

STUDENT REGISTERED SEX OFFENDERS

Part One - Student Registered Sex Offenders.

1. If a student enrolled in the Newell School District 09-2 is registered as a sex offender under SDCL Chapter 22-24B, the Superintendent or designee will arrange an intake meeting for the student to include, as deemed necessary by the Superintendent or designee, the student, the student's parents or guardians, parole or court services officer, school resource officer, District administrators and guidance counselors, to determine the student's background, conditions of parole, the safety risk posed by the student, and any other relevant factors affecting the student and the safety of other District students.
2. Pursuant to SDCL 13-28-_____, a student who is registered as a sex offender pursuant to § 22-24B-2, must receive instruction through remote or distance learning or an alternative educational program unless such placement is preempted by Federal Law. Such student shall not participate in any extracurricular activities.
3. The Superintendent or designee may establish reasonable restrictions for the student registered sex offender, which may include, without limitation, (A) a behavior contract with school officials; and/or (B) periodic meetings with the school resource officer. The District will take appropriate action when dealing with a student registered sex offender who is eligible for special education and related services.
4. Under no circumstances is any student registered sex offender permitted to loiter on District Property in violation of SDCL 22-24B-22(2) and 24.
5. If the student registered sex offender violates any of the restrictions or conditions established by the District under this policy, or otherwise poses a risk to any student in the opinion of the Superintendent or designee, the Superintendent or designee may take immediate action to address the situation including disciplinary action against the student registered sex offender as authorized by law, and if necessary for the safety of other students or District employees, requesting assistance from local law enforcement authorities if the student resists District directives.

Part Two - South Dakota Registered Sex Offender Registry.

The State of South Dakota maintains a registry of registered sex offenders for public information. Any interested person is encouraged to contact a local law enforcement agency or the South Dakota Attorney General's Office for further information or to access the registry. Persons using the registry are reminded to obey all laws concerning misuse of the information obtained.

This policy does not impose any duty upon any District employee to review the sex offender registry for individuals who may come upon District Property.

A copy of this policy shall be included in the District Student Handbook.

The student, if at least age 18, or the parent(s)/guardian(s) of a student age 17 or younger, may appeal the placement and program provided to the student pursuant to this policy. If the placement and program was determined by the Superintendent's designee, the appeal shall be to the Superintendent. A decision by the Superintendent may be appealed to the School Board. A written appeal must be submitted within ten (10) school days of the designee's or Superintendent's decision.

Board approved 03/23/2023