

## **RELEASE OF INFORMATION CONCERNING STUDENT SEXUAL AND KIDNAPPING OFFENDERS**

The Bainbridge Island School District recognizes its responsibility for the health and safety of all students, including students required to register as a sex or kidnapping offender enrolled within the district. Therefore, the district will take appropriate precautionary measures in situations where the building principal has been advised by law enforcement or the courts that a student required to register as a sex or kidnapping offender is enrolling or is attending a school within the district.

### **Principal Responsibilities**

When a principal receives notice from law enforcement or a the court that a sex or kidnapping offender will be attending their school, the principal will provide the information received to every teacher of the student and to any other personnel who, in the judgment of the principal, supervises the student or, for securing purposes, should be aware of the student's record.

### **Collaboration**

The principal will work with law enforcement and courts to coordinate the receipt of notifications regarding students registered as sex or kidnapping offenders. The principal or designee will also consult and collaborate with department of corrections, juvenile justice staff, treatment providers, victim support groups, and families, as applicable, when working with students required to register as a sex or kidnapping offender.

### **Confidentiality**

Any written information received by a principal or school personnel as a result of a notification is confidential and may not be further disseminated except as provided by the statute for transfer of records (RCW 28A.225.330), other statutes or case law, and FERPA.

Any school district or district employee who releases the information in compliance with federal and state law is immune from civil liability for damages unless it is shown that the school district or district employee acted with gross negligence or in bad faith.

### **Inquiries by the Public**

Inquiries by the public at large (including parents and students), regarding students required to register as a sex or kidnapping offender are to be referred directly to law enforcement. Law enforcement agencies receive relevant information about the release of sex and kidnapping offenders into communities and decide when such information needs to be released to the public.

### **Student Rights and Responsibilities**

All students, including those students required to register as a sex or kidnapping offender, have a constitutional right to a public education. Students required to register as a sex or kidnapping offender are also required to notify law enforcement of their intent to enroll in school.

### **Written Procedures**

Adopted: September 14, 2017

Revised: January 9, 2020

*Bainbridge Island School District*

---

The superintendent or his/her designee will adopt written procedures for school principals describing how they will disseminate information received about students who are sex or kidnapping offenders.

Cross References:                   3143 - District Notification of Juvenile Offenders  
  3120 - Enrollment  
  3231 – Student Records

Legal References:                   RCW 4.24.550 Sex offenders and kidnapping offenders —  
  Release of information to public — Web site  
  RCW 9A.44.130 Registration of sex offenders and kidnapping  
  offenders — Procedures — Definition — Penalties  
  RCW 13.04.155 Notification to school principal of conviction,  
  adjudication, or diversion agreement — Provision of information  
  to teachers and other personnel — Confidentiality  
  RCW 13.40.215 Juveniles found to have committed violent or  
  sex offense or stalking — Notification of discharge, parole,  
  leave, release, transfer, or escape — To whom given — School  
  attendance — Definitions  
  RCW 28A.225.330 Enrolling students from other districts —  
  Requests for information and permanent records — Withheld  
  transcripts — Immunity from liability — Notification to teachers  
  and security personnel — Rules  
  RCW 72.09.345 Sex offenders — Release of information to  
  protect public — End-of-sentence review committee —  
  Assessment — Records access — Review, classification, referral  
  of offenders — Issuance of narrative notices  
  20 U.S. C. 1232g et.seq Family and Educational and Privacy  
  Rights Act of 1994  
  Art. IX, Section 1, Washington State Constitution

Management Resources:           Policy News, December 2006 Student Sex and Kidnapping  
  Offender Notice Requirements