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MEMORANDUM

TO: Board of Directors
DATE: December 5, 2017
FROM: Jean Shumate
RE: Approval of the Second Reading/Adoption of New Student Policy
TYPE: Action Required

The attached, Student Policy 3144, Release of Information Concerning Student Sexual and Kidnapping Offenders, is a new policy.

RECOMMENDATION:

That the Board approves the second reading and adoption of new Student Policy 3144 Release of Information Concerning Student Sexual and Kidnapping Offenders.

RELEASE OF INFORMATION CONCERNING STUDENT SEXUAL AND KIDNAPPING OFFENDERS

Stanwood-Camano School District recognizes its responsibility for the health and safety of all students, including students required to register as a sex or kidnapping offender enrolled within the district. Therefore, the district will take appropriate precautionary measures in situations where law enforcement officials have advised that a student required to register as a sex or kidnapping offender, is enrolling or is attending a school within the district.

Principals are required to respond to notification by local law enforcement and to disseminate information about students required to register as a sex or kidnapping offender to appropriate staff within the school based on the offender level.

Any Stanwood-Camano School District employee who releases the information in compliance with federal and state law is immune from civil liability for damages unless it is shown that the school district or district employee acted with gross negligence or in bad faith.

Inquiries by the public at large (including parents and students), regarding students required to register as a sex or kidnapping offender are to be referred directly to local law enforcement. Law enforcement agencies receive relevant information about the release of sex and kidnapping offenders into communities and decide when such information needs to be released to the public.

The superintendent or designee shall adopt written procedures for school administrators describing appropriate placement, supervision and dissemination of information received from law enforcement to appropriate school personnel.

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| <u>Cross References:</u> | <u>Policy 3120</u> <u>Policy 3122</u> <u>Policy 3143</u> <u>Procedure 3144P</u> | <u>Enrollment</u> <u>Attendance</u> <u>Notification of Juvenile Offenders</u> <u>Release of Information Concerning Student</u> <u>Sexual and Kidnapping Offenders</u> |
| <u>Legal References:</u> | <u>RCW 4.24.550</u> <u>RCW 9A.44.130(1)(e)(i)</u> <u>RCW 13.04.155</u> | <u>Sex offenders and kidnapping offenders—</u> <u>Release of information to public—Web site</u> <u>Registration of sex offenders and kidnapping</u> <u>offenders—Procedures— Definition—</u> <u>Penalties</u> <u>Notification to school principal of conviction,</u> <u>adjudication, or diversion agreement—</u> <u>Provision of information to teachers and</u> <u>other personnel— Confidentiality</u> |

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| <u>Legal References:</u> | <u>RCW 13.40.215</u> | <u>Juveniles found to have committed violent or sex offense or stalking—Notification of discharge, parole, leave, release, transfer, or escape—To whom given—School attendance—Definitions</u> |
| | <u>RCW 28A.225.330 [4]</u> | <u>Enrolling students from other districts—Requests for information and permanent records—Withheld transcripts—Immunity from liability—Notification to teachers and security personnel—Rule</u> |
| | <u>RCW 72.09.345</u> | <u>Sex offenders—Release of information to protect public—End-of-sentence review committee—Assessment—Records access—Review, classification, referral of offenders—Issuance of narrative notices</u> |

Family Educational Rights and Privacy Act of 1994 (20 U.S. Code Section 1232g et. seq) Art. IX, Section 1, Washington State Constitution