

BEND-LA PINE SCHOOLS

Administrative School District No. 1

Deschutes County, Oregon

ADMINISTRATIVE POLICY

Name: Threats of Violence

Section: Students

Code: JFCM-AP

Bend-La Pine Schools and the Board of Directors are committed to promoting healthy relationships and safe learning environments. To this end, student threats of harm to self or others, threatening behavior or acts of violence, including threats to severely damage school property shall not be tolerated on district property or at activities under the jurisdiction of the district.

Students shall be instructed of the responsibility to inform a district employee regarding any information or knowledge relevant to conduct prohibited by this policy. Parents/guardians, and others will be encouraged to report such information to the district. District employees shall immediately notify an administrator of any threat, threatening behavior or act of violence they have knowledge of, have witnessed or received. All reports will be promptly investigated.

Students found in violation of this policy shall be subject to discipline up to and including expulsion. The principal or designee shall notify the parent or guardian of any student in violation of this policy and the disciplinary action imposed. A referral to law enforcement shall be made for any infraction involving a student bringing, possessing, concealing or using a weapon or destructive device as described in JFCJ-BP: Weapons in Schools, as prohibited by state, and federal law and Board policy.

Bend-La Pine Schools shall enforce this policy consistently, fairly and without bias against any student, including a student from a protected class as defined in Oregon Revised Statute 659.850.

Principals and their designees shall, in determining appropriate disciplinary action, consider:

1. Immediately removing from the classroom setting any student who has threatened to injure another person or to severely damage school or district property;
2. Placing the student in a setting where the behavior will receive immediate attention from a building administrator or appropriate Bend-La Pine Schools employee.
3. Activating the School Threat Assessment Team (STAS) to evaluate the level of risk posed by the student and determine next steps as recommended by the STAS team.
4. Requiring the student to be evaluated by a licensed mental health professional before allowing the student to return to the classroom setting. A student who is removed from the classroom setting for an evaluation may not be removed for more than 10 school days unless the principal or designee is able to show good cause that an evaluation could not be completed in that time period.

The principal, or designee, shall attempt to notify:

1. The parent/guardian of a student when the student's name appears on a targeted list at school that threatens violence or harm to the students on the list or when threats of violence or harm to the student are made by another student at school;

2. Any district employee whose name appears on a targeted list at school threatening violence or harm to the district employee, and when threats of violence or harm are made by a student or others at school.

Notification to the above shall be attempted by telephone or in person, by the principal or designee, within 12 hours of discovery of a targeted list or learning of a threat. Regardless, the principal or designee shall issue a written follow-up notification within 24 hours of discovery of a targeted list or learning of a threat.

The principal or designee will provide necessary information regarding threats of violence to law enforcement, child protective services and health-care professionals in connection with a health and safety emergency if knowledge of the information is necessary to protect the health and safety of the student or other individuals. Additionally, the principal or designee may provide such information to other district officials and/or employees or other districts who have a legitimate educational interest in the student(s) consistent with state and federal education records laws and district policies.

The district, or person participating in good faith making the notification required by ORS 39.327 is immune from any liability, civil or criminal, that might otherwise be incurred or imposed with respect to the making or content of the notification.

The district may enter into contracts with licensed mental health professionals to perform student evaluations. Funds for evaluations or other disciplinary options as may be required by law and this policy shall be provided by the district.

As a part of the district's proactive safety efforts, the superintendent, or designee, will plan staff development activities to educate staff about possible signs of violent student behavior. Students so identified shall be referred to the school-level STAS team, a counselor, and/or licensed mental health professional for evaluation and follow-up as appropriate.

The district is committed to partnering with such students, their families, and their mental health providers to continue to provide appropriate support and resources.

END OF POLICY

Legal References:

ORS 161.015	OAR 581-021-0050-021-0075
ORS 166.210-166.370	OAR 581-053-0010(5)
ORS 332.107	OAR 581-053-0230(9)(k)
ORS 339.115	OAR 581-053-0330(1)(r)
ORS 339.240	OAR 581-053-0430(17)
ORS 339.250	OAR 581-053-0531(16)
ORS 339.327	OAR 581-053-0630

Gun-Free School Zones Act of 1990, 18 U.S.C. 921(a)(25)-(26), 922(q)(2018)

Individuals with Disabilities Education Act (IDEA), 20 U.S.C. 1400-1427 (2018)

Family Educational Rights and Privacy Act of 1974, 20 U.S.C. 1232g (2018); Family Educational Rights and Privacy, 34 C.F.R. Part 99 (2019).

Reviewed: 4/14/09, 8/19/14, 3/14/23

Approved: 4/28/09, 9/9/14, 4/11/23