

LAKE HAVASU UNIFIED SCHOOL DISTRICT #1

AGENDA ACTION ITEM

TOPIC: SECOND PRESENTATION/REVIEW OF REVISED POLICY JFBA UNSAFE SCHOOL CHOICE

SUBMITTED BY: Aggie Wolter, Director of Special Services

DATE FOR BOARD CONSIDERATION: June 20, 2017

RECOMMENDATION:

It is recommended that the Board approve the second presentation of revised Policy JFBA Unsafe School Choice.

RATIONALE:

Per Arizona School Boards Association Policy Services Advisories, dated February 2017 (received March 15), the following policy revisions are being presented:

Policy Advisory No. 579 Policy JFBA-Unsafe School Choice

Text and Legal References in this policy have been updated as indicated in "Manual Updates- Text Changes":

- NCLB and the No Child Left Behind Act of 2001, have been replaced by "ESSA, Every Student Succeeds Act of 2015."

There has been no changes to this policy since the first reading on May 9, 2017.

Approved for Transmittal to Governing Board


Superintendent

UNSAFE SCHOOL CHOICE

Pursuant to the Unsafe School Choice Option of [the Every Student Succeeds Act of 2015](#) ~~No Child Left Behind Act of 2001~~, funding under the Elementary and Secondary Education Act for the State is contingent upon the adoption and enforcement of an unsafe school choice policy. The State policy must require that a student attending a persistently dangerous public elementary school or secondary school, as determined by the State in consultation with a representative sample of local educational agencies, or who becomes a victim of a violent criminal offense, as determined by State law, while in or on the grounds of a public elementary school or secondary school that the student attends, be allowed to attend a safe public elementary school or secondary school within the local educational agency, including a public charter school.

Definitions

General Definition of Persistently Dangerous School Label (Adopted by Arizona State Board). A persistently dangerous school is a school with recurring violent and/or dangerous crime that continues over time and does not use research based planning and prevention programming to ensure school safety.

The State, with a representative sample of local educational agencies, must determine which schools are persistently dangerous.

Definition of Victim of Violent Criminal Offense. A victim is an individual against whom the crime is committed as listed in a police report that is not unfounded or exceptionally cleared, or who is an immediate family member of a crime victim that has been killed or incapacitated.

Exhibit JFBA-E lists the laws that are considered Violent Criminal Offenses. These laws should be consulted to determine if the victim is eligible for the optional transfer to another school within the District or to a charter school.

Enrollment Options

Persistently Dangerous School Label

All students attending a public school that is classified by the State as a persistently dangerous school shall be notified of this label and be offered the opportunity to transfer to any school within the District that is not labeled persistently dangerous and contains the same grade level the student is eligible to attend or a charter school.

Victim of Violent Criminal Offense

Any student, while in or on the grounds of a public elementary school or secondary school that the student attends, who is subjected to a violent criminal offense as defined in Arizona law or who is an immediate family member of one who has been killed or incapacitated by such defined violent criminal offense shall be offered the opportunity to transfer to any school within the District that contains the same grade level the student is eligible to attend or a charter school.

Reports Required

The number of individuals using the individual transfer option should be reported to the Arizona Department of Education (ADE) each year in the format and form required.

Schools are to report violations of rules regarding dangerous weapons in the "Safe and Drug-Free Schools Report," which is an annual requirement for all public schools in Arizona and is due to ADE by June 30 each year. Additionally, referrals to law enforcement agencies for criminal offenses should be reported in the annual School Report Card.

Adopted: [June 20, 2017](#)

LEGAL REF.:

A.R.S.

15-341

13-3726

20 U.S.C. 6301 et seq. Every Student Succeeds Act of 2015

20 U.S.C. [7912](#) ~~9532~~, Unsafe School Choice [Option](#) ~~No Child Left Behind~~

CROSS REF.:

JC - School Attendance Areas

JG - Assignment of Students to Classes and Grade Levels