

1 **Browning Public Schools**

2
3 Policy #4550

4 Policy Name: Registered Sex Offenders

5 ***Regulation:*** -----
6

7 The State of Montana has determined that perpetrators of certain sex crimes pose a continuing threat to society as
8 a whole even after completion of their criminal sentences. Recognizing that the safety and welfare of students is
9 of paramount importance, the Browning School District declares that, except in limited circumstances, Browning
10 School District should be off limits to registered sex offenders.

11
12 **Employment**

13
14 Notwithstanding any other Board policy, individuals listed by the State of Montana as registered sex offenders are
15 ineligible for employment in any position within the Browning School District. However, the Superintendent
16 shall have discretion consistent with other Board policies to recommend an individual whose name has been
17 expunged from the Sex Offender Registry.

18
19 **School Off Limits**

20
21 The District hereby declares that no registered sex offender whose victim was a minor may come on, about, or
22 within one thousand (1,000) feet of any District-owned buildings or property except as otherwise provided in this
23 policy. If an administrator becomes aware that such a sex offender is on, about, or within one thousand (1,000)
24 feet of school property, the administrator shall direct the sex offender to immediately leave the area. The Board
25 authorizes the administrator to request the assistance of the appropriate law enforcement authorities to secure the
26 removal of any registered sex offender from the area. If a registered sex offender disregards the terms of this
27 policy or the directives of the school administrator, then the Superintendent is authorized to confer with counsel
28 and to pursue such criminal or civil action as may be necessary to enforce compliance with this policy.

29
30 This policy shall not be construed to impose any duty upon any administrator or any other employee of the
31 District to review the Sex Offender Registry or to screen individuals coming on or within one thousand (1,000)
32 feet of school property to ascertain whether they are on the Registry. This policy shall only apply when
33 administrators are actually aware that the person in question is on the Sex Offender Registry and that the
34 offender's victim was a minor.

35
36 The provisions of this policy prohibiting a registered sex offender from coming on, about, or within one thousand
37 (1,000) feet of school property shall not apply in the event that a sex offender's name should be expunged from
38 the Registry.

39
40 **Rights of Parents on the Sex Offender Registry**

41
42 In the event that a registered sex offender whose victim was a minor, has a child attending the District, the
43 administrator of the school where the child attends shall be authorized to modify this policies restrictions to
44 permit the parent to drop off and pick up the child from school and to come onto campus to attend parent-teacher
45 conferences. However, the parent may not linger on or about school property, before or after dropping off his or
46 her child, and the parent is prohibited from being in any part of the school building except the main office.

47
48 This policy does not impose a duty upon the administrator of any school or any other employee of the District to
49 review the Sex Offender Registry and the school system's directory information to ascertain whether a registered
50 sex offender may have a child attending school in the District. The provisions of this policy shall apply only if an
51 administrator actually becomes aware that a parent of a student at the school is a registered sex offender.

1 To facilitate voluntary compliance with this policy, administrators are encouraged to speak with any affected
2 parents upon learning of their status as registered sex offenders to communicate the restrictions of this policy. At
3 all times, the administrator shall endeavor to protect the privacy of the offender's child.
4

5 In the event of a truly exceptional situation such as graduation, a parent on the Sex Offender Registry may ask the
6 Superintendent for a waiver of this policy to permit the parent to attend these special events. It is the intent of the
7 Board, however, that these special circumstances be truly unusual and infrequent occurrences.
8

9
10
11 **Cross Reference:**

12
13
14 **Legal Reference:** § 46-23-501, MCA Sexual or Violent Offender Registration Act
15 [www.doj.mt.gov/svor/Sexual or Violent Offender Registry](http://www.doj.mt.gov/svor/Sexual%20or%20Violent%20Offender%20Registry)
16

17
18 **Policy History:**

19 Adopted on: 11/12/13

20 Revised on:
21
22