

Three Rivers School District

Code: JFCM
Adopted: 10/16/06
Orig. Code: JFCM

Threats of Violence**

BOARD

The Board is committed to promoting healthy relationships and a safe learning environment. To this end, student threats of harm to self or others, threatening behavior or acts of violence, including threats to severely damage school any district property, shall not be tolerated on district property or at activities under the jurisdiction of the district. All student threats to self will be promptly investigated.

STUDENTS

Students shall be instructed of the responsibility to inform a teacher, counselor or administrator regarding any information or knowledge relevant to conduct prohibited by this policy. Parents and others will be encouraged to report such information to the district. Staff shall immediately notify an administrator of any threat, threatening behavior or act of violence he/she the staff member has knowledge about of, has 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 superintendent 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 if a student is suspected of violating a state or federal law for any infraction involving a student bringing, possessing, concealing or using a weapon or destructive device as prohibited by state and federal law and Board policy.

The district 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.

ADMINISTRATORS

The building principal administrator 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 damage school district property;
2. Placing the student in a setting where the behavior will receive immediate attention from a building administrator, counselor, licensed mental health professional or others;
3. Requiring the student to be evaluated by a licensed mental health professional before allowing the student to return to the classroom setting.

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

NOTIFICATION

The superintendent or designee building principal shall ensure notification is provided to attempt to notify:

- ~~1. The parent of any student in violation of this policy and the disciplinary action imposed.~~
2. The parent or 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 students are made by another student at school;
3. Any school 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 within 12 hours of discovery of a targeted list or learning of a threat. A written follow-up notification shall be sent within 24 hours of discovery of a targeted list or learning of a threat.~~ The superintendent or designee shall attempt to notify the above persons by telephone or in person promptly and within 12 hours of discovery of a targeted list or learning of a threat. Regardless, the superintendent or designee shall issue a written follow-up notification within 24 hours of discovery of a targeted list or learning of a threat.

DISTRICT

~~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 this policy shall be provided by the district.~~

The building principal 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, he/she the principal may provide such information to other school officials, including teachers, within the district or other districts who have a legitimate educational interest in the student(s) consistent with state and federal education records laws and district policies. "Legitimate educational interest" means a licensed staff member having the student in class, the student's counselor or other licensed or non-licensed staff due to a special referral or participating in staffing, programming or case review of a specifically named student.

The district or person participating in good faith in making the notification required by ORS 339.327 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.

As a part of the district's proactive safety efforts, the superintendent will plan staff development activities designed to alert staff to early warning signs of possible violent behavior. Students so identified shall be referred to a counselor, licensed mental health professional and/or multi-disciplinary team for evaluation and follow-up as appropriate. Schools will implement programs designed to reduce bullying and other forms of violent behavior.

END OF POLICY

Legal Reference(s):
[ORS 161.015](#)

[ORS 166.210-166.370](#)

[ORS 332.107](#)

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[ORS 339.115](#)
[ORS 339.240](#)
[ORS 339.250](#)
[ORS 339.260](#)
[ORS 809.060](#)
[ORS 809.260](#)

[ORS 339.327](#)

[OAR 581-021-0550 TO -0075](#)
[OAR 581-053-0010\(5\)](#)
[OAR 581-053-0015\(7\)\(k\)](#)
[OAR 581-053-0545\(4\)\(e\),\(w\)](#)

[OAR 581-053-0050\(5\)\(y\)](#)
[OAR 581-053-0230\(9\)\(k\)](#)
[OAR 581-053-0330\(1\)\(r\)](#)
[OAR 581-053-0430\(17\)](#)
[OAR 581-053-0531\(16\)](#)
[OAR 581-053-0630](#)

House Bill 3444

Gun-Free School Zones Act of 1990, 18 U.S.C. §§ 921(a)(25), (26) and 922(q); as amended by P.L. 104-208, Section 101(f)(1996) and P.L. 103-322, Section 320904 (1994) (2018)
Education of the Handicapped Act of 1975, as amended, 20 U.S.C. Sections 1400-1427, as amended and renamed 17 (1997). [P.L. 94-142 is a well-known “short” reference to this federal legislation.]
Individuals with Disabilities Education Act (IDEA), 20 U.S.C. §§ 1400-1419 (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).

Cross Reference(s):

GBNA - Hazing/Harassment/Intimidation/Bullying/Menacing - Staff
JFCF - Hazing, Harassment, Intimidation, Bullying, Cyberbullying, Teen Dating Violence, or Domestic Violence – Student
JFCJ - Weapons in the Schools