



SENATE BILL 394: Clarify Process/Reportable Offenses in Sch

2011-2012 General Assembly

Committee:	Senate Judiciary I	Date:	April 6, 2011
Introduced by:	Sens. Newton, Tillman, Preston	Prepared by:	Susan Sitze
Analysis of:	PCS to First Edition S394-CSSA-17		Committee Counsel

SUMMARY: *Senate Bill 394 would clarify the requirement that school principals report certain acts to law enforcement.*

CURRENT LAW: Current law requires a principal to report certain criminal acts to law enforcement when the principal has "personal knowledge or actual notice from school personnel" that the act occurred on school property.

BILL ANALYSIS: Senate Bill 394 would amend G.S. 115C-288(g) to require the principal of a school to also report certain criminal acts to law enforcement when the principal has "a reasonable belief" that the act occurred on school property. The bill would remove the current Class 3 misdemeanor for failure to report to law enforcement.

The bill would authorize the demotion or dismissal of a principal who willfully fails to make a report to law enforcement. It would also prohibit the State Board of Education from requiring principals to report any criminal acts not required to be reported by this statute and would add additional language providing that the provisions of this subsection shall not be interpreted to interfere with the due process rights of school employees or the privacy rights of students.

EFFECTIVE DATE: This act is effective when it becomes law and applies beginning with the 2011-2012 school year.

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