

## 2000 General Assembly Legislative Session Local School Division Responsibilities

### Administrative

Bill Number	Impact on Local School Divisions	DOE Contact
HB 536	<b>Transfer of scholastic records.</b> Requires local schools to annually notify parents of students currently in attendance of their rights under the federal Family Educational Rights and Privacy Act. Schools that disclose in their annual notice that they transfer student records to requesting schools divisions are not required to provide a parent with written notice of the transfer.	Cynthia Cave 804/371/0558
HB 1238	<b>Employee criminal history records checks.</b> Directs school boards to fingerprint and provide descriptive information for a criminal history records check for persons offered or accepting employment with school divisions. Employees who are reported as arrested for certain crimes are also required to submit to fingerprinting and criminal history record checks.	Cynthia Cave 804/371/0558
HB 1517	<b>Planning time for teachers.</b> Provides that each local school board shall seek to ensure at least three hours of planning time weekly for all elementary school teachers.	Cynthia Cave 804/371-0558
HB 1541	<b>School board policies regarding certain political activities.</b> Requires school boards to develop and implement policies, <b>no later than January 1, 2001</b> , ensuring that students are not required to deliver materials related to an election, a referendum question, or issue considered for vote unless the materials are for information only.	Cynthia Cave 804/371/0558
SB 147	<b>Public school enrollment of homeless pupils.</b> Addresses issues of enrollment specific to the homeless population, including requirements associated with medical records and temporary residence.	Diane Atkinson 804/225/2759 or George Irby 804/225-2869

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### Administrative (continued)

Bill Number	Impact on Local School Divisions	DOE Contact
SB 209	<b>One minute of silence.</b> Requires local school boards to establish a daily observance of one minute of silence in each classroom of the division. During the silence, all pupils are to remain seated and silent. Provides that the Office of the Attorney General must provide legal defense of this law.	Cynthia Cave 804/371-0558 Or Office of the Attorney General 804/786/1991
SB 499	<b>Admission to public schools for certain students; tuition charges.</b> Permits school divisions to enroll students who are residents of other states or the District of Columbia as tuition students.	Dan Timberlake 804/225/2025

### Alternative Education

Bill Number	Impact on Local School Divisions	DOE Contact
HB 1468	<b>Compulsory school attendance.</b> Provides that a student who has been granted an alternative education plan and who fails to comply with the conditions of that plan is in violation of the compulsory school attendance law.	Neils Brooks 804/225/2847

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### Charter Schools

Bill Number	Impact on Local School Divisions	DOE Contact
HB 742	<b>Residential charter schools.</b> Allows the creation of residential charter schools for at-risk students by a single school division or by two or more school divisions as a joint or regional school.	Dianne Pollard 371-7583
HB 785 SB 411	<b>Intent to accept charter school applications.</b> Requires each local school board to determine its intent to accept charter schools applications no later than December 31, 2000.	Dianne Pollard 371-7583

### Discipline

Bill Number	Impact on Local School Divisions	DOE Contact
HB 1147	<b>Parental responsibility for student behavior.</b> Allows the school principal to request a meeting to discuss a child's conduct with both of the child's parents if both parents have legal and physical custody of the child. Permits a court to order the child, a parent, or both parents to participate in such programs or treatment as the court deems appropriate, including parent counseling or a mentoring program, if it is found that a parent has willfully and unreasonably failed to meet with the student and school officials, after a suspension or an expulsion.	Cynthia Cave 804/371/0558
HB 1229	<b>Assault and battery – action by school personnel.</b> Amends definition of “simple assault” or “assault and battery” in the context of a teacher performing duties and maintaining order and control. Does not include incidental, minor, or reasonable physical contact.	Cynthia Cave 804/371/0558
HB 1361	<b>Report of certain offenses to school authorities.</b> Permits local law-enforcement officers to report to school principals suspected violations of the Drug Control Act by students enrolled in the school if the act occurs on a school bus, on school property, or at a school-sponsored activity.	Cynthia Cave 804/371/0558

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### Instruction

<b>Bill Number</b>	<b>Impact on Local School Divisions</b>	<b>DOE Contact</b>
HB 203	<b>Standards of Quality – educational technology.</b> Requires local school boards to develop and implement a program of instruction for grades K through 12 with such program to include proficiency in the use of computers and related technology.	Patricia Wright 804/225/2894
HB 430 SB 654	<b>Driver education programs – motorcycle awareness.</b> Requires that driver education programs include motorcycle awareness.	Patricia Wright 804/225/2894

### Medical

<b>Bill Number</b>	<b>Impact on Local School Divisions</b>	<b>DOE Contact</b>
HB 1010	<b>Self-administration of inhaled asthma medications.</b> Directs school boards to develop and implement policies to permit students who have a diagnosis of asthma and approval from a parent and appropriate medical professionals, to possess and self-administer inhaled asthma medications, after certain conditions have been satisfied.	Gwen Smith 804/786/8671
HB 1391	<b>Exception for administration of drugs to students.</b> Requires local school boards to develop regulations and approve training for persons who administer medications to students.	Gwen Smith 804/786-8671
HB 1438 SB 437	<b>Preschool physical examinations conducted by a licensed nurse practitioner.</b> Allows licensed nurse practitioner acting under the supervision of a licensed physician to provide a report of a comprehensive physical examination within the 12 months prior to the date the pupil first enters such public kindergarten or elementary school.	Gwen Smith 804/786-8671

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### School Safety

Bill Number	Impact on Local School Divisions	DOE Contact
HB 254	<b>Reports of certain acts to law-enforcement and school authorities.</b> Requires local school principals to immediately report to law-enforcement certain criminal acts committed by students. Clarifies that the immunity statute for school employees includes the reporting or investigation of these incidents.	Cynthia Cave 804/371/0558
HB 464	<b>Possession of weapons on school property.</b> Clarifies that possession of weapons on school owned or leased property is grounds for expulsion from school.	Cynthia Cave 804/371/0558
HB 588	<b>Mandatory student drug testing.</b> Provides that a local school board may require: <ul style="list-style-type: none"> <li>• a student who has been found to have been in possession of or under the influence of drugs or alcohol, on a school bus, school property, or at a school-sponsored activity in violation of school board policies, to undergo evaluation for drug or alcohol abuse, or both; and</li> <li>• if recommended by the evaluator and with the consent of the student's parent, to participate in a treatment program.</li> </ul>	Cynthia Cave 804/371/0558
HB 815	<b>Prohibitions against obscene or profane language.</b> Requires each school board to include, in its standards of conduct, prohibitions against profane or obscene language or conduct.	Cynthia Cave 804/371/0558
SB 259	<b>Child protective services.</b> Provides that the local department of social services must request that the school board participate in a joint investigation of complaints when an employee of a public school is suspected of abusing or neglecting a child at a public school. (The Virginia Department of Social Services will promulgate emergency regulations for this process in consultation with the Departments of Education, Health, Medical Assistance Services, Juvenile Justice, Corrections, and Mental Health, Mental Retardation, and Substance Abuse Services.)	Rita Katzman Virginia Department of Social Services 804/692/1207
SB 589	<b>School resource officers.</b> Clarifies that school resource officers are employed to enforce school board rules and codes of conduct.	Marsha Owens 804/225/2928

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### Standards of Learning (SOL) and Assessments

Bill Number	Impact on Local School Divisions	DOE Contact
HB 867 SB 548	<b>Legal action for test security violations.</b> Authorizes the Board of Education to suspend or revoke the teaching or administrative license of any person who knowingly and willfully compromises the security of mandatory student tests required by the Board of Education, such as the SOL assessments. Provides for injunctive relief or a civil penalty of up to \$1,000 for violator; however, a person whose license is revoked cannot be charged with a civil penalty.	Thomas Elliott 804/371/2522
HB 1353	<b>Remediation programs.</b> Clarifies that any student who does not pass the literacy tests or any of the Standards of Learning assessments in grades three, five, or eight must be required to attend a summer school program or to participate in another form of remediation. Any student who passes one or more, but not all, of the Standards of Learning assessments in grades three, five, or eight may be required to attend a remediation program.	Kathleen Smith 804/786-5819
SB 224	<b>Designation of race or ethnicity by public elementary school students.</b> Prohibits school board employees administering tests or other assessment instruments from requiring any public elementary school students to disclose their race or ethnicity on any such tests. This provision will not prevent school division personnel from obtaining such information from the students' permanent records.	Cynthia Cave 804/371/0558

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### Teachers and Licensure

Bill Number	Impact on Local School Divisions	DOE Contact
HB 636	<b>Conflicts of Interest Act.</b> Provides that employees of a governing body or school board must file disclosure statements of personal interests to assume office or accept employment if required by local ordinance or school board policy.	Thomas Elliott 804/371-2522
HB 650	<b>Teacher grievance procedures.</b> Changes membership criteria for fact-finding panel for teacher grievances. Panel members may not be parties to, or witnesses to, the matter being grieved, and no panel member can conduct an independent investigation of the grievance.	Thomas Elliott 804/371-2522
SB 113	<b>Local licenses for teacher licensure.</b> Establishes a mechanism for local school boards to issue three-year local teacher licenses. (Board of Education must establish standards to support this initiative.)	Thomas Elliott 804/371/2522