

1 **Boundary County School District No. 101**

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3 **COMMUNITY RELATIONS**

4420

4
5 Sex Offenders

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7 The Boundary County School District recognizes the danger sex offenders pose to student safety.
8 Therefore, to protect students while they travel to and from school, attend school or at school-
9 related activities, the District is implementing this policy.

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11 Visitors to and Conduct on School Property

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13 For purposes of this policy, “school property” means school buildings, District buildings not
14 being used as a school, vehicles used for school purposes, any location being utilized during a
15 school athletic event or other school-sponsored event, properties posted with a notice that they
16 are used by a school and school grounds.

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18 Visitors are welcome on school property provided their presence will not be disruptive. All
19 visitors must initially report to the building principal’s office. Any person wishing to confer with
20 a staff member must contact that staff member by telephone to make an appointment.
21 Conferences with teachers are held outside school hours or during the teacher’s
22 conference/preparation period.

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24 The District expects mutual respect, civility and orderly conduct among all individuals on school
25 property or at a school event. No person on school property or at a school event shall:

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27 1. Injure, threaten, harass or intimidate a staff member, a school board member, sports
28 official or coach, or any other person;
29 2. Damage or threaten to damage another’s property;
30 3. Damage or deface District property;
31 4. Violate any Idaho law, or town or county ordinance;
32 5. Smoke or otherwise use tobacco products;
33 6. Consume, possess, distribute or be under the influence of alcoholic beverages or illegal
34 drugs, or possess dangerous devices or weapons;
35 7. Impede, delay, disrupt or otherwise interfere with any school activity or function
36 (including using cellular phones in a disruptive manner);
37 8. Enter upon any portion of school premises at any time for purposes other than those that
38 are lawful and authorized by the school board;
39 9. Operate a motor vehicle: (a) in a risky manner, (b) in excess of 20 miles per hour, or (c)
40 in violation of an authorized District employee’s directive;
41 10. Engage in any risky behavior, including rollerblading, roller skating or skateboarding; or
42 11. Violate other District policies or regulations, or an authorized District employee’s
43 directive.

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Convicted Sex Offender

State law prohibits a person who is currently registered or is required to register under the sex offender registration act to:

- 1. Be on or remain on the premises of a school building or school grounds when the person believes children under the age of eighteen (18) years are present and are involved in a school activity or when children are present within thirty (30) minutes before or after a school activity.
- 2. Loiter on a public way within five hundred (500) feet of the property line of school grounds or a school building when children under the age of eighteen (18) years are present.
- 3. Be in any vehicle owned, leased or contracted by a school to transport students to or from school or school-related activities when children under the age of eighteen (18) years are present in the vehicle.
- 4. Reside within five hundred (500) feet of a school, measured from the nearest point of the exterior wall of the offenders’ dwelling unit to the school’s property line, unless the person’s residence was established prior to July 1, 2006.

The posted notices required in this section shall be at least one hundred (100) square inches, make reference to I.C. § 18-8329, include the term “registered sex offender” and be placed at commonly used entrances to the property. In addition, there shall be at least one (1) notice posted every six hundred sixty (660) feet along the property line.

Sample posted notice

“Pursuant to I.C. § 18-8329, registered sex offenders only have limited rights to enter upon or be near school property. Please contact the school district at 208-267-3146 or your probation/parole officer for more information.”

Provided, however, section numbers 1 and 2 immediately above shall not apply when the person:

- A. Is a student in attendance at the school; or
- B. Is attending an academic conference with school officials as a parent or legal guardian of a child who is enrolled in the school and is participating in the conference; or
- C. Is attending a scheduled extracurricular school event with school officials as a parent or legal guardian of a child who is participating in the school event; or
- D. Resides at a state licensed or certified facility for incarceration, health care or convalescent care; or
- E. Is picking up a child or children or dropping off a child or children and the person is the child or children’s parent or legal guardian;
- F. Is temporarily on school grounds, during school hours, for the purposes of making a delivery involving mail, food or other necessary delivery;
- G. Is exercising his or her right to vote in public elections;

- 90 H. Is taking delivery of his mail through an official post office located on school
91 grounds;
- 92 I. Has written permission from a school principal, vice-principal, or the equivalent, to
93 be on the school grounds or upon other property posted with a notice that the property
94 is used by a school; or
- 95 J. Stays at a homeless shelter or resides at a recovery facility if such shelter or facility
96 has been approved for sex offenders by the county sheriff or municipal police chief.
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99 Sex Offender Registry Notification

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101 The Superintendent or his/her designee shall request notification of registered sex offenders in
102 the same or contiguous zip codes as any school within the District. The request can be made of
103 either the Idaho State Police, the local Sheriff's Department, or the Idaho State Superintendent of
104 Public Instruction. Such request and notification shall be made in accordance with Idaho Codes
105 18-8323 and 18-8324. The information in the sex offender registries is for purposes of protecting
106 the public. It is not to be used for the purpose of harassing or intimidating anyone. See Idaho
107 Code 18-8326.
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109 Staff Notification

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111 At a quarterly meeting, the building principal shall disseminate sex offender registry information
112 received. The principal shall inform staff of the roles and responsibilities of staff in dealing with
113 instances of convicted sex offenders on school property, including, but not limited to, sex
114 offenders on school property without approval, and/or if a staff member is the school official
115 assigned to escort the sex offender.
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117 When sex offender registry information is disseminated by the principal, it shall include a notice
118 that such information should not be shared with others and may only be used for the purposes
119 discussed in this policy and in accordance with Idaho Code 18-8326. Employees who share
120 registry information with others may be disciplined.
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122 Enforcement

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124 Any staff member may request identification from any person on school property. Any staff
125 member shall seek the immediate removal of any person who refuses to provide requested
126 identification.
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128 As circumstances warrant, the District's administrators shall take appropriate action to enforce
129 this policy. Violations will be handled as follows:
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- 131 • Anyone observing a parent/guardian or other person violating this policy shall
132 immediately notify the building principal or designee. The principal or designee will
133 request that the person act civilly or otherwise refrain from the prohibited conduct. If the
134 person persists with uncivil or prohibited behavior, the principal shall request that the

135 person immediately leave school property and may contact law enforcement, if
136 appropriate.
137 • If a sex offender violates this policy, school officials shall immediately contact law
138 enforcement.

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142	Legal Reference:	I.C. § 18-8323	Public Access to Sexual Offender Registry Information
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144		I.C. § 18-8324	Dissemination of Registry Information
145		I.C. § 18-8326	Penalties for Vigilantism or Other Misuse of Information
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147		I.C. § 18-916	Abuse of School Teachers
148		I.C. § 33-512(11)	Governance of Schools

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150 Policy History:

151 Adopted on: July 13, 2010

152 Revised on: