



Santa Barbara SCHOOL DISTRICTS

Section 1
1/29/10 Board Brief

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TO: J. Brian Sarvis
Superintendent

DATE: January 27, 2010

FROM: Bud Andrews
Administrator, Safety, Welfare & Attendance

SUBJECT: **Mandatory Reporting to Law Enforcement**

Education Code 48902 requires the principal of a school or the principal's designee to notify law enforcement authorities when a student commits acts that may violate certain Penal Code sections or may constitute certain suspendable or expellable offenses. Section 48902 has recently been amended to expand the scope of student conduct for which school officials are required to notify law enforcement:

Prior to the suspension of a student for a violation which deals with assault with a deadly weapon, instrument, or firearm.

Within one school day after suspension any violation of 48990(c) or 48900(d); these are controlled substance violations.

Notify law enforcement of any acts of a student that may involve the possession or sale of narcotics or of a controlled substance, or a violation of Penal Codes 626.9 and 626.10; these Penal Codes involve weapons of any kind.

Education Code 48902 has been amended to additionally require school officials to report any act in violation of Ed Code 48915(c)(1), "Possessing, selling, or otherwise furnishing a firearm" and Ed Code 48915(c)(5), "Possession of an explosive."

Under the amended rules, the willful failure to make a required report is an infraction punishable by a fine of not more than \$500 – to be paid by the person responsible for the failure to report.

All site principals have been notified of this amendment to Ed Code 48902; the general rule shared with site administration has been "If the violation deals with drugs, weapons, or violence, then notify law enforcement."

Adams Elementary School
Cesar Chavez Charter School
Cleveland Elementary School
Franklin Elementary School
Harding Elementary School

McKinley Elementary School
Monroe Elementary School
Open Alternative School
Peabody Charter School

Roosevelt Elementary School
Santa Barbara Charter School
Santa Barbara Community Academy
Washington Elementary School

Goleta Valley Junior High School
La Colina Junior High School
La Cumbre Junior High School
Santa Barbara Junior High School

Dos Pueblos High School
La Cuesta Continuation High School
San Marcos High School
Santa Barbara High School
Home School Santa Barbara