

Rochester Community School Corporation  
Bylaws & Policies  
8470 - REGISTERED SEX OFFENDERS

**Intro.** Recognizing that the safety and welfare of students is of paramount importance, the Rochester Community School Corporation's Board of School Trustees hereby declares that except in limited circumstances as defined below, the Rochester Community School Corporation ("Rochester") will not permit registered sex offenders, to be on Rochester school property.

**I SCHOOLS OFF LIMITS**

**A** The Board of School Trustees declares that no registered sex offender may come on the property of the Rochester Community School Corporation schools except as otherwise provided in this policy and as required by State and Federal law. If an administrator becomes aware that a sex offender is on school property, the administrator/designee shall direct the sex offender to leave the area immediately, except under limited circumstances as directed below. A registered sex offender may not attend school functions that are held on school property. The Board of School Trustees authorizes each Rochester administrator to request the assistance of the appropriate law enforcement authorities to secure the removal of any registered sex offender from school property. Violations of this policy may subject a person to prosecution of the crime of criminal trespass.

**B** A student who is on the sex offender registry may be assigned alternative education, as deemed appropriate by school officials and consistent with State and Federal laws.

**C** This policy shall apply only when administrator/designees are aware that the person in question is on the Sex Offender Registry. This policy shall not be construed to impose any duty upon any administrator or other employee of Rochester to review the Sex Offender Registry or to screen individuals coming on or about Rochester school property to ascertain whether they are on the registry.

**D** The provisions of this policy prohibiting a registered sex offender from coming on school property shall not apply in the event that a sex offender's name has been expunged from the Registry.

**II Limited Circumstances:**

**A** Limited circumstances may occur when a registered sex offender has either a right or a legitimate educational need to come upon school property. In such a case, prior to entering school property, the registered sex offender must contact the Director of Student Services to establish a written Access and Child Protection Plan ("ACPP"). An ACPP will be established by discussion with the Superintendent or designee and the administrator of the school property in question. The plan and approval will be in writing with signature of the involved parties. Only after there is an approved written ACPP may the registered sex offender enter school property and may only do so within the restrictions of the ACPP. In the case of an emergency situation involving the welfare of a child, a person who is on the sex offender registry may be invited to

school for that particular purpose under monitoring established for that event by the administrator of the school site and with contact with the Superintendent or designee. In the event of a truly exceptional situation, a parent on the Sex Offender Registry may ask the Superintendent for a waiver of this policy to permit the parent on the Sex Offender Registry to be present on Rochester School Property. It is the intent of the Board, however, that the special circumstances be truly unusual and in infrequent occurrences. In no case will the individual on the Sex Offender Registry be permitted on Rochester Community School Corporation property without monitoring established by the administrator of the school site and with contact with the Superintendent or designee.

### III Employment:

A Notwithstanding any other policy, individuals required to be listed in the Sex Offender Registry are ineligible for employment in any position within the Rochester Community School Corporation; provided however, that the Superintendent shall have discretion, consistent with other Board policies, to hire an individual whose name has been expunged from the Sex Offender Registry.

### IV Definitions:

A Registered Sex Offender: as used in this policy, is one whose name appears on a State or National Database for sex offenders.

B School Property: all property owned, rented or used by the Rochester Community School Corporation where instruction takes place or student performances or activities are held. Meetings held under the "open door" law are exempted from this policy. However, the offender must inform the administrator of his/her presence upon entry so as to allow for additional supervision. Extra-curricular events are considered being held on school property when Rochester or any school of Rochester has a rental or other agreement with the owner of such property.

C School Functions: include all performances and events where students are present and applies when such function is held on property owned by Rochester or property rented, or used by Rochester.

D Administrator: a Rochester employee assigned to an administrative function for the School Corporation.

### V **SEX OFFENDER NOTIFICATION**

A In an attempt to protect students while they are traveling to and from school, attending school or at a school-related activity, the Board believes it is important that the District respond appropriately when a law enforcement agency contacts the District about registered sex offenders who may reside or work within District boundaries.

B The Superintendent or designee shall establish an ongoing relationship with law enforcement

officials to coordinate the receipt and dissemination of such information. To the extent authorized by law, the Superintendent or designee also shall establish procedures for notifying appropriate staff as necessary.

C The District and its employees shall be immune from liability for the good faith dissemination of sex offender information provided by a law enforcement agency or an employee of a law enforcement agency, so long as the dissemination is in the manner and to the extent authorized by the law enforcement agency.

D The Superintendent or designee should annually notify parents/guardians of the availability of the on-line registry of sex offenders and recommend that they utilize the information contained there.

1<sup>st</sup> Reading: \_\_\_\_\_

2<sup>nd</sup> Reading: \_\_\_\_\_

Adoption Date: \_\_\_\_\_

### Sex Offender Visitation Request

**A** If you are parent, guardian, or other person with lawful control of a student under a valid court order and are also a sex offender barred by Rochester Community School Corporation's policy from being present on school property, you must seek permission to be on school property by completing this form and submitting it to the Superintendent's office for approval. After a decision is made whether to grant or deny permission to visit, a copy will be returned to you. This information will be kept in the administration offices as well as in the building principal's office where you are seeking permission to visit.

**B** NOTICE: Until written permission based upon this Request is received, you may not enter school property except under the limited circumstances set out in the Policy # 8470 and the applicable administrative guidelines.

\_\_\_\_\_  
Name (please print) Address

\_\_\_\_\_  
Signature Today's Date

\_\_\_\_\_  
Building or Visit Location Date of Requested Visit

I request permission to be on school property for the following reasons (please be specific):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

#### TO BE COMPLETED BY DISTRICT PERSONNEL ONLY:

- \_\_\_\_ Permission Granted With Supervision  
\_\_\_\_ Permission Granted Without Supervision  
\_\_\_\_ Permission Denied

\_\_\_\_\_  
Signature of Director of Student Services Date

— Visit Supervision —

\_\_\_\_\_  
Visitor's Time In Visitor's Time Out

\_\_\_\_\_  
Signature of Accompanying Personnel Date