

STUDENTS

Reporting Data About School Violence and Crime P 7-33.2A. Generally

The Code of Virginia at §22.1-65 and Q22.1-280.1 requires that the Virginia Department of Education collect information on crime, violence and substance abuse that takes place on public school property, on school buses or at school-sponsored events.

B. Purpose

The purpose of this policy is to confirm the division's compliance with the preceding legislation by identifying the crime, violence and substance abuse data to be collected and reporting procedures.

1. Incidences of Crime, Violence and Substance Abuse

- a. Physical battery; on school personnel by students, on students by students, on students by persons other than students.
- b. Sexual battery; on school personnel by students, on students by students, on students by persons other than students.
- c. Homicides; on school personnel by students, on students by students, on students by persons other than students.
- d. Possession of weapons.
- e. Possession of alcohol.
- f. Possession of drugs.
- g. Possession of tobacco products.
- h. Referral for substance abuse

2. Reporting Procedures

The principal of each school shall collect and maintain information on the preceding events which occur on school property, on a school bus, or at a school-sponsored activity, and shall report the information semi-annually to the superintendent on dates established by the superintendent. The superintendent shall submit annually to the Virginia Department of Education, on forms provided by the department, an aggregate report of such incidences on or before the last day of October.

STUDENTS

Reporting Data About School Violence and Crime (continued)Legal Reference

Virginia Board of Education Regulations, "Governing Reporting Acts of Violence and Substance Abuse in Schools." (February, 1992)

Code of Va., §-22.1-280.1.Reports of certain acts to school authorities.--" A. Reports shall be made to the principal or his designee on all incidents involving (i) the assault, assault and battery, sexual assault, death, shooting, stabbing, cutting, or wounding of any person on a school bus, on school property, or at a school-sponsored activity; (ii) any conduct involving alcohol, marijuana, a controlled substance, imitation controlled substance, or an anabolic steroid on a school bus, on school property, or at a school-sponsored activity; (iii) any threats against school personnel while on a school bus, on school property or at a school-sponsored activity; or (iv) the illegal carrying of a firearm onto school property.

B. Notwithstanding the provisions of Article 12 (§ [16.1-299](#) et seq.) of Chapter 11 of Title 16.1, local law-enforcement authorities may report, and the principal or his designee may receive such reports, on offenses, wherever committed, by students enrolled at the school if the offense would be a felony if committed by an adult or would be an adult misdemeanor involving any incidents described in clauses (i) through (iv) of subsection A.

C. The principal or his designee shall submit a report of all incidents required or authorized to be reported pursuant to this section to the superintendent of the school division. The division superintendent shall annually report all such incidents to the Department of Education for the purpose of recording the frequency of such incidents on forms which shall be provided by the Department and shall make such information available to the public. A division superintendent who knowingly fails to comply or secure compliance with the reporting requirements of this subsection shall be subject to the sanctions authorized in § [22.1-65](#). A principal who knowingly fails to comply or secure compliance with the reporting requirements of this section shall be subject to sanctions prescribed by the local school board, which may include but need not be limited to demotion or dismissal.

The principal or his designee shall also notify the parent of any student involved in an incident required by subsection A or authorized by subsection B to be reported, regardless of whether disciplinary action is taken against such student or the nature of the disciplinary action. Such notice shall relate to only the relevant student's involvement and shall not include information concerning other students.

Whenever any student commits any reportable incident as set forth in this section, such student shall be required to participate in such prevention and intervention activities as deemed appropriate by the superintendent or his designee. Prevention and intervention activities shall be identified in the local school division's drug and violence prevention plans developed pursuant to the federal Improving America's Schools Act of 1994 (Title IV - "Safe and Drug-Free Schools and Communities Act").

D. The principal shall report to the local law-enforcement agency any act enumerated in subsection A which may constitute a criminal offense.

STUDENTS

Reporting Data About School Violence and Crime (continued)

E. All school boards shall develop, in cooperation with the local law-enforcement agencies, juvenile and domestic relations court judges and personnel, parents, and the community at large, programs to prevent violence and crime on school property and at school-sponsored events. Activities designed to prevent the recurrence of violence and crime may include such interventions as school crime lines, peer mediation, conflict resolution, community service requirements, and any program focused on demonstrating the consequences of violence and crime.

F. A statement providing a procedure and the purpose for the requirements of this section shall be included in the policy manual of all school divisions.

The Board of Education shall promulgate regulations to implement this section, including, but not limited to, establishing reporting dates and report formats.

G. School boards are encouraged to develop and use a network of volunteer services in implementing the prevention activities required by subsection E.

H. For the purposes of this section, "parent" or "parents" means any parent, guardian or other person having control or charge of a child.

I. This section shall not be construed to diminish the authority of the Board of Education or the Governor concerning decisions on whether, or the extent to which, Virginia shall participate in the federal Improving America's Schools Act of 1994, or to diminish the Governor's authority to coordinate and provide policy direction on official communications between the Commonwealth and the United States government.

Editor's Notes: For school personnel protection from assaults/other acts see also school board policy #5-36.1.

For collection of data procedures see{State} Supts. Memo No. 120, May 20, 1992.

Adopted by School Board: August 29, 1995