

# SCHOOL DISTRICT OF PITTSVILLE BOARD POLICY

## STUDENTS

### STUDENT RIGHTS AND RESPONSIBILITIES

#### USE OR POSSESSION OF ELECTRONIC COMMUNICATION DEVICES (ECD) 443.5

The School District of Pittsville prohibits pupils from using or possessing wireless communication devices (as described below) during all instructional time and while on premises owned, rented, or under control of the School District. This policy may allow for the use or possession of such a device by a pupil when the Principal determines that the device may be used or possessed for medical, school, educational, vocational, or other legitimate use. Annually, each student in the Pittsville School District shall be informed of this Board of Education policy. Wireless communication devices will be confiscated if the device is being used in a manner that is contrary to the Student Handbook guidelines. Laser beam pens or similar devices are also prohibited.

Device Definitions: A wireless communication device, as defined by state law and as used in the policy, means a portable wireless device that has the capability to provide voice, messaging, or other data communication between two or more parties. This includes, but is not limited to, cellular telephone, tablet computer, laptop computer, gaming devices. Except for any District-issued device.

Students shall not use wireless communication devices:

- To engage in bullying or harassment.
- To communicate test answers, photograph tests, or engage in any other conduct that constitutes or facilitates academic dishonesty.
- To take, disseminate, transfer, or share any images, recordings, or other content that is obscene, lewd, illegal, sexually-explicit, or otherwise inappropriate for the school setting.
- In areas where other people have a reasonable expectation of privacy, including all locker rooms, bathrooms, or other changing areas (except in an emergency).
- To create, communicate, share, or post recordings or images of any other student or staff member without permission from that student or staff member (except in an emergency).
- In violation of the District's rules surrounding students' acceptable use of technology.

Possession and use of a wireless communication device by a student under this policy is a privilege. A student who chooses to exercise this privilege does so subject to the following conditions:

- The District is not responsible for the safety or security of personal electronic equipment that students possess or use at school or at a school-related activity. Students who possess or use such device(s) do so at their own risk with regard to possible theft, damage, misappropriation of data/equipment, or other loss.
- If the District determines that a student has possessed or used such a device in violation of the law, this policy, or a school rule or directive, the student is subject to appropriate school-imposed consequences,

such as the possible loss of privileges, suspension, and/or expulsion. The District may also refer certain matters to law enforcement.

- If a District official has reason to suspect or determines that a student has possessed or used an electronic device in violation of the law, this policy, or a school rule or directive, a District official may temporarily confiscate the device and/or turn the device over to law enforcement.
- A device possessed or used by a student may be subject to an appropriately limited search by a District official when the official has reason to suspect that such a search may lead to evidence of a crime or a violation of Board policy or school rules. The scope of any such search will be limited to the suspected violation. Parents will be notified prior to searching a student's personal electronic device.

To the extent prohibited by law, school employees shall not request or require a student to disclose the access information for any of the student's personal Internet account(s), including those that may be accessible through a student's personal electronic communications device.

Students may use restricted devices if one or more of the following limited exceptions apply: by direct permission for an educational purpose, legitimate emergency or threat, or students with pre-arranged approval for health care management needs.

Neither this policy nor any school rules shall be construed to limit a student's ability to possess and appropriately use an electronic device that functions as assistive technology that is necessary for a student's education and that is required or authorized under an individualized education program (IEP) or a Section 504 plan.

#### LEGAL REFERENCES:

##### Wisconsin Statutes

<a href="#">Section 118.258</a>	[student use and possession of electronic communication devices]
<a href="#">Section 120.13(1)</a>	[school board power to set conduct rules and discipline students]
<a href="#">Section 120.12(29)</a>	[prohibited uses of wireless communication devices]
<a href="#">Section 175.22</a>	[locker room privacy statute and policy requirement]
<a href="#">Section 947.0125</a>	[unlawful use of computerized communication device]
<a href="#">Section 995.50(2)</a>	[intrusion on the privacy of another]
<a href="#">Section 995.55</a>	[access to personal Internet accounts]

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