

CLARK COUNTY SCHOOL DISTRICT

Addition

R-5152

CHILD ABUSE OR NEGLECT

Deletion

I. Nevada statutes define child abuse and neglect as “physical or mental injury of a non-accidental nature, sexual abuse, ~~or sexual exploitation~~, or negligent treatment or maltreatment of a child ~~under the age of 18 years~~” by a person ~~who is~~ responsible for the ~~child’s~~ welfare of the child “under circumstances which indicate that the child’s health or welfare is harmed or threatened with harm.” Child abuse also includes, but is not limited to, sex trafficking and/or encouraging a child to solicit for, or engage in, prostitution.

Deletion/
Addition

Addition

Deletion

~~II. Nevada statutes require school administrators, teachers, librarians, counselors, nurses, and many others to contact an agency that provides child welfare services (i.e., the Child Abuse and Neglect Hotline [702-399-0081]) or to contact law enforcement agencies to report any suspected case of child abuse or neglect within 24 hours after the person knows or has reasonable cause to believe abuse or neglect has occurred. Immunity from civil or criminal liability is provided under the law to those making such reports.~~

Addition

All Clark County School District employees who know, or have reasonable cause to believe, that a child may have been abused or neglected are required to:
(1) Contact the Child Abuse and Neglect Hotline (702-399-0081) as soon as possible, but not later than 24 hours after they know or have reasonable cause to believe that a child may have been abused or neglected, to report the suspected case of child abuse or neglect;
(2) Contact the school administrator or designee (after calling the Child Abuse and Neglect Hotline);
(3) Contact the school counselor and school nurse if on site; and
(4) Contact Clark County School District Police Services for further direction (702-799-5411) where an employee suspects: (a) physical abuse to the child has occurred; (b) sexual abuse has occurred; (c) the child is a victim of sex trafficking; or (d) the child may be endangered if the child returns home.

Deletion/
Addition

~~III. School personnel do not have responsibility or authority for determining whether protective care is needed. Cases must be referred as set forth in Section II.~~ When CCSD Police Services receives a report under Section II that a child has been, or may be, a victim of sex trafficking, Police Services shall report the suspected sex trafficking to local law enforcement. CCSD Police Services shall coordinate with local law enforcement, as necessary. Local law enforcement will conduct the investigation. Similarly, Child Protective Services has a procedure that they will refer the sex trafficking report to local law enforcement for its investigation.

AMENDMENT OF CLARK COUNTY SCHOOL DISTRICT REGULATION 5152

Addition R-5152 (page 2)

Deletion/
Addition IV. ~~Administrators and school personnel shall not notify parents or guardians of protective referrals regarding suspected abuse or neglect involving instances of substantial physical or mental harm which may have occurred at home. In such cases, inquiries shall be referred to the investigating agency. Immunity from civil or criminal liability is provided under the law to those making child abuse or neglect reports in good faith. School administration also may not discipline an employee for making a child abuse or neglect report in good faith.~~

Deletion/
Addition V. ~~The Education Services Division is responsible for developing and implementing procedures for the responsibilities of school personnel regarding child abuse or neglect in accordance with Board of School Trustees policy and Nevada statutes. School personnel do not have responsibility or authority for determining whether protective care is needed. Child Protective Services, in cooperation with CCSD Police Services, will determine if protective care is needed in accordance with Child Protective Services' policies.~~

Addition Administrators and school personnel shall not notify parents or guardians of reports to Child Protective Services regarding suspected abuse or neglect which may have occurred outside of school hours. In the event that a parent or guardian contacts administrators and school personnel regarding a report of suspected abuse or neglect, inquiries shall be referred to Child Protective Services and the local law enforcement agency as applicable.

Deletion VI. ~~Student Over Eighteen Years~~

Deletion/
Addition ~~In the event a student over the age of eighteen years reports a home condition that may require protective care, the student should be helped to contact a law enforcement agency for advice, if requested, and should be informed that the student may go in person to the Clark County General Assistance Service to request financial assistance.~~
Any District employee who violates this Regulation shall be subject to discipline in accordance with Board policy, administrative procedures, law, and any applicable collective bargaining agreements. In addition, any person who knowingly and willfully violates the provisions of Nevada Revised Statute 432B.220 regarding the reporting of child abuse or neglect is guilty of a misdemeanor for the first violation and a gross misdemeanor for each subsequent violation. Any person who willfully violates Nevada Revised Statute 432B.280 regarding the confidentiality of child abuse or neglect reports and investigations is guilty of a misdemeanor.

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Addition VII. Student Over Eighteen Years

Addition Students over the age of eighteen who still attend school are protected by the Nevada child abuse and neglect laws, and therefore this regulation also applies to those students.

Addition VIII. The Education Services Division is responsible for developing and implementing procedures for the responsibilities of school personnel regarding child abuse or neglect in accordance with Board of School Trustees policy and Nevada statutes.

Addition Legal Reference: NRS Chapter 200 Crimes Against the Person, NRS Chapter 388 Provision of Safe and Respectful Learning Environment, NRS Chapter 432B Protection of Children From Abuse and Neglect
Review Responsibility: Education Services Division
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