

Book	Policy Manual
Section	Special Update - March 2025 OH
Title	Special Update - March 2025 Revised STUDENT SUPERVISION AND WELFARE
Code	po4213
Status	
Adopted	February 25, 2008

Revised Policy - Special Update

4213 - STUDENT SUPERVISION AND WELFARE

Classified staff members shall maintain a standard of care for the supervision, control, and protection of students commensurate with assigned duties and responsibilities and are expected to establish and maintain professional staff/student boundaries that are consistent with their legal, professional, and ethical duty of care for students.

The Superintendent shall maintain and enforce the following standards:

- A. Each classified staff member shall report immediately to a building administrator any accident, safety hazard, or other potentially harmful condition or situation the staff members/he detects.
- B. Each classified staff member shall immediately report to a building administrator any knowledge of threats of violence by students.
- C. A classified staff member shall not send students on any personal errands.
- D. A classified staff member shall not engage in grooming as defined by State law, or otherwise associate or fraternize with students at any time in a manner that may give the appearance of impropriety including impropriety, including, but not limited to, the creation or participation in any situation or activity that could be considered abusive or sexually suggestive or involve harmful substances such as illegal drugs, alcohol, or tobacco. Any sexual or other inappropriate conduct with a student by any staff member will subject the offender to potential criminal prosecution and disciplinary action by the Board, Board up to and including termination of employment.

[DRAFTING NOTE: This detailed definition of "grooming" is included in the new AG 1613 and need not be repeated in policy

"For purposes of Policy 1613, "grooming" involves:

- 1. A person who is eighteen (18) years of age or older engaging in a pattern of conduct with a minor who is less than sixteen (16) years of age and who is four (4) or more years younger than the person, when the pattern of conduct would cause a reasonable adult person to believe that the person is communicating with the minor with the purpose to do either of the following:**
 - a. Entice, coerce, or solicit the minor to engage in sexual activity, and when the person's purpose in engaging in the pattern of conduct is to entice, coerce, or solicit the minor to engage in sexual activity with the person or a third person; or**
 - b. Prepare the minor to engage in sexual activity, and when the person's purpose in engaging in the pattern of conduct is to prepare the minor to engage in sexual activity with the person or a third person, that would be a violation of R.C. 2907.02, 2907.03, 2907.04, 2907.05, 2907.06, or 2907.07.**
- 2. A person who is eighteen (18) years of age or older engaging in a pattern of conduct with a minor if the person and the minor are in any of the relationships described in R.C. 2907.03(A)(5) to (13) (e.g., the person is a teacher, administrator, coach, or other person in authority employed by or serving in the District, the minor is enrolled in or attends this District, and the person is not**

enrolled in and does not attend this District; the person is the minor's athletic or other type of coach, is the minor's instructor, or is a person with temporary or occasional disciplinary control over the minor), when the pattern of conduct would cause a reasonable adult person to believe that the person is communicating with the minor with the purpose to do either of the following:

- a. Entice, coerce, or solicit the minor to engage in sexual activity, and when the person's purpose in engaging in the pattern of conduct is to entice, coerce, or solicit the minor to engage in sexual activity with the person or a third person; or
 - b. Prepare the minor to engage in sexual activity, and when the person's purpose in engaging in the pattern of conduct is to prepare the minor to engage in sexual activity with the person or a third person, that would be a violation of R.C. 2907.02, 2907.03, 2907.04, 2907.05, 2907.06, or 2907.07.
3. A "pattern of conduct" involves two (2) or more actions or incidents closely related in time. The actions or incidents may involve the posting of messages, use of intentionally written or verbal graphic gestures, or receipt of information or data through the use of any form of written communication or an electronic method of remotely transferring information, including, but not limited to, a computer, computer network, computer program, computer system, or telecommunications device.
4. "Sexual activity" means sexual conduct or sexual contact, or both.
- a. ~~(-) "Sexual conduct" means vaginal intercourse between a male and female; anal intercourse, fellatio, and cunnilingus between persons regardless of sex; and, without privilege to do so, the insertion, however slight, of any part of the body or any instrument, apparatus, or other object into the vaginal or anal opening of another. Penetration, however slight, is sufficient to complete vaginal or anal intercourse.~~
 - b. ~~(-) "Sexual contact" means any touching of an erogenous zone of another, including without limitation the thigh, genitals, buttock, pubic region, or, if the person is a female, a breast, for the purpose of sexually arousing or gratifying either person."~~
- E. If a student approaches a classified 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 classified 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 classified 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 classified staff member inappropriately disclose personally identifiable information concerning the student to third persons not specifically authorized by law. Consistent with State law, the staff member shall promptly notify the Principal of any such communications with a student so the Principal can determine whether a notice needs to be provided to the student's parent pursuant to R.C. 3313.473 and Policy 5780.01 - Parents' Bill of Rights.
- F. A classified staff member shall not transport students in a private vehicle without the approval of a building administrator.
- G. A student shall not be required to perform work or services that may be detrimental to the student's ~~his/her~~ health.
- H. Classified staff members shall not engage students in electronic communication via email, texting, social media, and/or online networking media, such as Facebook, Twitter, YouTube, MySpace, Skype, blogs, etc., at any time unless such communication has been specifically authorized by the student's Principal ~~principal~~.
- I. Classified staff members are prohibited from electronically transmitting any personally identifiable image of a student(s), including video, photographs, streaming video, etc., via email, texting, social media, and/or online networking media, such as Facebook, Twitter, YouTube, MySpace, Skype, blogs, etc.

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 classified staff member shall report to the proper legal authorities, immediately, any sign of suspected child abuse or neglect.

R.C. 2907.03
R.C. 2907.071

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Legal	R.C. 2907.03
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Last Modified by Erika Bower on March 26, 2025