

Portland Public School District 1st Reading

DATE OF FIRST READING: June 28, 2022

PUBLIC COMMENT FOR First Reading of Policy Rescissions

- Risk Management Program Policy 8.60.010-P
- Student Transportation Policy 8.60.030-P
- Capital Projects Policy 8.80.015-P

The Portland Public School District is providing Notice of Proposed Revised Policy and Public Comment to offer interested parties reasonable opportunity to submit data or comments on the proposed policies noted below.

Public comment may be submitted in writing directly to the district or through the district website noted below. Written comments must be submitted by 5:00pm on the Last Date for Comment listed below.

Last Date for Comment: July 19, 2022

Summary: **First Reading of Policy Rescissions: Risk Management Program Policy 8.60.010-P, Student Transportation Policy 8.60.030-P, Capital Projects Policy 8.80.015-P**

1st Reading by: **Director Julia Brim-Edwards**
Portland Public School Board, Policy Committee Chair

Recommended for a 1st Reading by: Portland Public Schools Board of Education
Policy Committee

Draft Policy Web Site: <http://www.pps.net/draftpolicies>

Contact: **Rosanne Powell**, Senior Board Manager
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Draft Policy Comment Form: <https://forms.gle/VqYbmVA36cqADj6n6>

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**Office of the General Counsel
PORTLAND PUBLIC SCHOOLS**

501 N Dixon, Portland, OR 97227
503-916-3570

Date: June 23, 2022
To: School Board
From: Mary Kane, Senior Legal Counsel
cc: Guadalupe Guerrero, Superintendent
Liz Large, Contracted General Counsel
Subject: Recommended policy rescissions

The Board Policy Committee met on June 22, 2022, and discussed continuing to review policies to determine which needed updates and which should be rescinded. Three policies were put forward by staff with recommendations that they be rescinded. After discussion, the Policy Committee recommended that the following policies, copies attached, be forwarded to the full Board with a recommendation for First Reading en route to rescission:

8.60.010-P Risk Management Program

This policy was last amended in 1980. The information contained within is not helpful or necessary as a policy. All current risk management information can be found on the District's website.

8.60.030-P Student Transportation

This policy was last amended in 2002. It is a recitation of state law without any additional guidance.

8.80.015-P Capital Projects

This policy was last amended in 2001. This policy contains guidance that is found in other policies and is duplicative.

Attachments

8.60.010-P Risk Management Program
8.60.030-P Student Transportation
8.80.015-P Capital Projects

8.60.010-P Risk Management Program

The superintendent shall maintain a Risk Management Program to:

- (1) Analyze risks to which the district's physical plant and educational programs are exposed;
- (2) Establish programs by which the risks may be controlled, reduced or eliminated; and
- (3) Establish financial protection through procurement of insurance contracts and establishment of self-insurance funds to provide for payment of losses that do occur.

Legal References: ORS 332.107; ORS 332.437

History: Adpt. 10/27/80



8.60.030-P Student Transportation

- (1) School transportation services shall be provided by the district as required by law. The district may enter into agreements to provide such services with authorized contractors. Contractors shall furnish for such service a motor vehicle or vehicles, which conform to the requirements of state law and the rules and regulations promulgated by Oregon State Board of Education governing school buses. Vehicles must be operated by an appropriately licensed driver employed by the district or provided by the contractor.
- (2) The superintendent or designee are authorized to execute contracts with other school districts for local transportation of students to other school districts, as district equipment and driver time are available for such use. The services shall be billed to the using school district at no less than cost, and the contract shall be approved as to form by the General Counsel for the district.
- (3) The building principal, program supervisor or designee shall ensure transportation officials receive notification of students having special medical or behavioral protocols identified in student records. Transportation officials shall ensure information and/or training is provided to drivers, as appropriate, including confidentiality requirements.

Legal References: ORS 327.006; OAR 581-022-1530; ORS 327.033; OAR 581-053-0002; ORS 327.043; OAR 581-053-0004; ORS 332.405; OAR 581-053-0230; ORS 332.415; ORS 332.427; ORS 820.100; ORS 820.110; ORS 820.120

History: Adpt. 6/71; Amd. 1/8/79; Amd. 10/13/83; Amd. 10/28/02, BA 2462

8.80.015-P Capital Projects

- (1) Capital projects are those projects for public improvements or public works and include both the design and construction phases of the work. Staff shall develop an annual capital budget for approval by the Board and report progress on capital projects to the Board quarterly.
- (2) The superintendent or designee is authorized to implement a process for completion of capital projects consistent with established Board policies, administrative directives and rules adopted by the Board acting as its own local contract review board.
- (3) The Board shall approve contract awards that exceed the delegation set forth at 8.90.010-P Contracts and change orders under the circumstances described in this policy.
- (4) At the time of Board approval, the superintendent shall report the following information:
 - (a) Name of contractor;
 - (b) Description of the project;
 - (c) Amount of the award;
 - (d) Amount of contingency;
 - (e) Whether or not the project is within the annual capital budget approved by the Board. If the project is one that has not been included in the annual capital budget, then an explanation must be provided describing the need for the work;
 - (f) Description of the public involvement process used by staff to receive input in the development stages of the project from affected local building administrators and community members, including a report on the outcome of such participation;
 - (g) Superintendent's recommendation;
 - (h) Resolution approving the award; and
 - (i) Any other information deemed necessary by district staff.

Legal References:

History: Adpt 8/28/01, BA 1397