



San Francisco Unified School District

555 Franklin Street, San Francisco, CA 94102-5299

**REPORT REGARDING ATTACK, ASSAULT, OR PHYSICAL THREAT
OF A TEACHER OR PARAPROFESSIONAL (as defined in California Education
Code Section 44014)**

Name of Employee: _____

Employee Position: _____

School Site/Location of Incident: _____

Time/Date of Incident: _____

Time/Date Supervisor Notified About Incident: _____

Name of Supervisor Who Filed Police Report: _____

Supervisor Title/Position: _____

Police Report Number (if available): _____

Briefly describe the attack, assault or physical threat:

**DO NOT INCLUDE STUDENT NAME OR ANY OTHER PERSONALLY
IDENTIFYING INFORMATION ABOUT THE STUDENT IN THIS
DESCRIPTION:**

This form was prepared by:

Name and Title

Date

Fax to Labor Relations Office at (415) 241-6779 and to UESF at (415) 956-8374

CALIFORNIA EDUCATION CODE 44014

(a) Whenever any employee of a school district or of the office of a county superintendent of schools is attacked, assaulted, or physically threatened by any pupil, it shall be the duty of the employee, and the duty of any person under whose direction or supervision the employee is employed in the public school system who has knowledge of the incident, to promptly report the incident to the appropriate law enforcement authorities of the county or city in which the incident occurred. Failure to make the report shall be an infraction punishable by a fine of not more than one thousand dollars (\$1,000).

(b) Compliance with school district governing board procedures relating to the reporting of, or facilitation of reporting of, the incidents specified in subdivision (a) shall not exempt a person under a duty to make the report prescribed by subdivision (a) from making the report.

(c) A member of the governing board of a school district, a county superintendent of schools, or an employee of any school district or the office of any county superintendent of schools, shall not directly or indirectly inhibit or impede the making of the report prescribed by subdivision (a) by a person under a duty to make the report. An act to inhibit or impede the making of a report shall be an infraction, and shall be punishable by a fine of not less than five hundred dollars (\$500) and not more than one thousand dollars (\$1,000).

(d) Neither the governing board of a school district, a member of the governing board, a county superintendent of schools, nor an employee of a school district or of the office of any county superintendent of schools shall impose any sanctions against a person under a duty to make the report prescribed by subdivision (a) for making the report.

CONTRACT SECTION

14.4 **Bodily harm, reimbursement**

14.4.1 Pursuant to Section 44014 of the Education Code teachers shall promptly report cases of attack assault or physical threat by any pupil to the principal or immediate supervisor and to the appropriate law enforcement authorities. The principal or immediate supervisor who has knowledge of such incident shall promptly report the same to the appropriate law enforcement authorities; the written report of the incident described in 14.4.2 shall also be filed with the Superintendent/designee. While said report is not grievable, a copy shall be provided to the teacher who may attach his/her own statement thereto.

14.4.1.1 The District shall inform the teacher of his/her rights under the law and shall provide such information in writing.

14.4.2 The District shall provide a copy of each report of attack, assault or physical threat against a unit member to the Union on a District-approved form developed in consultation with the union.

14.4.2.1 Absent extraordinary circumstances, such report shall be delivered to the Union within thirty (30) calendar days of the teacher's report of the incident to his/her principal or immediate supervisor.

14.4.2.2 The District shall notify the Union immediately upon determining that the foregoing thirty (30) day timeline will not be met and, in such case shall inform the Union of the specific date for delivery of the report.

14.4.2.3 Alleged violations of the foregoing thirty (30) day timeline shall not be subject to Article 19 (Grievance Procedure) except to the extent that the grievant(s) assert(s) that s/he has been materially and adversely affected by the alleged violation.

14.4.3 The District shall give direct legal and other related assistance in accordance with applicable law for any assault upon the teacher while acting in the discharge of his/her duties.

14.4.4 When absence arises out of or from such assault or injury, the teacher shall not forfeit any sick leave.

14.4.4.1 An assaulted employee who presses charges against his/her assailant shall have those days of required court appearance, resulting from subpoena, designated as days with full pay. Such absences shall be treated as judicial appearance leave.

14.4.5 The District shall reimburse a teacher for damage or theft of personal property when said damage or theft results from attack, assault or physical threat, robbery or vandalism when said damage or theft occurs in the line of duty, including pupil supervision, without fault of the teacher. Damage or theft of property in the line of duty does not include damage to or theft of automobiles used solely for commute purposes.



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Notice of Student Behavior History

To: _____
(Teacher Name)

Date: _____

From: _____
(Administrator Name)

Re: _____
(Student Name)

Pursuant to Education Code 49079 and Section 22.7.1 of the Collective Bargaining Agreement between SFUSD and UESF, this notice is to inform you that the student named above has a documented history of conduct that provided grounds for suspension or expulsion.

You have a right to be informed that the pupil named above has engaged in or is reasonably suspected to have engaged in any of the acts described in California Education Code Section 48900 (except subdivision (h)), 48900.2, 48900.3, 48900.4, or 48900.7 (see SFUSD Student Handbook pages 97-99) or Section 22.3.2 of the Collective Bargaining Agreement, in the past three years. Please contact me if you would like to review the relevant record(s).

Any information that you receive pursuant to this notice shall be received in confidence and you shall not further disseminate this information to any other person(s) except for conversations with Union representatives that do not include the student's name. Violation of this confidentiality requirement will be cause for disciplinary action.

CONTRACT SECTION 22.7

22.7 Informing Bargaining Unit Member

22.7.1 A bargaining unit member who is assigned a student known to have a documented history of behavior described in section 22.3.2, shall be informed by the Site Administrator of the nature of the problem. The bargaining unit member shall keep this information confidential, take reasonable steps to understand the nature of the student's behavior and work with the student in a professional manner.

CALIFORNIA EDUCATION CODE 49079

49079. (a) A school district shall inform the teacher of each pupil who has engaged in, or is reasonably suspected to have engaged in, any of the acts described in any of the subdivisions, except subdivision (h), of Section 48900 or in Section 48900.2, 48900.3, 48900.4, or 48900.7 that the pupil engaged in, or is reasonably suspected to have engaged in, those acts. The district shall provide the information to the teacher based upon any records that the district maintains in its ordinary course of business, or receives from a law enforcement agency, regarding a pupil described in this section.

(b) A school district, or school district officer or employee, is not civilly or criminally liable for providing information under this section unless it is proven that the information was false and that the district or district officer or employee knew or should have known that the information was false, or the information was provided with a reckless disregard for its truth or falsity.

(c) An officer or employee of a school district who knowingly fails to provide information about a pupil who has engaged in, or who is reasonably suspected to have engaged in, the acts referred to in subdivision (a) is guilty of a misdemeanor, which is punishable by confinement in the county jail for a period not to exceed six months, or by a fine not to exceed one thousand dollars (\$1,000), or both.

(d) For the 1994-95 school year, the information provided shall be from the previous two school years. For the 1996-97 school year and each school year thereafter, the information provided shall be from the previous three school years.

(e) Any information received by a teacher pursuant to this section shall be received in confidence for the limited purpose for which it was provided and shall not be further disseminated by the teacher.

California Education Code Section 48900 (except subdivision (h)), 48900.2, 48900.3, 48900.4, or 48900.7

See SFUSD Student Handbook pages 97-99.