

SEX OFFENDERS

Recognizing that the safety and welfare of students is of paramount importance, The North Montgomery School Corporation School Board hereby declares that, except in limited circumstances as defined below, the North Montgomery School Corporation ("NMCS") will not permit sex offenders to be present on NMCS property.

Definitions

As used in this policy, the following terms shall be defined as stated below.

Sex Offender ("Offender") is a person who has been convicted of a sexual offense or whose name appears on any state or national database that is maintained by appropriate law enforcement authorities for the purpose of providing a publicly accessible registry of criminally convicted sex offenders.

School Property is all property owned or rented by, or otherwise made available to, NMCS, or any affiliated NMCS school or any NMCS recognized extracurricular organization (e.g. interscholastic athletic, academic teams, choirs, bands, etc.) where instruction takes place or where student performances or activities are held.

School Functions includes all performances and events where students are present. Public meetings held under the Indiana Open Door Law are exempted from the application of this policy. However, any Offender attending such a meeting must inform the presiding Administrator of the Offender's presence upon entering the meeting.

Administrator is an NMCS employee permanently or temporarily assigned to serve in an administrative or supervisory capacity for the school corporation.

Schools Off Limits

The School Board declares that no Offender may be present on School Property, except as otherwise provided in this policy. An Offender may not attend School Functions that are held on School Property. If an Administrator becomes aware that an Offender is on school property, the Administrator or his/her designee shall direct the Offender to leave the area immediately. The School Board authorizes an NMCS administrator to request the assistance of appropriate law enforcement authorities to secure the removal of any registered Offender from School Property. Violations of this policy may subject a person to prosecution for criminal trespass or other appropriate charge as determined by law enforcement officials.

Nothing in this policy shall require any agent or employee of NMCSA to conduct an independent investigation of a person to determine if that person is an Offender unless such investigation is otherwise required by law (e.g. in the case of the check of an applicant for school employment or a prospective volunteer who is reasonably expected to have direct, ongoing contact with children while within the scope of the employment or volunteer activities).

The provisions of this policy shall not apply after an Offender's name has been expunged.

Limited Circumstances for Policy Waiver

Limited circumstances may occur when an Offender has either a right or a legitimate educational need to be present on School Property. In such a case, prior to entering upon School Property, the Offender must contact the Superintendent to request a waiver of the general prohibitions of this policy, and to establish a written Individual Access and Child Protection Plan ("Access Plan").

An Access Plan will be established by discussions with the Superintendent, the Administrator of the school facilities implicated by the Offender's requested waiver of the terms of this policy and such other individuals as the Superintendent shall deem appropriate for such discussions. The policy waiver and the Access Plan will be in writing and signed by the involved parties. Only after there is an approved written Access Plan may the Offender enter upon School Property. The Offender's presence on School Property shall be strictly limited to, and comply with the restrictions set forth in the Access Plan. In the case of an emergency situation involving the welfare of a child, an Offender may be invited to be present on School Property by an Administrator under monitoring established for that situation by the Administrator of the particular school site. Where feasible, the Administrator shall first contact the Superintendent and obtain the Superintendent's approval for such emergency Offender's presence on School Property.

(Note: To validate that an individual is listed on the sex offender registry, the school official should check the national registry at: www.nsopr.gov or any successor website maintained for such registration purposes; PROVIDED HOWEVER, nothing contained in this paragraph shall be construed to create an obligation on the part of any NMCSA agent or employee to affirmatively investigate or determine whether a person is so registered, unless such investigation is otherwise required by law.)

(The following notice shall be appropriately posted on NMCSA property and otherwise disseminated to patrons within the school corporation on at least an annual basis.)

Insert Date

Notice of Sex Offender Policy

The North Montgomery Community School Corporation passed a policy to limit the ability of persons that have been convicted of a sexual offense from coming onto school grounds. The School Board adopted the policy to prohibit those persons from coming onto any property owned by or controlled by the North Montgomery Community School Corporation. The policy provides for certain very limited and infrequent exceptions wherein waivers of the policy's provisions may be sought by an Offender **BEFORE** the Offender enters upon school property. In such a case, the Offender would need to apply for and be granted limited access to that particular event, meeting or occurrence.

If an Offender believes that he/she has reason to enter upon school property the Offender must first contact the North Montgomery Community School Corporation Administration Office at 480 W. 580 N. Crawfordsville, Indiana, prior to entering upon school property. In the event that the school would need to summon you for an emergency, you would be approved as an "invited" person for that particular situation/circumstance.

If you have questions regarding the application of the policy, please contact the North Montgomery Community School Corporation Administration Office at (765) 359-2112.

Sincerely,

Principal

Cc: