Governing Board to ensure transparency and accountability

Implementation and Reporting

- The Superintendent shall ensure compliance with this policy.
- **Regulation XX** (change name to reflect regulation, once determined) will detail standardized training and communication practices to comply with this policy

*FERPA authorizes, but does not require, the District's voluntary disclosure of student directory information. The District will refuse any informal request for voluntary disclosure of student directory information.

**"ICE Administrative Subpoena" is a subpoena to require the testimony of witnesses or production of records.

SAFE HAVEN REGULATION

In order to comply with Board Safe Haven Policy the superintendent or designee will ensure that annually,

1. School administrators are trained in the Safe Haven, Anti-discrimination, and Diversity, Equity, Inclusion and Anti-Racism policies and accompanying regulation. Training will include policy compliance expectations and local resources for support. Training will also clarify communication and information-sharing procedures with law enforcement and immigration officials.
2. All front office staff and teachers will be trained on the Safe Haven, Anti-discrimination, and Diversity, Equity, Inclusion and Anti-Racism policies and understand expectations around confidentiality and information sharing practices to ensure compliance with these policies. Training will also clarify communication and information-sharing procedures with law enforcement and immigration officials.
3. If Law Enforcement officers must make an arrest on campus, every effort will be made by school administration to limit use of restraints if possible, visibility, and impact of the action on the individual in question and on the school community. This might include working with Law Enforcement on appropriate timing and location or putting the school in **HOLD (language?)** while the action occurs.
4. Information regarding the Safe Haven, Anti-discrimination, and Diversity, Equity, Inclusion and Anti-Racism policies and accompanying regulation will always be available to families in hard copy and digital formats. Additionally, the district will share "Know your Rights" resources for students and families on the district website and in the parent handbook. Information will also include contact information for related concerns and complaints.
5. Partner organizations that work in our schools will also be trained on Osborn School District Safe Haven, Anti-discrimination, and Diversity, Equity, Inclusion and Anti-Racism policies (**We don't necessarily have all these policies in place, so we can edit as appropriate.**) annually through the MOU revision process.

The Superintendent will create opportunities to listen to the needs of students and families by hosting meetings and engaging in conversations so that the District can learn from those who are impacted before the District assumes what actions to take.