



SCHOOL BOARD OF BREVARD COUNTY, FLORIDA  
**School Board Policy Executive Summary**  
 Form D

<b>Policy Number:</b>	3213
<b>Title of Policy:</b>	Student Supervision and Welfare
<b>Cabinet Member:</b>	Christine Moore
<b>Purpose of Revisions:</b>	The purpose of the proposed revisions to the policy is to ensure compliance with all applicable federal and state laws, Florida State Board of Education Rules, Board policies, administrative rules, procedures, and guidelines. In addition, the proposed revisions promote transparency and accountability.
<b>Tentative Schedule:</b>	<ul style="list-style-type: none"> <li>• Cabinet – 9/12/22 (Have to Legal by the week prior to Cabinet)</li> <li>• Work Session – 10/11/22</li> <li>• Rule Development (Public Hearing) – 10/25/22</li> <li>• School Board Meeting Information – 10/25/22</li> <li>• School Board Meeting Approval – 12/13/22</li> <li>• Effective Date – upon approval</li> </ul>
<b>Summary of Proposed Policy Revisions:</b>	<p>Specific revisions include:</p> <ul style="list-style-type: none"> <li>• Encouraging student to discuss or facilitating a discussion of issues relating to a student's well-being.</li> <li>• Notifying parent/legal guardian if there is a change in a student's services or monitoring related to a student's mental, emotional, or physical health or well-being.</li> <li>• Preventing staff from prohibiting or discouraging notification of and involvement in critical decisions affecting a student's mental, emotional, or physical health or well-being.</li> <li>• These proposed revisions do encompass the suggested language from NEOLA.</li> </ul>
<b>Specific Authority:</b>	<i>F.S. 119.011, 847.012, 1001.42, 1001.51, 1002.22, 1003.32, 1006.07, 20 USC1232, 34 CFR Part 99</i>
<b>Next Steps:</b>	<ul style="list-style-type: none"> <li>• Revisions to internal procedures</li> <li>• Training for BPS employees regarding revisions to policy and revised procedures</li> </ul>

**Current  
Version**

## BPS Current

### 3213 - STUDENT SUPERVISION AND WELFARE

Each instructional staff member shall maintain a standard of care for the supervision, control, and protection of students commensurate with their assigned duties and responsibilities which include but are not limited to:

- A. An instructional staff member shall report immediately to a building administrator any accident, safety hazard, or other potentially harmful condition or situation s/he detects.
- B. An instructional staff member shall provide proper instruction in safety matters as presented in assigned course guides.
- C. An instructional staff member shall immediately report to a building administrator knowledge of threats of violence by students.
- D. An instructional staff member shall not send students on any non-school related errands.
- E. An instructional staff member shall not inappropriately associate with students at any time in a manner which may give the appearance of impropriety, including, but not limited to, the creation or participation in any situation or activity which could be considered abusive or sexually suggestive or involve illegal substances such as drugs, alcohol, or tobacco. Any sexual or other inappropriate conduct with a student by any staff member will subject the offender to potential criminal liability and discipline up to and including termination of employment.
- F. An instructional staff member shall not knowingly distribute to a minor any material that is obscene and harmful to minors, as defined in F.S. 847.012, in any format and/or by any manner. An instructional staff member who knowingly distributes any such material to a minor also commits a felony under State law, and is subject to disciplinary action up to and including termination.
- G. If a student approaches a staff member to seek advice or to ask questions regarding a personal problem related to sexual behavior, substance abuse, mental or physical health, and/or family relationships, etc., the staff member may attempt to assist the student by facilitating contact with certified or licensed individuals in the District or community who specialize in the assessment, diagnosis, and treatment of the student's stated problem. However, under no circumstances should a staff member attempt, unless properly licensed and authorized to do so, to counsel, assess, diagnose, or treat the student's problem or behavior, nor should such staff member inappropriately disclose personally identifiable information concerning the student to third persons not specifically authorized by law.  
  
Parents shall be informed of the matter, unless the student requests otherwise.
- H. An instructional staff member shall not transport students in a private vehicle without the approval of the principal.
- I. A student shall not be required to perform work or services that may be detrimental to his/her health.
- J. Staff members are discouraged from engaging students in social media and online networking media, such as Facebook, Twitter, MySpace, etc.
- K. Staff members are expressly prohibited from posting any video or comment pertaining to any student on social network sites or similar forums, such as YouTube.

Since most information concerning a child in school, other than directory information described in Policy 8330, is confidential under Federal and State laws, any staff member who shares confidential information with another person not authorized to receive the information may be subject to discipline and/or civil liability. This includes, but is not limited to, information concerning assessments, grades, behavior, family background, and alleged child abuse.

Pursuant to the laws of the State and Board Policy 8462, each instructional staff member shall report to the proper legal authorities immediately any sign of suspected child abuse or neglect.

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Legal

F.S. 119.011

F.S. 847.012

F.S. 1001.51

F.S. 1002.22

F.S. 1003.32

20 U.S.C. 1232

34 C.F.R. Part 99

# Neola Template



Book: Local Policies for Update

Section: Special Update - May 2022

Title: Revised Policy - Special Update - May 2022 - STUDENT SUPERVISION AND WELFARE

Number: po3213

### Revised Policy - Special Update

#### 3213 - STUDENT SUPERVISION AND WELFARE

Each instructional staff member shall maintain a standard of care for the supervision, control, and protection of students commensurate with their assigned duties and responsibilities which include, but are not limited to, the following:

An instructional staff member shall report immediately to a building administrator any accidents or safety hazards ~~they~~~~s/he~~ detect~~detects~~.

An instructional staff member shall report unsafe, potentially harmful, dangerous, violent, or criminal activities, or the threat of these activities, to the Superintendent and local public safety agencies and/or school officials in accordance with Policy 8406 - *Reports of Suspicious Activity and Potential Threats to Schools*.

An instructional staff member shall provide proper instruction in safety matters as presented in assigned course guides.

An instructional staff member shall not send students on any non-school related errands.

An instructional staff member shall encourage a student to discuss issues relating to the student's well-being with the student's parent, or shall facilitate the student's discussion of the issue with the parent.

An instructional staff member shall advise and consult with the principal if there is a change in a student's services or monitoring related to a student's mental, emotional or physical health or well-being and the school's ability to provide a safe and supportive learning environment for the student. The staff member shall assist the principal in notifying the parent of any such change.

An instructional staff member shall not discourage or prohibit parental notification of and involvement in critical decisions affecting a student's mental, emotional, or physical health or well-being.

An instructional staff member shall not inappropriately associate with students at any time in a manner which may give the appearance of impropriety, including, but not limited to, the creation or participation in any situation or activity which could be considered abusive or sexually suggestive or involve illegal substances such as drugs, alcohol, or tobacco. Any sexual or other inappropriate conduct with a student by any staff member will subject the offender to potential criminal liability and discipline up to and including termination of employment.

An instructional staff member shall not knowingly distribute to a minor any material that is obscene and harmful to minors, as defined in F.S. 847.012, in any format and/or by any manner. An instructional staff member who knowingly distributes any such material to a minor also commits a felony under State law and is subject to disciplinary action up to and including termination.

An instructional staff member shall not transport students in a private vehicle without the approval of the principal.

A student shall not be required to perform work or services that may be detrimental to ~~their~~his/her health.

Staff members ( ) **are discouraged from engaging ( ) shall not engage** students in social media and online networking media, such as Facebook, Twitter, ~~Instagram~~MySpace, etc.

Staff members are expressly prohibited from posting any video or comment pertaining to any student on social network sites or similar forums, such as YouTube.

Since most information concerning a child in school, other than directory information described in Policy 8330, is

confidential under Federal and State laws, any staff member who shares confidential information with another person not authorized to receive the information may be subject to discipline and/or civil liability. This includes, but is not limited to, information concerning assessments, grades, behavior, family background, and alleged child abuse.

Pursuant to the laws of the State and School Board Policy 8462, each instructional staff member shall report to the proper legal authorities immediately any sign of suspected child abuse, abandonment, or neglect.

F.S. 119.011

F.S. 847.012

F.S. 1001.42

F.S. 1001.51

F.S. 1002.22

F.S. 1003.32

F.S. 1006.07

20 U.S.C. 1232

34 C.F.R. Part 99

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#### Legal References

F.S. 119.011

F.S. 847.012

F.S. 1001.42

F.S. 1001.51

F.S. 1002.22

F.S. 1003.32

F.S. 1006.07

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# Redline Draft

### 3213 - STUDENT SUPERVISION AND WELFARE

Each instructional staff member shall maintain a standard of care for the supervision, control, and protection of students commensurate with their assigned duties and responsibilities which include but are not limited to:

A. An instructional staff member shall report immediately to a building administrator any accidents or safety hazards they detect.

B. An instructional staff member shall report unsafe, potentially harmful, dangerous violent, or criminal activities, or the threat of these activities, to the Superintendent, or designee, and local public safety agencies and/or school officials in accordance with Policy 8406 - Reports of Suspicious Activity And Potential Threats To Schools, Facilities, Students, And Employees

~~A. An instructional staff member shall report immediately to a building administrator any accident, safety hazard, or other potentially harmful condition or situation s/he detects.~~

~~B.~~ An instructional staff member shall provide proper instruction in safety matters as presented in assigned course guides.

~~C. An instructional staff member shall immediately report to a building administrator knowledge of threats of violence by students.~~

C.

D. An instructional staff member shall not send students on any non-school related errands.

E. An instructional staff member shall encourage a student to discuss issues relating to the student's well-being with the student's parent/legal guardian or shall facilitate the student's discussion of the issue with the parent/legal guardian.

F. An instructional staff member shall advise and consult with the principal if there is a change in a student's services or monitoring related to a student's mental, emotional, or physical health or well-being and the school's ability to provide a safe and supportive learning environment for the student. The staff member shall assist the principal in notifying the parent/legal guardian of any such change.

~~D.G.~~ An instructional staff member shall not discourage or prohibit parental notification of and involvement in critical decisions affecting a student's mental emotional, or physical health or well-being.

~~E.H.~~ An instructional staff member shall not inappropriately associate with students at any time in a manner which may give the appearance of impropriety, including, but not limited to, the creation or participation in any situation or activity which could be considered abusive or sexually suggestive or involve illegal substances such as drugs, alcohol, or tobacco. Any sexual or other inappropriate conduct with a student by any staff member will subject the offender to potential criminal liability and discipline up to and including termination of employment.

F.I. An instructional staff member shall not knowingly distribute to a minor any material that is obscene and harmful to minors, as defined in F.S. 847.012, in any format and/or by any manner. An instructional staff member who knowingly distributes any such material to a minor also commits a felony under State law, and is subject to disciplinary action up to and including termination.

~~G.~~ If a student approaches a staff member to seek advice or to ask questions regarding a personal problem related to sexual behavior, substance abuse, mental or physical health, and/or family relationships, etc., the staff member may attempt to assist the student by facilitating contact with certified or licensed individuals in the District or community who specialize in the assessment, diagnosis, and treatment of the student's stated problem. However, under no circumstances should a staff member attempt, unless properly licensed and authorized to do so, to counsel, assess, diagnose, or treat the student's problem or behavior, nor should such staff member inappropriately disclose personally identifiable information concerning the student to third persons not specifically authorized by law.

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~~H.J.~~ An instructional staff member shall not transport students in a private vehicle without the approval of the principal.

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Revised

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F.S. 1002.22

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# Clean Version

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