

Amity School District 4J

Code: **ICC**
Adopted: 5/9/90
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01/15/2020,
08/12/2020

School Volunteers

Community patrons who voluntarily contribute their time and talents to the improvement and enrichment of the public schools instructional and other programs are valuable assets. The Board encourages constructive participation of groups and individuals in the school to perform appropriate tasks during and after school hours under the direction and supervision of professional personnel.

A volunteer allowed to have direct, unsupervised contact with students, in a position identified by the district as requiring a fingerprint based criminal records check, shall undergo a state and national criminal records check based on fingerprints. (See Board Policy GCDA/GDDA – Criminal Records Checks and Fingerprinting and its accompanying administrative regulation.) A volunteer that will not have direct, unsupervised contact with students will be required to undergo an in-state criminal records check.

A volunteer who knowingly makes a false statement, as determined by the district, on a district volunteer application form will be denied the ability to volunteer in the district.

Any electronic communications with students by a volunteer for the district will be appropriate and only when directed by district administration. When communicating with students electronically regarding school-related matters, volunteers shall use district e-mail using mailing lists and/or other internet messaging to a group of students rather than individual students or as directed by district administration. Texting or electronically communicating with a student through contact information gained as a volunteer for the district is discouraged.

Nonexempt employees^a may be permitted to volunteer to perform services for the district provided the volunteer activities do not involve the same or similar type of services^b as the employee's regularly assigned duties. In the event a nonexempt employee volunteers to perform services for the district that are the same or similar as the employee's regularly assigned duties, the Board recognizes that under the Fair Labor Standards Act (FLSA), overtime or compensatory time must be provided.^c

The administration is responsible for the recruitment, use, coordination and training of volunteers. These assignments will be carried out as directed or delegated by the superintendent. Every effort should be made to use volunteer resources in a manner which will ensure maximum contribution to the welfare and educational growth of students.

END OF POLICY

^aThere are three types of FLSA exemptions: those for executive, administrative and professional employees. Generally, employees who are exempt under the executive, administrative or professional exceptions must primarily perform executive, administrative or professional duties at least 50 percent of the employee's time.

^bInstructional assistant duties are generally viewed to be the same type of service, supervising and instructing students, as coaching.

^cDistricts should review the use of non-exempt employees in extracurricular activity positions such as coaching, cheerleading advisors and other district-sponsored activities with legal counsel for FLSA district impact.

Legal Reference(s):

[ORS Chapter 243](#) [ORS](#) [ORS 339.372](#)
[326.607](#) [OAR 839-020-0005](#)
[ORS 332.107](#) [OAR 581-021-0510 – 021-0512](#)
Fair Labor Standards Act of 1938, 29 U.S.C. §§ 206-207 (2017).

Senate Bill 155 (2019)