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**SECOND READING OF SCHOOL BOARD POLICIES**

**POLICY ISSUE/SITUATION:**

Attached are the second readings of School Board policies:

- **JECC** – Open Enrollment
- **JHFE** – Reporting of Suspected Child Abuse

**BACKGROUND INFORMATION:**

In January, 2004 the Oregon School Board Association performed an audit of the Beaverton School District Board policies. As a result of this audit, departments continue to work to reach compliance of the policies pertinent to their areas. Throughout the school year new policies and/or policy changes will be presented for your review.

**RECOMMENDATION:**

**(13-253)** It is recommended that the School Board adopt these policy changes.

## OPEN ENROLLMENT

The district embraces a "success for all students" philosophy and is committed to a diversity of programs to meet the range of students' educational needs. All schools are responsible for the Board-adopted educational outcomes, however, through site councils, variations in programs and instructional approaches are encouraged. Given these differences, the Board supports the concept of open enrollment within the district and giving parents the opportunity to apply for admission to schools whose programs they feel will be best for their students.

In order for the district to maintain balanced enrollments and staffing among schools, commitments to attend any school should be for the entire academic year unless special circumstances are warranted.

While the Board and the community strongly support open enrollment within the district, they are equally supportive of the neighborhood school concept.

Approval of parent applications to openly enroll their child at a school outside the home attendance area is subject to:

- A. Sufficient space being available in the "receiving" school, as defined in the open enrollment Administrative Regulation JE-AR - Attendance;
- B. The terms and conditions defined in Administration Regulation JE-AR - Attendance;
- C. Entrance and space requirements for specialized programs;
- D. Absence of student recruitment or undue influence for athletic/activity purposes for students in grades 9-12 (OSAA Constitution and Rules).

The superintendent is responsible for the establishment of operational procedures (Administrative Regulation JE-AR - Attendance) to support the successful implementation of this policy.

~~In the event a district school is identified for school improvement, corrective action or restructuring under the No Child Left Behind Act of 2001 (NCLBA), the district shall, no later than the first day of the school year following such identification, provide all students enrolled in the school the option to transfer to a safe district school meeting adequate yearly progress standards as defined by law. Transfer priority will be given to the lowest achieving students from low income families. A transferring student will be permitted to remain in the school until he/she completes the highest grade in that school.~~

A student who becomes a victim of a violent criminal offense, as determined by state law, while in or on the grounds of a school the student attends, or any student attending a district school that is identified by the Oregon Department of Education (ODE) as persistently dangerous, may transfer to a safe district school that has not been identified as persistently dangerous. ~~as in need of improvement.~~

Additionally, as provided by ORS 329.485, the district may allow a student who has not met or has exceeded all of the state standards at grades 3, 5, 8 and 10 to attend another district school outside the student's attendance area.

The district will provide transportation, as provided by Board policy EEA - Student Transportation Services. That obligation will end at the completion of the school year for students transferring from a school identified ~~for improvement or as persistently dangerous~~, if the school from which the student has transferred is no longer identified ~~for improvement, subject to corrective action or restructuring or~~ as persistently dangerous.

Notice to parents of their right to request the transfer of their student as provided by this policy will be provided as required by law.

For parents whose applications for open enrollment or transfer have been approved, it shall be the district's intention to permit the student to remain through the remaining grade levels of that school without further application.

END OF POLICY

Legal References:

ORS 329.485

ORS 332.107

OAR 581-021-0045

No Child Left Behind Act of 2001, P.L. 107-110, Title I, Section 1116 and Title IX, Section 9532.

Elementary & Secondary Education Act (ESEA) Flexibility Waiver, July 18, 2012

## Reporting of Suspected Child Abuse

Any District employee who has reasonable cause or reasonable suspicion to believe that any child with whom he/she has come in contact has suffered abuse or neglect, as defined in state law, or that any adult with whom he/she is in contact has abused a child, will immediately notify the Washington County Department of Human Services, or the local law enforcement agency. The District employee shall also immediately inform his/her supervisor, building principal or superintendent or designee.

Child abuse ~~by district employees~~ will not be tolerated. The District will designate the Superintendent or designee to receive reports of child abuse by District employees and specify the procedures to be followed upon receipt of a child abuse report. The District will post in each school building the name and contact information of the person designated to receive child abuse reports, as well as the procedures the Superintendent or designee will follow upon receipt of a report. *In the event that the designated person is the suspected abuser, the Chief Human Resource Officer shall receive the report.* When the Superintendent or designee takes action on the report, the person who initiated the report must be notified.

Upon request, the District shall provide records of investigations of suspected child abuse by a District employee or former District employee to law enforcement, Department of Human Services or Teachers Standards and Practices Commission.

Any District employee participating in good faith in the making of a report, pursuant to this policy and Oregon law and who has reasonable grounds for the making thereof, shall have immunity from any liability, civil or criminal, that might otherwise be incurred or imposed with respect to the making or content of any such report. Further, the initiation of a report in good faith about suspected child abuse may not adversely affect any terms or conditions of employment or the work environment of the complainant. If a student initiates a report of suspected child abuse by a District employee in good faith, the student will not be disciplined by any District employee. Intentionally making a false report of child abuse is a Class A violation.

The Superintendent or designee will implement such regulations as are necessary to accomplish the intent of this policy and to comply with state law. Copies of this policy and applicable state laws will be given to all school employees.

District staff shall receive training each school year in the prevention and identification of child abuse and on the obligations of school employees under ORS 419B.005 and as directed by Board policy to report suspected child abuse. In addition, an annual training for parents and legal guardians of students attending district schools shall be provided on the prevention, identification of child abuse and the obligation of school employees to report suspected child abuse. Annual training designed to help prevent child abuse will be made available to students attending district-operated schools.

END OF POLICY

Legal References(s) and District Administrative Regulations:

ORS 418.746 – 418.751                      ~~ORS 339.372~~ 370 to 339.400

~~ORS 418.990~~                                      ~~ORS 339.377~~

ORS 419B.005 – 419B.045050              OAR 581-022-0711

HB 4016 (2012)

~~Letter Opinion, Office of the Attorney General (May 25, 1984).~~

~~Letter Opinion, Office of the Attorney General (Aug. 18, 1986).~~

JHFE-AR (Reporting of Suspected Child Abuse)

~~Senate Bill 755 (2005)~~