

## Wireless Communication Device Policy

### Oasis Middle School

2018-19

For purposes of this policy, "wireless communication device - WCD" includes computers, tablets (e.g., iPads and similar devices), electronic readers ("ereaders"; e.g., Kindles and similar devices), cell phones (e.g., mobile/cellular telephones), smartphones (e.g., BlackBerry, iPhone, Android devices, Windows Mobile devices, etc.), telephone paging devices (e.g., beepers or pagers), and/or other web-enabled devices of any type, such as smart watches.

Students are permitted to have WCDs at school.

During the school day (from the time a student arrives on campus until the 2:20 p.m. bell) the WCD must be turned off and cannot be visible. For example, a student is not permitted to have a phone in the back pocket of their pants. Phones should not be taken out at any time during the school day. Students are not to make or receive cell phone calls or texts during the school day. A violation of this policy will have the following consequences.

*1<sup>st</sup> Offense: Confiscate phone – teacher will return phone to student at the end of the period.*

*2<sup>nd</sup> Offense: Confiscate phone – teacher will send phone to the office. Student may pick up the phone from the office at dismissal.*

*3<sup>rd</sup> Offense: Confiscate phone – teacher will send phone to the office. Student may pick up the phone from the office at dismissal.*

*4<sup>th</sup> Offense: Confiscate phone – teacher will send phone to the office. Office will call the parent to pick up the phone. Phones will not be returned to student.*

*5<sup>th</sup> Offense: Confiscate phone – teacher will send phone to the office. Office will call the parent to pick up the phone. Phones will not be returned to student. 1-Day ISS issued by Dean.*

*6<sup>th</sup> Offense: Confiscate phone – teacher will send phone to the office. Office will call the parent to pick up the phone. Phones will not be returned to student. 1-Day OSS issued by Dean.*

Students are prohibited from using WCDs during the school day, including while off-campus on a field trip, to capture, record or transmit the words or sounds (i.e. audio) and/or images (i.e. pictures/video) of any student, staff member, or other person in the school or while attending a school-related activity. Using a WCD to capture, record, and/or transmit audio and/or pictures/video of an individual without proper consent is considered an invasion of privacy and is not permitted. Students who violate this provision and/or use a WCD to violate the privacy rights of another person may have their WCD confiscated and held until the end of the school day and/or until a parent/legal guardian picks it up, and

may be directed to delete the audio and/or picture/video file while the parent/legal guardian is present. If the violation involves potentially illegal activity the confiscated WCD may be turned over to law enforcement. The prohibitions herein also include using a WCD or any other device to covertly listen-in or make a recording (audio or video) of any meeting or activity in school. This includes placing a WCD or other device with one- or two-way audio and video communication technology (i.e. technology that allows a person to listen to live conversations and sounds taking place in the location where the device is located), within a student's book bag or other property of the student or on the student's person without express written consent from an administrator, IEP Team, or Section 504 Team.

"Sexting" is prohibited at any time on school property or at school functions. As set forth in State law, "sexting" is the knowing transmission or distribution to another minor by a computer or similar device any photograph or video of any person that depicts nudity and is harmful to minors. Sexting also includes possessing a photo of any person that was transmitted or distributed by another minor that depicts nudity. Such conduct not only is potentially dangerous for the involved students, but can lead to unwanted exposure of the messages and images to others, and could result in criminal violations related to the transmission or possession of child pornography. Such conduct will be subject to discipline and possible confiscation of the WCD. WCDs, including, but not limited to, those with cameras, may not be activated or utilized at any time in any school situation where a reasonable expectation of personal privacy exists. These locations and circumstances include, but are not limited to, classrooms, gymnasiums, locker rooms, shower facilities, restrooms/bathrooms, and any other areas where students or others may change clothes or be in any stage or degree of disrobing or changing clothes. Students shall have no expectation of confidentiality with respect to their use of WCDs on school premises/property.

Students may not use a WCD in any way that might reasonably create in the mind of another person an impression of being threatened, humiliated, harassed, embarrassed, or intimidated. In particular, students are prohibited from using WCDs to: (a) transmit material that is threatening, obscene, disruptive, or sexually explicit or that can be construed as harassment or disparagement of others based upon their race, national origin, sex (including sexual orientation/transgender identity), disability, age, religion, ancestry, or political beliefs; and (b) engage in "sexting" - i.e., sending, receiving, sharing, viewing or possessing pictures, text messages, e-mails, or other materials of a sexual nature in electronic or any other form.

Students are also prohibited from using a WCD to capture, record, and/or transmit test information or any other information in a manner constituting fraud, theft, cheating, or academic dishonesty. Likewise, students are prohibited from using WCDs to receive such information.

Students are personally and solely responsible for the care and security of their WCDs. Oasis Middle and the Cape Coral Charter School Authority assumes no responsibility for theft, loss, or damage to, or misuse or unauthorized use of WCDs brought onto its property, or the unauthorized use of such devices.

Parents/Legal guardians are advised that the best way to get in touch with their child during the school day is by calling the school office – 239-945-1999.

Students may use the school's phone to contact their parents/legal guardians during the school day.