

# Muddy Brook



**ELEMENTARY**

a community of learners

## Student & Family Handbook

### 2020-2021

**BERKSHIRE HILLS REGIONAL SCHOOL DISTRICT**

Great Barrington      Stockbridge      West Stockbridge

50 Main Street, Stockbridge, MA 01262

**MUDDY BROOK REGIONAL ELEMENTARY SCHOOL**

318 Monument Valley Road, Great Barrington, MA 01230

413-644-2350

**If you need this Handbook translated into one of the below languages, or any other language, please contact the School Office.**

**GREEK:** Εάν χρειάζεστε αυτό το εγχειρίδιο μεταφράζονται στα Ελληνικά, επικοινωνήστε με το κεντρικό γραφείο.  
**PORTUGUESE:** Se você precisa deste manual traduzido para o português, por favor contacte o escritório principal.  
**SPANISH:** Si necesita este manual traducido al español, por favor póngase en contacto con la oficina principal.  
**CHINESE:** 如果你需要這本手冊翻譯成中文，請聯繫主要辦公室。  
**POLISH:** Jeśli potrzebujesz niniejszy podręcznik w języku polskim, proszę skontaktować się z głównym biurem  
**ARABIC:** إذا كنت بحاجة إلى هذا الكتيب ترجمة إلى اللغة العربية، يرجى الاتصال المكتب الرئيس  
**HAITIAN CREOLE:** Si ou bezwen manyèl sa-a ke nan kreyòl, souple kontakte Biwo pwensipal la.  
**URDU:** اگر آپ کو اس کتابچہ کا اردو میں ترجمہ کی ضرورت ہے، مرکزی دفتر سے رابطہ کریں  
**GUJARATI:** તમે આ હેન્ડબુક ગુજરાતી અનુવાદ જરૂર હોય તો, મુખ્ય  
**KHMER:** ប្រសិនបើអ្នកត្រូវបានបកប្រែទៅជាភាសាខ្មែរសៀវភៅនេះសូមទាក់ទងការ  
**SOMA MANDARIN:** 若您需要這手冊翻譯成中文，請聯絡辦事處。

## Mission Statement

Children, as a result of their time at Muddy Brook Elementary School, will:

- approach life and future challenges with joyful curiosity and the skills to succeed,
- ask good questions, seriously consider big ideas, and effectively communicate their thinking,
- develop knowledge of their strengths and challenges that will lead to a strong sense of self and increased confidence,
- care for and respect themselves and each other, and, connect with their community,
- relish learning from differences and embrace diversity.

## Core Values

***Be Kind***

***Be Responsible***

***Work Hard***

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## Contact Information

### Muddy Brook Regional Elementary School:

Front Office	413-644-2350, FAX - 413-644-2395
Principal, Katie Retzel	<a href="mailto:katie.retzels@bhrsd.org">katie.retzels@bhrsd.org</a>
Assistant Principal, Cynthia Carey	<a href="mailto:cynthia.carey@bhrsd.org">cynthia.carey@bhrsd.org</a>
Secretary, Christine Kelly	<a href="mailto:christine.kelly@bhrsd.org">christine.kelly@bhrsd.org</a>
Secretary to the Principal, Kortney Shimmon	<a href="mailto:kortney.shimmon@bhrsd.org">kortney.shimmon@bhrsd.org</a>
Nurse, Rebecca Touponce	413-644-2373
Food Service	413-644-2376
Massini Bus Company	413-229-7962, FAX - 413-229-8286
PTA Co-Presidents, Will Smith & April Hoskeer	<a href="mailto:muddybrookpto@gmail.com">muddybrookpto@gmail.com</a>
Project Connection Program Director, Tom Kelly	<a href="mailto:tom.kelly@bhrsd.org">tom.kelly@bhrsd.org</a>
Head Start	413-644-2350 ext.1356 413-644-0005 (classroom)

### District Telephone Contact Information:

Central Office	413-298-4017
Special Education/Student Services	413-298-4017 ext. 14
W.E.B. Du Bois Regional Middle School	413-644-2300
Monument Mountain Regional High School	413-528-3346

## Muddy Brook Communication

Muddy Brook Regional Elementary School is committed to creating an environment that promotes family and community engagement through strong communication. We believe that good communication is essential to a strong partnership and supports learning and achievement for all.

We strive to keep parents informed and to make our community aware of the many events and happenings at Muddy Brook Elementary School. We welcome feedback and suggestions. If you are not receiving our weekly Friday email, please contact Christine Kelly at [christine.kelly@bhrsd.org](mailto:christine.kelly@bhrsd.org) to sign up.

### Communication Routines

<u>FROM</u>	<u>CONTENT</u>	<u>FREQUENCY</u>
<b>District</b>	<b>Newsletter</b> - programmatic, building level, budget, grants, students <b>SchoolMessenger</b> - phone communication of emergency information and school closing	Occasionally Ongoing
<b>Muddy Brook Elementary</b>	<b>Muddy Brook Week-at-a-Glance Newsletter</b> - note from the principal, calendar for the upcoming week and community flyers <b>Website</b> - community resources & partnership, calendar events, curriculum links <b>Meet &amp; Greet</b> - the day before school starts, all students and families are invited to come and see classrooms and meet teachers <b>Open House</b> - meet teachers, see classrooms, get pacing guides and information about development, make connections <b>Emails/Phone Messages</b> - two-way conversation; administrators and teachers read and respond to phone messages and email in a timely manner. Paraprofessionals working with teachers and families share daily logs with teachers who then email information home to ensure effective teaming. We <i>discourage</i> texting between paraprofessionals and families in order to keep the main office and teachers up to date and teaming effectively with all. <b>All School Assemblies</b> - Student-focused	Weekly  Ongoing  One Hour  One Time  Ongoing  Monthly
<b>Classroom Teachers</b>	<b>Parent/Teacher Conference</b> - goal setting and relationship building <b>Standard-Based Report Cards</b> - standards-based reporting in all content areas, including a narrative review of progress <b>Student-Led Conference</b> - students share portfolios and discuss goals and progress toward these goals <b>Newsletters/Web pages</b> - multi-disciplinary information highlighting past, present and future learning; connections and strategies for families to support their child; encourages family involvement	October Term 1 - January Term 2 - June March  Ongoing

## Muddy Brook School Community

### Administration:

Principal:Katie Retzel

Assistant Principal: Cynthia Carey

### Office/Secretarial Staff:

Administrative Assistant to the Principal: Kortney Shimmon

Front Office Administrative Assistant: Christine Kelly

### Classroom Teachers:

Grade	Teacher	Grade	Teacher
Integrated Pre-Kdg	Jill Topham	Grade Two	TBD
Integrated Pre-Kdg	Jessica Louzon	Grade Two	Kaitlin Scarbro
Kindergarten	Brittany Bertelli	Grade Two	Abby Walto
Kindergarten	Laura Dupont	Grade Three	Meredith Fennell-Ward
Kindergarten	Olivia Hagen	Grade Three	Dianna Lupiani
Kindergarten	Amy Salinetti	Grade Three	Cara Peckham
Grade One	Jennifer Annand	Grade Three	Lilly Silk
Grade One	Glen Chamberlin	Grade Three	Maegan Warner
Grade One	Shannon Foster	Grade Four	John Broderick
Grade One	Emma Haskell	Grade Four	Molly Cosel
Grade Two	Madeleine Albano	Grade Four	Bonnie Groeber
Grade Two	Kristin Finnerty	Grade Four	Kerry Manzolini

### Special Educators, Learning Specialists (Tier II) and Related Service Providers:

Title	Teacher	Title	Teacher
ETL	Leanna Pegorari	School Adj. Counselor	Melinda Olds
Special Education	Sharon Connolly	Clinician	Colleen Meaney
Special Education	Susan Teigen	COTA	Mary Jo Danis
Special Education	Stephanie Kluka	Occupational Therapist	Pamela Hassett
Special Education	Jason Palmieri	Physical Therapist	Heidi Cooper
Special Education	Richard Montano	School Nurse	Rebecca Touponce
Learning Specialist	Barbara Minkler	ELL Teacher	Diane Viggiano
BCBA	Brittany Sumner	Speech	Sheila Wheeler
School Psychologist	Vickie Shufton	Speech	Julia Suor
School Psychologist	Nicole Case		



**Specialists**

Specialty	Teacher	Specialty	Teacher
Art	Alexandra Boudreau	Band (Gr. 4)	Erik Carlsen
Computer Technology	Roger Burr	Physical Education	Jessica Pleu
Music	Kim Chirichella	Physical Education	Tina Soule
Strings	Katie Miranda		

**Paraprofessionals****Special Education Paraprofessionals**

Grade Level	Paraprofessional Name		Paraprofessional Name
Integrated Pre-K	Marian Hassett		Trezinha Hyvernaud
Integrated Pre-K	Jeanne Parsons		Todd Coach
Integrated Pre-K	Robin DelGrande		Katherine Favro
Integrated Pre-K	June Powell		Angela Pevzner
Kindergarten	Betsy Cobb		Janie LaBrasca
Kindergarten	Betlinn Young Taft		Diane Netzer
Kindergarten	Maureen Seward		Allie Schneider
Kindergarten	Kirsten Fredsall		Will Smith
Grade One	Maureen Brazie		Heather Decker
Grade Two	Janice Lang		
Grade Three	Suzanne Wool		
Grade Four	Marie Mastroni		
Tier II	Sandy Scapin		
Tier II	Cheryl Houle		
Library	Alex Citron		

**Cafeteria/Food Service:**

Director: Kathy Sullivan

Lead Cook: Vickie Petersoli

Assistant Cook: Sue McCarroll

Kitchen Helper: Jean Jaquins

**Custodial Staff**

Supervisor: Jean Daigle

Adam Morelli

Jeffrey Jennison

Dylan Buffoni

Please note: All staff may be reached through email by typing: [firstname.lastname@bhrsd.org](mailto:firstname.lastname@bhrsd.org)

## **Muddy Brook Elementary School Information**

### **ADMISSION & TRANSFER OF STUDENTS**

**Integrated Pre-Kindergarten:** Our Integrated Pre-Kindergarten program is for children ages 3 to 5 years. In this program there are students with Individualized Education Plans (IEPs) and peer partners who enter the program through a lottery. Residents of Great Barrington, Housatonic, Stockbridge and West Stockbridge may apply for the peer partner lottery if their child turns three on or before September 1 of the year of enrollment. Prior to entering the lottery, children attend a screening.

**Kindergarten:** Children must be five years of age on or before September 1 to enter Kindergarten.

All children enrolling in Muddy Brook Elementary School must register with the front office. Registration requires the following documents: proof of residency, evidence of birth date, DPT shots, immunization against polio, measles, rubella, and mumps, proof of one lead test, and immunization against Hepatitis B. Before enrolling, proof of immunization must be reviewed by the school nurse. Children not successfully immunized are excluded from school in accordance with Chapter 76, Section 15 of the Massachusetts General Laws, except as specifically provided for by law. The school nurse will make recommendations for exclusion to the principal.

Pupils will ordinarily be placed with other children of the same grade level but may be placed in another group by the principal with the approval of the superintendent. Students transferring from other school systems are asked to bring records, including proof of immunization, from the school they last attended, however, there are certain exemptions from this requirement as provided by state and federal law.

If you are planning to move from the BHRSD, please notify the principal or front office as soon as possible by phone or by written note. The school office needs to know the exit date, your new address, and your child's new school. The school requires a parent's signature for permission to send your child's school records to his/her new school.

### **MCKINNEY-VENTO HOMELESS EDUCATION ACT/TITLE I FOSTER CARE**

According to the Federal McKinney-Vento Homeless Education Assistance Act, schools are required to immediately enroll homeless students in school, even if they do not have the documents usually required for enrollment, such as school records, medical records or proof of residency. There are similar protections under Title I of the Every Student Succeeds Act for foster care students. For additional information regarding the education of homeless students, please contact the homeless liaison coordinator, Kate Burdsall at [kate.burdsall@bhrsd.org](mailto:kate.burdsall@bhrsd.org) or 413-298-4017 ext 14. For information regarding foster care students, please contact the DCF Berkshire Area Office @ 413-236-1800.

The BHRSD prohibits discrimination or harassment based on homelessness. Any complaints of discrimination or harassment based on homelessness may be reported to the homeless liaison and will be investigated using the same process and steps as the District's non-discrimination procedures.

## **EQUAL EDUCATIONAL OPPORTUNITIES**

In recognition of the diversified characteristics and needs of our students and with the keen desire to be responsive to them, the School Committee will make every effort to protect the dignity of the students as individuals. It also will offer careful consideration and sympathetic understanding of their personal feelings, particularly with reference to their race, color, creed, sex, religion, nationality, and physical and intellectual differences.

To accomplish this, the Committee and its staff will make every effort to comply with the letter and the spirit of the Massachusetts equal educational opportunities law (known as Chapter 622 of the Acts of 1971), which prohibits discrimination in public school admissions and programs. The law reads as follows:

No child shall be excluded from or discriminated against in admission to a public school of any town, or in obtaining the advantages, privileges and course of study of such public school on account of race, color, sex, religion, national origin or sexual orientation.

This will mean that every student will be given equal opportunity in school admission, admissions to courses, course content, guidance, and extracurricular and athletic activities. All implementing provisions issued by the Board of Education in compliance with this law will be followed.

(See Section J, Policy JB of the BHRSD Policy Book for more information)

## **STUDENTS' RIGHTS**

The legislation in G.L. c.71, §§ 82-85 is summarized as follows: the students may enjoy freedom of expression in public schools provided it shall not cause disruption and disorder in the school. Freedom of expression includes (a) expressing views through speech and symbols (b) writing, publishing and disseminating personal views as opposed to school sponsored speech which includes, but is not limited to student newspapers supported by use of school materials, funds, staff or identified by the school logo; (c) assembling peacefully on school property with prior administrative approval or off school property on public sidewalks subject to a reasonable time, place and manner restrictions.

Students have the right to dress as they wish provided their dress does not violate reasonable standards of health, safety, and cleanliness. No student shall be discriminated against because of marriage, pregnancy, parenthood, or actions outside of school which have no nexus to school or school activities.

Notwithstanding the rules above, school committees or school officials may take necessary action in cases of emergency.

No student shall be excluded from or discriminated against in admission to BHRSD or in obtaining the advantages, privileges, or courses of study and extracurricular activities of the BHRSD on account of age, race, color, sex, religion, gender identity, national origin, sexual orientation, or disability.

The specific statutes are available at:

<http://www.malegislature.gov/Laws/GeneralLaws/PartI/TitleXII/Chapter71>

## **ARRIVALS/DEPARTURES**

### **Pre-kindergarten:**

Begins at 8:35 a.m. and ends at 2:00 p.m.

Students using specialized transportation will be escorted to and from vans by a paraprofessional. Those who do not qualify for specialized transportation enter and exit through the front doors of the school.

### **Grades K - 4:**

Begin at 8:35 a.m. and ends at 3:18 p.m.

## **ARRIVALS**

### **Early Arrival – (8:00-8:30 a.m.)**

Children arriving before 8:30 a.m. must be accompanied by an adult. Children in grades K-4 may participate in our early morning programs. Adults bringing students to activities at 8:00 a.m. must sign in **as they enter the building**. Clubs including unicycle, chess, music lessons, and the early morning child care program begin at 8:00 a.m. Once you have signed your child in, your child may walk him/herself to the activity. Your child may not sign in alone. **Please be sure an adult accompanies your child if arrival is before 8:30 a.m.**

### **Bus & Van**

Students arriving by van or bus will be met by a paraprofessional and released from the van or bus starting at 8:35 a.m. Children arriving on buses or vans will enter through the North entrance and proceed to their neighborhood. Breakfast is available for all students starting at 8:30 a.m. Students may enter their classrooms at 8:35 a.m. If students have a music lesson at 8:30 a.m. they will depart the van and go directly to the lesson. The music teacher will take attendance.

### **Car**

Student arrival is from 8:35-8:45 a.m. For your child's safety we ask that students being dropped off between 8:35 and 8:45 a.m. enter the building and walk directly to their classroom. Paraprofessionals in pre-kindergarten and kindergarten will meet students at the front entrance. All other students are expected to walk themselves to their classroom, although adults will be available to support if necessary.

### **Tardy Arrival**

Children who arrive after 8:45 a.m. are considered tardy and must report to the office. Those adults who are dropping off late should walk the student(s) into the atrium and be sure someone in the office opens the door. Children may not be dropped off alone after 8:45 a.m.

## **DEPARTURES**

**End of Day Routines: Any change in the regular routine requires a note.** Please send a note every time there is a change in the regular routine. Include all necessary details of this change. We have End-of-Day-Routine-Change forms at school if you would like a form, let your child's classroom teacher know, or ask Christine Kelly in the office.

### **Early Dismissal**

Any child being dismissed early must be signed out in the office at the time of dismissal. Please send your child to school with a note indicating the change of routine, or use our "End-of-Day- Routine-Change" form

notifying the classroom teacher of the exact time and reason for the dismissal.

Please remember that **three unexcused early dismissals count as one unexcused absence.** (For more information see the attendance section of this handbook.)

### **Regular Dismissal**

Walkers/Pick up dismissal is at 3:18 p.m. Bus and van dismissal is at 3:19 p.m.

### **Pick-up**

We offer curbside valet pick up. Students will be dismissed from classrooms at 3:18 p.m. A staff member will be at the sidewalk at the front of the building greeting those picking up. Staff will bring students to cars. Those picking up must be listed as an approved person on the contact information sheet. If your child is being picked up by someone who is *not* on the contact information sheet, he/she must come to school with an “End-of-Day-Routine-Change” form or a note.

### **Vans or Buses**

Students will be dismissed at 3:19 p.m. Teachers will walk students to the vans and bus lines. If your child needs to ride a van or bus to a non-routine destination, you must get approval from Massini Bus Company ahead of time (# 413-229-7962) and fill out an “End-Of-Day-Routine-Change” form or a note. Your child must give this form to the classroom teacher in the morning or Christine Kelly must receive the change by 3:00 p.m.

End-of-Day-Routine-Change forms are available at the Muddy Brook office.

**If there is a change of plans during the day, please contact the front office** to let them know of this change. Please **DO NOT email your child’s classroom teacher for this communication. Teachers are present for students during the school day and we cannot guarantee they will have the chance to read email prior to dismissal.**

### **Building Security and Access**

Doors are locked all the time. To enter the atrium you must press the buzzer on the brick wall on the right inside the atrium and identify yourself. Front and back entrances are monitored with video surveillance twenty-four hours a day.

## **ABSENCE, TARDY AND EARLY DISMISSAL INFORMATION**

### **Notification**

A parent or guardian should notify the school by telephone each time his/her child is going to be absent or tardy, and a note should come to school if a child is going to be dismissed early. We have a 24-hour answering service, so you may leave a message anytime during off hours 413-644-2350. If you email your child’s teacher regarding attendance or dismissal, **you must also contact the main office. Never leave attendance/dismissal information on a teacher phone message. All attendance/dismissal information must go directly to the main office. (413-644-2350 or [christine.kelly@bhrs.org](mailto:christine.kelly@bhrs.org))**

### **Absence**

A parent or guardian must notify the school when his/her child is absent. If we have not received notification, we will email the parent and/or call the phone numbers on file to confirm absence.

### **Late Arrival**

A child is considered late for school if he/she is not in the classroom by 8:45. Students arriving late to school must report to the main office accompanied by an adult to sign in. If your child's bus or van arrives late, we do not count this as tardy.

### **Early Dismissal**

A child is considered to be leaving early if he or she leaves before the announced dismissal time. **We dismiss walkers at 3:18 p.m.** Adults picking students up early must report to the office. Office personnel will notify the classroom teacher and then the child will come to the office for dismissal. The adult can sign the student out in the office at the time of dismissal. The best way to communicate with us for a smooth dismissal is to send your child to school with a note indicating the early pick-up, or use our "End-of-Day-Routine-Change" form notifying the classroom teacher of the exact time and reason for the dismissal. Note three unexcused early dismissals count as one unexcused absence. (See below.)

### **Excused Absence, Tardy or Early Dismissal\***

Includes:

- Documented illness or injury
- Documented medical or dental appointment
- Documented court or legal commitment
- Bereavement
- Religious observance
- Field trips
- Disability-related reasons approved by the student's IEP or 504 Team • Extenuating circumstances approved by the school administration

\*Teachers are **not** authorized to excuse an absence, tardy or an early dismissal.

### **Unexcused Absence, Tardy or Early Dismissal**

May include, but is not limited to:

- Repetitive or chronic absence, tardy or early dismissal due to illness or injury not documented by a doctor or other medical professional
- Truancy
- An undocumented absence, tardy or early dismissal
- Non-emergency family situation
- An activity which should be conducted outside the school day, such as a hair appointment, shopping, sleeping, doing homework, etc.
- An activity more appropriately related to the parent or guardian, such as providing care for siblings or a transportation situation.

Students under the age of sixteen are allowed up to six unexcused absences in a six-month time period as stated by the Massachusetts State Law. Chronic absenteeism is defined as absences in excess of fifteen (15) unexcused days. Parents/guardians are required under the law to ensure regular school attendance of their children and are subject to a fine or other legal action if they fail to comply with the law.

### **Unexcused Tardy or Early Dismissal**

The Berkshire Hills Regional School District equates three partial unexcused missed days (late arrival or early dismissal) with one unexcused absence.

## **ATTENDANCE PROCEDURES**

Muddy Brook Elementary School is committed to engaging students in outstanding educational opportunities every day. Students benefit from multiple educational opportunities including model lessons, discussions, presentations, interactive activities, and teacher/peer participation in the dynamic dialog of coaching, questioning and learning. These shared academic and social experiences are integral to the learning process and cannot be re-created or replicated. Experiences also build on each other. Regular attendance is critical to student success.

Massachusetts law requires compulsory attendance for all students. Chapter 76, section 1 of the Massachusetts General Law states that all children between the ages of six and sixteen must attend school. Parents or guardians have a legal responsibility to ensure their child is in attendance each day school is in session.

Within a six (6) month period, the following steps will be taken:

### **Step 1 - Five (5) days of unexcused absence:**

- Letter home reminding parents of the attendance policy

### **Step 2 Seven (7) days of unexcused absence:**

- Letter home reminding parents of the attendance policy stating that further unexcused school absences may result in the filing of a CRA (Child Requiring Assistance).

### **Step 3 Ten (10) days of unexcused absence:**

- Letter home indicating that the child has exceeded the legal limit and requesting that the parent/guardian schedule a meeting to resolve the unacceptable number of unexcused school absences.
- In the event that parent fails to appear for the formal meeting within a two-week period, the District will initiate truancy/negligence procedures as described below.

### **Step 4 Fifteen (15) days of unexcused absence:**

- District initiates a CRA (Children Requiring Assistance) filing for truancy or a Failure to Send Petition against the parents in Juvenile Court, and/ or a 51A filing for educational neglect with the Department of Children and Families (DCF)
- Written notification sent to parents

To see examples of letters we send home, See Appendix A. Please see the BHRSD Attendance Policy for more information.

## **ASSIGNMENT TO CLASSES**

Classroom teachers, specialists, related service staff, and the administrative team, place students in classes with thought and care. Parent information related to class placement is appreciated. Families are invited to submit thoughts in writing in the spring of each year but we do not take specific teacher requests. We use a holistic approach and carefully consider fair distribution of girls and boys, individual health necessities, specific academic needs, student relationships and learning styles.

## **ASSEMBLIES**

Assemblies and concerts will be determined as the year progresses and will be announced in the Muddy Brook Week-at-a-Glance newsletter.

## **BERKSHIRE HILLS TECHNOLOGY FUND**

The Berkshire Hills Technology Fund has made an ongoing commitment to assist BHRSD families in obtaining affordable bank financing for a technology purchase or, depending on need, even borrowing a computer at no charge for as long as the student is enrolled in the district. The goal of this project has been to close the "digital divide" - the gap between technological "haves" and "have-nots" - in our school community. Call Chip Elitzer at 413-528-4693 for more information.

## **BREAKFAST & LUNCH PROGRAM**

The district offers a breakfast program at Muddy Brook beginning at 8:30 a.m in the cafeteria. Lunch runs from 11:05 a.m. to 1:30 p.m. Menus are posted online, distributed through the weekly newsletter and are available in the front office.

If you have received a **NOTICE OF DIRECT CERTIFICATION** from the school's Director of Food Services, Katherine Sullivan, your child/children have qualified for either Free or Reduced meal benefits. If you have other enrolled children in your household not listed on the NOTICE, please return it with their names to Katherine Sullivan.

If you are applying for free/reduced lunch benefits please complete the application (available online or at the Muddy Brook main office) and return to the cafeteria or send directly to Katherine Sullivan. You will be notified, by the director, if your child qualifies for free or reduced priced meals. The cost of a reduced breakfast is \$0.30 and a reduced lunch is \$0.40. Please allow one week for your application to be processed.

Please note, if your child purchases ONLY milk, the cost is \$0.50 as it is NOT a meal. Any student must meet the meal pattern component requirements to receive Free or Reduced priced meals.

The BHRSD has a computerized debit system for paying for school lunch and breakfast. Parents can make advance payments via cash, check (payable to BHRSD Food Service) or online ([www.MYSCHOOLBUCKS.com](http://www.MYSCHOOLBUCKS.com)). Please contact the director at (413) 644-2325 for your student's ID#.

If you are sending in money with your child (cash or check), we ask that you put all payments in a sealed envelope. Label the envelope, "LUNCH MONEY" and put your child's name and classroom teacher name on the outside of the envelope.

Our cafeteria software provides confidentiality of all students (free, reduced or full pay) and is efficient for everyone. It also allows us to keep accurate records of all student transactions. We encourage ALL parents to set up an account at [www.MYSCHOOLBUCKS.com](http://www.MYSCHOOLBUCKS.com). This will allow you to view your child's account balance and/or transactions at any time. There is also a Mobile App available for your phone.



**It is important that all meals are paid promptly** and account balances are kept current. Emails will be sent regularly to parents/guardians if your child has a NEGATIVE BALANCE (owes money). Letters will be sent home in addition to the daily emails when a student has charged more than 5 times. While we want to avoid this, please understand **that an alternative meal may be served if accounts become delinquent.**

**If your account is delinquent and paying the cafeteria bill is a hardship please connect directly with the principal or assistant principal. We would appreciate the opportunity to work with you.**

We encourage all families to complete the application for Free/Reduced Meal Benefits, as this participation directly relates to eligibility for certain federal grants, bringing needed funds to the school district. If your income should change during the school year please complete a new application as this may change your child's eligibility for meal benefits.

If you have questions regarding the cafeteria, Free/Reduced Lunch Benefits, allergy concerns, etc., please contact the director, Katherine Sullivan at (413)644-2325 or (855)255-8666, [Kathy.sullivan@bhrsd.org](mailto:Kathy.sullivan@bhrsd.org)

### **CURRICULUM AND STATE STANDARDS**

All families will receive a grade level curriculum overview in the first few weeks of school from the classroom teacher(s).

Our curriculum is rich and varied, and it connects students to community partners and our landscape. Additionally units of study align with the Massachusetts Common Core State Standards. To read the standards visit the Massachusetts Department of Elementary and Secondary Education website at <http://www.doe.mass.edu/>.

### **DISTRICT POLICY ON HOMEWORK**

The term "homework" refers to an assignment to be prepared during a period of supervised study in class or outside of class.

The purposes of homework are to improve the learning processes, to aid in the mastery of skills, and to create and stimulate interest on the part of the student.

Homework is a learning activity which should increase in complexity with the maturity of the student.

With increased maturity, learning should become an independent activity. This should be established through consistent assignments which encourage students to investigate for themselves and to work independently as well as with others.

Homework assignments should be consistent in terms of the amount given each day and the time required for each assignment so that a pattern of meaningful homework can be established by the teacher and/or the student.

The information for any homework assignment should be clear and specific so that the student can complete the assignment.

Homework assignments should take into consideration individual differences of students such as health, ability, conditions at home, and educational resources at home. Homework should not require the use of reference materials not readily available in most homes, school libraries, or the public library, and should require the use of those materials only when the student has had instruction in the use of them.

There are many other learning activities in the life of a student besides homework. Such things as participating in school activities, pursuing cultural interests, participating in family living, and exploring personal interests should be considered by teachers when planning consistent assignments. Homework is not to be used as a form of punishment under any circumstances.

(See Section I, Policy IKB of the BHRSD Policy Book for more information)

### **DELAYED SCHOOL OPENING AND SCHOOL CLOSING**

During inclement weather, the Superintendent of Schools may delay the opening of school by one or two hours, or close school. In the event of severe weather conditions, school closings or delayed openings will be communicated to families via a recorded message sent directly to the phone number on the Emergency School Closing form. The closing is posted on the district website and announced as early as possible on the following radio stations and TV stations:

**Radio Stations:** Great Barrington WSBS - am 860

Pittsfield WUPE - fm 100.1/94.1, WBRK - am 1340/fm 101.7, WBEC - am 1420

Albany WYJB - fm 95.5, WRVE - fm 99.5, WGY - am 810

**TV Stations:** Please check your local cable/satellite listings for the proper viewing channel

Springfield WWLP/TV 22

Hartford WSHM / 3

Albany WNYT /13, WRGB / 6, WTEN /10, WXXA , Capital News 9

Information is also posted on [www.bhrsd.org](http://www.bhrsd.org)

### **Blizzard Bags:**

Berkshire Hills Regional School District has yet to determine if Blizzard Bags will be used during the 2021-2022 school year if school is closed due to inclement weather. Stay tuned for more information on this topic.

### **DRESS CODE**

We ask that children come to school dressed appropriately for both the weather and in keeping with sensible standards for an educational environment. The school does not deem a particular mode of dress inappropriate unless it disrupts the learning environment, or endangers the health, welfare, or safety of an individual. Student dress is to be conducive to full participation in the educational experience without distraction. It can be expected that any style that is disruptive to the learning environment will be addressed with students and families. Our follow-up at school will include asking the student to cover the offensive clothing or change into something more appropriate. We will inform you if this happens and appreciate your support in encouraging appropriate dress.

It is expected that students who come to school will participate in all programs unless permission has been granted by the principal. During cold weather it is extremely important that students have appropriate clothing for outdoor learning. Please be sure your child has a hat, gloves or mittens, a warm coat, snow pants and boots when there is snow on the ground.

Let the classroom teacher, assistant principal, or principal know if you need help obtaining warm clothing for your child. We will help.

**Please label all clothing** to decrease the possibility of losing or confusing these items. (Our Lost and Found is often overflowing. Please check regularly when you are missing an item.) Also, please note that students are expected to remove hats while inside the school building.

### **EARLY RELEASE DAYS**

Berkshire Hills Regional School District provides scheduled professional development for staff. Some professional development days are full days and some are early release half days. An early release half day necessitates an earlier bus schedule. Children are released at 12:00 noon. **Lunch is not served on these days.** The School Calendar includes these full and half days and is posted on our website.

### **EMERGENCY CLOSING OF SCHOOL**

In the case of an emergency, we will have the closing announced on the radio and through our automated call system. We collect telephone numbers from the emergency contact forms that are distributed at the start of the year. In the event of an emergency you will receive a recorded message from school with all of the necessary information.

### **EMERGENCY DRILLS**

BHRSD has a campus-wide emergency operations plan. At Muddy Brook we practice fire and emergency drills on a regular basis to ensure safe evacuation of everyone in the school. The alarms can be heard throughout the school and also flash repeatedly for the hearing impaired. Evacuation routes are posted in each classroom. When alarms are sounded, students are to follow the teacher's directions to exit the building in a rapid but orderly fashion. Students are to stay with a teacher throughout the entire drill.

Throughout the school year students will participate in the following emergency safety drills: Evacuation - Fire Drill, Evacuation – On Campus away from building, Evacuation – Off Campus, Lockdown and Shelter in Place. We encourage families to discuss drills with students and to emphasize that the purpose of a drill is to practice so that all are safe.

### **EVACUATION PROCEDURES**

An evacuation of a building could be necessary as a result of many possible emergency situations including but not limited to fire, gas leak, hazardous materials release, or a bomb threat. To evacuate a school building is a decision made by the building administrator. The type of evacuation will vary depending on the circumstances surrounding the cause of the evacuation. There are four possible evacuations.

- The first evacuation is to leave the building and go directly to a pre-designated location to be accounted for and then wait for clearance to re-enter the building. The building should not be re-entered until the building administrator determines it is safe for re-entry.
- The second type of evacuation is to leave one building and go to another. The elementary school will go to either the middle or high school and middle and high school go to elementary school. When two schools are being evacuated they will proceed to the remaining school.
- The third type of evacuation is to leave the building and board buses to report to our designated shelter location – Berkshire South Youth Center (The high school goes to Hillcrest Education Center/Brookside Campus and the middle school reports to Hevreh of Southern Berkshire).
- The fourth option is to evacuate the building by way of dismissal for the day.

In all four possible evacuations it is the role of the Critical Response Team to determine the best option, communicate that throughout the building and take all steps necessary to carry out the evacuation in an expeditious and orderly manner accounting for everyone throughout the entire evacuation.

## **FIELD TRIPS AND OVERNIGHT TRAVEL**

Field trips provide enrichment opportunities aligned with curricula. While all students should participate, repeated inappropriate behaviors during the school year or poor attendance may jeopardize a student's opportunity to do so. Student safety is our top priority. All parents wishing to attend a school field trip are required to complete a CORI check (paperwork may be obtained at the front office) and receive permission to attend from the classroom teacher. Advance approval by the Superintendent is required for any student trip involving late night or overnight travel. Any student or staff member planning late night or overnight travel should consult the school committee policy on late night and overnight travel prior to making any travel arrangements.

## **FUNDRAISING**

Community and parent groups, as well as school personnel wishing to raise funds for school programs, are asked to consult with the principal. There is a School Committee policy designed to prevent undue solicitation of the community. *(See Policy GBEB of the BHRSD Policy Book for more information.)*

## **GIFTS**

Personal gift exchanges between teachers and students are discouraged. Many families express their appreciation by making a gift to the classroom. If a family would prefer to show its appreciation personally to a teacher, according to school policy, no gift may exceed \$50.00 in value. *(See Policy GBEC of the BHRSD Policy Book for more information.)*

## **KINDERGARTEN SCREENING AND EARLY CHILDHOOD PROGRAM**

Children entering Kindergarten will participate in a kindergarten screening so that we can better understand the learning needs of each individual. Kindergarten screenings will take place in the spring prior to the school year. At the screening the school nurse will conduct a vision and hearing test, and the team will conduct a brief assessment of the following:

1. understanding and use of spoken language
2. visual-motor skills and motor coordination
3. early childhood concepts and thinking skills
4. social behavior in the classroom

The Kindergarten Screening Team consists of the kindergarten teachers, the school psychologist, a speech therapist, and a special education teacher. These assessments do not in any way constitute a full diagnostic evaluation. Results have no impact on the lottery process for early childhood classrooms. The screening instrument is designed to provide only enough information to assist in class placement and to help identify students who may need additional support in our early childhood programs. You will be informed of your child's screening results and you may follow-up on these findings with your child's classroom teacher in the fall. Students who miss the spring screening will be screened in September.

## **MCAS (Massachusetts Comprehensive Assessment System)**

Students in grades 3 and 4 will participate in ELA (English Language Arts) and math MCAS assessments in April and/or May.

The MCAS assessments are designed to measure what students know and are able to do and are matched to the Massachusetts Common Core Curriculum Standards. Parents and or guardians receive detailed feedback regarding their child's progress towards state standards based on these assessments.

## **PARENT-SCHOOL COMMUNICATION**

The front office is available to receive phone calls on school days from 8:00 a.m. until 4:00 p.m. Please call the front office or stop in during the school day if you have questions or concerns. If you would like to speak with an administrator, please arrange an appointment through the front office. The principal and assistant principal are not always available to receive phone calls during the day, but voice messages will be heard and responded to within a day. Emails will be returned in a timely manner as well.

**End-of-day-routine change communication must go through the front office.** Staff schedules can vary. It is not reliable to email (or text) staff about changes in routine. Changes in routines should be communicated before 3:00 p.m.

## **PARENT-TEACHER/STAFF COMMUNICATION AND CONFERENCES**

Parents/guardians are encouraged to be active partners in our school community. Two conferences are scheduled throughout the year, October (parent/teacher) and March (student-led). You may reach out to your teacher for an additional conversation and meetings as needed. The October conference is one of goal-setting, and sharing fall assessment data, while the March conference is one where students will lead family members through a portfolio of work to demonstrate their growth through the year. It is our hope that all parents/guardians will attend these conferences. If you would like to contact your child's teacher, please call the front office at 413-644-2350. Phone calls will not be put through to teachers during instructional time (8:35 a.m. - 3:25 p.m.), but you may leave a message on voicemail and your call will be returned at the teacher's earliest convenience. Teachers may be emailed at any time and parents can expect a response within one school day. We truly value a team approach and appreciate hearing your thoughts and ideas for supporting the social, emotional and academic growth of your child. Please reach out and team with us!

**Should any school-related concern arise regarding your child, please see or call the person directly related to the issue.** School Committee policy BHD (*Section B, Policy BHD of the BHRSD Policy Book*) outlines the steps for resolving problems. Difficulties should be addressed at the level at which they occur. For example, issues with homework, tests, extra help, classroom discipline, and class relationships should be handled at the teacher level. The principal/assistant principal is available for help if issues cannot be resolved. Issues not resolved with the principal will go to the superintendent and then, if still unresolved, the School Committee.

Both Massachusetts and the federal government have laws that exist to insure parents' and students' rights of confidentiality, inspection, amendment, and destruction of student records, and to assist school authorities in their responsibilities for the maintenance of school records. In Massachusetts, those laws are found at G.L. c.71, §§ 34A, 34D, 34E, and 34H and at 603 CMR 23.00. The federal student records law is called the Family Educational Rights and Privacy Act and is found at 20 U.S.C. section 1232g; 34 CFR 99, further information is available at the link below: <http://www.ed.gov/policy/gen/guid/fpco/ferpa/index.html> See more in the handbook under Student Records.

## **PARKING AND PROHIBITION OF IDLING**

Parents and guardians must park in the front parking lot during school hours. The parking lot near the playground is closed from 8:00 a.m. to 3:40 p.m. to ensure the safety of all our students.

The front circle is an idle-free zone. You are not allowed to idle, park or leave your car in the front circle while dropping off or visiting. Whenever a bus or vehicle arrives, the driver is to secure the bus or

vehicle and shut the engine down as soon as possible. No bus or vehicle will be left at idle in excess of five minutes of anticipated idling time.

Please help us enforce community norms that keep all students, staff and community members safe when entering and exiting the school. Our dismissal routine for children who are being picked up allows for lining up in the front circle with car engines off from 3:10 p.m. -3:25 p.m. A Muddy Brook staff member will bring your child to your car.

### **PARENTAL SUPPORT AND FUNDRAISING GROUPS**

The Berkshire Hills Regional School District (BHRSD) is appreciative of and grateful for the support parental groups provide for co-curricular activities. Parents participate as spectators, volunteers and fundraisers. It is important to recognize, however, that the BHRSD does not audit or provide accounting for financial records of these organizations.

To provide added credibility for parental organizations and that of the school district, the BHRSD has developed a set of financial accounting requirements. Annually each organization will submit a document of assurance to the District that they are following these recommendations. In exchange, the BHRSD will allow them to use, subject to applicable District policy, the school/district name, facilities and appropriate equipment as well as publicize their activities.

During the early fall, the School Committee will host a special informational meeting for the heads of these organizations and other interested parties to familiarize them with the procedures to be followed.

### **PARENT TEACHER ASSOCIATION (PTA)**

#### **Muddy Brook PTA: Mission**

The Muddy Brook PTA strives to support, engage, and celebrate all families in order to build a strong school community where children can thrive and grow.

#### **Together We Will:**

- Provide support for cultural and educational programs at Muddy Brook
- Host events that heighten our sense of community, build engagement, support the Muddy Brook curriculum, and promote humanitarian and environmental efforts within our region.
- Encourage and organize volunteer support for our school, teachers and PTA events.
- Engage in fundraising efforts to support programs and events at Muddy Brook.

To find out about upcoming events and community building activities, please visit our Facebook page: <https://www.facebook.com/muddybrookelempto> or email us at: muddybrookpto@gmail.com

### **PHYSICAL RESTRAINT OF STUDENTS IN PUBLIC SCHOOLS**

In December 2014, the Department of Elementary and Secondary Education (DESE) officially approved changes to the physical restraint regulations applicable to public education programs. The definitions of what constitutes a physical restraint have been amended substantially. Furthermore, the regulations impose additional due process, incident reporting, and data review requirements.

New procedures are in place to assure that every physical restraint is reported and logged in the main office; that the principal (or designee) notifies the parents verbally and in writing of every restraint; that parents/students have the opportunity to comment on the restraint or a report of the restraint; that a principal (or designee) personally approves every restraint over 20 minutes and every time-out over 30 minutes; that the principal (or designee) has a weekly review of individual student restraint data; and that the principal (or designee) reviews school-wide restraint data on a monthly basis.

BHRSD complies with the provisions of 603 CMR 46.00 dealing with restraint of students in the public schools. To that end, the District's policy is developed pursuant to those regulations and is available upon request from the central office.

### **PROMOTION AND RETENTION OF ELEMENTARY STUDENTS**

The BHRSD School Committee has a policy (IKE) addressing the promotion and retention of elementary students. Key sections are reprinted below:

The School Committee is dedicated to the best total and continuous development of each student enrolled. The professional staff is expected to place students at the grade level best suited to them academically, socially, and emotionally. In evaluating student achievement, each teacher will make use of all available information, including results of teacher-made tests and other measures of skill and content mastery, standardized test results, and teacher observation of student performance. Students will normally progress annually from grade to grade. Exceptions may be made when, in the judgment of the professional staff, such exceptions are in the best educational interest of the students involved. Exceptions will only be made after prior notification and explanation to each student's parents, but the final decision will rest with the building principal.

### **RECESS PERIODS**

All children have 20-25 minutes of scheduled recess before or after lunch. Individual classroom teachers are encouraged to schedule an additional recess block during the school day. During inclement weather children may have indoor recess. The school nurse, in consultation with the administration, will determine whether children will go outside. **Please be sure your child comes to school with appropriate outdoor clothing as weather conditions can change throughout the day. If we go outside it is expected that your child will join us unless you have a doctor's note or special permission from the principal.**

### **SCHOOL COUNCIL**

The Massachusetts Education Reform Act of 1993 established School Councils in each school in the Commonwealth. The Berkshire Hills Elementary School Council is made up of parents, teachers, community representatives, and the elementary principal. The purpose of the council is to assist the principal in (1) adopting educational goals for the school that are consistent with local educational policies and statewide student performance standards, (2) identifying the educational needs of students attending the school, (3) reviewing the annual school building budget, and (4) providing input into the School Improvement Plan. Whenever there is an opening on the Council, parents will be notified and may express an interest to be a member by writing to the principal. These dates will be printed in the Muddy Brook WAAG and posted on our website. These meetings are open to the public. Parent representatives to the School Council are appointed through the Muddy Brook PTA. Please contact the principal for more information regarding the School Council.

### **SCHOOL MATERIALS AND PROPERTY**

The School Committee through its professional staff has identified appropriate instructional materials to achieve educational objectives at each grade level. These materials are provided by the BHRSD. **Since the books and supplies are provided at public expense, it is expected that children will be responsible for replacement of any materials that are lost or damaged beyond reasonable use.** Reimbursement is also expected in the event of damage to buildings, furniture, or equipment caused by misconduct or an act which a child would reasonably be expected to avoid.

### **SCHOOL PICTURES**

School photographs are taken in early September. Retakes are scheduled for some time in early November.

### **SPECIAL EDUCATION REFERRAL**

A student may be referred for an evaluation by a parent or any person in a care giving or professional position concerned with the student's development, when the child is not making meaningful progress, and when it is suspected that the child has a disability. When a student is referred for an evaluation to determine eligibility for special education, the building principal will invite the parents in for a meeting to discuss the referral, within five school days of receipt of the referral. Following the meeting, should the parent decide to move forward with the evaluation, a consent for testing will be mailed to the parent from the Office of Student Services, within the required five school days. Assessments will be completed within 30 school working days of the date that we receive your signed consent form. We will ensure that evaluators are appropriately credentialed and trained to administer all assessments. Each person conducting an assessment shall summarize in writing the procedures employed, the results, and shall define the student's needs and recommendations for meeting those needs. Once the assessments are completed, a Team meeting will be held at which time the results of the assessments will be reviewed and discussed. You will receive notification of the date, time, and place of the Evaluation Team Meeting once it has been scheduled. The entire process will be completed within 45 school days of the receipt of the Evaluation Consent Form signed by you. The special education Team shall consist of all evaluators, the student's regular education teacher, a special education teacher, an administrator, the parent/guardian and anyone else relevant to the process. At that time, if there is a determination of eligibility, the Team will develop an Individualized Education Program (IEP) for your child, and determine placement for delivery of services. If you have questions or would like more information, please contact Katie Retzel, building principal at 413-644-2350 or Kate Burdsall, Director of Student Services, at 298-4017 ext. 14.

### **SECTION 504**

Some students with disabilities may be entitled to services and other accommodations under Section 504 of the Rehabilitation Act of 1973 and the Americans with Disabilities Act. To qualify as a disabled individual under Section 504, a student must: 1) have a physical or mental impairment that substantially limits one or more major life activities; 2) have a record of such an impairment, or 3) be regarded as having such an impairment. To qualify for a 504 Plan, an individual must fit into qualification # 1 and require services and other accommodations to meet their educational needs as adequately as the needs of nondisabled students are met. The determination of such qualification shall be made by a team of persons knowledgeable about the disability and/or the student. A parent/guardian/teacher, as well as other individuals like the student's



physician, may refer the student for an evaluation under Section 504. A complete copy of the Parent's/Guardian's procedural rights under Section 504 may be obtained from the guidance department's office.

### **HOMEBOUND INSTRUCTION**

(Educational Services in the Home Or Hospital)

Upon receipt of a physician's written order verifying that any student enrolled in the Berkshire Hills Regional School District or placed by the district in a private setting must remain at home or in a hospital on a day or overnight basis, or any combination of both, for medical reasons and for a period of not less than 14 school days in any school year, the principal shall arrange for provision of educational services in the home or hospital. Such services shall be provided with sufficient frequency to allow the student to continue his or her educational program, as long as such services do not interfere with the medical needs of the student. The principal shall coordinate such services with the Director of Student Services for eligible students.

(Section I, Policy IHBF of the BHRSD Policy Book)

### **SERVICE ANIMALS**

BHRSD acknowledges its responsibility to permit students and/or adults with disabilities to be accompanied by a "service animal" in its school buildings, in classrooms, and at school functions, as required by the American with Disabilities Act (28CFR 35.136(a)).

### **ASSISTIVE TECHNOLOGY**

Students on an IEP or 504 Plan may qualify for an Assistive Technology Evaluation and, on the basis of the evaluation, may benefit from the use of assistive technology in school, at home, or both. Regardless of setting, assistive technology remains the property of BHRSD and parents/ guardians/ adult students will be required to sign an agreement regarding the use of assistive technology prior to using it within their homes. Additional information will be provided by individual students' IEP or 504 Teams.

### **EQUAL ACCESS TO ALL ASPECTS OF K-12 PROGRAM**

The district evaluates all aspects of its K-12 program annually to ensure that all students, regardless of race, color, sex, gender identity, religion, national origin, limited English proficiency, sexual orientation, disability, or housing status, have equal access to all programs, including athletics and other extracurricular activities.

Title VI: 42 U.S.C. 2000d; 34 CFR 100.3(b)(2); EEOA: 20 U.S.C. 1703(f); Section 504: 29 U.S.C. 794; 34 CFR 104.4(b)(4); Title II: 42 U.S.C. 12132; 28 CFR 35.130(b)(3); NCLB: Title III, Part A, Sec. 3121(c)(1)(C); Title X, Part C, Sec. 722(g)(1)(J)(i), 722(g)(7); Mass. Const. amend. art. 114; M.G.L. c. 71A, § 7; c. 76, § 5; 603 CMR 26.07(1),(4) as amended by Chapter 199 of the Acts of 2011

### **NONDISCRIMINATION**

Public schools have the responsibility to overcome, insofar as possible, any barriers that prevent children from achieving their potential. The public school system will do its part. The District's policy of nondiscrimination will extend to students, staff, the general public, and individuals with whom it does business; No person shall

be excluded from or discriminated against in admission to a public school of any town or in obtaining the advantages, privileges, and courses of study of such public school on account of race, color, sex, religion, national origin, sexual orientation or disability. (See Section A, Policy AC of the BHRSD Policy Book for more information)

### **VERTICAL ACCELERATION OF STUDENTS**

It is a focus of the Berkshire Hills Regional School District to provide opportunities for its students to achieve in academics and, where possible, advance academically through both enrichment opportunities and grade/course acceleration. The enrichment process allows students not only to master grade level curricula, but to utilize this information in new, different, and challenging situations. This is the first step beyond mastery of presented curricula. Acceleration proceeds above this level and allows a student to bypass a grade, or subject area within a grade, provided total mastery and enrichment opportunities have been exhausted.

The process by which vertical acceleration will be considered for implementation is as follows:

1. Parents, students, and/or faculty members may present a request for consideration of vertical acceleration.
2. The parent, student, and/or faculty must present a rationale for vertical advancement to another course or grade level.
3. The teacher and, where appropriate, the guidance counselor must present a thorough summary of classroom achievements and assessment of the student's academic progress.
4. The school psychologist should complete a thorough psycho-educational evaluation as appropriate.
5. The Principal will call for a team meeting involving the parents, teacher(s), school psychologist, and any other school personnel critical to the team meeting. At this meeting, all information regarding the student's academic progress and social/emotional maturity will be reviewed. The request for vertical acceleration will be based on the evaluation and achievement materials presented.
6. The team will make a recommendation to the principal regarding whether or not vertical acceleration should occur and, the team will recommend a plan of action for its implementation. The principal will make a decision with the approval of the superintendent, regarding this recommendation. If the recommendation is not approved, the parent, student, and/or faculty member may request a review after six months.
7. The classroom teacher(s) and the building Principals will implement the plan. It will be the teacher's responsibility, along with the guidance counselors, where appropriate, to monitor student progress.
8. Regular communication regarding student progress will occur. Should the student have difficulty with the vertical acceleration, another team meeting will be activated to assess the situation and recommend changes in the program. Should the student succeed in the vertical acceleration, additional team meetings may be necessary to continue developing action plans for vertical acceleration in additional academic school years. The steps will follow those outlined above.

(See Section I, Policy IKEA of the BHRSD Policy Book for more information)

## **STANDARD-BASED REPORT CARDS**

Report cards for all students without regard to disability are sent home twice a year in January and June. These reports indicate your child's progress toward the Massachusetts Common Core Curriculum Standards in each academic area and with regard to effort and social and emotional growth. Families are encouraged to regularly contact teachers to discuss student growth and any possible opportunities and or concerns. In March we hold student-led conferences to share growth.

## **STUDENT EMERGENCY RELEASE PROCEDURE**

In emergency situations when it is necessary for your child to leave school during the day, an authorized adult must come to the front atrium. We will call your student to the main office for dismissal.

**To minimize distractions in the classroom, please do not go directly to your child's classroom.**

If an unauthorized adult needs to pick up your child, an authorized adult must call the office. Authorized adults are listed on our emergency forms. We cannot release your child to an unauthorized adult without permission.

## **STUDENT NAME**

**At Muddy Brook Elementary School we refer to state guidelines regarding student name change requests.**

Massachusetts' law recognizes common law name changes. It states, "An individual may adopt a name that is different from the name that appears on his or her birth certificate provided the change of name is done for an honest reason, with no fraudulent intent. Nothing more formal than usage is required. Hence, when requested, schools should accurately record the student's chosen name on all records, whether or not the student, parent, or guardian provides the school with a court order formalizing a name change. The Department has a procedure in place to update name changes and gender markers in the Student Information Management System (SIMS) upon request. The document Assigning State Assigned Student Identifiers (SASIDs) to Massachusetts' Public School Students guides schools through changing names and gender markers on school records. In sum, school personnel should use the student's chosen name and pronouns appropriate to a student's gender identity, regardless of the student's assigned birth sex. For those students who have been attending a school and undergo gender transition while attending the same school, it is important to develop a plan for initiating use of the chosen name and pronouns consistent with the student's gender identity."

## **STUDENT RECORDS**

### **FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT**

Both Massachusetts and the federal government have laws that exist to insure parents' and students' rights of confidentiality, inspection, amendment, and destruction of student records, and to assist school authorities in their responsibilities for the maintenance of school records. In Massachusetts, those laws are found at G.L. c.71, §§ 34A, 34D, 34E, and 34H and at 603 CMR 23.00. The federal student records law is called the Family Educational Rights and Privacy Act and is found at 20 U.S.C. section 1232g; 34 CFR 99, further information is available at the link below: <http://www.ed.gov/policy/gen/guid/fpco/ferpa/index.html>

The following definitions apply to these subsections:

#### **Authorized School Personnel (CMR)/ School Officials (FERPA):**

School administrators, teachers, counselors, special education team members, clerical personnel, and other professionals who are employed by the school committee or who are providing services to the student under an agreement between the school committee and a service provider, and who are working directly with the student in an administrative, teaching, counseling, and/or diagnostic capacity. It includes attorneys,

contractors, electronic/online vendors, consultants, volunteers, interns, or other parties to whom the school has outsourced institutional services or functions.

Legitimate Educational Interest:

Authorized School Personnel/ School Officials have a legitimate education interest in a student record when access to that record is necessary in order to fulfill his/ her professional responsibilities.

Eligible Students:

Any student who is 14 years of age or older or who has entered ninth grade, unless the School Committee has acting pursuant to 603 CMR 23.01(4) extends the rights and provisions of 603 CMR 23.00 to students under the age of 14 or to students who have not yet entered ninth grade.

Release of educational information by the school:

Generally, schools must have written permission from the parent or eligible student in order to release any information from a student's education record, and parents may consent to the disclosure of educational records to any third party. However, FERPA and Massachusetts student records laws allow schools to disclose those records, without consent, to the following parties or under the following conditions:

- Other schools to which a student is transferring (please note that our schools will also request and receive student records from the school of origin for students transferring into the District, and will be able to receive these records without additional consent upon receiving notice that the student will be enrolling in the District);
- Authorized School Personnel/ School Officials, when they have a legitimate educational interest in the materials.
- Administrative office staff and clerical personnel who are either employed by the school committee or are employed under a school committee service contract, and whose duties require them to have access to student records for purposes of processing information for the student record;
- Specified officials for audit, enforcement, or evaluation purposes, provided that except when collection of personally identifiable data is specifically authorized by law, any data collected by such officials shall be protected so that parties other than such officials and their authorized agents cannot personally identify such students and their parents;
- Local and state health department personnel to student health records, when such access is required in the performance of official duties;
- Appropriate parties in connection with financial aid to a student;
- Organizations conducting certain studies for or on behalf of the school;
- Accrediting organizations;
- To comply with a judicial order or lawfully issued subpoena;
- Appropriate officials in cases of health and safety emergencies; and
- State and local authorities, within a juvenile justice system, pursuant to specific State law.

Under 603 CMR 23.07(4)(a) a school may release the following "directory" information without prior consent: "a student's name, address, telephone listing, date and place of birth, major field of study, dates of attendance, weight and height of members of athletic teams, class, participation in officially recognized activities and sports, degrees, honors and awards, and post-high school plans." Parents and eligible students may request that this information not be released without prior consent.

As referenced in 603 CMR 23.07(4)(g), the District forwards education records to other agencies or institutions that have requested the records and in which the student seeks or intends to enroll or is already enrolled so long as the disclosure is for purposes related to the student's enrollment or transfer.

Under section 37L of G.L., c. 71, any student transferring into a new school district must provide the new district with "a complete school record," including but not limited to, "any incidents involving suspension or violation of criminal acts or any incident reports in which such student was charged with any suspended act."

Please also note that all student records will be destroyed 30 days after the student's graduation from MMRHS or 30 days after transferring to another school. **This handbook hereby provides students and parents/guardians with notice of destruction of records.** Parents/ guardians/ adult students are encouraged to request and procure student records from the central office within 30 days of a student's graduation or transfer to another school.

### **RIGHT OF ACCESS, INSPECTION, AND REQUEST FOR AMENDMENT OF RECORDS BY CUSTODIAL PARENTS AND ELIGIBLE STUDENTS**

Pursuant to 603 CMR 23.07, parents and eligible students shall be given access to the student record within ten days after the initial request and have the right to inspect the records. Upon request, school officials will meet with the parent/ eligible student to interpret the records. The parent/ eligible student also has a right to have the records inspected by third parties.

Parents/ eligible students may also add information, comments, data, or other relevant information to the student record. They may submit written requests for amendment or deletion of all educational records, with the exception of records entered by a special education evaluation team. If parents/ eligible students wish to have special education records amended or deleted, they may request a meeting with the school principal or his/ her designee, or the special education team to discuss their concerns.

### **NON-CUSTODIAL PARENTAL REQUEST FOR STUDENT RECORDS**

#### **G..L. c. 71, § 34H**

Any parent who by court order does not have physical custody is considered a non-custodial parent. A non-custodial parent may have access to the student record in accordance with law and Department of Education regulations, found at 603 CMR 23.07. A non-custodial parent requesting information shall submit a written request to the school principal.

Any parent who does not have physical custody shall be eligible to receive access to the student record unless:

- Parent's access is currently prohibited by temporary or permanent protective order, unless this order specifies access to such information.
- The parent is denied visitation; or, based on threat to safety of the child, is currently denied legal custody, or is court-ordered to be under supervised visits, and such threat is specifically noted in the custody or visitation order.
- There is an order of a probate and family court judge which prohibits the distribution of student records to the parent.

Once a request is received, the school shall review the student's records for any documentation limiting or restricting the non-custodial parent's access to the information or records. The district shall notify the custodial parent of the request by certified mail in both primary language of the custodial parent and in English that it will provide the information after 21 days, unless the custodial parent provides the principal with documentation that the parent is not eligible for the information. Such documentation includes:

- A court order prohibiting contact with the student, as outlined above;
- A (temporary or permanent) court order plainly prohibiting the distribution of information to provide protection to the student from abuse by the requesting parent; and
- Subsequent orders modifying a protective order that would otherwise allow such access. In this case, the custodial parent must contact the school to notify administration of any such modified court orders and provide documentation thereof.

If the custodial parent responds and provides any of the above documents, these records are to be placed in the student's file. If the custodial parent does not produce such documentation, the student records will be provided to the non-custodial parent, except that all electronic and postal address and telephone numbers relating to work or home of the custodial parent shall be removed from the records sent. Furthermore, student records provided to a non-custodial parent will be stamped to indicate that they cannot be used to enroll the student in school elsewhere.

If a student is the subject of any temporary/permanent custody order, decree, or agreement, a copy of the custody order, decree or agreement – either signed by the judge of the probate court in the case of an order or decree or signed by both parents in the case of an agreement – must be provided to the main office.

These orders are important for determining access to the student's records, the right to have the student dismissed into the care of an individual, the right of access to a student's teacher and similar issues. Parents are responsible for notifying the school of any changes in the custody order, decree, or agreement.

These records are to be placed in the student's file. Each elementary and secondary school shall provide student records within ten days including, but not limited to:

- Report cards and Progress Reports
- Results of standardized testing
- Notice of referral for special education evaluation
- Notification of enrollment in ESL program (Chapter 71A)
- Notification of absences and illnesses
- Notification of detentions, suspensions, or expulsions
- Notification of permanent withdrawal from school

Upon receiving oral or written notice that the student seeks or intends to transfer to another school, the District will send a student's records to the school to which a student seeks or intends to transfer. The District does not require the consent of the eligible student or parent to forward these records.

### **PROTECTION OF PUPIL RIGHTS AMENDMENT**

The Protection of Pupil Rights Amendment (PPRA) requires that the school notifies you to obtain consent or allow you to opt out of the following school activities: a student survey, analysis, or evaluation that concerns one or more of the following eight areas ("protected information surveys"):

- Political affiliations or beliefs of the student or student’s parent;
- Mental or psychological problems of the student or student’s family;
- Sex behavior or attitudes; illegal, anti-social, self-incriminating, or demeaning behavior;
- Critical appraisals of others with whom respondents have close family relationships;
- Legally recognized privileged relationships, such as with lawyers, doctors, or ministers;
- Religious practices, affiliations, or beliefs of the student or parents; or
- Income, other than as required by law to determine program eligibility.

This requirement also applies to the collection, disclosure or use of student information for marketing purposes (“marketing surveys”), and certain physical exams and screenings.

The District will provide parents, within a reasonable period of time prior to the administration of the surveys and activities, a notification of the surveys and activities and be provided an opportunity to opt their child out, as well as an opportunity to review the surveys. (Please note that this notice and consent/opt-out transfers from parents to any student who is 18 years old or an emancipated minor under State law).

Any allegations of FERPA violations relating to the above sections may be directed to the U.S. Department of Education’s Family Compliance Office, located at 400 Maryland Avenue, SW, Washington, DC 20202.

(District policy regarding student records can be found on the district website.)

### **Student Health Records**

Student Health Records are also confidential. The health record is held by the school nurse. It is immediately available upon request to administrators and teaching staff who have consent from a legal guardian to access these records, the child’s parents or legal guardians, and regulatory authorities.

### **Medical and Dental Needs**

Advances in healthcare enable children with increasingly complex medical needs to be a part of the general school population. The incidence of chronic conditions are now being managed in the school setting, requiring school nurses to make care decisions that may include delegation where appropriate. An adult trained in any procedure will be on site whenever the child is present.

To provide for safe care BHRSD school nurses utilize the Five Rights of Delegation to guide their assessment of whether delegation is appropriate for the student and the situation.

1. Right Task
2. Right Circumstances
3. Right Person
4. Right directions and communication
5. Right supervision and evaluation

Nurses review the Five Rights of Delegation and determine when delegation is appropriate. The school nurse develops an individualized healthcare plan based on the medical orders, outlining the level of care and healthcare needs of the student and indicating which nursing tasks can and cannot be delegated. Further, the continuous process of evaluation should be based on outcomes of care, ensuring that the delegated task is completed properly and produces the desired outcome. Where appropriate the school nurse in collaboration with the student’s pediatrician and appropriate school staff develops a written safety plan.

### **Students with Special Feeding Needs**

For children of any age with special feeding needs Muddy Brook staff:

1. Document the type and quantity of food the child consumes
2. Provide this information to the family daily.

### **Students with Diapering Needs**

Staff check for and change wet or soiled diapers or training pants when a child wakes up from a nap.

### **TOYS, ELECTRONIC DEVICES, MONEY, AND OTHER VALUABLES**

**Toys:** Toys are **only permitted** at the request of the classroom teacher in connection with learning activities or in connection with special circumstances. In all other cases, toys should be left at home or will be kept in the front office during the school day. Toys won at High Five drawings or earned in special circumstances are to be kept in backpacks throughout the day and taken home right away.

**Electronic Devices:** We do not allow iPods, iPads, cell phones, cameras or other electronic devices without special permission. We cannot assume responsibility for any damage or loss that may occur to personal items. Electronic equipment and other objects identified by the principal/assistant principal as being inappropriate for school grounds will be confiscated and brought to the office where parents may pick them up.

**Money:** Students bringing money to school are asked to place the money in an envelope with the student's name clearly written on the front as well as a label identifying the reason for the money . We ask that children not bring large amounts of cash or other valuable objects to school.

### **TRANSPORTATION – Massini Bus Company**

Free bus transportation is provided to all Early Kindergarten through Grade Four students living within the district and living more than one mile from the school. Bus stops are located within easy walking distance for all students. Please contact Massini Bus Company at 413-229-7962 if you have any questions.

To ensure the safety of all students who ride a bus or a van, **an adult must stand at the bus stop to meet the bus**. If the adult waits in the car, the **adult must get out of the car when the bus approaches** so that the bus driver can see the adult meeting the bus. If a parent or approved adult is not at the bus stop, the child will be returned to the elementary school and the parent will be required to pick the child up at school.

**If a student is without an adult at the bus stop three times, families can expect bus privileges to be revoked for two weeks.**

### **Bus/Van Rules**

To ensure the safety of all students, the drivers will expect the following behavior:

- Be courteous - use kind, appropriate language and a calm, safe body
- Talk quietly (to those sitting with you)
- Save food and drink for when you are off the bus (eating/drinking is NOT allowed)
- Cooperate with the driver
- Remain seated at all times - face front - feet on the floor (sit as though you are buckled with a seatbelt)



Drivers will fill out a Bus Conduct Report when children are not following the rules. This report goes to the assistant principal at Muddy Brook. The principal or assistant principal will follow up with the child in an effort to change behavior so that Massini transportation is safe for everyone. If a student receives three Conduct Reports, it may be necessary to revoke transportation privileges. A student who cannot follow the rules for safe transport and endangers the health, safety, and welfare of other riders will lose transportation privileges in accordance with school discipline regulations.

**Protocol and procedure when a Conduct Report has been received is as follows:**

Conduct Report #1 - The principal and/or assistant principal meet with the student(s) and discuss the situation and understand the context. Together a plan for improving the behavior is made. One copy of the Conduct Report goes home in an envelope, one copy of the report goes to the BHRSD main office in Stockbridge and one copy is filed at Muddy Brook.

Conduct Report #2 - The principal and/or assistant principal meet with the student(s) and this time a phone call home is made. The child and the guardian discuss the situation and together we come up with a new plan with the idea that if behavior does not change, privileges for Massini transportation will be lost. Copies of the report are distributed - home, BHRSD main office, and Muddy Brook.

Conduct Report #3 - The principal and/or assistant principal meet with the student(s). The guardian(s) is notified of the bus suspension and the length of the suspension, which can be up to two weeks. Copies of the report are distributed - home, BHRSD main office and Muddy Brook.

**Change in Bus Routine**

Massini Bus Company requires that any change in routine be authorized prior to the change taking place. Please call the bus company to request a change at 413-229-7962. If you need to change bus plans during the school day it is necessary to get permission from the bus company to change buses, AND call or email the school secretary, Christine Kelly at 413-644-2350 or [christine.kelly@bhrsd.org](mailto:christine.kelly@bhrsd.org). We will let your child know about the change.

If you email Christine Kelly, please include the following information:

- your child's name
- teacher name
- date
- bus number
- phone number and address of the adult meeting your child at the bus stop

**Please do not email your child's teacher about end of day routine changes during the day as this could result in miscommunication.**

**VISITORS**

Parents/guardians are always welcome to visit the school and their child's classroom if COVID regulations allow. As a courtesy to the teacher and to ascertain that your visit will coincide with an activity that you would like to see, we ask that you contact the teacher in advance. If you become a consistent volunteer it is required that we receive an approved "CORI" form from you prior to volunteering.

**All visitors to the school must enter through the front entrance and report to the main office to sign in and obtain a visitor's badge.**

From time to time, we receive requests to allow other visitors, who may be school-aged children, to spend a day or more with us. These requests may be granted through the approval of the Assistant Principal or Principal.

### **VOLUNTEERS**

If state regulations allow, parents and community members are encouraged to volunteer regularly and/or share special talents and skills. All volunteers, including those chaperoning school field trips, must complete a Criminal Offender's Record Inventory (CORI) form *in advance* of volunteering at the school. CORI forms are available from the front office. Please contact the office if you are interested in volunteering. (*Section I, Policy IJOC of the BHRSD Policy Book*). Volunteers are never alone with children.

#### **Guidelines for Volunteers**

Occasionally volunteers will observe student behavior that invites or requires adult intervention. In this event the expectation is for the volunteer to connect directly with a staff member for assistance. At no time should volunteers directly discipline students. This both protects volunteers and helps ensure consistent norms are followed. Please direct any questions with regard to this directly to the principal.

### **SOCIAL MEDIA GUIDELINES For Community Health and Wellness**

**At the beginning of each year all families have the opportunity to approve or not approve sharing of student's images on social media and with community partners.**

Out of respect for student confidentiality and safety, and to respect families, any photos or videos of Muddy Brook students at school related activities must be reviewed by the main office staff prior to posting.

When visiting school or considering school related issues at home we request that all parents and community members communicate directly with staff about concerns or celebrations before texting, posting or engaging social media broadly. Muddy Brook administrators and staff take pride in listening to parent feedback and collaborating directly with all families to support students.

Thank you for working with us to ensure a positive and respectful school climate and the safety of all children.

### **DIGITAL RESOURCES**

<http://www.bhrsd.org/>. This is our district website. <http://mbres.bhrsd.org/>. This is a direct link to the Muddy Brook web page. These sites feature newsletters, staff pages, educational links, and useful information about the school and district. Muddy Brook PTA has a Facebook page, Muddy Brook PTA.

## **MUDDY BROOK CLASSROOM INFORMATION**

### **ACADEMIC SUPPORT**

Classroom teachers are available to offer academic support before or after school one day a week. The elementary school remains open after regular school hours for any student requiring extra academic help. Parents will need to contact their child's teacher to set this up. Parents must arrange their own transportation for their child to be picked up no later than 4:00 pm.

### **ASSESSMENT TRAINING FOR TEACHERS**

Children at Muddy Brook are formally assessed at various times throughout the year. Each staff member is trained to use the assessment tool appropriate to the grade level through our mentoring program and through direct modeling by experienced teachers.

### **HOMEWORK**

The purpose of homework at Muddy Brook is:

- to inspire conversations and connection between home and school
- to support students in building a strong reading habit and a life with books
- to collect information to further projects at school
- to provide resources for supporting facts and fluency including digital subscriptions, flash cards, and other resources for students and families to access from home to meet specific grade level goals

We encourage all families to:

- Provide a specific place to do homework that is quiet, has enough work space, and has proper lighting
- Supervise and schedule a specific time for reading practice
- Ask to see completed reading logs
- Be sure your child returns completed reading logs and his/her books back to the library
- informs the teacher when your child is frustrated by assignments or cannot do the work,
- showing interest in your child's homework and other school experiences,
- talk with, listen to, and doing things with your child,
- let your child know you care about his/her success, and
- Inform the school when another language other than English is spoken at home. We can often provide books to read in languages other than English.

Every effort will be made to ensure homework is meaningful, manageable, and relevant. If you have feedback with regard to homework please contact the classroom teacher and the principal.

### **Building a Reading Life**

We believe in all students reading nightly to build reading skills, background knowledge and develop a love of books and learning. Documenting reading in a log helps the reader, family and teachers see progress and define and support emerging interests and passions.

All students are encouraged to read books of high interest at home. To support successful reading at home Muddy Brook staff will work with students to ensure they have a book of interest that is a "good fit" book at the student's current independent reading level. Students are encouraged to read good fit books provided and/or other books of interest from home. Students may also sign out multiple books from the library at a time.

Required Reading includes independent reading and being read to. We also encourage students and caregivers to share in the reading and alternate pages when appropriate. Students are required to record their reading in a log which is checked regularly by the classroom teacher. Classroom teachers will share a reading log and offer optional extension projects connected to reading. Students and caregivers will fill out the reading log and return it to the classroom teacher regularly. Reading responses are encouraged.

As students advance through the grades they increase their reading time at home. Baseline reading goals at home are:

- Pre-kindergarten through first grade - ten minutes per night
- Grade 2 - twenty minutes per night (at least ten minutes independent)
- Grades 3 and 4 - thirty minutes per night (at least 15 minutes independent)

We encourage students and families to read more when possible!

### **Furthering Projects Taking Place at School**

When students are working on a project at school that is enhanced by collecting information or practicing at home teachers will assign homework. Examples include interviewing an adult for a project about our community, collecting data or observing the landscape for math or science, or practicing reading a poem for a presentation.

### **Math Fluency Benchmarks**

We encourage some math practice at home and recognize families appreciate a flexible approach. While every individual is different, general math fluency benchmarks for the end of each grade level are:

- **Pre-Kindergarten** - Count to ten
- Kindergarten - count to 100 by the end of the year, count with 1-to-1 correspondence up to 30, write numbers to 20
- Grade 1 - could to 120 by the end of the year, add and subtract within 20, skip count by 5s and 10s through 100, identify coins including name and value (ie. there are five pennies in a nickel).
- Grade 2 - count up to 1,000, tell time on analog clocks (clocks with faces and hands) to the nearest five minutes, master addition and subtraction facts through 20, skip count by 2s, 5s and 10s to 200, identify coins including name and value (ie. there are five pennies in a nickel).
- Grade 3 - know from memory all multiplication facts through 10 x 10, skip count by all one digit numbers, tell and write time from an analog clock to the nearest minute
- Grade 4 - know math facts through 12 x 12

### **LOST AND FOUND**

Lost and found items are located in a bin in the school's front atrium. Parents may park and look through the lost and found at any time. Thank you for labeling all coats, hats, gloves and boots with your child's name. We periodically empty our Lost and Found and donate items to Goodwill (January, April and end of school).

### **PARTY INVITATIONS**

**We ask that invitations of any kind NOT be distributed at school.** Invitations brought to school for distribution **will be returned** to the child or parent by the class teacher. Families can refer to the Student Directory for student contact information. The front office cannot release contact information for any Muddy Brook family.

### **TELEPHONE USE**

We discourage children from using the school phones for personal reasons. **Cell phones are not allowed to be used at school and must be kept in backpacks.** Phone calls from students to parents or from parents directly to students are reserved for specific circumstances or emergencies. Information can be communicated to students through the front office throughout the school day. The number is 413-644-2350.

## **MUDDY BROOK INSTRUCTIONAL PROGRAMMING**

We believe:

- 1.) All students can perform at high levels.
- 2.) Students thrive with high quality instruction in a caring community.
- 3.) All members of our community are learners.

Our Early Childhood through Grade Four classes are self-contained and heterogeneously grouped.

### **GENERAL**

A primary goal of the instructional program is the mastery of grade level standards in the areas of English Language Arts, Mathematics, Science, and Social Studies. In the interest of the child's total development, experiences are provided to promote physical maturation and foster creative expression. Toward these ends, specialists in art, music, library, technology and physical education teach all classes on a regular basis to supplement those activities presented by the classroom teacher.

### **ENGLISH LANGUAGE EDUCATION (ELE)**

The goal of the English Language Education (ELE) program of the Berkshire Hills Regional School District is to support the progress of LEP (Limited English Proficient) students in the four English language domains of reading, writing, listening, and speaking. These students (known as English Language Learners (ELL)) receive content instruction in English at the appropriate academic and grade level. Any newly enrolled student with a language other than English spoken at home will be assessed for English Language Proficiency within 30 days of enrollment at school. Based on the results, students will be placed in a regular education classroom/schedule with support services in English as a Second Language as needed.

All parents have the right to waive ELL services. Information on the waiver procedure is available through the principal of each school. A Language Assessment Team (LAT) will convene once a student is identified as LEP. The LAT may include, but is not limited to: parent/guardian, principal, guidance counselor and/or school psychologist, ELL coordinator, teachers, and interpreter (when possible and if necessary). During that meeting, a specific education plan and schedule for the year will be developed.

Programming options available to students are documented in the student/parent handbook. The mini-handbook (in Spanish and English) for students eligible for ELE services and their parents/guardians also provides information about ELE programming options and legislative rights. In addition, internet resources for families can be found in the ELE Parent Handbook.

All students will be assessed annually for progress. Once deemed fluent in spoken and written English. The student (now known as a FLEP =formerly Limited English proficient) will be exited from the ELE program and monitored for at least one year to insure continued progress. (Section I, Policy IHBE of the BHRSD Policy Book)

### **LITERACY INSTRUCTION**

Literacy instruction; reading, writing, vocabulary, spelling, and speaking, are taught within a framework, which respects and takes advantage of the interconnectedness of these skills. Every class has an extended literacy block. This time is dedicated to a variety of literacy-based activities. The Muddy Brook staff utilizes a range of instructional tools and resources including Fountas and Pinnell Guided Reading, Lucy Calkins Teaching of Writing, and Wilson Foundations phonics program to guide instruction aligned with the Massachusetts Common Core State Standards (MCCSS). Teachers prioritize integrating reading and writing instruction with social studies and science content where possible.

### **MATHEMATICS**

We follow the Common Core State Standards in mathematics. Our priorities are for students to:

- make sense of problems and persevere in solving them,
- reason abstractly and quantitatively,
- construct viable arguments and critique the reasoning of others,
- model with mathematics,
- use appropriate tools strategically,
- tend to precision and,
- look for and make use of structure.

A primary resource is **Investigations 3** along with other resources aligned with the MCCSS.

### **SCIENCE**

Muddy Brook Elementary utilizes the Full Options Science System (FOSS) and Engineering is Elementary (EIE). FOSS is a research-based K–8 science program developed at the Lawrence Hall of Science with support from the National Science Foundation. The FOSS developers are dedicated to the proposition that all students learn science best by doing science. FOSS investigations provide in-depth exposure to subject matter while guaranteeing that the cognitive demands placed on students are appropriate to their cognitive abilities. We also partner with Flying Cloud to develop science instruction in connection to our landscape and integrated with the arts.

### **SOCIAL STUDIES**

The Social Studies curriculum content is derived from the Massachusetts Common Core State Standards. Each grade level prioritizes literature based activities and use of primary sources to support instruction. Grade level scope and sequence for social studies are shared with all families in the first weeks of school.

It is a priority to partner with community groups and citizen volunteers to enrich our social studies curriculum. If you or a family member are a local history enthusiast and would like to volunteer some time with students, please connect with your classroom teacher and the principal.

### **ART**

Each class has art instruction throughout the year under the direction of the art teacher. The art program provides an exposure to a variety of art media. Students are expected to explore various art forms applying

their own level of creativity and imagination to each project or task. The emphasis is on the process of their involvement with various art media. The classroom teachers and the art teacher work to integrate art projects into the regular instructional program.

### **PHYSICAL EDUCATION**

The children at Muddy Brook have physical education throughout the year taught by our PE teachers. The program offers each child a chance to learn fundamental fitness concepts, to participate in physical activities, to improve cardiovascular endurance; to learn social skills in cooperative and competitive settings; to develop an enjoyment of participation in sport, fitness, cooperative, and recreational activities; and to develop basic sport and recreational skills. The program is designed for children to develop strength, endurance, speed, coordination, flexibility, poise, balance, and a good sense of equilibrium.

### **LIBRARY**

The children at Muddy Brook are allotted time to visit the library at least once a week. Teachers stay in the library with students to support children in choosing appropriate books..

### **STEM**

Students at Muddy Brook engage in regular Science, Technology, Engineering and Math (STEM) lessons with the technology instructor.

### **GENERAL MUSIC**

Singing, rhythm, theory, and music appreciation are taught to each class Pre-kindergarten through grade 4 by the music teacher. Our approach to music instruction is largely choral; we do, however, make use of many of the Orff instruments - exposing children to areas of speech, movement, song rhythms, and playing of percussion instruments. The classroom teachers and the music teacher often integrate music with the regular instructional program.

### **GROUP ENSEMBLES**

Grade 3 students have the opportunity to take group lessons on a string instrument.

Grade 4 students have the opportunity to take group lessons on a band instrument.

We have an agreement with Gerry's Music Shop to offer rental instruments. Parents/guardians of students who wish to take lessons but cannot afford the rental program are invited to contact the school.

### **HEAD START**

BHRSD collaborates with Berkshire County Head Start, which offers an enriched preschool experience for children between 2 years 9 months and five years of age. Head Start provides preschool from 9 a.m. to 12:30 p.m. free of charge to eligible families. Call 413-644-0005 if you are interested in this program. The main office number is 413-499-0137.

### **INTEGRATED PRESCHOOL**

The BHRSD provides preschool education for 3 and 4 year olds found eligible for comprehensive special education services and for an equal number of peer partners.

The program is fully integrated and is accredited by the National Association for the Education of Young Children (NAEYC). Students are enrolled five full days per week (8:35 a.m. to 2:00 p.m.). Peer partners are chosen for the program through a lottery system. For more information, please contact Principal Katie Retzel ([katie.retzel@bhrsd.org](mailto:katie.retzel@bhrsd.org)), or Student Services Director Kathryn Burdsall ([Kathryn.Burdsall@bhrsd.org](mailto:Kathryn.Burdsall@bhrsd.org)).

## **NURSING SERVICES**

A registered nurse, certified by the MA Department of Education as a school nurse, is available full-time to provide the following services: Care of students/staff when they are ill or injured; mandatory screenings which include vision and hearing, height and weight, communicable disease control; immunization control; maintenance of health records; physical assessment and physical examinations; medication administration; health counseling; collaboration regarding pertinent health issues with faculty, staff and other health professionals; environmental health; health agency referrals; specialized health care plans for children with special health care needs.

Please do not send your child to school if he or she has any sign of illness, especially a child with a temperature of greater than 100°. In case of illness, the school makes necessary arrangements for the sick child to return home. Typically, the school cannot provide transportation for students who are ill or injured. Please identify on your emergency contact information the person(s) to call if your child is ill or has an accident.

## **Medications**

All medications are kept securely at the nurse's office, except for the following medications that may be self-administered by a competent child: inhalers, enzyme supplements for cystic fibrosis, glucose monitoring tests and insulin delivery systems for diabetes, and epinephrine pens. All requests for students with disabilities to self-administer medications may be directed to their 504 or IEP Teams, or to the school nurse. With all other medications, an adult must deliver medications directly to the nurse and students are not to bring in their own medications. The school nurse administers prescription medications with an order from the prescribing doctor. Over the counter medications can be administered with written consent from the legal guardian. This includes sunscreen and insect repellent.

## **SOCIAL AND EMOTIONAL LEARNING AND TEACHING**

**Mission:** Muddy Brook Elementary is committed to providing all students with a safe learning environment that is free from bullying. It is our expectation that our staff, students, and community work together to create a positive climate that emphasizes kindness, responsibility, and hard work. We use multiple resources to promote social and emotional health for students including Responsive Classroom routines, Positive Behavior Intervention Supports, Ross Green's Lives in the Balance resources, and Michelle Garcia Winner's Social Thinking Curriculum.

**Responsive Classroom** - The *Responsive Classroom* approach emphasizes academic, social, and emotional growth in a strong school community. We believe that *how* children learn is as important as *what* they learn, and that academic success is inextricably tied to building social-emotional competencies.

**<https://www.responsiveclassroom.org/about/>**

**Lives in the Balance resources from Ross Greene** - The Lives in the Balance vision is to foster collaboration and empathy, transform lives, and inspire change for all children (especially the most vulnerable), to heighten awareness of the detrimental and counterproductive effects of punitive interventions, and to address the systemic issues that impede progress. If a student is experiencing consistent challenges at school our Lives in



the Balance Team will work with the student and family to develop a positive skill building approach to support growth and success. <http://www.livesinthebalance.org/>

**Restorative Justice** - In collaboration with W.E.B. Du Bois Middle School, we are developing a practice of Restorative Justice. The main goals are to: provide a safe space so that the victim and community have a say in how to fix the problem and help determine appropriate consequences; put a “face” on the problem so that the offender can understand the impact of their actions; and provide an opportunity for those responsible for the problem to fix it. This restores relationships and reduces the chances of future misbehavior.

The following description of Restorative Justice is from the Boston Public Schools Code of Conduct:

*Restorative Justice is a philosophy and an approach to addressing misbehavior, conflict, and offenses while keeping students in school and making them accountable for their actions. Restorative Justice asks three questions: what was the harm caused to both the individual and the community; who is responsible for causing the harm and making things right; and how can the harm be repaired and relationships restored to the greatest extent possible. Restorative Justice often involves dialogue between two or more parties or group conferencing - meetings including the victim, the offender, and the affected community.*

**Social Thinking Curriculum** - In 2016-2017 a Muddy Brook faculty team trained staff in Marie Garcia Winner’s Social Thinking Curriculum. This is a high quality curriculum which learning specialists, our school adjustment counselor, special education teachers and speech staff are supporting school-wide.

<https://www.socialthinking.com/LandingPages/Mission>

**PBIS (Positive Behavioral Intervention & Supports)** - Muddy Brook embraces three core values within our PBIS framework: **Be Kind, Be Responsible & Work Hard**

PBIS is a broad range of school-wide and individualized strategies designed to prevent problem behavior with all students so that they can achieve important social and learning outcomes. Muddy Brook uses the High Five ticket to remind staff that students benefit from five positive statements for every one corrective statement. High-Five tickets are given out by staff to acknowledge students when they make positive contributions.

**I – Charts:** The Muddy Brook Behavioral I-Chart creates a common vocabulary between staff and students on the Independent Behavior Expectations for everyone. Each teacher will make time to teach these skills throughout the year and use them as an opportunity to reward positive independent behavior. These skills are a reflection of the current culture in our school.

**Muddy Brook PBIS (Positive Behavioral Intervention & Supports) I – Chart**

	<b>Classrooms</b>	<b>Bathroom</b>	<b>Hallway</b>	<b>Cafeteria</b>	<b>Assembly</b>	<b>Playground</b>	<b>Arrival &amp; Dismissal</b>
<b>Be Kind</b>	Use polite words  Listen to classmates  Support one another	Respect privacy  Patiently wait your turn  Respectfully use bathroom time	Respect and appreciate student work  Hold doors for others  Yield to younger students	Practice positive table manners  Use polite words and actions  Invite others to sit with you	Clap appropriately  Eyes watching, ears listening, voices quiet, body still and heart on speaker	Use polite words and actions  Take turns and share  Invite others to play	Greet others with politely (hello, goodbye)  Yield to younger students  Smile
<b>Be Responsible</b>	Take care of your work space and materials  Follow classroom expectations  Use seek help from adults	Wash hands with soap and water  Let adults know if there is a problem  Properly dispose of waste	Stay with your class  Walk on the right side of the stairwell and hallways  Walk quietly and calmly	Pick up after yourself, leave no trace  Clean hands before lunch  Reduce, reuse, recycle and compost	Enter and exit calmly and quietly  Make good seating choices  Quiet down when requested	Use equipment in a safe and fun way  Be honest  Let adults know if there is a problem	Be prompt and on time  Support younger students  Walk on the right side of the stairwell and hallways
<b>Work Hard</b>	Put your best effort into your work  Try new things  Participate and share ideas	Use quiet voices  Help to keep the bathroom clean	Respect personal space  Go directly to intended location  Watch where you are going	Move about safely  Use an indoor soft voice  Respond quickly to adult requests	Keep hands, feet and body to self  Wait patiently  Come ready to participate	Make new friends  Use words to stick up for yourself and others  Have fun	Wait patiently  Use calm voices  Keep body calm  Hands to self

## **Muddy Brook Elementary Bullying Prevention and Intervention Plan**

BHRSD is committed to the provision of an educational atmosphere free from bullying, cyber-bullying and retaliation (Chapter 92 of the Acts of 2010, Section 5, Section 370(d)(i)) in order to create a safe, caring, and respectful learning environment for all students. This Plan is updated to reflect G.L. c. 71, § 370 as amended by Sections 72 –74 of Chapter 38 of the Acts of 2013, which changed the definition of “perpetrator” to include “a member of a school staff, including, but not limited to, an educator, administrator, school nurse, cafeteria worker, custodian, bus driver, athletic coach, advisor to an extracurricular activity or paraprofessional.” The amendment also made the plan applicable to school staff, including but not limited to, the individuals listed in the amended perpetrator definition.

### ***Definitions:***

“Aggressor” and “Perpetrator” are used interchangeably and mean the perpetrator of bullying or retaliation as defined in G.L. c. 71, § 370.

“Bullying”, pursuant to G.L. c. 71, § 370, means the repeated use by one or more students or by a member of a school staff including, but not limited to, an educator, administrator, school nurse, cafeteria worker, custodian, bus driver, athletic coach, advisor to an extracurricular activity or paraprofessional of a written, verbal or electronic expression or a physical act or gesture or any combination thereof, directed at a target that:

1. causes physical or emotional harm to the target or damage to the target’s property;
2. places the target in reasonable fear of harm to himself or herself or damage to the target’s property;
3. creates a hostile environment at school for the target;
4. infringes on the rights of the target at school; or
5. materially and substantially disrupts the education process or the orderly operation of a school.

For the purposes of this section, bullying shall include cyber-bullying.

“Cyber-bullying” is bullying through the use of technology or any electronic communication, which shall include, but shall not be limited to: any transfer of signs, signals, writing, images, sounds, data or intelligence of any nature transmitted in whole or in part by a wire, radio, electromagnetic, photo electronic or photo optical system, including, but not limited to, electronic mail, internet communications, instant messages or facsimile communications. Cyber-bullying shall also include:

1. the creation of a web page or blog in which the creator assumes the identity of another person or
2. the knowing impersonation of another person as the author of posted content or messages, if the creation or impersonation creates any of the conditions enumerated in clauses (1) to (5), inclusive, of the definition of bullying. Cyber-bullying shall also include the distribution by electronic means of a communication to more than one person or the posting of material on an electronic medium that may be accessed by one or more persons, if the distribution or posting creates any of the conditions enumerated in clauses (1) to (5), inclusive, of the definition of bullying.

“Hostile environment” means a situation in which bullying causes the school environment to be permeated with intimidation, ridicule or insult that is sufficiently severe or pervasive to alter the conditions of the student’s education.

“Target” means a student victim of bullying or retaliation as defined in G.L. c. 71, § 370.

### Prohibition of Bullying

Bullying is prohibited: on school grounds, property immediately adjacent to school grounds, at a school-sponsored or school-related activity, function or program whether on or off school grounds, at a school bus stop, on a school bus or other vehicle owned, leased or used by a school district or school, or through the use of technology or an electronic device owned, leased or used by a school district or school and at a location, activity, function or program that is not school-related, or through the use of technology or an electronic device that is not owned, leased or used by a school district or school, if the bullying creates a hostile environment at school for the target, infringes on the rights of the target at school or materially and substantially disrupts the education process or the orderly operation of a school. Nothing contained herein shall require schools to staff any non-school related activities, functions, or programs.

(Chapter 92 of the Acts of 2010, Section 5, Section 370 (b)).

### Reporting Incidents

The school district expects students, parents or guardians, and others who witness or become aware of an instance of bullying or retaliation involving a student to report it. Reports may be made anonymously, but no disciplinary action will be taken against an alleged aggressor solely on the basis of an anonymous report. Reports of bullying and retaliation should be given orally or in writing to the building Principal. The target should report the specifics of the complaint to ensure that the subsequent investigation is focused on the relevant facts. A *Witness Form* is available in school offices, and is available on the school and district's websites.

Our school staff has been trained on the new law and shall immediately report any instance of bullying or retaliation the staff member has witnessed or becomes aware of to the principal or to the school official identified in the plan as responsible for receiving such reports or both. (Chapter 92 of the Acts of 2010, Section 5, Section 370 (g).)

If an incident of bullying or retaliation involves students from more than one school district, charter school, non-public school, approved private day or residential school or collaborative school, the school district or school first informed of the bullying or retaliation shall, consistent with state and federal law, promptly notify the appropriate administrator of the other school district or school so that both may take appropriate action. If an incident of bullying or retaliation occurs on school grounds and involves a former student under the age of 21 who is no longer enrolled in a local school district, charter school, non-public school, approved private day or residential school or collaborative school, the school district or school informed of the bullying or retaliation shall contact law enforcement consistent with Chapter 92 of the Acts of 2010, Section 5, Section 370 (h).

The building principal/designee shall be responsible for assisting employees and students seeking guidance or support in addressing matters relating to any form of bullying. All employees will be provided professional development in bullying prevention and intervention on an ongoing basis.

It is important that allegations of bullying and retaliation be investigated and resolved as confidentially and as quickly as the circumstances permit. Once a complaint of bullying or retaliation has been made, the following course of action should be taken:

- Investigating and/or gathering data
- Substantiating and establishing the facts
- Assessing the facts
- Documenting
- Communicating results

Retaliation against a person who reports bullying, provides information during an investigation of bullying, or witnesses or has reliable information about bullying shall be prohibited. (Chapter 92 of the Acts of 2010, Section 5, Section 37O (d)(v).) A student who knowingly makes a false accusation of bullying shall be subject to disciplinary action.

Following the investigation, if the Principal or his/her designee determines that bullying or retaliation has occurred, the Principal or his/her designee shall (i) notify the local law enforcement agency if the Principal or his/her designee believes that criminal charges may be pursued against an aggressor; (ii) take appropriate response or disciplinary action, including, but not limited to warnings, detentions and suspensions; (iii) notify the parents or guardians of an aggressor; and (iv) notify the parents or guardians of the target, and to the extent consistent with state and federal law, notify them of the action taken to prevent any further acts of bullying or retaliation; and (v) inform the parents or guardians of the victim about the Massachusetts Department of Elementary and Secondary Education's problem resolution system and the process for seeking assistance or filing a claim through the problem resolution system.  
(Chapter 92 of the Acts of 2010, Section 5, Section 37O (g).)

### **Academic Instruction**

BHRSD shall provide age-appropriate instruction on bullying prevention in each grade. This instruction shall be incorporated into the curriculum, be evidence-based, and information about it must be made available to parents and guardians. The District will annually report bullying incident data to the Department of Elementary and Secondary Education.

More detailed information can be found at the BHRSD Bullying Prevention and Intervention Plan. It is available on the website and at the office, upon request.

### **DISCIPLINE PROCEDURE FOR STUDENTS WITH DISABILITIES OR IMPAIRMENTS**

All students are expected to meet the requirements for behavior as set forth in this Handbook. State and federal law requires that additional provisions be made for students with disabilities.

Students with Special Needs or 504 students may be suspended for up to ten (10) consecutive days, or ten (10) cumulative days, in any one school year, as would any other student under this handbook. Suspensions or

exclusions in excess of ten (10) consecutive days or ten (10) cumulative days may also occur, provided that the conduct for which the student is being disciplined is not a manifestation of his/her disability (see below), and for special education students, that the District provides services to allow the students to receive a free and appropriate public education (“FAPE”) during the suspension or exclusion. Section 504 students are not entitled to FAPE during the period of exclusion if the discipline is not a manifestation of the disability, but are entitled to make academic progress and educational services during a suspension, like a regular education student.

When a Special Needs or 504 student has been suspended for more than ten (10) consecutive or cumulative days in a school year, the Team will meet to conduct a manifestation determination. The manifestation determination Team must consider all relevant information in the student’s file, including the student’s IEP (or 504 Plan), in order to determine whether the behavior prompting disciplinary removal was a manifestation of the student’s disability. The Team determines whether or not the misconduct was a manifestation by deciding two questions:

1) Is the misconduct the result of failure to implement the student’s IEP or 504 Plan?

AND

2) Is the misconduct caused by, or does it have a direct and substantial relationship to the student’s disability?

A summary of the manifestation determination review will be written and a copy provided to the parent(s)/guardian(s) as soon as possible after the review, but no later than five (5) school days after the review.

If the Team finds that the misconduct was not a manifestation of the student’s disability, then the student may be disciplined according to the discipline policy otherwise outlined in this Handbook. Special education students will receive a free and appropriate public education during this period of suspension or exclusion. 504 students have a right to make academic progress and receive educational services like regular education students pursuant to Chapter 222. The student’s Team should also consider whether a functional behavioral assessment (FBA), behavioral intervention plan, or changes to the student’s IEP/504 Plan would be appropriate. If the Team finds that the misconduct was a manifestation of the student’s disability, then the school may still be able to implement an IAES (see below), but otherwise the student has a right to return to his or her placement. The student’s Team will arrange for a functional behavioral assessment (if one has not been recently conducted on the student) and the development or modification of a behavior intervention plan.

Federal and state law also allow school personnel to move a student with disabilities to an interim alternative educational setting (IAES) for up to 45 school days, if that student is in possession of a dangerous weapon at school or a school function or on school property; is in possession or uses a controlled substance or sells or solicits the sale of a controlled substance while at school or a school function or on school property; or inflicts serious bodily injury on a person, including him/herself. Under these circumstances, an IAES placement may be made whether or not the conduct was a manifestation of the student’s disability. The appropriate interim alternative educational setting shall be determined by the student’s Team.

The IDEA and G.L. c. 71B also allow school personnel the option of pursuing an expedited hearing at the Massachusetts Bureau of Special Education Appeals (BSEA) to change the current educational placement of a student with a disability if remaining in that placement is substantially likely to result in injury to the student or others.

If the parent/guardian (or student 18 years or older) disagree with the Team's manifestation determination, or with the decision to place the student in an interim alternative educational setting, said parent/guardian (or student 18 years or older) also has the right to request an expedited due process hearing from the BSEA.

The Principal (or designee) will notify the Special Education Office of the suspendable offenses of a special needs student and a record will be kept of such notices.

Additional information on the discipline procedures for students with disabilities is available from the Special Education Department.

#### **Students not yet eligible for special education or a 504 Plan**

A child who has not been determined to be eligible for special education and related services or a 504 Plan and who has engaged in behavior that violates a code of student conduct may be eligible for the protections described above if the school has reason to suspect that the child has a disability and is in need of services. Please contact the Director of Student Services, Kate Burdsall, for more information (413-298-4017 ext. 14).

### **HARASSMENT AND NON-DISCRIMINATION PROCEDURES**

#### **INVESTIGATION PROCESS**

It is the policy of BHRSD to maintain a learning environment that is free from harassment or discrimination of any kind, including sexual harassment. It is a violation of this policy for any member of the school community to harass or discriminate against another individual as outlined in this policy. Any allegation of harassment or discrimination will be investigated, and, if a violation of this policy is substantiated, disciplinary action will be taken. All reports of harassment or discrimination shall be investigated promptly, impartially and in a manner which will preserve the confidentiality of all concerned to the extent practicable under the circumstances.

Any employee, student or third party who believes that he or she has experienced harassment, violence or discrimination on the basis of his or her actual or perceived race, color, creed, ethnicity, religion, national origin, sex/gender, disability, sexual orientation, gender identity or age or who has witnessed or learns about the harassment, violence or discrimination of another person in the school environment, should inform the principal of the relevant school site or appropriate discrimination/harassment complaint official immediately or as soon as possible.

Harassment and discrimination are banned, not just at school during school hours, but also before or after school hours on all school property, including the school bus, school functions, or at school events held at other locations. The policy also applies to any off-campus conduct that causes or threatens to cause a substantial and material disruption at school, or interferes with the rights of students or employees to be free from a hostile school environment taking into consideration the totality of the circumstances on and off campus.

Harassment is defined as unwelcome conduct that creates a hostile environment. Harassing conduct may take many forms, including but not limited to verbal acts and name-calling, as well as nonverbal behavior that is physically threatening, harmful, or humiliating. Conduct is unwelcome if the student or employee did not request or invite it and considered the conduct to be undesirable or offensive.

Sex-based harassment includes both sexual harassment and gender-based harassment.

Sexual Harassment is defined in G.L. c. 151 B, § 1 as Unwelcome sexual advances; requests for sexual favors; or other verbal or physical conduct of a sexual nature may constitute sexual harassment where:

- Submission to or rejection of such conduct is made either explicitly or implicitly a term or condition of a person's employment or educational development.
- Submission to or rejection of such conduct by an individual is used as the basis for employment or educational decisions affecting such individuals. Such conduct has the purpose or effect of unreasonably interfering with an individual's work or educational performance by creating an intimidating, hostile, humiliating, or sexually offensive work or educational environment.

Gender-based harassment includes acts of verbal, nonverbal, or physical aggression, intimidation, or hostility that are based on sex, although they are not necessarily sexual in nature, including harassment based on gender identity and expression. Gender-based harassment includes, but is not limited to, harassment based on the person's nonconformity with gender stereotypes, regardless of the actual or perceived sex, gender identity, or sexual orientation of the harasser or target of the harassment.

### Harassment Reporting Responsibilities

Everyone in the school community is responsible for immediately reporting incidents of harassing, discrimination and/or retaliation, by anyone, in any form, that are directed at or witnessed by them at school or school sponsored event. Failure to cooperate with an investigation of such an incident may result in disciplinary action. Deceptive reporting may also be subject to a disciplinary response.

### When to Report:

- If you are a target or victim of violations to the anti-harassment policy;
- If you are a witness to violations of the anti-harassment policy;
- If you see insulting or demeaning graffiti or other visual displays; and/ or
- If you have other reasons to believe that there may have been a violation of this anti-harassment policy. This could include hearing re-occurring gossip about a possible incident or incidents.



An individual may report to either the principal of the relevant school site or appropriate discrimination/harassment complaint official at his or her discretion. Students may additionally report incidents that they believe involve harassment or discrimination to their guidance counselor, any teacher, administrator or any member of the support staff, and the staff member will refer the complaint to the principal or the district complaint official.

The discrimination/harassment complaint official for Muddy Brook is Assistant Principal, Cynthia Carey.

Although BHRSD encourages a written complaint, use of a formal reporting requirement is not required. Oral reports will be considered complaints as well.

BHRSD will promptly (within 48 hours) determine whether the alleged victim wants to utilize formal or informal procedures and, if the alleged victim chooses formal procedures, begin to investigate every complaint of harassment, discrimination or violence.

Confidentiality of the complaint and investigation will be maintained to the extent consistent with the school's obligations under law and under applicable collective bargaining agreements. The grievance officer or discrimination/complaint official will inform witnesses and others involved in the resolution process of the importance of maintaining confidentiality, but will not issue any gag orders to the alleged victim or aggressor.

Complaints between the alleged victim and the alleged perpetrator may be handled two ways: through an Informal or a Formal Procedure.

The informal process is entirely voluntary and the complaints can opt out at any time and trigger the formal complaint process.

In certain cases, the harassment of a student may constitute child abuse under state law. BHRSD will comply with all legal requirements governing the reporting of suspected cases of child abuse and will report suspected criminal activity to the appropriate authorities.

## **PROCEDURES FOR FILING A COMPLAINT**

### **INFORMAL**

It may be possible to resolve a complaint through voluntary conversations between the alleged victim and the alleged perpetrator, which will be facilitated by a school employee or by a designated discrimination/harassment complaint official. If the alleged victim or alleged perpetrator is a student under the age of eighteen (18), the facilitator will notify the student's parent(s)/guardian(s) if, after initial consultation with the student, it is determined to be in the best interest of the student. If the alleged victim and the alleged perpetrator feel that a resolution has been achieved, then the conversation remains confidential and no further action needs to be taken. The voluntary conversation must occur within five (5)

workdays after receiving the complaint of discrimination or harassment. The results of an informal resolution shall be maintained by the facilitator, in writing.

## **FORMAL**

### **Step 1**

The grievance officer or the discrimination/harassment complaint official shall within forty-eight (48) hours of receiving the complaint or the termination of an unsuccessful informal resolution process, meet with the complainant and/or alleged victim (if they are different) by telephone or in person. The grievance officer or the discrimination/harassment complaint official will complete a discrimination/harassment complaint form based on the written or verbal allegations of the alleged victim within forty-eight (48) hours of meeting with the complainant. The complaint form will be maintained by the grievance officer or the discrimination/harassment complaint official.

### **Step 2**

A prompt investigation shall be completed by the grievance officer or the discrimination/harassment complaint official within thirty (30) work days from the date of the complaint or report, unless impracticable. If the grievance officer or the discrimination/harassment complaint official anticipates that there may be discipline due to the allegations, he or she will provide written notice of the investigation to the alleged perpetrator before conducting an interview of the alleged perpetrator.

The investigation may, as appropriate, consist of personal interviews with the alleged victim, the reporter (if different than the alleged victim), the individual(s) against whom the complaint is filed, and any other individuals who may have knowledge of the alleged incidents(s) or circumstances giving rise to the complaint. The investigation may also consist of any other methods and documents deemed pertinent by the grievance officer or the discrimination/harassment complaint official.

The alleged victim and the individual(s) against whom the complaint is filed have the opportunity to present witnesses and information to the grievance officer or the discrimination/harassment complaint official that they deem relevant. Refusal by the complainant to provide the investigator with documents or other evidence related to the allegations in the complaint, or to otherwise fail or refuse to cooperate in the investigation or engage in any other obstruction of the investigation, may result in the dismissal of the complaint because of a lack of evidence to support the allegations.

### **Step 3**

The grievance officer or the discrimination/harassment complaint official shall document his or her findings. The grievance officer or the discrimination/harassment complaint official shall send the written report of the findings to the Superintendent, alleged victim, and alleged aggressor, unless the alleged victim agrees in writing to extend the timeline.

The report shall include:

- a) a statement of the allegations investigated;
- b) a summary of the steps taken to investigate the allegations;
- c) the findings of fact based on a preponderance of the evidence gathered;
- d) the District's conclusion of whether discrimination, harassment or violence did or did not occur;

- e) the disposition of the complaint;
- f) the rationale for the disposition of the complaint; and
- g) if the District concluded discrimination, harassment, different treatment or violence occurred, a description of the District's response. However, please note that in Title IX and Title VI investigations all discipline of the alleged aggressor will be kept confidential from the alleged victim unless it directly relates to the alleged victim (e.g., alleged victims will be notified of stay-away orders).

The grievance officer or the discrimination/harassment complaint shall determine whether the allegations have been substantiated as factual and whether they appear to be violations of this policy, using a preponderance of the evidence standard. A "preponderance of the evidence" means that it is more likely than not that the alleged conduct occurred. The grievance official shall further recommend what action, if any, is required. If it is determined that harassment, discrimination or different treatment occurred, the District will take steps to prevent the recurrence of the harassment, discrimination or different treatment and correct its discriminatory effect on the alleged victim and others if appropriate.

Formal disciplinary actions may be imposed in the event that the preponderance of the evidence indicates an alleged violation, up to and including suspension. Any disciplinary action will be in accordance with due process rights under State law and any applicable collective bargaining agreement.

#### **INTERIM MEASURES**

BHRSD shall take immediate steps to protect the alleged victim, alleged perpetrator, witnesses, and the larger school community pending the completion of an investigation or the informal process and address any ongoing harassment or discrimination. The District will take interim measures to prevent retaliation against the reporting student and minimize the burden of such measures on complainants.

In the case of alleged sexual assault, the grievance officer or the discrimination/harassment complaint official will take additional steps as necessary, for example, referring the student to a rape crisis center, creating a safety plan and/ or designating an individual at the site level to act as a support person during the investigation.

#### **APPEALS**

A party may appeal the decision of the grievance official or the discrimination/harassment complaint official in writing to the Superintendent within fifteen (15) work days of receipt of the findings of the formal procedure. The Superintendent, as an impartial decision-maker will review in an impartial manner the comprehensiveness and accuracy of the investigation and the conclusions, and issue written findings within thirty (30) school days.

#### **REFERRAL TO LAW ENFORCEMENT, OTHER AGENCIES**

Some alleged conduct may constitute both a violation of District policies and criminal activity. The grievance officer or the discrimination/harassment complaint official will refer matters to law enforcement and other agencies as appropriate under the law or District policy, and inform the complainant of the right to file a criminal complaint.

#### **RETALIATION**

Complainants and those who participate in the complaint resolution process or who otherwise oppose in a reasonable manner an act or policy believed to constitute discrimination are protected from retaliation by law and District policy. The grievance officer or the discrimination/harassment complaint official will inform all involved individuals that retaliation is prohibited, and that anyone who feels they have experienced harassment, coercion, intimidation, or discrimination for filing a complaint or participating in the resolution process should inform the grievance officer or the discrimination/harassment complaint official. The District will investigate reports of retaliation and, where retaliation is found, take separate remedial and disciplinary action.

More detailed information on the harassment policies and procedures can be found at the BHRSD Harassment/Discrimination Policies and procedures online or at the schools office.

Individuals who believe that they have been subjected to harassment based upon legally protected classification should also be aware that they may contact the Massachusetts Department of Elementary and Secondary Education, 75 Pleasant Street, Malden, MA 02148-5023, telephone (781) 338-3300 or US Department of Education, Office of Civil Rights (OCR), 8<sup>th</sup> Floor, 5 Post Office Square, Boston, MA 02109-4557, telephone (617) 289-0111.

#### **DEALING WITH NON-HARASSMENT, NON-BULLYING BASED COMPLAINTS**

From time to time, parents or other citizens may have problems or concerns that they wish to bring to the attention of appropriate school officials. To assist parents in this regard, the following general guidelines may be helpful:

- Any concern regarding a school-related matter should first be raised by the parent with the staff member most directly involved (i.e., questions regarding the content of instructional materials or homework assignments should be raised with the teacher involved).
- If the matter remains unsolved, the parent may wish to speak with the building principal. Appointments can be scheduled by contracting the office of the principal involved.
- If the matter is still unresolved, the parent may wish to speak with the superintendent.

For an appointment, simply contact the superintendent's office.

(See Section B, Policy BHD of the BHRSD Policy Book for more information)

#### **HAZING – G.L. c. 269, §§ 17, 18, & 19**

##### **Section 17**

Whoever is a principal organizer or participant in the crime of hazing as defined herein shall be punished by a fine of not more than one thousand dollars or by imprisonment in the house of correction for not more than one hundred days, or by both such fine and imprisonment.

The term "hazing" as used in this section and in sections eighteen and nineteen shall mean any conduct or method of initiation into any student organization, whether on public or private property, which willfully and recklessly endangers the physical or mental health of any student or other person. Such conduct shall include whipping, beating, branding, forced calisthenics, exposure to the

weather, forced consumption of any food, liquor, beverage, drug or other substance, or any other brutal treatment of forced physical activity which is likely to adversely affect the physical health or safety of any such student or other person, or which subjects such student or other person to extreme mental stress, including extended deprivation of sleep or rest or extended isolation.

Notwithstanding any other provision of this section to the contrary, consent shall not be available as a defense to prosecution under this action.

#### Section 18

Whoever knows that another person is the victim of hazing defined in section seventeen and is at the scene of such crime shall, to the extent that such person can do so without danger or peril to himself/herself or others, report such crime to an appropriate law enforcement official as soon as is reasonably practicable. Whoever fails to report such crime shall be punished by a fine of not more than five hundred dollars.

#### Section 19

Each institution of secondary education and each public and private institution of post-secondary education shall issue to every student group, student team or student organization which is part of such institution or is recognized by the institution or permitted by the institution to use its name or facilities or is known by the institution to exist as an unaffiliated student group, student team or student organization, a copy of this section and sections seventeen and eighteen; provided, however, that an institution's compliance with this section's requirements that an institution issue copies of this section and sections seventeen and eighteen to unaffiliated student groups, teams or organizations shall not constitute evidence of the institution's recognition or endorsement of said unaffiliated student groups, teams or organizations.

Each such group, team or organization shall distribute a copy of this section and sections seventeen and eighteen to each of its members, plebes, pledges or applicants for membership. It shall be the duty of each such group, team or organization, acting through its designated officer, to deliver annually, to the institution an attested acknowledgement stating that such group, team or organization has received a copy of this section and said sections seventeen and eighteen, that each of its members, plebes, pledges, or applicants has received a copy of sections seventeen and eighteen, and that such group, team or organization understands and agrees to comply with the provisions of this section and sections seventeen and eighteen.

Each institution of secondary education and each public or private institution of post-secondary education shall, at least annually, before or at the start of enrollment, deliver to each person who enrolls as a full time student in such institution a copy of this section and sections seventeen and eighteen.

Each institution of secondary education and each public or private institution of post-secondary education shall file, at least annually, a report with the board of higher education and in the case of secondary institutions, the board of education, certifying that such institution has complied with its responsibility to inform student groups, teams or organizations and to notify each full time student enrolled by it of the provisions of this section and sections seventeen and eighteen and also certifying that said institution has adopted a disciplinary policy with regard to the organizers and participants of hazing, and that such policy has been set forth with appropriate emphasis in the student handbook or similar means of communicating the institution's policies to its students. The board of higher education and, in the case of secondary institutions, the board of education shall promulgate regulations governing the content and frequency of such reports, and shall forthwith report to the attorney general any such institution which fails to make such report.

## **DUE PROCESS**

### **PROCEDURES FOR SHORT-TERM SUSPENSION**

(Exclusion of a student from school premises and regular educational program for a specified period of not more than ten school days.)

The principal, or his/her designee, may suspend students out-of-school on a short-term basis. Unless a student possesses a firearm, controlled substance, assaults a school staff member, or is charged or convicted of a felony complaint (see Administrative Procedures based on G.L., c. 71, §§37H and 37H ½, below) the student will receive the following due process prior to a short-term suspension:

1. Oral and written notice of the charges in English and the primary language of the home if other than English. This notice shall include, among other information, the potential length of the suspension and other potential consequences of the disciplinary offense, if applicable, an opportunity to have a hearing before the principal, or designee, concerning the proposed suspension, the date, time, and location of the hearing, the opportunity for the parent/ guardian to attend the hearing, and the right to interpreter services. .
2. At the hearing, if the student and/or parent/ guardian elect to attend, the student shall have the opportunity to present his/her version of the relevant facts and any mitigating circumstances.

Based on the available information, the principal, or designee, shall make a determination as to whether the student committed the disciplinary offences and what discipline shall be imposed. The student and parent/ guardian shall receive notice in writing of his/her decision, the reasons for it, and, if applicable, the type and duration of the suspension and the opportunity to make academic progress while excluded, including making up assignments and other academic work.

### **PROCEDURES FOR EMERGENCY REMOVAL**

If the student's continued presence poses a danger to persons or property, or materially and substantially disrupts the order of the school and, in the principal's judgment, there is no alternative available to alleviate the danger or disruption; the principal may temporarily remove the student from the school prior to any hearing. This temporary removal shall not exceed two (2) days following the day of the emergency removal and the superintendent shall be immediately notified of the removal. Additionally, the principal shall make immediate and reasonable efforts to orally notify the student and student's parent/ guardian of the emergency removal, the reason for the emergency removal, and the other information required in a short-term or long-term suspension notification. During the temporary removal, the short-term suspension notice shall be provided in writing to the student and parent/ guardian. The opportunity for a hearing with the principal or designee shall occur within two (2) school days, unless otherwise extended by the school and parent. A decision regarding the student's continued suspension or other removal shall be rendered the same day as the hearing and written notice shall be provided the following school day. This written notice shall include all the information required based on the type of discipline imposed (short-term suspension, in-school suspension, long-term suspension, or expulsion).

### **EXCLUSION FROM PRIVILEGES**

The school administration may also exclude a student from privileges, such as extracurricular activities and attendance at school-sponsored events, based on a student's misconduct, regardless of whether the student is

ultimately suspended or expelled. This type of removal is not subject to the procedures for suspension and expulsion outlined in this policy.

## **PROCEDURES FOR LONG-TERM SUSPENSION**

(Exclusion of a student from school premises and regular classroom activities for more than ten school days.)

The principal, or his/her designee, may issue long-term suspensions at the building level. The principal may also issue expulsions for the offenses set forth in G.L. c. 71, §37H and §37H½ (described in the School District Policies, State and Federal Regulations section, below)

1. In the event of a long term suspension or expulsion, the student will be provided oral and written notice of the charges in English and the primary language of the home if other than English. This notice shall include, among other information, the potential length of the suspension and other potential consequences of the disciplinary offense, if applicable, an opportunity to have a hearing before the principal, or designee, concerning the proposed suspension, the right for the parent/ guardian to attend the hearing, the date, time, and location of the hearing, the right to interpreter services, the right to appeal to the superintendent, the opportunity to view the student's records, the right to be represented by counsel at the student/ parent/ guardian's own expense, the right to produce witnesses, the right to cross examine witnesses, and the right to request that the hearing be recorded and to receive a copy of the audio recording. .
2. In advance of the hearing, as at any time, the student and/or parent shall have the right to review the student's record and the documents upon which the principal or designee may rely in making a determination to suspend the student.
3. At the hearing, if the student and/or parent/ guardian elect to attend, the student shall have the opportunity to present his/her version of the relevant facts and any mitigating circumstances. The student shall also have the right to produce witnesses and the right to cross-examine witnesses presented by the school. Please note that student witnesses may not be compelled to testify. As indicated above, the student and/or parent/ guardian may also be represented by counsel, at private expense, and may request that the hearing be audio recorded.
4. After the hearing, the principal, or designee, shall make a determination as to whether the student committed the disciplinary offences and what consequences shall be imposed. The student and parent shall be notified in writing of his/her decision, including, if applicable, the disciplinary offense; the date on which the hearing took place; the participants at the hearing; key facts and conclusions reached by the principal/ designee; the length and effective date of the suspension; the date of return to school; notice of the student's opportunity to receive education services and make academic progress during the suspension; and the student's right to appeal to the superintendent or his/her designee if a long-term suspension has been imposed. The long-term suspension will remain in effect unless and until the superintendent reverses the decision.

## **PROCEDURES FOR EXPULSIONS**

Expulsion is the removal of a student from the school premises, regular classroom activities, and school activities for more than ninety (90) days, indefinitely, or permanently. While excluded, students shall have the opportunity to receive educational services and make academic progress.

Students may be expelled under the following statutes:

- G.L.c.71 § 37H, which permits the principal to expel a student for possession of a dangerous weapon; possession of a controlled substance; or assault on a principal, teacher, teacher's aide, or other educational staff members on school premises or at a school sponsored event
- G.L., c.71, § 37H ½ permits the principal to suspend a student, for a period of time determined appropriate by the principal, if the student is charged with a felony and the principal determines that the student's continued presence in school would have a substantial detrimental effect on the general welfare of the school. The principal may also expel a student for being convicted of a felony, or upon an adjudication or admission in court of guilt with respect to such a felony, and the principal determines that the student's continued presence in school would have a substantial detrimental effect on the general welfare of the school.

## **OTHER EXCLUSION FROM CLASS**

A student may be sent to the office, assigned detention, or assigned ISS for any off the following non-exhaustive list of reasons:

- Repeated and habitual disruption of a class/assembly;
- Destruction of classroom equipment or supplies;
- Repeated actions which endanger the safety and well-being of others; and
- Verbal or physical threats toward the teacher or other students.

The high school administration will offer all available resources to assist those students who are experiencing difficulty in school. These resources may include counseling services offered by the guidance department and/or any other interventions that are appropriate.

Finally, the responsibility for attendance and proper conduct in school rests with the parent. The School Committee recognizes its responsibility to provide whatever services are needed to assist the parent in meeting his or her obligations but maintains that the school cannot and should not attempt to do this alone.

## **DETENTION**

Detention is an after school session provided for students as a disciplinary measure. A student who is assigned detention is expected to report on the assigned day and complete the written work assigned as part of detention. Students are to report to the assigned room by 2:50 p.m. with schoolwork and study materials. Detention is dismissed no later than 4:30 p.m. Detention may be postponed only under exceptional circumstances. Should the student be engaged in after school employment, athletics or extra-curricular events, it will be his/her responsibility to behave in such a manner that does not warrant detention; should detention be assigned, the student must make arrangements to stay. If a student does not report for detention and/or complete the assignment for that period, the detention supervisor will contact the student's parents and report the situation to the Assistant Principal. Students may not be able to attend school until a meeting between the student, parent and school administration has been held and the assignment completed.



## **REPORTING REQUIREMENTS – G.L. c. 71, § 37L:**

Section 37L. The school committee of each city, town or regional school district shall inform teachers, administrators, and other professional staff of reporting requirements for child abuse and neglect as specified in sections fifty-one A to fifty-one F, inclusive, of chapter one hundred and nineteen, and the reporting requirements relating to fires in section 2A of chapter 148.

In addition, any school department personnel shall report in writing to their immediate supervisor an incident involving a student's possession or use of a dangerous weapon on school premises at any time.

Supervisors who receive such a weapon report shall file it with the superintendent of said school, who shall file copies of said weapon report with the local chief of police, the department of social services, the office of student services or its equivalent in any school district, and the local school committee. Said superintendent, police chief, and representative from the department of social services, together with a representative from the office of student services or its equivalent, shall arrange an assessment of the student involved in said weapon report. Said student shall be referred to a counseling program; provided, however, that said counseling shall be in accordance with acceptable standards as set forth by the board of education. Upon completion of a counseling session, a follow-up assessment shall be made of said student by those involved in the initial assessment.

A student transferring into a local system must provide the new school system with a complete school record of the entering student. Said record shall include, but not be limited to, any incidents involving suspension or violation of criminal acts or any incident reports in which such student was charged with any suspended act.

## **PARENTAL NOTIFICATION LAW**

The Massachusetts Parental Notification Law ensures that parents and guardians are notified about any curriculum that primarily involves human sexuality education or human sexuality issues. The law also states that parents are permitted to exempt their children from any portion of that curriculum without penalty.

## **PROJECT CONNECTION**

Project Connection is an after school and summer program that is funded by a grant from the 21st Century Community Learning Center. This is a federal grant distributed to the states through the, "No Child Left Behind Act" of 2001. Project Connection focuses on students, based on grant requirements, and develops after school programming with academic enrichment opportunities along with other activities designed to complement the student's regular academic programming. We partner with local community groups, agencies, and individuals to provide creative and experiential learning opportunities. Local partners include Berkshire United Way; IS.183, [www.is183.org](http://www.is183.org); Flying Cloud Institute, [www.flyingcloudinstitute.org](http://www.flyingcloudinstitute.org), Multicultural Bridge, [www.multiculturalbridge.org](http://www.multiculturalbridge.org); Berkshire South, [www.berkshiresouth.org](http://www.berkshiresouth.org); and the Berkshire Botanical Garden, the Brien Center, the Jewish Federation of the Berkshires, Fairview Hospital, The Stockbridge Congregational Church and others. Programs run throughout the year starting in late September and continuing through the spring. If you have any questions, the director Tom Kelly can be reached at 413-644-2300, ext. 3306 or by email at [projectconnection@bhrs.org](mailto:projectconnection@bhrs.org).

### **RESPONSE TO INTERVENTION (RTI)**

Muddy Brook uses the Response to Intervention (RTI) approach with students. RTI is a process for assessing and maximizing the 'opportunity to learn' for students who are struggling in any content area. RTI emphasizes the importance of effective, culturally responsive instruction and early intervening service for all students prior to making a referral to Special Education.

The features of RTI focus on "accountability for results." This includes:

- High-quality, culturally-responsive classroom instruction
- Universal screening
- Continuous progress monitoring
- Early implementation of research-based interventions
- Frequent progress monitoring for measuring growth

### **SCHOOL ADJUSTMENT COUNSELOR (SAC) AND SCHOOL-BASED CLINICIAN**

The school adjustment counselor and our school-based clinician are licensed mental health providers who coordinate services with the student, educational staff, parents, and community resources to support the social/emotional wellbeing of the child and a positive climate school wide. In addition to providing short term individual and group counseling, parent consultation, crisis management, and home visits, the counselors support teachers with the trauma informed prosocial curriculum offered to students in every classroom. SAC services are data-based enhancing collaboration and integration between home, school, and the community to promote mental health and success in school. Services include individual and group *Second Step* and *Social Thinking* lessons, group counseling, social skills groups, crisis management, bullying prevention lessons, and parent consultation. Our SAC helps coordinate community-based services and supports teaming with all related service personnel and school staff.

A student may be referred for services by a parent, school personnel, or a student may self- refer. The SAC may meet with a student and consult with teachers or school staff to assess the situation. If short-term counseling is deemed appropriate, the counselor will contact the family to discuss concerns and goals, or to discuss other recommendations or referrals. Our counselor will also support families in connecting with community resources including individual and/or family therapy, home based mentors, medical referrals and any wraparound services that may be helpful. Reasons to contact the school counselor may include: changes at home, divorce or trauma,, loss, grief, anxiety, and/or addiction.

### **SCHOOL PSYCHOLOGIST**

The school psychologist conducts individual psychological evaluations of students referred by the Director of Student Services. The school psychologist may participate in Special Education team meetings, 504 evaluation meetings, Kindergarten Screenings, and Student Support Teams (SST). In addition, the school psychologist provides intervention services as determined by a child's Team.

### **SPEECH AND LANGUAGE THERAPY**

The speech and language program provides speech and language instruction by a licensed speech language pathologist. This program helps children who have difficulties in the areas of articulation, language, rhythm, and voice. After diagnosis, appropriate therapy is prescribed. Instruction, treatment, and drill take place in an individual, small group or a classroom setting.

## **TECHNOLOGY**

Children at Muddy Brook receive STEM (Science, Technology, Engineering and Math) instruction from the technology teacher in grades PK-4.

**Curriculum:** During STEM class students explore the following topics/activities: Lego robotics, digital citizenship, application of digital tools and technology basics, word processing, age appropriate keyboarding, presentation software, introduction to coding/computer programming, and online learning sites. All students in grades PK-4 have the opportunity to come to “open lab” throughout the year to work on special projects with their teacher.

### **Digital Citizenship:**

Our comprehensive curriculum is designed to empower students to think critically, behave safely, and participate responsibly in our digital world. Units focus on internet safety, privacy and security, information literacy, and relationships & communication. Each designed to be developmentally appropriate for each grade. Units consist of formal lesson plans, videos, student interactive lessons, and assessments, as well as family outreach materials. A primary resource for this work is Common Sense Media.

### **Chromebooks**

All third and fourth graders have a chromebook assigned for their personal use at school. Students will learn how to use the Google platform in computer class, and they will use their computers as a tool to access materials across subject areas, to create content and receive feedback. It is expected that all students go to assigned sites only. Any student visiting a site that has not been assigned, may have a consequence and could lose use of the chromebook for the day. If this problem persists this student may lose chromebook privileges for an extended time.

MUDDY BROOK REGIONAL ELEMENTARY SCHOOL

**Berkshire Hills Regional School District**

**Great Barrington**

**Stockbridge**

**West Stockbridge**

Dear Parent/Guardian:

August, 2021

Every school district in Massachusetts is required to report to the Massachusetts Department of Education each year student data by race and ethnicity categories that are set by the federal government. The Department of Education does not report individual student data to the federal government, but does report the total number of students in various categories in each school. These reports help us keep track of changes in student enrollments and ensure that all students receive the educational programs and services to which they are entitled.

The federal government recently changed the reporting categories for student data. As a result, you have the opportunity to update student data on your child, if you wish to do so. With the new reporting categories, you may now identify your child by ethnic group (either Hispanic/Latino or not Hispanic/Latino) **and** by *one or more* racial groups (American Indian/Alaska Native, Asian, Black/African-American, Native Hawaiian/Other Pacific Islander, White). Starting with the 2005-2006 school year, all schools in Massachusetts report student data to the Department of Education using these categories.

If you would like to update the student data for your child, please contact the school office. To check the student data currently on file for your child, please speak with Christine Kelly in the office. If we do not hear back from you, we will continue to report based on the student data we currently have. For more information about the student data reporting categories, please see:

[http://www.doe.mass.edu/infoservices/data/guides/race\\_faq.html](http://www.doe.mass.edu/infoservices/data/guides/race_faq.html).

Sincerely,

Katie Retzel, Principal



**Katie Retzel – Principal**  
**Cynthia Carey – Assistant Principal**

Berkshire Hills Regional School District  
318 Monument Valley Road  
Great Barrington, MA 01230  
413.644.2350

*Attendance Letter #1*

**Date, 2018**

**Adult Name**

**Address**

**City, MA 01230**

**Re: Child's Name**

We at Muddy Brook Regional Elementary School believe that attendance is an integral part of a student's total educational experience. Regular school attendance enables a student to benefit from multiple educational opportunities that exist within a day; model lessons, discussions, presentations, and interactive activities. We urge you to stress the importance of punctuality and good attendance. The development of good habits in these areas will be invaluable to future success in life.

It has been brought to my attention that your child's attendance is of concern. According to our records your child's attendance is as follows:

- Unexcused Days Absent \_\_\_\_
- Unexcused Days Tardy \_\_\_\_
- Unexcused Early Dismissal \_\_\_\_

Our Attendance Policy and Procedure is outlined in our Student & Family Handbook. It states that when a student has accrued 5 unexcused absences, tardies or early dismissals, we send a letter home reminding you of the importance of good attendance. We hope your child's attendance can improve.

Please call the office if you would like to speak with me regarding the policy or any questions you may have.  
(413-644-2350)

Sincerely,

Cynthia Carey, Assistant Principal



**Katie Retzel – Principal**  
**Cynthia Carey – Assistant Principal**

Berkshire Hills Regional School District  
318 Monument Valley Road  
Great Barrington, MA 01230  
413.644.2350

*Attendance letter #2*

**Date, 2018**

**Parent Name**

**Address**

**City, MA 01230**

**Re: Child's Name**

We at Muddy Brook Regional Elementary School believe that attendance is an integral part of a student's total educational experience. We urge you to stress the importance of punctuality and good attendance. The development of good habits in these areas will be invaluable to future success in life.

It has been brought to my attention that your child's attendance is of concern. According to our records your child's attendance is as follows:

- Unexcused Days Absent \_\_\_\_
- Unexcused Days Tardy \_\_\_\_
- Unexcused Early Dismissal \_\_\_\_

According to our Attendance Policy and Procedure as outlined in our Student & Family Handbook, when a student has accrued 7 unexcused absences, tardies or early dismissals, we send a second letter home reminding you of the importance of good attendance. We invite you to call and set up an appointment to discuss the situation so that we can better support you in improving your child's attendance. Please be advised that if attendance does not improve, we may need to file a CRA (Children Requiring Assistance), a Failure to Send Petition, and/ or a 51A Report of educational neglect. (413-644-2350)

We hope your child's attendance record can improve. Please be in touch.

Sincerely,

Cynthia Carey, Assistant Principal



**Katie Retzel – Principal**  
**Cynthia Carey – Assistant Principal**  
Berkshire Hills Regional School District  
318 Monument Valley Road  
Great Barrington, MA 01230  
413.644.2350

*Attendance Letter # 3*

**Date, 2018**

**Parent Name**

**Address**

**Town, MA**

**Re: Child's Name**

In **month** and in **month** I sent you a letter emphasizing the importance of good attendance because I was concerned about your child's attendance record. Today I write because your child's attendance has exceeded the legal limit.

According to our records your child's attendance is as follows:

- Unexcused Days Absent \_\_\_\_
- Unexcused Days Tardy \_\_\_\_
- Unexcused Days Dismissed Early \_\_\_\_

The Massachusetts State Law requires compulsory attendance for all students. Chapter 76, section 1 of the Massachusetts General Law states that all children between the ages of six and sixteen must attend school. Parents or guardians have a legal responsibility to ensure their child is in attendance each day school is in session. The school day at Muddy Brook begins at 8:40 and ends at 3:20. We expect your children to come to school on time and leave at dismissal. I am requesting a formal meeting to discuss the situation. At this point in time excellent attendance is critical. If your child's attendance is not excellent, we will file a CRA (Children Requiring Assistance), a Failure to Send Petition, and/ or a 51A Report of educational neglect, and a Preliminary Hearing will be set in court.

Please contact Christine Kelly to schedule a meeting with me as soon as possible - 413-644-2350.

Sincerely,

Cynthia Carey, Assistant Principal



**Katie Retzel – Principal**  
**Cynthia Carey – Assistant Principal**

Berkshire Hills Regional School District  
318 Monument Valley Road  
Great Barrington, MA 01230  
413.644.2350

*Attendance Letter # 4*

**Date, 2018**

**Parent Name**

**Address**

**Town, MA**

**Re: Child's Name**

In **month, month** and in **month** I sent you letters emphasizing the importance of good attendance and reiterated the point that your child's attendance has exceeded the legal limit. I informed you of the fact that if your child did not demonstrate excellent attendance, I would file a CRA (Children Requiring Assistance) , a Failure to Send Petition, and/ or a 51A Report of educational neglect.

The Massachusetts State Law requires compulsory attendance for all students. Chapter 76, section 1 of the Massachusetts General Law states that all children between the ages of six and sixteen must attend school. Parents or guardians have a legal responsibility to ensure their child is in attendance each day school is in session. The school day at Muddy Brook begins at 8:40 and ends at 3:20. Children are expected to come to school on time and leave at dismissal. Where your child has been consistently absent or tardy it is our legal obligation to inform the court.

On **date** I filed a (CHOOSE ONE OR MORE) CRA (Children Requiring Assistance) , a Failure to Send Petition, and/ or a 51A Report of educational neglect. A Preliminary Hearing date will be set in court.

Sincerely,

Cynthia Carey, Assistant Principal



## BERKSHIRE HILLS REGIONAL SCHOOL DISTRICT INFORMATION

BERKSHIRE HILLS REGIONAL SCHOOL DISTRICT  
Great Barrington   Stockbridge   West Stockbridge

<u>NAME</u>	<u>EMAIL ADDRESS</u>	<u>REPRESENTS</u>	<u>TERM EXP.</u>
Stephen Bannon, Chair	<a href="mailto:scbannon@gmail.com">scbannon@gmail.com</a>	Great Barrington	2022
Richard Dohoney, Vice-Chair	<a href="mailto:rich.dohoney@gmail.com">rich.dohoney@gmail.com</a>	Great Barrington	2024
Corey Sprague, Asst. Treasurer	<a href="mailto:csprague.sc@gmail.com">csprague.sc@gmail.com</a>	Stockbridge	2024
Diane Singer, Secretary	<a href="mailto:dsingermd@gmail.com">dsingermd@gmail.com</a>	Great Barrington	2024
William Fields	<a href="mailto:fieldswil@gmail.com">fieldswil@gmail.com</a>	Great Barrington	2022
Molly Thomas	<a href="mailto:molly23thomas@gmail.com">molly23thomas@gmail.com</a>	West Stockbridge	2022
Bonnie Bonn-Buffoni	<a href="mailto:bbonn.buffoni.sc@gmail.com">bbonn.buffoni.sc@gmail.com</a>	West Stockbridge	2024
Sean Stephen	<a href="mailto:sms01262@roadrunner.com">sms01262@roadrunner.com</a>	Stockbridge	2022
Jason St. Peter	<a href="mailto:jstpetersc@gmail.com">jstpetersc@gmail.com</a>	Stockbridge	2022
Anne Hutchinson	<a href="mailto:ahutchinsonbhrsd@gmail.com">ahutchinsonbhrsd@gmail.com</a>	Great Barrington	2024

Massachusetts Association of School Committees (MASC) 1-800-392-6023 Fax – 617-742-4152

Website: [www.masc.org](http://www.masc.org)

*(MASC is very informative for both new & veteran school committee members. Feel free to browse their website or contact a MASC representative at any time with questions).*

### Legal Counsel:

Alisia St. Florian, Esq.                      1-617-479-5000  
Murphy, Hesse, Toomey & Lehane, LLP    1-617-479-6469 (Fax)  
300 Crown Colony Drive  
Quincy, MA 02169

### School Committee Recorder:

Christine Kelly                      cmmkelly4@gmail.com or christine.kelly@bhrsd.org

### District Treasurer

Richard Jette                      richard.jette@bhrsd.org or r.jette@verizon.net

## **Berkshire Hills Administrators and Central Office Staff**

**Superintendent of Schools:** Dr. Peter Dillon  
Administrative Secretary: Doreen Twiss

**Business Administrator:** Sharon Harrison

**Director of Operations:** Steven Soule

**Business Office Staff:**

Payroll: Heidi Alibozek  
Accounts Payable: Cathleen Bourquard  
Office Accountant: Marianne Conklin

**Director of Student Services:** Kathryn Burdsall  
Secretary: Barbara Middleton

**Director of Learning and Teaching:** Jonathan Bruno

### **Berkshire Hills School Administration:**

Muddy Brook Regional Elementary School:

Katie Retzel, Principal

Cynthia Carey, Assistant Principal

W.E.B. Du Bois Regional Middle School:

Ben Doren, Principal

Miles Wheat, Assistant Principal

Monument Mountain Regional High School

Kristi Farina, Principal

Peter Falkowski, Assistant Principal

### **ASBESTOS HAZARD EMERGENCY RESPONSE ACT (AHERA)**

Each year the school is required by Federal Law to inform you of the status of asbestos in the school. At this time we are in the process of complying with all applicable Federal and State regulations. The asbestos management plan is on file in the office and accessible to you upon request. In addition, the school has successfully completed its inspections by the Fire Department and the Building Inspector.

# Berkshire Hills Regional School District Strategic Plan

## **BHRSD Mission:**

**To ensure all students are challenged through a wide range of experiences to become engaged and curious learners and problem solvers who effectively communicate, respect diversity, and improve themselves and their community.**

- **Student Achievement/Growth/Enlightenment**

- Foster an intellectually challenging and supportive education that expands academic and career opportunities for all.
- Expand learning beyond the school walls to include nature, the community and with partners.
- Excite and engage students in learning
- Problem solving shall be used as an educational tool in and across disciplines
- Students will demonstrate their achievement and growth in a variety of ways and the data will be used effectively in the evaluation and revision of curriculum and instruction.
- Use of a flexible schedule to meet varied student needs: pre-test, post-test, in order to allocate resources efficiently.
- Use personal relationships to maximize a social-emotional safety net.
- Explicitly make curricular connections between and across grades, schools and districts.
- The school experience is engaging, verdant and empowering.
- Challenge our expectations and approaches to working with the underserved.

- **Human Infrastructure**

- Focus on an unrelenting commitment to success for all students and all staff.
- Foster leadership opportunities for both young people and adults including a partial rotating administration position.
- Make decisions that are good for students first and adults second (these don't need to be mutually exclusive).
- Use evaluation to set standards, recognize excellence and/or challenges, provide support when necessary after providing feedback, and support to dismiss ineffective staff.
- Study and potentially pilot incentive pay programs to encourage excellence and innovation.
- Take true advantage of our sacred professional development time.

- **Resources/Financial Planning/Infrastructure Maintenance**

- Increase revenue through adding new K and 1 sections while maintaining class size.
- Generate other income through reworking contracts, writing grants and individual solicitations.
- Collaborate additionally to increase opportunities and potentially realize savings.
- Revisit how we allocate resources: funds, space and time in support of our goals.
- Rework how we use time including reconsidering the length of the school day.
- Rethink roles.
- Shift from a culture of advocacy for individual programs to one of problem solving for all students.
- Work to improve food offerings, including additional healthy choices and realize efficiencies.

- **Communication/Collaboration**

- Be clear and transparent.
- Be explicit about the work in schools
- Ensure that each student is well known by multiple adults.
- Ensure that adults are collectively responsible for small groups of students.
- Make schools more community oriented.
- Redefine existing roles (Role clarification: SC, Supt., Dept chairs/dept liaison, student and families).
- Looks past building to campus, past campus to district and community, past district to collaborating districts.
- Tap into and enhance the role of alumni.

## WELLNESS POLICY

It is the goal of Berkshire Hills Regional School District (BHRSD) for every student to have the necessary skills and knowledge to actualize healthy and satisfying lives. We believe that wellness is a multi-faceted concept that is best learned through practice and from modeling of healthy behaviors by adults in the school, family and community. We define wellness as a condition of health that is the result of proper nutrition, exercise and other personal habits that contribute to a sound mind and body. Therefore it is the policy of BHRSD to ensure that each student has equitable access to programs, activities and classes that promote physical, social-emotional and mental wellbeing. These programs will be consistent with, but not limited by the Massachusetts Department of Education (MA DOE) Health curriculum frameworks for content ([www.mass.edu/frameworks](http://www.mass.edu/frameworks)) and the National Health & Physical Education Standards for skills ([www.educationworld.com/standards/national](http://www.educationworld.com/standards/national)).

### Wellness Committee

BHRSD will establish a Wellness Committee that should involve parents, students, nurse, Food Service Director, school committee member, health teacher, physical education teacher, school administrator, members of the public, and other community members as appropriate. The Wellness Committee will enact a plan, to be approved by the Superintendent, to oversee implementation and evaluation of the Wellness Policy.

### Nutrition Guidelines

It is the policy of the school district that all foods and beverages made available on campus during the school day are consistent with School Lunch Program nutrition guidelines. Guidelines for reimbursable school meals will not be less restrictive than regulations and guidance issued by the Secretary of Agriculture pursuant to law. The district will:

- Establish separate guidelines for foods and beverages in the following categories:
  - Foods and beverages included in a la carte sales in the food service program on school campuses
  - Foods and beverages sold in vending machines, snack bars, school stores and concession stands
  - Foods and beverages sold as part of school-sponsored fundraising activities
  - Refreshments served at parties, celebrations and meetings during the school day
  - Specify that its guidelines will be based on nutrition goals, not profit motives
- Participate, to the maximum extent possible, in federal school meals programs (including the School Breakfast Program, National School Lunch Program – [www.fns.usda.gov](http://www.fns.usda.gov)).
  - Provide to all children who participate in subsidized food programs the ability to obtain food in a non-stigmatizing manner.
  - Provide students with access to a variety of affordable nutritious, appealing and fresh foods that meet and exceed health and nutritional needs of students as outlined by the Nutrition Standards and U.S. Dietary Guidelines. ([www.nal.usda.gov/fnic/dga](http://www.nal.usda.gov/fnic/dga))
  - Develop guidelines for maximizing nutritional value by decreasing fat and added sugars, increasing nutrition density and moderating portion size of each individual food or beverage sold within the school environment.
- Provide adequate time, with a minimum of 20 minutes sit down time, for students to eat lunch at appropriate times, no earlier than 10:45 and no later than 1:10 pm, in the school schedule in clean, safe, and pleasant settings.
- Food may not be used as a reward or a punishment. This is not meant to exclude foods for celebration and special events.

## **Nutrition and Physical Education**

The school district will provide nutrition education and physical education aligned with the standards established by the MA DOE.

### **Nutrition Education**

- Provide sequential, interdisciplinary nutritional education to foster healthy lifelong habits and promote comprehensive wellness learning in each grade from pre-kindergarten to grade twelve
- Enhance nutrition education using locally grown foods whenever possible
- Promote regional partnerships between health agencies, health education resources, food suppliers, school meal programs, and other community resources.
- Send consistent nutrition messages from all aspects of the school program to student and families.
- Encourage parents/guardians to support healthy food choices and habits for their children.

### **Physical Education Activities**

- Provide sequential, interdisciplinary physical education to foster healthy lifelong habits and promote comprehensive wellness learning in each grade from pre-kindergarten to grade twelve.
- Refrain from using the denial and the imposition of physical activity as a punishment in all school related activities.
- Give students opportunities for daily physical activity during the school day through physical education (PE) classes, daily recess periods for elementary school students, and the integration of physical activity into the academic curriculum where appropriate.
- Provide opportunities for physical activity through a range of before- and/or after-school programs including, but not limited to, intramurals, interscholastic athletics, and physical activity clubs.
- Provide opportunities, encouragement and support for all preK-12 students to be physically active on a daily basis and achieve the recommended health-related physical fitness standards.
- Design curriculum that promotes the acquisition of lifelong physical activities, i.e. walking programs, cross-country skiing.
- Encourage parents and guardians to support their children's participation in physical activity, to be physically active role models, and to include physical activity in family events.

### **Social/Emotional Activities**

- Students will be provided sequential, interdisciplinary social-emotional education to foster healthy lifelong habits and promote comprehensive wellness learning in each grade from pre-kindergarten to grade twelve.
- Students will understand the benefit of adequate sleep as it relates to readiness for learning and overall health and will learn to identify patterns of behavior that promote healthy sleep cycles, including types and timing of activities prior to sleep and nutritional relationships to sleep.
- Students shall learn to define relaxation and be able to understand its relationship to overall health and well-being. Additionally, students will be able to identify what type(s) of activities may encourage relaxation and will learn methods for promoting it in their own lives.

### **Other Wellness Activities**

- Communication with parents/guardians, staff and students is essential. We will seek opportunities to

educate the school community on trends and information related to health and wellness. We will encourage community partnerships that assist the district in this effort.

- We will engage students, parents, teachers, food service professionals, health professionals, and other interested community members in developing, implementing, monitoring and reviewing district-wide nutrition, nutrition education, physical activity and social-emotional programs and policies and other wellness initiatives.
- We will consider and implement, when appropriate, environmentally-friendly practices such as the use of locally grown and seasonal foods, school gardens, recycling and composting.
- We will consider and implement when appropriate, physical activities and/or nutrition services or programs designed to benefit staff health.

Evaluation:

The Superintendent, Director of Food Services and Building Administration are charged with operational responsibility for ensuring the district meets the BHRSD Wellness Policy (ADF). The Wellness Committee will report annually to the BHRSD Superintendent, who will submit the report to the School Committee.

Leg Ref: Section 204 of Public Law 108-265 Child Nutrition and WIC Reauthorization Act 2004

## SUBSTANCE ABUSE POLICY AND PROCEDURES

The Berkshire Hills Regional School District is legally and ethically obligated to create an environment that preserves the safety and honors the learning of all students. Consistent with Muddy Brook's focus on Positive Behavior Interventions, and Supports (PBIS), students are expected to respect the safety of the school community and themselves by abstaining from the use and abuse of substances.

In addition, the Berkshire Hills Regional School District provides age-appropriate, developmentally appropriate, evidence-based alcohol, tobacco, and drug prevention education programs in grades K-12 and uses a verbal tool to screen pupils for substance abuse disorders in grades 7 and 9. A parent or guardian may opt out of the screening by written notification at any time prior to or during the screening in view of the fact that the use of alcohol and/or drugs can endanger the health and safety of the user, and recognizing the deleterious effect the use of drugs or alcoholic beverages can have on the maintenance of general order and discipline, the District prohibits the use of, serving of, or consumption of any alcoholic beverage or drugs, such as marijuana, steroids or any controlled substance, on school property or at any school function.

The following procedures have been established to inform students of their rights and responsibilities as well as the actions to be taken regarding drug and alcoholic beverage possession, use, distribution or sale. In addition to the following procedures, any student who unlawfully uses, possesses, sells or otherwise distributes a drug, synthetic drug, alcoholic beverage or drug paraphernalia while on school property, during an off-school site activity, or at a school-sponsored activity, may be subject to suspension or expulsion based on the outcome of an investigation. See also G. L. c. 71, § 37H, below.

### DEFINITION OF TERMS

**Alcoholic Beverage:** Any beverage or solid containing an amount of alcohol that is greater than one-half of 1% by volume.

**Drugs:** Any substance that has a physiological effect when ingested or otherwise introduced into the body, including nicotine. ~~and~~ This includes any medicine that is not administered by the school nurse as prescription medication or self-administered as described below.

All medication, including prescription drugs to be taken for medical purposes, must be administered under the supervision of the school nurse, with the exceptions of the following medications that may be self-administered: inhalers, enzyme supplements for cystic fibrosis, glucose monitoring tests and insulin delivery systems for diabetes, and epinephrine pens. All requests for students with disabilities to self-administer medications may be directed to their 504 or IEP TEAMS, or to the school nurse. All other medications must be given to the nurse at the beginning of the school day and taken in her presence unless otherwise provided by a student's IEP or 504 Team, or the school nurse.

**Use:** The self-administration of any drug or substance that is not approved by a student's IEP or 504 Team, or the school nurse.



**Possession:** Having of an alcoholic beverage or a drug or drug paraphernalia (a) on one's person, (b) among one's personal possessions such as in a locker, motor vehicle, book bag or purse, or (c) within the reasonable immediate vicinity or control of one's person.

**Substance Abuse:** A maladaptive pattern of substance use leading to clinically significant impairment or distress.

**Contraband:** A drug, alcoholic beverage, or drug paraphernalia. Paraphernalia may include any Juul or vaping device or any other system that aids in the delivery of a drug or nicotine.

Common examples of substance use and abuse experienced by schools include, but are not limited to:

1. A student voluntarily acknowledges to school personnel the presence of a substance abuse concern.
2. A student is suspected to be under the influence of drugs or alcohol.
3. A student is found to be in possession of a drug, alcoholic beverage or drug paraphernalia for personal use or sale.
4. A student not enrolled in Berkshire Hills Regional School District is believed to be under the influence of a drug or in possession of a drug or drug paraphernalia.

## **SUBSTANCE ABUSE PROCEDURES**

1. A student voluntarily acknowledges to school personnel the presence of a substance abuse concern outside of the G. L. c. 71, § 97 screening process. (Note that the process for responding to these concerns during screening is governed by that statute, which prohibits disclosure of the statement without written student consent).

### School Procedure

- A. The administration shall be immediately notified.
- B. The student shall be referred to school counselors.
- C. The student's legal guardian(s) shall be notified and a meeting of the student, guardian(s) and school officials shall be held to discuss appropriate options for treatment.
- D. A designated school official will follow up with students and families at dates, times, and at a frequency agreed upon by all involved parties to support the student and family in finding and maintaining appropriate treatment.

2. A student is suspected to be under the influence of drugs or alcohol for reasons unrelated to the aforementioned screening process.

### School Procedure

- A. The administration shall be immediately notified.
- B. The administration, in cooperation with the school's nurse, will assess the student and situation to determine if further evaluation or care is necessary.
  - *If further evaluation or care is not necessary*, administration will investigate the claim and report all findings to parents and school counselors to determine next steps.

- *If further evaluation or care is necessary*, administration will work with the nurse to determine the severity of the impairment so that emergency care can be sought if necessary.
- C. If no emergency care is necessary, the student will be supervised by the school nurse until they can be returned to the care of their parent or guardian.
- D. School consequences, specific to the incident, will be issued at this time. Local law enforcement may be notified of the incident at this stage.
- E. Once the student is ready to return to school, a meeting will be scheduled, and a support plan, designed to prevent a recurrence of the behavior, will be created. A designated school official will follow up with students and families at dates, times, and at a frequency agreed upon by all involved parties.

3. A student is found to be in possession of a drug, alcoholic beverage or drug paraphernalia either for personal use or sale.

#### School Procedure

- A. The administration shall be immediately notified.
- B. The administration, in cooperation with the school's nurse, will assess the situation according to section II (student use).
- C. The parent/guardian shall be notified and the student will be removed from school property for the remainder of the day.
- D. School administration will conduct a full investigation in order to determine appropriate school action including logical next steps to support the involved student. Investigators will consider the following circumstances when reaching a decision:
  - The student's engagement, or willingness to engage, in treatment programs related to substance use and abuse or behaviors that may be contributing to substance abuse
  - The number of prior incidents involving drugs, alcohol, or nicotine
  - Whether or not the student possessed the substance for the purpose of selling it to others
  - Specific factors related to the type and quantity of the substance
  - Other specific factors related to the present incident
- E. School consequences, specific to the incident, will be issued at this time. Local law enforcement is notified of the incident at this stage, and any confiscated contraband may be turned over to police.
- F. Once the student is ready to return to school, a meeting will be scheduled, and a support plan, designed to prevent a recurrence of the behavior, will be created. A designated school official will follow up with students and families at dates, times, and at a frequency agreed upon by all involved parties.

4. A student not enrolled in Berkshire Hills Regional School District is believed to be under the influence of a drug or in possession of a drug or drug paraphernalia.

## School Procedure

- A. The administration shall immediately be notified.
- B. School administration will take all necessary steps to arrange for the safe removal of the student from campus including assessing the situation according to section 2 (student use).
- C. If appropriate, the parent/guardian shall be notified.
- D. Contraband will be turned over to the police.
- E. The administration of the student's sending school will be notified.

School appropriate disciplinary actions increase with subsequent offenses.

## **NICOTINE REGULATIONS**

In order to create and ensure an environment that is mindful of, and responsive to, the health and wellness of all students, Muddy Brook observes a policy designed to educate students on the dangers of nicotine use while honoring the right of all students to learn in a smoke and nicotine free environment. The following procedures are designed to uphold the law, educate students about the dangers of nicotine use and abuse, and help students struggling with nicotine use to find safe pathways to cessation.

If a student is found to be using tobacco, chewing tobacco, a Juul, vape, or any other type of device designed to aid in the use of nicotine, outside of the building:

1. The student will be allowed due process.
2. School administration will meet with the student and their guardian either in person or via telephone to discuss the circumstances of the infraction and to determine a school appropriate response.
3. A school appropriate response to nicotine use can include any combination of the following:
  - student assignment to a school sponsored substance abuse cessation program
  - an agreement between the family and school on an appropriate outside program to address nicotine abuse or the behaviors that manifest the abuse.
  - a school appropriate step designed to repair the harm done to the school community.
  - a school consequence appropriate to the specific details of the offense and the number of prior offenses incurred by the student.

If a student is found to be using tobacco, a Juul, vape, or any other type of device designed to aid in the use of nicotine, inside of the building:

1. The student will be allowed due process.
2. School administration will meet with the student and their guardian either in person or via telephone to discuss the circumstances of the infraction and to determine a school appropriate response.
3. A school appropriate response to nicotine use can include any combination of the following:
  - student assignment to a school sponsored substance abuse cessation program
  - an agreement between the family and school on an appropriate outside program to address nicotine abuse or the behaviors that manifest the abuse.

- a school appropriate step designed to repair the harm done to the school community.
- a school consequence appropriate to the specific details of the offense and the number of prior offenses incurred by the student.

**ADMINISTRATIVE ACTION IN CASES INVOLVING DRUGS, CONTROLLED SUBSTANCES, WEAPONS, OR STAFF MEMBER ASSAULTS –G.L. c. 71, § 37H:**

The superintendent of every school district shall publish the district's policies pertaining to the conduct of teachers and students. Said policies shall prohibit the use of any tobacco products within the school buildings, the school facilities or on the school grounds or on school buses by any individual, including school personnel. Said policies shall further restrict operators of school buses and personal motor vehicles, including students, faculty, staff and visitors, from idling such vehicles on school grounds, consistent with section 16B of chapter 90 and regulations adopted pursuant thereto and by the department. The policies shall also prohibit bullying as defined in section 37O and shall include the student-related sections of the bullying prevention and intervention plan required by said section 37O. Copies of these policies shall be provided to any person upon request and without cost by the principal of every school within the district.

Each school district's policies pertaining to the conduct of students shall include the following: disciplinary proceedings, including procedures assuring due process; standards and procedures for suspension and expulsion of students; procedures pertaining to discipline of students with special needs; standards and procedures to assure school building security and safety of students and school personnel; and the disciplinary measures to be taken in cases involving the possession or use of illegal substances or weapons, the use of force, vandalism, or violation of a student's civil rights. Codes of discipline, as well as procedures used to develop such codes shall be filed with the department of education for informational purposes only.

In each school building containing the grades nine to twelve, inclusive, the principal, in consultation with the school council, shall prepare and distribute to each student a student handbook setting forth the rules pertaining to the conduct of students. The student handbook shall include an age-appropriate summary of the student-related sections of the bullying prevention and intervention plan required by section 37O. The school council shall review the student handbook each spring to consider changes in disciplinary policy to take effect in September of the following school year, but may consider policy changes at any time. The annual review shall cover all areas of student conduct, including but not limited to those outlined in this section.

Notwithstanding any general or special law to the contrary, all student handbooks shall contain the following provisions:

(a) Any student who is found on school premises or at school-sponsored or school-related events, including athletic games, in possession of a dangerous weapon, including, but not limited to, a gun or a knife; or a controlled substance as defined in chapter ninety-four C, including, but not limited to, marijuana, cocaine, and heroin, may be subject to expulsion from the school or school district by the principal.

(b) Any student who assaults a principal, assistant principal, teacher, teacher's aide or other educational staff on school premises or at school-sponsored or school-related events, including athletic games, may be subject to expulsion from the school or school district by the principal.

(c) Any student who is charged with a violation of either paragraph (a) or (b) shall be notified in writing of an opportunity for a hearing; provided, however, that the student may have representation, along with the opportunity to present evidence and witnesses at said hearing before the principal. After said hearing, a principal may, in his discretion, decide to suspend rather than expel a student who has been determined by the principal to have violated either paragraph (a) or (b).

(d) Any student who has been expelled from a school district pursuant to these provisions shall have the right to appeal to the superintendent. The expelled student shall have ten days from the date of the expulsion in which to notify the superintendent of his appeal. The student has the right to counsel at a hearing before the superintendent. The subject matter of the appeal shall not be limited solely to a factual determination of whether the student has violated any provisions of this section.

(e) Any school district that suspends or expels a student under this section shall continue to provide educational services to the student during the period of suspension or expulsion, under section 21 of chapter 76. If the student moves to another district during the period of suspension or expulsion, the new district of residence shall either admit the student to its schools or provide educational services to the student in an education service plan, under section 21 of chapter 76.

(f) Districts shall report to the department of elementary and secondary education the specific reasons for all suspensions and expulsions, regardless of duration or type, in a manner and form established by the commissioner. The department of elementary and secondary education shall use its existing data collection tools to obtain this information from districts and shall modify those tools, as necessary, to obtain the information. On an annual basis, the department of elementary and secondary education shall make district level de-identified data and analysis, including the total number of days each student is excluded during the school year, available to the public online in a machine readable format. This report shall include district level data disaggregated by student status and categories established by the commissioner.

(g) Under the regulations promulgated by the department, for each school that suspends or expels a significant number of students for more than 10 cumulative days in a school year, the commissioner shall investigate and, as appropriate, shall recommend models that incorporate intermediary steps prior to the use of suspension or expulsion. The results of the analysis shall be publicly reported at the school district level.

#### **ADMINISTRATIVE ACTION IN CASES INVOLVING FELONY CHARGES AND CONVICTIONS –G.L. c. 71, §37H½:**

(1) Upon the issuance of a criminal complaint charging a student with a felony or upon the issuance of a felony delinquency complaint against a student, the principal or headmaster of a school in which the student is enrolled may suspend such student for a period of time determined appropriate by said principal or headmaster if said principal or headmaster determines that the student's continued presence in school would

have a substantial detrimental effect on the general welfare of the school. The student shall receive written notification of the charges and the reasons for such suspension prior to such suspension taking effect. The student shall also receive written notification of his right to appeal and the process for appealing such suspension; provided, however, that such suspension shall remain in effect prior to any appeal hearing conducted by the superintendent.

The student shall have the right to appeal the suspension to the superintendent. The student shall notify the superintendent in writing of his request for an appeal no later than five calendar days following the effective date of the suspension. The superintendent shall hold a hearing with the student and the student's parent or guardian within three calendar days of the student's request for an appeal. At the hearing, the student shall have the right to present oral and written testimony on his behalf, and shall have the right to counsel. The superintendent shall have the authority to overturn or alter the decision of the principal or headmaster, including recommending an alternate educational program for the student. The superintendent shall render a decision on the appeal within five calendar days of the hearing. Such decision shall be the final decision of the city, town or regional school district with regard to the suspension.

(2) Upon a student being convicted of a felony or upon an adjudication or admission in court of guilt with respect to such a felony or felony delinquency, the principal or headmaster of a school in which the student is enrolled may expel said student if such principal or headmaster determines that the student's continued presence in school would have a substantial detrimental effect on the general welfare of the school. The student shall receive written notification of the charges and reasons for such expulsion prior to such expulsion taking effect. The student shall also receive written notification of his right to appeal and the process for appealing such expulsion; provided, however, that the expulsion shall remain in effect prior to any appeal hearing conducted by the superintendent.

The student shall have the right to appeal the expulsion to the superintendent. The student shall notify the superintendent, in writing, of his request for an appeal no later than five calendar days following the effective date of the expulsion. The superintendent shall hold a hearing with the student and the student's parent or guardian within three calendar days of the expulsion. At the hearing, the student shall have the right to present oral and written testimony on his behalf, and shall have the right to counsel. The superintendent shall have the authority to overturn or alter the decision of the principal or headmaster, including recommending an alternate educational program for the student. The superintendent shall render a decision on the appeal within five calendar days of the hearing. Such decision shall be the final decision of the city, town or regional school district with regard to the expulsion.

Any school district that suspends or expels a student under this section shall continue to provide educational services to the student during the period of suspension or expulsion, under section 21 of chapter 76. If the student moves to another district during the period of suspension or expulsion, the new district of residence shall either admit the student to its schools or provide educational services to the student under an education service plan, under section 21 of chapter 76.

## **DISTRICT POLICIES LINK**

All District policies are available for review on our website:  
<https://www.bhrsd.org/school-committee-policy-manual/>

## DISTRIBUTION OF MEDICINE LETTER

August 2021

Dear Parents and Guardians:

We would like to inform you of the policies that have been put in place to ensure the health and safety of children needing medication during the school day.

Our school district requires that the following forms must be on file in your child's health record before we begin to give any medicine (including over the counter medications) at school:

1. Signed consent by the parent or guardian to give the medicine. Please complete the enclosed consent form and give it to your school nurse;
2. Signed medication order. The written medication order form should be taken to your child's licensed prescriber (your child's physician, nurse practitioner, etc.) for completion and returned to the school nurse. This order must be renewed as needed and at the beginning of each academic year.

Medicines should be delivered to the school in a pharmacy or manufacture-labeled container by you or a responsible adult whom you designate. Please ask your pharmacy to provide separate bottles for school and home. No more than a thirty day supply of the medicine should be delivered to the school. The number of doses will be verified in writing by school staff at time of delivery.

When your child needs a medicine to be given during the school day, please act quickly to follow these policies so we may begin to give the medicine as soon as possible. Thank you for your help.

Rebecca Troupence, RN

*(See Section J, Policy JLCD-E of the BHRSD Policy Book)(This is an example of a letter you will have to sign to allow the school to dispense medications.)*



## CONCUSSION MANAGEMENT AND RETURN TO PLAY REQUIREMENTS

Student/ athletes and Parents are required to read and sign off on the Concussion and Opioid fact sheets prior to athletic participation.

### ***Assumption of Risk***

All student/ athletes and parents must realize that participation in sports carries a risk of injury including possible concussion, and, by agreeing to participate in athletic activities and signing a parental permission form on behalf of their children/ themselves, they thereby assume the risks of such injury. It is imperative that extreme care and attention be used at all times by all parties. Specific provisions for exercising care can be found below and on this Website: [<http://www.cdc.gov/headsup/index.html>].

### ***Concussion Management and Return to Play Requirements*** ***“When in Doubt- Sit It Out”***

“A concussion is a complex disturbance in brain function, due to direct or indirect trauma to the head, related to neurometabolic dysfunction, rather than structural injury. Even a “ding,” “getting your bell rung,” or what seems to be a mild bump or blow to the head can be serious. Concussions can also result from a fall or from players colliding with each other or with obstacles, such as a goalpost.” (Centers for Disease Control and Prevention, 2009).

### **Part I: Signs and Symptoms of a Concussion**

A concussion should be suspected if any one or more of the following signs or symptoms are present, or if the coach/evaluator is unsure.

1. Signs of a concussion may include (what the athlete looks like) the following:

- Confusion / disorientation / irritability
- Act silly / combative / aggressive
- Trouble resting / getting comfortable
- Repeatedly ask same questions
- Lack of concentration
- Dazed appearance
- Slow response / drowsiness
- Restless / irritable
- Incoherent / slurred speech
- Constant attempts to return to play
- Slow / clumsy movements
- Constant motion
- Loss of consciousness
- Disproportionate / inappropriate reactions
- Amnesia / memory problems

- Balance problems

2. Symptoms of a concussion may include (what the athlete reports) the following:

- Headache or dizziness
- Over sensitivity to sound / light / touch
- Nausea or vomiting
- Ringing in ears
- Blurred or double vision
- Feeling foggy or groggy

Note: DPH regulation 105 CRM 201 requires that a coach MUST immediately remove a student/ athlete from participating in any intramural or interscholastic athletic activity who (A) is observed to exhibit signs, symptoms or behaviors consistent with a concussion or (B) is diagnosed with a concussion regardless of when such concussion or head injury may have occurred or (C) sustains a head injury or suspected concussion. Under this regulation, coaches must also prohibit student/ athletes from engaging in any unreasonably dangerous athletic techniques and encourage techniques designed to promote safety. Failure to comply with this regulation may result in penalties including, but not limited to, personnel sanctions and the forfeiture of games.

Additionally, coaches, licensed athletic trainers, trainers, volunteers, school and team physicians, school nurses, athletic directors, marching band directors, students engaged in athletic activities and their parents must annually read, sign, and acknowledge understanding and receipt of DPH approved concussion education materials provided by the school. While this information provides a useful reference regarding indicators of concussion in student/ athletes, it is not a substitute for reading, signing, and acknowledging receipt of those materials.

## **Part II: Return to Participation (RTP)**

Currently, it is impossible to accurately predict how long concussions will last. There must be full recovery before someone is allowed to return to participation. Massachusetts Law now requires that no athlete may resume participation until they have received written medical clearance from a licensed health care professional (Physician or the following individuals in consultation with a licensed physician: Nurse Practitioner, Physician Assistant, Neuropsychologist or Athletic Trainer). Therefore, the following procedures will apply when a Pre-Participation Head Injury/ Concussion Form reveals a recent prior concussion (beginning with procedure 5) or when a concussion occurs during the sports season:

### **Concussion management requirements:**

1. No student/ athlete SHALL return to participation (RTP) on the same day of concussion.
2. The coach shall communicate the nature of the injury directly to the parent in person or by phone and the licensed athletic trainer immediately after the practice or competition in which a student/ athlete

has been removed from play for a head injury, suspected concussion, signs and symptoms of a concussion, or loss of consciousness. The coach or licensed athletic trainer also must provide this information to the parent in writing in English and in the language of the home on the Report of Head Injury during Sports Season Form, whether paper or electronic format, by the end of the next business day. If the athlete is injured during the season but not while involved in any school athletic or extra-curricular activity, the parent must complete the Report of Head Injury during Sports Season Form and provide it to the student/ athlete's licensed athletic trainer/ coach.

3. The licensed athletic trainer/coach shall communicate, prior to the next school day with the Athletic Director and school nurse that the student/ athlete has been removed from practice or competition for a head injury, suspected concussion, signs and symptoms of a concussion, or loss of consciousness. The licensed athletic trainer/coach will provide the Report of Head Injury during Sports Season Form to the nurse and Director of Athletics. The school nurse will contact the student's teacher and guidance counselors.
4. If a student/ athlete is suspected of having a head injury or concussion, the student/ athlete will be referred immediately to their primary care physician or the emergency room and will be given a symptom checklist for review by medical personnel. Any loss of consciousness, vomiting or seizures the student/ athlete MUST be immediately transported to the hospital. Any student/ athlete with signs or symptoms related to a concussion MUST be evaluated from a licensed health care professional (Physician or the following individuals in consultation with a licensed physician: Nurse Practitioner, Physician Assistant, Neuropsychologist or Athletic Trainer). These individuals must have received the appropriate training to make certifications.
5. Each student/ athlete who is removed from practice or a competition and subsequently diagnosed with a concussion must have a graduated reentry plan to return to full academic and extracurricular activities. The plan will be developed by teachers, guidance counselor, school nurse, licensed athletic trainer if on staff, parent and the child's treating medical provider.
6. Close observation of a student/ athlete MUST continue following a concussion. This should be monitored for an appropriate amount of time following the injury to ensure that there is no escalation of symptoms.
7. Schools will follow the primary care physician's written orders concerning return to school and physical activity.
8. The student/ athlete MUST obtain written clearance from one of the licensed health care professionals mentioned above directing them into a well-defined RTP stepped protocol similar to one outlined below. If at any time signs or symptoms should return during the RTP progression the student/ athlete should cease activity\*.
9. After the RTP protocol has been successfully administered (no longer exhibits any signs or symptoms or behaviors consistent with concussions), final written medical clearance is required by one of the licensed health care professionals mentioned above for them to fully return to unrestricted participation in practices and competitions. This clearance may be provided via a DPH Post Sports-Related Head Injury Medical Clearance Form or school-based equivalent.
10. The student/ athlete diagnosed with a concussion must be completely symptom free at rest in order to begin graduated reentry to extracurricular athletic activities. The student/ athlete must be symptom free at rest, during exertion, and with cognitive activity in order to complete the graduated re-entry plan and be medically cleared to play.

#### **Medical Clearance RTP Protocol (Recommended one full day between steps)**

Rehabilitation stage - Functional exercise at each stage of rehabilitation - Objective of each stage:

1. No activity - Complete physical and cognitive rest until recovered and asymptomatic. School may need to be modified.
2. Light aerobic activity - Walking, swimming or stationary cycling keeping - Increase Heart Rate intensity, <70% of maximal exertion; no resistance training.
3. Sport Specific Exercise - Skating drills in ice hockey, running drills in soccer - Add Movement; no head contact.
4. Non-contact training - Progression to more complex training drills, i.e., - Exercise, coordination and drills passing drills in football and ice hockey; may start cognitive load progressive resistance training.
5. Full Contact Practice - Following medical clearance, participate normally - Restore confidence and assess training activities functional skills by coaching staff.

- If at any time symptoms should return during the RTP progression the student/ athlete should stop activity that day. If the student/ athlete's symptoms are gone the next day, s/he may resume the RTP progression at the last step completed in which no symptoms were present. If symptoms return and don't resolve, the athlete should be referred back to their medical provider.

#### References:

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