

**SEX OFFENDER NOTIFICATION**

In order to protect students while they are traveling to and from school, or attending school or a school-related activity, the Board of Trustees believes it is important that the district respond appropriately when a law enforcement agency notifies the district about registered sex offenders who may reside or work within district boundaries.

The Superintendent/Principal or designee shall establish an ongoing relationship with law enforcement officials to coordinate the receipt and dissemination of such information. To the extent authorized by law, the Superintendent/Principal or designee also shall establish procedures for notifying appropriate staff as necessary.

To protect the district and its employees from liability, employees shall disseminate sex offender information in good faith, and only in the manner and to the extent authorized by the law enforcement agency.

The Superintendent/Principal or designee may annually notify parents/guardians of the availability of information about registered sex offenders on the Department of Justice's Internet website.

*(cf. 0450 - Comprehensive Safety Plan)*

*(cf. 1240 - Volunteer Assistance)*

*(cf. 1250 - Visitors/Outsiders)*

*(cf. 1400 - Relations Between Other Governmental Agencies and the Schools)*

*(cf. 3515 - Campus Security)*

*(cf. 5142 - Safety)*

*Legal Reference: (see next page)*

**SEX OFFENDER NOTIFICATION** (continued)

*Legal Reference:*

EDUCATION CODE

32211 *Threatened disruption or interference with classes; offense*

35160 *Authority of boards*

35160.1 *Board authority of school districts*

48981 *Parent/guardian notifications; methods*

PENAL CODE

290 *Registration of sex offenders*

290.4 *Sex offender registration; compilation of information*

290.45 *Release of sex offender information*

290.46 *Making information about certain sex offenders available via the Internet*

290.9 *Addresses of persons who violate duty to register*

290.95 *Disclosure by person required to register as sex offender*

626.8 *Disruptive entry or entry of sex offender upon school grounds*

626.81 *Sex offender; permission to volunteer at school*

830.32 *School district and community college police*

3003 *Parole, geographic placement*

UNITED STATES CODE, TITLE 42

14071 *Jacob Wetterling Crimes Against Children and Sexually Violent Offender*

*Registration Program Act*

ATTORNEY GENERAL OPINIONS

82 *Ops.Cal.Atty.Gen. 20 (1999)*

*Management Resources:*

WEB SITES

*California Department of Justice, Megan's Law mapping: <http://www.meganslaw.ca.gov>*

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The Superintendent/Principal or designee shall develop a plan for receiving and communicating information about registered sex offenders residing within district boundaries. He/she shall ensure, at a minimum, that the following components are part of the plan:

1. The Superintendent/Principal or designee may appoint a staff member to serve as liaison with law enforcement regarding these matters.
2. Law enforcement shall be informed that all notifications and correspondence should be directed to the liaison. District liaison contact information shall be kept current with local law enforcement, identifying the name, phone number, and address of the liaison.
3. The Superintendent or district liaison shall collaborate with law enforcement in order to alert children to the dangers of sex offenders, develop a system for distributing information about sex offenders, and train school staff and parents/guardians about the roles and responsibilities of both the district and law enforcement.
4. The Superintendent or liaison shall, at the beginning of each school year, notify parents/guardians of the district's willingness and intention to work with law enforcement on this matter and shall explain the appropriate roles and responsibilities of both the district and law enforcement.

This communication shall also explain:

- a. The reporting requirements pursuant to Penal Code 290 and 290.45, including the fact that law enforcement is the agency best able to assess the relative danger of a sex offender
  - b. The ability of the parents/guardians to contact law enforcement for additional information and to view the information on the Megan's Law Internet website
5. When law enforcement notifies the district of the residency or employment of a sex offender within district boundaries, the Superintendent or district liaison shall consult with law enforcement about the appropriate scope of the disclosure. When authorized by law enforcement, the Superintendent or liaison may disclose information about a sex offender to:
- a. Teachers and classified personnel, including staff responsible for visitor registration
- (cf. 1250 - Visitors/Outsiders)*
- b. Principals and staff at adjacent schools, as appropriate
  - c. Security staff

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- d. Bus drivers
  - e. Yard supervisors
6. Any staff member who receives information directly from law enforcement regarding registered sex offenders shall immediately contact the Superintendent or liaison in order to help ensure that the district is able to respond appropriately.
  7. If an identified sex offender is seen on or near school grounds or around any student, staff shall immediately contact the district liaison. A staff member may also inform local law enforcement.

**Notification to Parents/Guardians**

When law enforcement has determined that parents/guardians should be notified regarding the presence of a sex offender in the community, the Superintendent or district liaison shall collaborate with local law enforcement in order to determine an appropriate response. This response may include:

1. An article in a school or parent council newsletter notifying parents/guardians that law enforcement information about registered sex offenders is available at the local law enforcement agency headquarters and/or at the school office. This article shall encourage parents/guardians to contact local law enforcement and access the Department of Justice's (DOJ) Megan's Law Internet website for additional information.
2. A mailing, at law enforcement's expense, prepared by law enforcement, and printed on law enforcement letterhead and envelopes, notifying parents/guardians of the presence of registered sex offenders. This notification shall encourage parents/guardians to contact local law enforcement and access the DOJ's Megan's Law Internet website for additional information.
3. A mailing of a letter, at district expense, prepared by law enforcement and printed on law enforcement letterhead and envelopes, notifying parents/guardians of the presence of registered sex offenders. This notification shall encourage parents/guardians to contact local law enforcement and access the DOJ's Megan's Law Internet website for additional information.

Whenever the principal has granted permission to a person who is required to register as a sex offender pursuant to Penal Code 290 to come into a school building or upon school grounds to volunteer at the school, he/she shall notify the parent/guardian of each student at that school, at least 14 days in advance using one of the methods specified in Education Code

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48981, that a registered sex offender has been granted such permission, the date(s) and times for which permission has been granted, and the parent/guardian's right to obtain information regarding the person from a designated law enforcement agency. (Penal Code 626.81)

*(cf. 1240 - Volunteer Assistance)*

*(cf. 5145.6 - Parental Notifications)*