

AMENDED IN SENATE JULY 6, 2011
AMENDED IN SENATE JUNE 22, 2011
AMENDED IN ASSEMBLY MAY 5, 2011
AMENDED IN ASSEMBLY MARCH 29, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 680

Introduced by Assembly Member Block

February 17, 2011

An act to amend Section 32281 of the Education Code, relating to pupil safety.

LEGISLATIVE COUNSEL'S DIGEST

AB 680, as amended, Block. Pupil safety: comprehensive school safety plans.

Existing law provides that school districts and county offices of education are responsible for the overall development of a comprehensive school safety plan for each of their constituent schools. Existing law requires the schoolsite council of a school to write and develop a comprehensive school safety plan relevant to the needs and resources of the particular school. Existing law requires a schoolsite council or school safety planning committee, before adopting a comprehensive school safety plan, to hold a public meeting at the schoolsite, as specified. Existing law requires schools to forward copies of their comprehensive school safety plans to the school district or county office of education for approval. Existing law requires school districts and county offices of education annually to notify the State

Department of Education regarding schools that fail to adopt a comprehensive school safety plan.

This bill would authorize school districts and county offices of education, in consultation with law enforcement officials, to elect not to have their schoolsite councils develop and write those portions of their comprehensive school safety plans that include tactical responses to criminal incidents, as defined, that may result in death or serious bodily injury at the ~~public~~ schoolsite. The bill would authorize the school district and county offices of education administrators to develop those portions of ~~the a~~ comprehensive school safety ~~plans~~ *plan* that include tactical responses to criminal incidents, *in consultation with law enforcement officials and representatives of exclusive bargaining units of employees of that school district or county office of education, as specified,* ~~with those officials~~ and to elect not to disclose these portions of the comprehensive school safety ~~plans~~ *plan*.

The bill would specify that it would not preclude the governing board of a school district or county office of education from conferring in a closed session with law enforcement officials to approve a tactical response plan developed in consultation with those officials pursuant to the bill.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 32281 of the Education Code is amended
- 2 to read:
- 3 32281. (a) Each school district and county office of education
- 4 is responsible for the overall development of all comprehensive
- 5 school safety plans for its schools operating kindergarten or any
- 6 of grades 1 to 12, inclusive.
- 7 (b) (1) Except as provided in subdivision (d) with regard to a
- 8 small school district, the schoolsite council established pursuant
- 9 to former Section 52012, as it existed before July 1, 2005, or
- 10 Section 52852 shall write and develop a comprehensive school
- 11 safety plan relevant to the needs and resources of that particular
- 12 school.
- 13 (2) The schoolsite council may delegate this responsibility to a
- 14 school safety planning committee made up of the following
- 15 members:

- 1 (A) The principal or the principal’s designee.
2 (B) One teacher who is a representative of the recognized
3 certificated employee organization.
4 (C) One parent whose child attends the school.
5 (D) One classified employee who is a representative of the
6 recognized classified employee organization.
7 (E) Other members, if desired.
8 (3) The schoolsite council shall consult with a representative
9 from a law enforcement agency in the writing and development
10 of the comprehensive school safety plan.
11 (4) In the absence of a schoolsite council, the members specified
12 in paragraph (2) shall serve as the school safety planning
13 committee.
14 (c) Nothing in this article shall limit or take away the authority
15 of school boards as guaranteed under this code.
16 (d) (1) Subdivision (b) shall not apply to a small school district,
17 as defined in paragraph (2), if the small school district develops a
18 districtwide comprehensive school safety plan that is applicable
19 to each schoolsite.
20 (2) As used in this article, “small school district” means a school
21 district that has fewer than 2,501 units of average daily attendance
22 at the beginning of each fiscal year.
23 (e) (1) When a principal or his or her designee verifies through
24 local law enforcement officials that a report has been filed of the
25 occurrence of a violent crime on the schoolsite of an elementary
26 or secondary school at which he or she is the principal, the principal
27 or the principal’s designee may send to each pupil’s parent or legal
28 guardian and each school employee a written notice of the
29 occurrence and general nature of the crime. If the principal or his
30 or her designee chooses to send the written notice, the Legislature
31 encourages the notice be sent no later than the end of business on
32 the second regular work day after the verification. If, at the time
33 of verification, local law enforcement officials determine that
34 notification of the violent crime would hinder an ongoing
35 investigation, the notification authorized by this subdivision shall
36 be made within a reasonable period of time, to be determined by
37 the local law enforcement agency and the school district. For
38 purposes of this section, an act that is considered a “violent crime”
39 shall meet the definition of Section 67381 and be an act for which
40 a pupil could or would be expelled pursuant to Section 48915.

1 (2) Nothing in this subdivision shall create any liability in a
 2 school district or its employees for complying with paragraph (1).
 3 (f) (1) Notwithstanding subdivision (b), a school district or
 4 county office of education may, in consultation with law
 5 enforcement officials, elect to not have its schoolsite ~~councils~~
 6 *council* develop and write those portions of ~~their~~ *its* comprehensive
 7 school safety ~~plans~~ *plan* that include tactical responses to criminal
 8 incidents that may result in death or serious bodily injury at the
 9 ~~public~~ schoolsite. The portions of ~~the school safety plans~~ *a school*
 10 *safety plan* that include tactical responses to criminal ~~acts~~ *incidents*
 11 may be developed by administrators of the school district or county
 12 office of education ~~in conjunction~~ *consultation* with law
 13 enforcement ~~officials, and the~~ *officials and with a representative*
 14 *of an exclusive bargaining unit of employees of that school district*
 15 *or county office of education, or his or her designee, if he or she*
 16 *chooses to participate. The school district or county office of*
 17 *education may elect not to disclose those portions of the*
 18 *comprehensive school safety plans plan.*
 19 (2) As used in this article, “tactical responses to criminal
 20 incidents” means steps taken to safeguard pupils and staff, to secure
 21 the affected school premises, and to apprehend the criminal
 22 perpetrator or perpetrators.
 23 (3) *Nothing in this section precludes the governing board of a*
 24 *school district or county office of education from conferring in a*
 25 *closed session with law enforcement officials pursuant to Section*
 26 *54957 of the Government Code to approve a tactical response*
 27 *plan developed in consultation with those officials pursuant to this*
 28 *subdivision. Any vote to approve the tactical response plan shall*
 29 *be announced in open session following the closed session.*