

**Athena-Weston
School District 29J**

Code: **BDC**
Adopted: 10/02
Readopted: 8/10/15
Orig. Code(s): BDC

Executive Sessions

The Board may be called together exclusively for the purpose of meeting in executive session, or the Board may decide to go into executive session any time during a regular, special or emergency meeting to discuss appropriate subject matters. In all cases, the presiding officer must identify the statutes Oregon Revised Statute (ORS) 192.660 and 332.061 which define the subject matters for which the executive session is authorized.

The Board may go into executive session on call of the presiding officer.

No executive session may be held to take final action with the sole exception of student expulsion.

Minutes of executive sessions shall record:

1. When and where the meeting was held;
2. The purpose and statute citing the authority to convene in executive session;
3. The general discussion topic of the meeting.

The purposes for which an executive session may be held and the correct citation for this authority are as follows:

1. To consider the employment of a public officer, employee, staff member or individual agent. This authority does not apply to:
 - a. The filling of vacancy in an elective office;
 - b. The filling of a vacancy on any public committee, commission or other advisory group;
 - c. The consideration of general employment policies;
 - d. The employment of a new chief executive officer, superintendent unless the vacancy has been advertised.
2. The evaluation of the superintendent, unless otherwise requested by the superintendent (ORS 192.660(1)(a));
3. To consider the dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, unless the officer, employee, staff member or agent requests an open meeting (ORS 192.660(1)(b));
4. To conduct deliberations with persons designated by the governing body to carry on labor negotiations (ORS 192.550(1)(d));

5. To conduct deliberations with persons designated by the governing body to negotiate real property transactions (ORS 192.660(1)(e));
6. To consider records that are exempt by law from public inspection (ORS 192.660(1)(f));
7. To consult with counsel concerning the legal rights and duties of a public body with regard to current litigation likely to be filed (ORS 192.660(1)(h));
8. All labor negotiations will be conducted in executive session, unless either party requests that they be open to the public. Subsequent sessions may be held without further public notice (ORS 192.660(2));
9. Representatives of the news media must be allowed to attend executive sessions except for portions of an executive session relating to strategy for collective bargaining (ORS 192.660(1)(d)) and consideration of student expulsion (ORS 332.061);
10. Any hearing held by the Board or its hearings officer on the matter of expulsion of a minor student from a public elementary or secondary school must be conducted in an executive session of the Board or privately by a hearings officer, unless the student or the student's parent or guardian requests a public hearing.

If an executive session or hearing is held under this section, the following shall not be made public:

- a. The name of the minor student;
- b. The issue, including the student's confidential medical records and educational program;
- c. The discussion;
- d. The Board members' votes on the issue.

Board members may vote in an executive session conducted for the purpose of expulsion of a student (ORS 332.061).

END OF POLICY

Legal Reference(s):

[ORS 192.610 - 192.710](#)
[ORS 332.045](#)
[ORS 332.061](#)

Cross Reference(s):

BD/BDA - Board Meetings/Regular Board Meetings
CBG - Evaluation of the Superintendent