

An employee may use reasonable force necessary to protect himself/herself from attack, to protect another person or property, to quell a disturbance threatening physical injury to others, or to obtain possession of weapons or other dangerous objects upon the person or within control of a student.

Employees shall promptly report instances of attack, assault or threat against them by any student, parent, or guardian to their principal or other immediate supervisor and also to the appropriate local law enforcement agency. The report shall be forwarded immediately to the superintendent or his/her designee. The superintendent shall act as liaison between the employee, the police, and the courts.

Note: Failure by the employee and the principal/supervisor to make a report of an assault is a misdemeanor. It is also a misdemeanor for any person to inhibit or impede the filing of the report. It is illegal for a governing board member of any employee of the district to impose any sanctions against any person under the duty to report an attack, assault or menace by a student.

If criminal or civil proceedings are brought against an employee alleging that the employee committed an assault in connection with his/her employment, such employee may request the governing board to furnish legal counsel to defend the employee in the civil action or proceeding brought against him/her within the limits set by law.

An employee whose person or property is injured or damaged by willful misconduct of a student may request the school district to pursue legal action against the student or the student's parent/guardian.

Note: The law provides increased penalties for assault or battery when the victim is any person on school property or a school bus driver.

Legal References:

Education Code

35204	Contract for services of attorney
35205	Contract with attorney in private practice
35208	Liability insurance
35213	Reimbursement for loss or damage of personal property
44014	Assaults; Required report to law enforcement
44807	Teacher control over student
44811	Disruptions
48902	Reporting crimes to law enforcement
48904	Parental liability
48905	Employee's request that district pursue legal action
49331	Taking of injurious object from student

Government Code

995 et. seq.	Claims and Actions Against Public Entities and Public Employees
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Penal Code

71	Threats
241.2	Assault committed on school or park property
241.3	Assault against school bus driver
243.2	Battery committed on school property or park property
243.3	Battery against school bus driver

Civil Code

51.7	Personal Rights
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Board of Trustees

March 23, 1982

Revised: November 13, 1986

Reviewed: March 8, 1990

Reviewed: April, 1993

Revised: June 1998

References Reviewed: July 2003

Revised: May 2005

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**Anaheim Union High School District
STAFF PROTECTION INCIDENT REPORT
(Board Policy 6205.01)**

CLICK AND ENTER DATA IN THE APPROPRIATE BOX

Employee Name:	
Today's Date:	
Pupil Name:	
School:	
Date of Incident:	
Police Report Number:	
Place Where Incident Occurred:	
Description of Incident:	
Name of Authorities Notified:	
Date and Time Authorities Notified:	

Whenever any employee of the district is threatened, attacked, or assaulted by any pupil, it shall be the duty of the employee and the direct supervisor to promptly report the incident to the appropriate law enforcement authorities. Such incidents and their subsequent reporting to law enforcement authorities shall be recorded on the Incident Report and forwarded to the Office of the Superintendent.

An as employee of the Anaheim Union High School District, "I certify that the information and description of the incident above is a true and accurate recollection of what occurred."

Employee's Signature

Date

Principals' Signature/Review

Date

Rev. 5/05

Distribution: Original-Superintendent
Copy-Campus File and Employee

NOTE: This form is available on-line.