

Students

District Notification of Juvenile Offenders

A court will notify the principal of a school in which a student is enrolled if the student has been convicted, adjudicated for, or entered into a diversion agreement for any of the following offenses: a violent offense, a sex offense, a firearm offense, inhaling toxic fumes, a drug offense, liquor offense, assault, kidnapping, harassment, stalking, or arson. If the district received this information instead of the principal, the district will provide it to the building principal.

When the principal receives notification of juvenile offenders as described above, the principal must provide the information received about the student to every teacher of the student and to any other personnel who, in the judgment of the principal, supervises the student or for security purposes should be aware of the student's record. The information that the principal must provide is based on any written records that the principal maintains or receives from a juvenile court administrator or a law enforcement agency regarding the student.

Any information received by a principal or school personnel under this policy is confidential and may not be further disseminated except as allowed by the statute for transfer of records (RCW 28A. 225.330), other statutes and case law, or the Family and Educational and Privacy Rights Act, 20 U.S.C. Sec. 1232g et seq.

If a student is convicted of, adjudicated for, or has entered into a diversion agreement for assault, kidnapping, harassment, stalking, or arson against a teacher, then that student will not be assigned to that teacher's classroom. Additionally, if a student is convicted of, adjudicated for, or has entered into a diversion agreement for assault, kidnapping, harassment, stalking, or arson against another student, the offending student will not be assigned to the same class as the other student.

A community residential facility to which an adjudicated juvenile is transferred will provide written notice of the offender's criminal history to the district if the juvenile is attending school in the district while residing at the community residential facility. The district will ensure that such written notice is provided to the pertinent building principal.

The state Department of Social and Health Services (DSHS) will notify the Board of Directors in writing at least thirty days before a juvenile convicted of a violent offense, a sex offense or stalking is discharged, paroled, given authorized leave or otherwise released to reside in the district. The district will ensure that this written information is provided to the pertinent building principal. The DSHS Sex Offender School Attendance Program assists with ensuring that juvenile sex offenders, committed to Juvenile Rehabilitation Administration (JRA), do not enroll in the same school as their victim or their victim's siblings. If there is a conflict in schools, DSHS program staff will work with JRA to have the offender moved to another school.

Convicted juvenile sex offenders will not attend a school attended by their victims or their victims' siblings. Offenders and their parent(s) or guardian(s) will be responsible for providing transportation or covering other costs related to the offenders' attendance at another school.

Cross References: Policy No. 2161 Special Education and Related Services for Eligible Students
Policy No. 3140 Release of Resident Students
Policy No. 3144 Release of Information Concerning Student Sex and Kidnapping Offenders
Policy No. 3231 Student Records
Policy No. 4315 Release of Information Concerning Sex and Kidnaping Offenders
Policy No. 4020 Confidential Communications

Legal References: RCW 13.04.155 Notification to school principal of conviction, adjudication, or diversion agreement—provision of information to teachers and other personnel—Confidentiality
RCW 13.40.215 Juveniles found to have committed violent or sex offense or stalking—Notification of discharge, parole, leave release, transfer, or escape—To whom given—Definitions
RCW 28.600.460 Classroom discipline—policies—classroom placement of student offenders—data on disciplinary actions

Classification: Priority

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