

**COEUR D’ALENE SCHOOL DISTRICT NO. 271 --  
RESOLUTION 20-21-001**

**IN RESPONSE TO COVID-19 EMERGENCY**

This Resolution is made this \_\_\_ day of \_\_\_\_\_, 2020, by the Coeur d’Alene School District #271, whose address is 1400 N. Northwood Center Court, Coeur d’Alene, ID 83814 (the “District”):

**RECITALS:**

WHEREAS, the District is a validly organized and existing school district operating under Title 33, Chapter 3 of the Idaho Code;

WHEREAS, subject to the supervision and authority of the State Board of Education and the Idaho State Department of Education, the Board of Trustees of the District has the power and duty to administer the daily instruction to students within the District while also protecting the health, safety and welfare of the staff and students;

WHEREAS, on March 11, 2020, the World Health Organization declared that the 2019 novel coronavirus (COVID-19) had progressed to a pandemic status;

WHEREAS, on July 9, 2020, the Governor’s Office, the State Board of Education and the Idaho State Department of Education, with guidance from the Idaho Department of Health and Welfare and local health districts issued the *Idaho Back to School Framework* (the “Framework”). The Framework recognizes the responsibility of the Board of Trustees to provide uniform instruction to students, ensure the health and safety of staff and students, and develop plans and procedures for responding to the pandemic while providing this instruction;

WHEREAS, in compliance with the Framework, and in consultation with the Panhandle Health District, the Board desires to adopt a reopening plan for the District, which in its discretion, is in the best interest of the staff and students and consistent with applicable guidance and authority;

WHEREAS, the Board is authorized under Policy 1300 to suspend its existing policies and procedures by a majority vote where circumstances require a waiver of such policies; and

WHEREAS, the Board desires to suspend all District policies to the extent that any such policy may be in conflict with applicable agency orders, state law, and federal law (including without limitation the Families First Coronavirus Response Act) until such time when the emergency ceases and/or the applicable rules, laws and guidance are lifted; and

WHEREAS, as a result of the COVID-19 emergency, the Board desires to adopt certain policies and desires to amend certain policies to mitigate the impacts of this emergency on District operations.

NOW, THEREFORE, it is resolved as follows:

1. The Board, in an exercise of its discretionary functions, hereby directs the Superintendent to suspend all District policies and procedures to the extent any terms contained therein are in conflict with the provisions of any applicable agency order, state law and/or federal law as it pertains to the COVID-19 emergency. This suspension shall only exist for so long as the applicable rule or law applies. All provisions of such policies and procedures that are not in conflict with any applicable agency order, state or federal law will remain in effect at all times.
2. The Board, in an exercise of its discretionary functions and pursuant to its authority under Policy 1300 to adopt emergency policy amendments, hereby adopts amendments to Policy 3520 Communicable and Infectious Diseases in the form attached hereto as Exhibit A, which amendments shall only remain in effect during the period of this emergency unless earlier lifted or amended by the Board.
3. The Board, in an exercise of its discretionary functions and pursuant to its authority under Policy 1300 to adopt emergency policy amendments, hereby adopts amendments to Policy 5405 Personal Sick Leave in the form attached hereto as Exhibit B, which amendments shall only remain in effect during the period of this emergency unless earlier lifted or amended by the Board.
4. The Board, in an exercise of its discretionary functions and pursuant to its authority under Policy 1300 to adopt emergency policies, hereby adopts the Telecommuting Policy in the form attached hereto as Exhibit C, which policy shall only remain in effect during the period of this emergency unless earlier lifted or amended by the Board.
5. The Board hereby takes formal notice of the Framework issued on July 9, 2020, including the responsibility of the Panhandle Health District to identify the transmission level of community transfer of the virus and to advise the Board on operation and health safety plans and procedures, and the joint responsibilities of the Department of Health and Welfare and the Governor to protect the public from the spread of infectious and communicable diseases and to protect the health and safety of Idahoans.
6. The Board separately recognizes its responsibility to administer uniform and thorough instruction of students within its District, while also ensuring the health and safety of the staff and students.
7. The Board will consider all orders, rules, laws, and guidelines, including any mandatory school closures, masking or similar requirements when applicable to the District, as determined in its discretion.
8. The Board takes formal notice of a parent's right to reasonable academic accommodations, as defined by Idaho Code § 33-6001, which are to be considered on balance with the administrative functions of the District. Such rights may include a parent's interest in keeping their child home for purposes of remote instruction during the period of emergency, a parent's interests in wearing masks or not wearing masks, and other

important considerations in the administration of curriculum during this period of emergency.

9. The Board desires to formally recognize the importance of these various responsibilities and considerations, and the potentially conflicting interests of students, staff and parents regarding the District's plans for reopening.
10. In consideration of these various responsibilities and interests, the Board, in an exercise of its discretionary functions and in its best judgment to fulfill its statutory obligations to the staff and students of the District, including the uniform and thorough instruction of students while also ensuring the health and safety of these individuals, hereby adopts the attached reopening framework to be applied for the 2020-2021 school year (the "Plan"). The Plan is attached hereto as Exhibit D.
11. The Plan shall remain in effect until lifted or amended by the Board, unless previously superseded by any applicable agency ordinance, state law or federal law.
12. The Board directs and authorizes the Superintendent to take all actions as may be necessary to comply with the Plan and the discretionary functions of Board's directives as contained herein.

This Resolution shall remain in effect for so long as the applicable agency orders, state, local and/or federal laws, rules or directives are in effect.

IN WITNESS WHEREOF, the Board hereby adopts the foregoing Resolution on the date first written above.

BOARD OF TRUSTEES OF THE  
COEUR D'ALENE SCHOOL DISTRICT  
#271

By: \_\_\_\_\_  
Chair

ATTEST:

\_\_\_\_\_  
Secretary