Child Abuse and Neglect

Child abuse or neglect, including exploitation are violations of children's human rights and an obstacle to their educational development. The board directs that staff will be alert for any evidence of child abuse or neglect, including exploitation.

For purposes of this policy, the term “child” means anyone under the age of 18

“Child abuse or neglect means:
   A. Injury of a child by any person under circumstances which cause harm to the child's health welfare, or safety;

   B. Sexual abuse or sexual exploitation by any person under circumstances which cause harm to the child's health, welfare, or safety; or

   C. The negligent treatment or maltreatment of a child by a person responsible for or providing care to the child.

Physical discipline of a child, including the reasonable use of corporal punishment, is not considered abuse when it is reasonable and moderate and is inflicted by a parent or guardian for the purposes of restraining or correcting the child.

Children (including other students), family members, and any other adult can engage in child abuse or neglect. This may include incidents of student on student misconduct. Staff should report all incidents of suspected child abuse or neglect regardless of the age of the person who engages in it.

Staff should not focus on a person’s mental status to determine if they have committed child abuse or neglect. The law governing mandated reporting does not allow for exceptions for people with medical conditions that may mitigate the intent for committing child abuse or neglect.

When feasible, the district will provide community education programs for prospective parents, foster parents, and adoptive parents on parenting skills and on the problems of child abuse or neglect and methods to avoid child abuse or neglect situations. The district shall also encourage staff to participate in in-service programs that address the issues surrounding child abuse or neglect.

The superintendent will develop reporting procedures and provide them to all staff on an annual basis. The purpose is to identify and timely report all evidence of child abuse or neglect to the proper authorities. Staff will receive training regarding reporting obligations during their initial orientation and every three years after initial employment.

All staff are responsible for reporting all suspected cases of child abuse or neglect to the proper authorities and/or the appropriate school administrator. Under state law, staff are free from liability for reporting a reasonable suspicion of child abuse or neglect. However, failing to report the incident may result in criminal liability regardless of whether the authorities determine the incident is provable in a subsequent legal proceeding.

Staff need not verify a report that a child has been abused or neglected. Legal authorities have the responsibility for investigating each case and taking appropriate action under the circumstances.
Cross References:  
Board Policy 3226  Interviews and Interrogations of Students on School Premises 
Board Policy 4265  Community Education Program 
Board Policy 4310  District Relations with the Law Enforcement and other Government Agencies 
Board Policy 3253  Maintaining Professional Staff/Student Boundaries 

Legal References:  
RCW 13.34.300  Relevance failure to cause juvenile to attend school as evidence to neglect petition 
RCW 26.44.020  Definitions 
RCW 28A.320.160  Alleged sexual misconduct by school employee — Parental notification — Information on public records act. 
RCW 28A.400.317  Physical abuse or sexual misconduct by school employees — Duty to Report — Training 
RCW 28A.620.010  Purposes 
RCW 28A.620.020  Restrictions - Classes on parenting skills and child abuse prevention encouraged 
RCW 43.43.830  Background checks — Access to children or vulnerable Persons-Definitions 
WAC 110-30-0030  What is child abuse or neglect? 
AGO 1987, No. 9  Children — Child Abuse — Reporting by School Officials — Alleged Abuse by Student 

Management Resources:  
Policy News, June 2015 
Policy News, April 2010 
Policy News, February 2007  Physical Abuse and Sexual Misconduct Notice Requirements 
Policy News, June 1999 23% of districts out-of compliance on child abuse policies 

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