



Staff Analysis and Report to the Board

Board Meeting/Work Session Date: January 8, 2019
Senior Lead: Liz Large, Interim General Counsel

SUBJECT: Amendment of Student Representative Duties 1.20.012-P and Board of Education 1.20.101-P Policies—Second Reading

I. BACKGROUND

The current policies collectively describe the rights, responsibilities, and duties of the Student Representative to the Board. The proposed amendments put all content related to the Student Representative duties in the Student Representative policy. Though not a publicly elected member of the Board, it is our belief that the Student Representative plays an important role representing student voice across Portland Public Schools.

II. RELATED POLICIES/BEST PRACTICES

III. ANALYSIS OF SITUATION

If not amended, the policies collectively contain some technical ambiguity about the role of the Student Representative on the board.

IV. FISCAL IMPACT

None.

V. COMMUNITY ENGAGEMENT (IF APPLICABLE)

The policy amendments were posted on the District website and were discussed at the November 29, 2018, public meeting of the Policy & Governance Committee. The proposed amendments had a First Reading on December 11, 2018. No public comments have been received.

VI. TIMELINE FOR IMPLEMENTATION/EVALUATION

N/A


VII. BOARD OPTIONS WITH ANALYSIS

N/A

VIII. STAFF RECOMMENDATION

Staff recommends adoption of the proposed amendments.

IX. I have reviewed this staff report and concur with the recommendation to the Board.



Guadalupe Guerrero
Superintendent
Portland Public Schools

January 2, 2019

Date

ATTACHMENTS

- A. Student Representative Duties 1.20.012-P Policy
- B. Board of Education 1.20.101-P Policy
- C. Resolution

PPS District Priorities FY 2018-19

- 1. Set a clear Vision and Strategic Plan*
 - 2. Create equitable opportunities and outcomes for all students*
 - 3. Build management and accountability systems and structures*
 - 4. Allocate budget, funding and resources focused on improving outcomes for students*
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1.20.010-P Board of Education

I. Composition/Elections

(1) The Board of Portland public school district No. 1 Multnomah County, Oregon, shall consist of seven (7) school board members, nominated by zone and elected at large in accordance with the elections laws of the State of Oregon. Elections shall take place in each odd-numbered year on the third Tuesday in May.

II. Eligibility

(1) To be eligible for a position on the Board of the Portland public school district No. 1 Multnomah County, a person must at the time of their election:

- (a) Be a citizen of the United States and of Oregon;
- (b) Have been a resident of the district for a period of one (1) year immediately preceding their election; and,
- (c) Be a registered voter and a resident of the respective zone to which they seek nomination or appointment.

(2) No person who is an employee of the district is eligible to serve as a board member while so employed.

III. Term

(1) Each Board member shall serve for a term of four (4) years; three shall be elected at one biennial election and four in the subsequent biennial election, except where additional vacancies of Board positions occur because of temporary appointments. The term of office of regularly elected board members shall begin on July 1 next following the election.

(2) In the event of a Board vacancy, the position shall be filled by majority vote of the remaining members of the Board.

(3) The Board member so designated shall meet the eligibility requirements of ORS 332.018 and reside in the zone in which the vacancy occurs. The Board shall advertise for a 20-day period in an attempt to find an eligible resident from the same zone to fill the vacancy. If no eligible zone resident declares interest in the vacant position, the Board shall appoint an eligible resident from the district at large. The Board member appointed shall serve until June 30 following the next regular district election, at which time his/her successor shall be elected to fill the remainder, if any, of the unexpired term. If the term to which the Board member was appointed expires on June 30 following the election of the successor, the successor shall be elected to a full term.

(4) In the event a majority of the Board member positions are vacant, the governing body of the Multnomah Education Service District shall fill the vacancies according to law.

IV. Student Representation

~~(1) In addition to the seven (7) Board members, there shall be one (1) student representative on the Board to provide for the efficacious representation of students.~~

~~(2) The student representative shall be entitled to all the rights, responsibilities, duties, and privileges of a Board member with the following exceptions:~~

~~(a) The student representative shall not have an official vote in Board matters, but shall be entitled to an unofficial vote recorded in the minutes.~~

~~(b) The student representative shall not be involved in, have an unofficial vote on, or receive materials pertaining to personnel or legal matters except as designated by the Board.~~

~~(c) The student representative shall not participate in or attend executive sessions without the consent of the Board.~~

~~(d) The student representative shall not be held responsible for representing constituencies aside from the district student body.~~

~~(3) The student representative shall be a student regularly attending a district high school in grades ten (10) through twelve (12).~~

~~(4) The student representative shall serve on the Board for a period of one (1) year.~~

V. Election of Board Chair and Vice Chair

(1) The Board shall elect one of its members as Board chair and one of its members as Board vice chair. The Board shall elect by majority vote the chair and vice chair at such times and for such periods as follows:

(a) At the first regular meeting in January for the period from such election until the election of the succeeding chair or vice chair, as the case may be, at the first regular meeting in the succeeding July;

(b) At the first regular meeting in July for the period from such election until the election of the succeeding chair or vice chair, as the case may be, at the first regular meeting in the succeeding January.

(2) The Board may, for any reason it deems adequate, elect any members to serve as chair and vice chair; provided however, that in no case may a Board member serve as chair for more than four consecutive years.

Legal References: ORS 255.335; ORS 332.015; ORS 332.016; ORS 332.118; ORS 332.122; ORS 332.124; ORS 332.040; Oregon Constitution, Article II, Section 2 History: Adpt 6/71; Amd 5/21/01, BA 1878; Amd. 9/9/02; BA 2417

1.20.012-P Student Representative Duties

~~It shall be the responsibility of the student representative to represent the student body of the district to the Board and district. Additionally, the student representative shall work to increase the engagement and involvement of the student body in educational affairs. The student representative shall also represent the district student body to the public at large. The student representative is expected to learn about the Board by: attending public meetings and public work sessions of the Board; receiving non-confidential materials provided to Board members; representing the views of students on matters of concern to students; as time allows, participating in other events attended by Board members; encouraging the involvement of students in educational affairs; and being an articulate voice to the public on matters of concern to students. The student representative does not have an official vote in Board matters but may participate as appropriate in deliberations. The student representative may not participate (whether in executive session or otherwise), receive materials, or render an unofficial vote in any personnel or legal matter or other matters that involve records that are exempt from disclosure under the Oregon public records law or that involve matters that may be the subject of an executive session. The student representative shall serve for a period of no more than one year.~~

- (1) The student representative shall have an advisory committee composed of one representative from each district high school. This committee shall be invited to attend all public Board meetings and shall assist the student representative.
- (2) The student representative, as the representative of all the district's students, shall be elected by the student body of the district in the following manner:
 - (a) It shall be the responsibility of each district high school student government to provide for the election of a representative from that school to the Student Representative Advisory Committee. In the event that the student government fails to promptly conduct such an election, the school administration shall ensure that the school student body has representation on the Superintendent's Student Advisory Council (SuperSAC) and a representative to the Student Representative Advisory Committee. Any such student chosen by the administration shall not be a candidate for student representative, unless such a student shall have been elected by the student body.
 - (b) The Superintendent's Student Advisory Council, a council of students from across the district, shall then be convened to elect the student representative to the Board from the school representatives. It shall be ensured that the district's entire high school student body is appropriately and equitably represented throughout this process and for the final vote.
 - (c) The power to elect the student representative shall be solely vested in the Superintendent's Student Advisory Council; a plurality of votes cast is required to declare a student representative-elect. The council shall also have the sole authority to

remove the student representative from office. Two-thirds (2/3) majority vote shall be required for impeachment and removal.

(d) The election of a student representative-elect shall occur at least four (4) months prior to the planned departure of the incumbent. This is in order to facilitate the transition of office and provide for continuous, effective student representation.

(e) Notwithstanding section (2)(d) of this policy, the council shall expediently fill any vacancy with a temporary appointment to complete the remainder of the term. Such may be done by designating an alternate at the time of the designation of the student representative-elect.

(f) The representatives from each high school to the Board shall serve as the advisory committee to the student representative, provided for under section (1) of this policy.

(g) In the event that the Superintendent's Student Advisory Council is unable to fulfill its obligations under this policy, either due to its termination or for any other reason, the council's duties shall be executed by an assembly of representatives of the students of the various schools of the district. Such an assembly shall be democratic and shall be composed in a manner, which ensures the adequate and equitable representation of the entire district high school student body. However, it shall be the responsibility of the superintendent to convene a regularly meeting Student Advisory Council.

(3) Delimiter and Definition

(a) Nothing in this policy shall be construed to conflict with legally given rights, responsibilities, duties, or privileges reserved for the publicly elected Board directors by state law. The term "high school" shall be construed in this policy to include all district-operated secondary academic institutions, including any special programs.

Policy Implemented: History: Apt 6/71; Amd 8/74; Amd 6/80; Amd 9/9/02; BA 2417