



# Keeping Students Safe

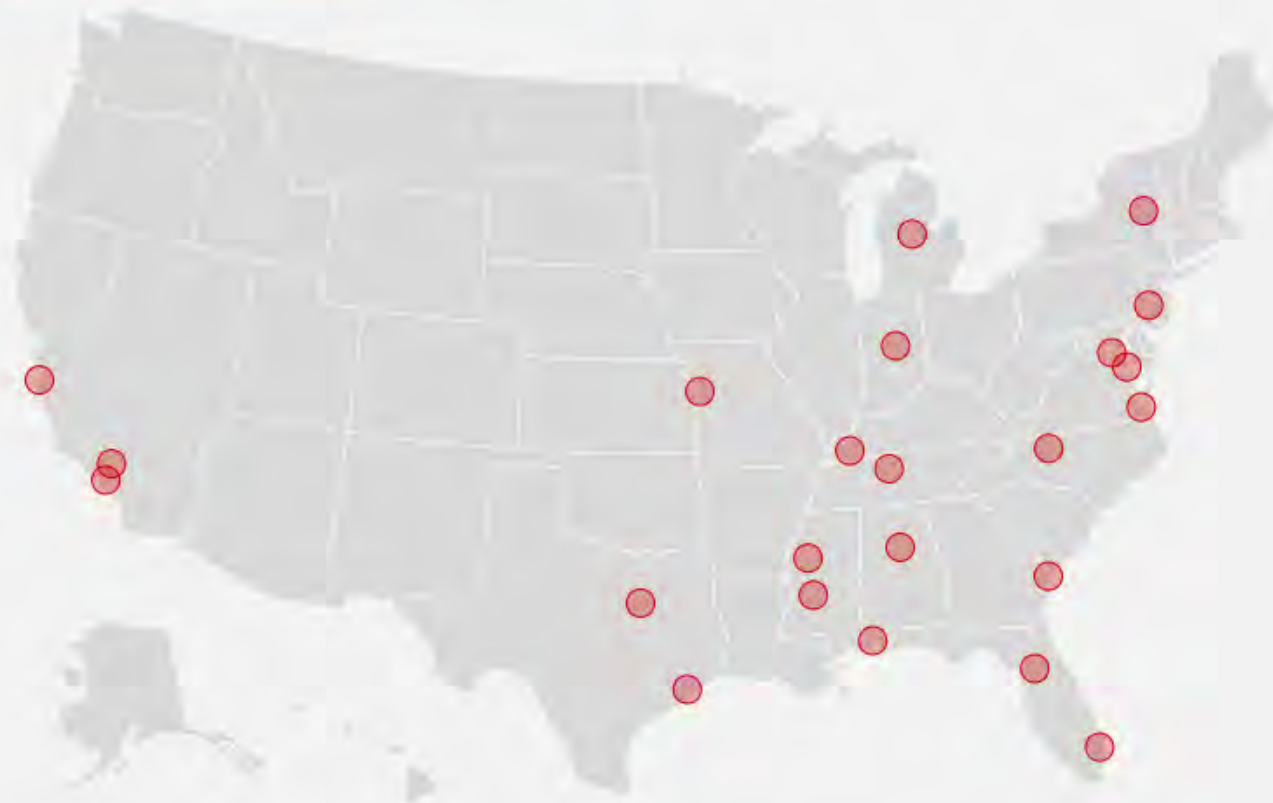
## Legal Issues Involving School Security

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## School shootings so far in 2018

Hover or tap on the bubbles for more details.

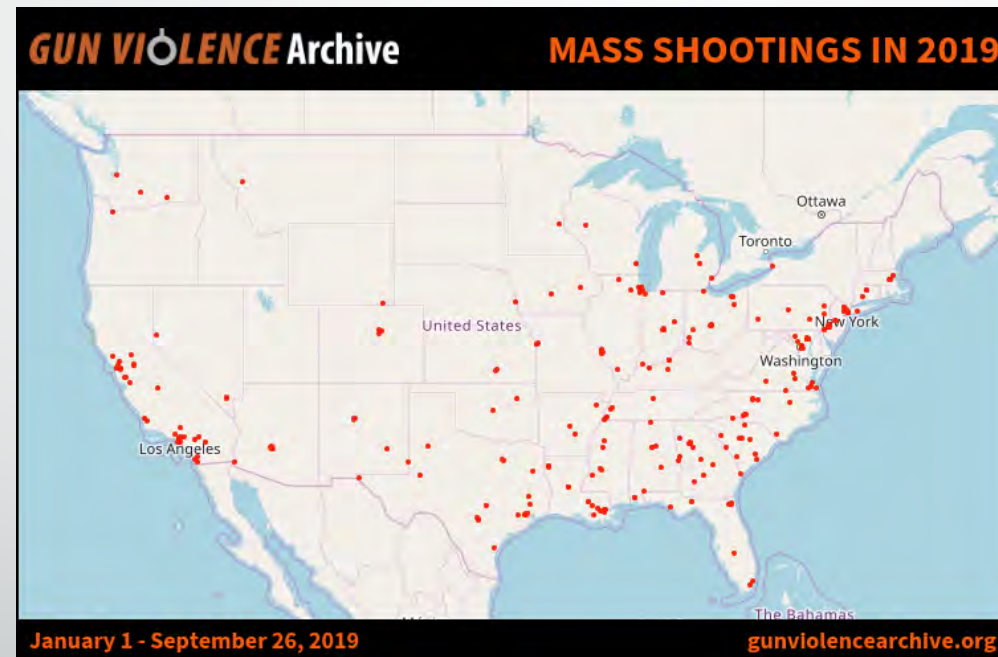


Numbers based on preliminary reports and may change.  
Last updated: May 25, 2018



Source: CNN

Gun Violence Archive (GVA) is a not for profit corporation formed in 2013 to provide free online public access to accurate information about gun-related violence in the United States. GVA will collect and check for accuracy, comprehensive information about gun-related violence in the U.S. and then post and disseminate it online.



# Crisis Management Policy



- Must adopt a Crisis Management Policy in consultation with stakeholders to address potential violent crisis situations
- Must include 5 lock-down drills, 1 tornado drill and 5 fire drills
- MDE Model Policy revised May 2018



# Security information is nonpublic data

A School Crisis Management Policy  
contains nonpublic security data

# Security Measures Adopted by Public Schools

- 94% high schools have security cameras
- 89% middle schools have security cameras
- 90% require visitors to sign in
- 78% have locked entrances during the day
- 70% have security guards or assigned police officers
- 12% have metal detectors

*National Center for Education Statistics Indicators of School Crime and Safety: 2017*



# Disclosing Student Data to Law Enforcement



- Disclosure is necessary to protect the health and safety of the student or other individuals

# SHARING STUDENT DATA WITH SROS

- IS THE SRO A "SCHOOL OFFICIAL"?
- 1) Perform a function that school would otherwise use staff
- 2) Be under direct control of the school district regarding use of the student data
- 3) Be subject to requirements for use and re-disclosure of data
- 4) Part of District annual FERPA notification





MOST SROS ARE NOT SCHOOL OFFICIALS



# School Security Cameras



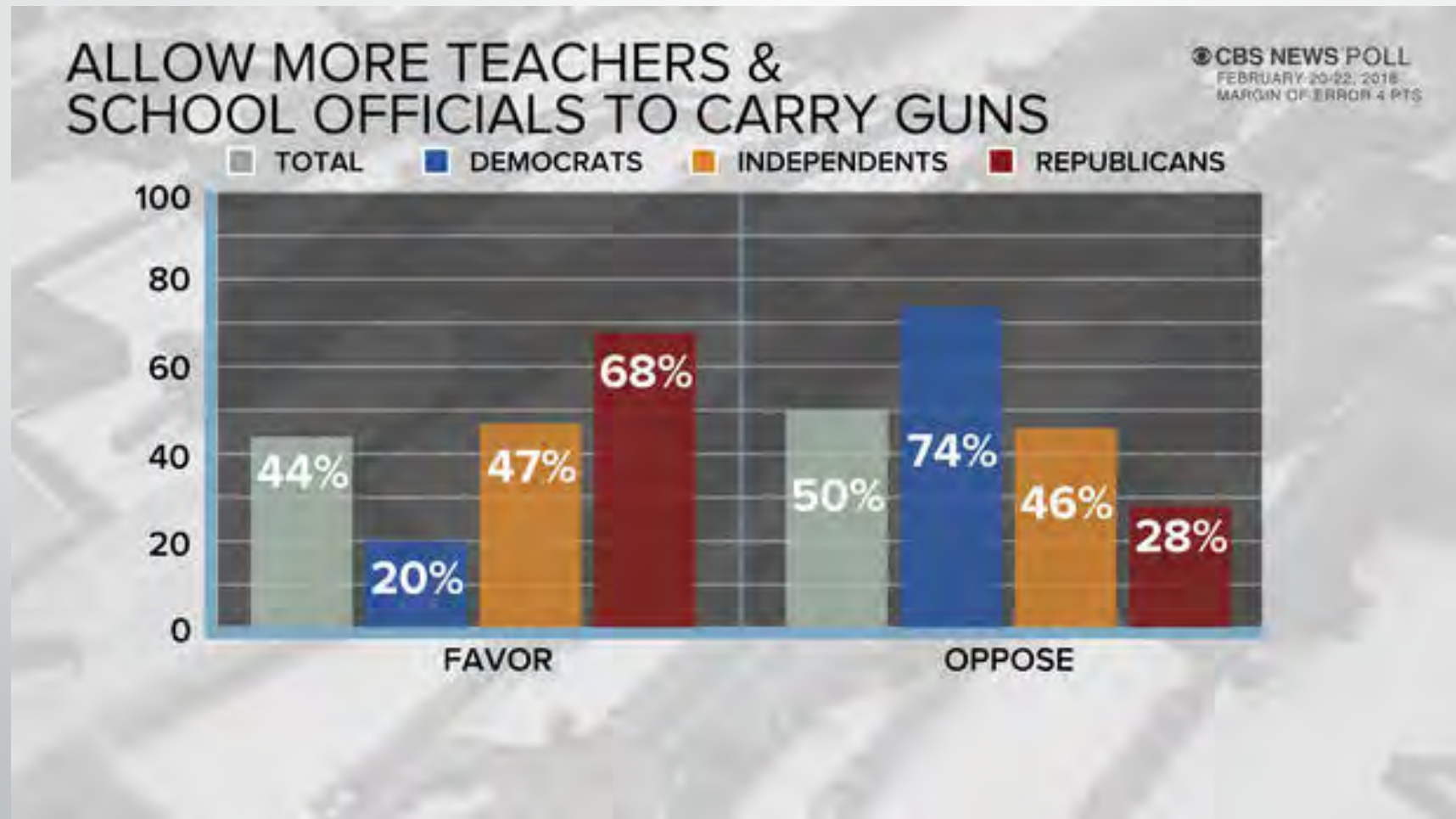
- Video footage of student misconduct likely constitutes an educational record
- December 2017 Department of Education Guidance



**LIVE**

Providing  
live video  
feed to law  
enforcement

# WHAT ABOUT ARMING TEACHERS?



# Minnesota Law and Guns on School Property

Criminalizes knowingly possessing, storing or keeping a dangerous weapon on school property

**BUT...**

Possession of dangerous weapon allowed with written permission of the principal or other person having general control and supervision of the school

**BUT...**

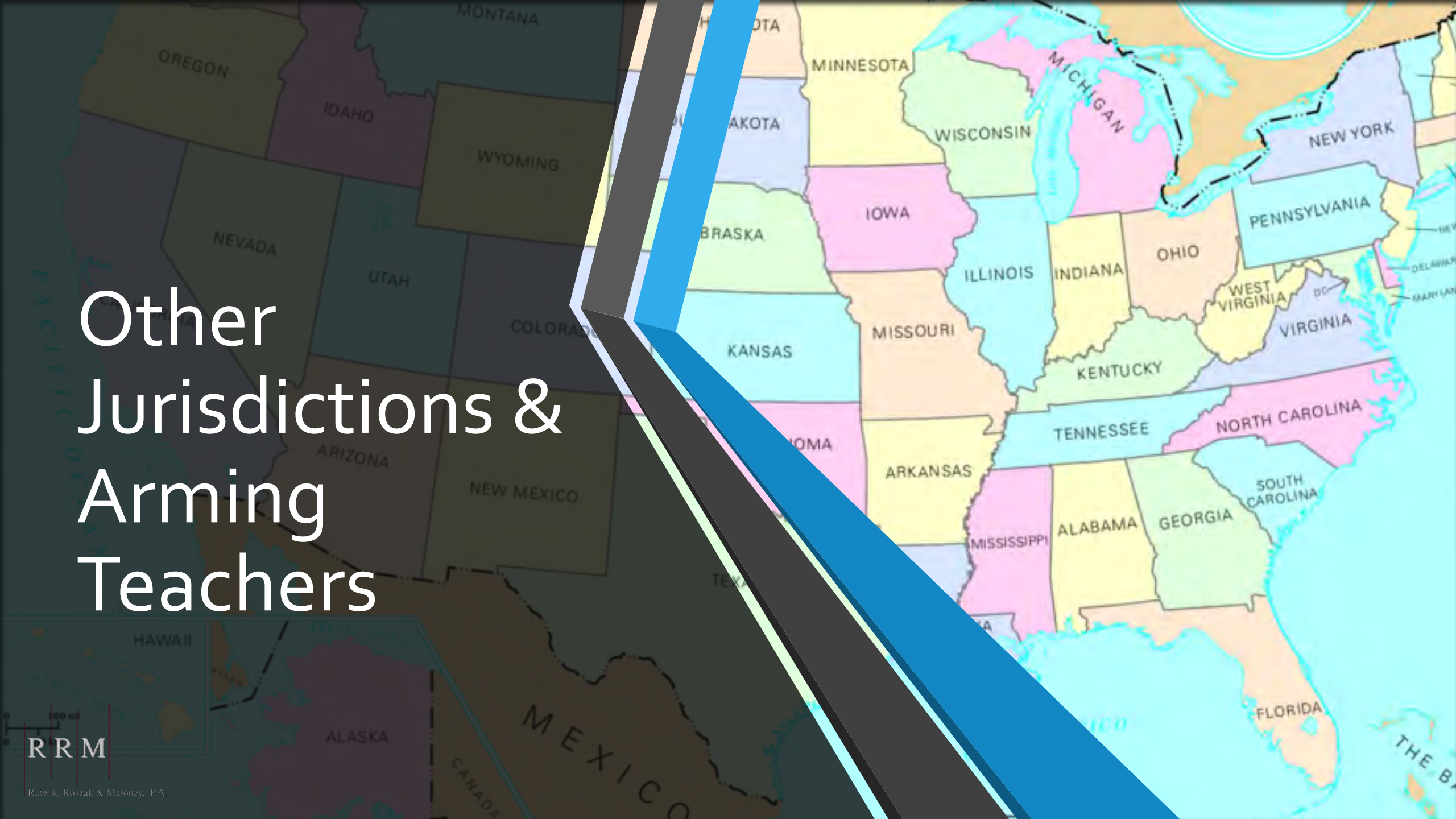
Check School Board Policy 501





# Minnesota legislature seeks to amend gun law

# Other Jurisdictions & Arming Teachers



# SEARCHING STUDENTS

- A School District needs only a reasonable, individualized suspicion *before* conducting a student search
- But relaxed standard does not apply if search is conducted on behalf of police





# WHAT ABOUT SROS?

School  
Officials  
Initiate  
Search

vs.

SRO  
Initiates  
Search

# USE OF INFORMANTS IN SCHOOLS



# SCHOOL SEARCH OF AUTOMOBILES



# DOG SNIFF SEARCHES



# SCOPE OF LOCKER SEARCHES

- Minn. Stat. §121A.72 if school district adopted locker search policy, lockers are the property of the school district
- Personal possessions in the locker may not be searched without individualized suspicion



# SURVEILLANCE OF STUDENTS

Students have no expectation of privacy in a public place



# USE OF METAL DETECTORS



# NEVER STRIP SEARCH A STUDENT





# QUESTIONS

