

Students

BP 5141.4 (a)

CHILD ABUSE PREVENTION AND REPORTING

The Governing Board is committed to supporting the safety and well-being of district students and desires to facilitate the prevention of and response to child abuse and neglect. The Superintendent or designee shall develop and implement strategies for preventing, recognizing, and promptly reporting known or suspected child abuse and neglect.

The Superintendent or designee may provide a student who is a victim of abuse with school-based mental health services or other support services and/or may refer the student to resources available within the community as needed.

Child Abuse Prevention

The district's instructional program may provide age-appropriate and culturally sensitive child abuse prevention curriculum which explains students' right to live free of abuse, includes instruction in the skills and techniques needed to identify unsafe situations and react appropriately and promptly, informs students of available support resources, and teaches students how to obtain help and disclose incidents of abuse.

The district's program also may include age-appropriate instruction in sexual abuse and sexual assault awareness and prevention. Upon written request of a student's parent/guardian, the student shall be excused from taking such instruction. (Education Code 51900.6)

The Superintendent or designee may display posters, in areas on campus where students frequently congregate, notifying students of the appropriate telephone number to call to report child abuse or neglect. (Education Code 33133.5)

In addition, student identification cards for students in grades 7-12 shall include the National Domestic Violence Hotline telephone number. (Education Code 215.5).

The Superintendent or designee shall, to the extent feasible, seek to incorporate community resources into the district's child abuse prevention programs and may use these resources to provide parents/guardians with instruction in parenting skills and child abuse prevention.

Child Abuse Reporting

The Superintendent or designee shall establish procedures for the identification and reporting of known and suspected child abuse and neglect in accordance with law.

Procedures for reporting child abuse, as specified in Penal Code 11164-11174.3, shall be included in the district and/or school comprehensive safety plan. (Education Code 32282)

Students

BP 5141.4 (b)

CHILD ABUSE PREVENTION AND REPORTING

District employees who are mandated reporters, as defined by law and administrative regulation, are obligated to report all known or suspected incidents of child abuse and neglect.

The Superintendent or designee shall provide training regarding the duties of mandated reporters as required by law and as specified in the accompanying administrative regulation. (Education Code 44691; Penal Code 11165.7)

State

5 CCR 3200-3205: Special education compliance complaints
Code of Civil Procedure 340.1: Damages suffered as result of childhood sexual abuse
Ed. Code 215.5: Student identification cards; inclusion of safety hotlines
Ed. Code 32280-32289.5: School safety plans
Ed. Code 33133.5: Posters of telephone number for students to report child abuse or neglect
Ed. Code 33195: Heritage schools; mandated reporters
Ed. Code 33308.1: Guidelines on procedure for filing child abuse complaints
Ed. Code 33546.2: Health framework for California public schools; sextortion
Ed. Code 44252: Teacher credentialing
Ed. Code 44691: Staff development in the detection of child abuse and neglect
Ed. Code 44807: Teachers' duty concerning conduct of students
Ed. Code 48906: Notification when student released to peace officer
Ed. Code 48987: Dissemination of reporting guidelines to parents
Ed. Code 49001: Prohibition of corporal punishment
Ed. Code 51220.5: Parenting skills education
Ed. Code 51900.6: Sexual abuse and sexual assault awareness and prevention instruction
Pen. Code 11164-11174.3: Child Abuse and Neglect Reporting Act
Pen. Code 152.3: Duty to report murder, rape, or lewd or lascivious act
Pen. Code 273a: Willfully causing unjustifiable pain or mental suffering of child; endangering life or health
Pen. Code 286: Crime of sodomy
Pen. Code 288: Crime of oral copulation
Pen. Code 288: Definition of lewd or lascivious act requiring reporting
Pen. Code 289: Crime of sexual penetration
Pen. Code 311-312.7: Obscene matter
Pen. Code 801.8: Failure to report an incident known or reasonably suspected by a mandated reporter to be sexual assault, child abuse, or severe neglect
W&I Code 15630-15637: Dependent adult abuse reporting
W&I Code 16509.1: Treatment of children by spiritual means through prayer; neglect

Federal

42 USC 11434a: McKinney-Vento Homeless Assistance Act; definitions

Management Resources

California Department of Education Publication: Health Education Framework for California Public Schools, Kindergarten Through Grade Twelve, May 2019
California Department of Education Publication: Health Education Content Standards for California Public Schools: Kindergarten Through Grade Twelve, 2008
Court Decision: *Camreta v. Greene* (2011) 131 S.Ct. 2020
CSBA Publication: Why Schools Hold the Promise for Adolescent Mental Health, Governance Brief, May 2019
Website: SchoolSafety.gov, Child Exploitation
Website: CSBA District and County Office of Education Legal Services
Website: California Department of Social Services, Information Resources Guide

Website: California Department of Education, Child Abuse Prevention Training and Resources
Website: U.S. Department of Health and Human Services, Child Welfare Information Gateway
Website: California Attorney General's Office, Suspected Child Abuse Report Form

Policy Adopted: 01/14/26

ORCUTT UNION SCHOOL DISTRICT
Orcutt, California