

FULLERTON SCHOOL DISTRICT

ALL PERSONNEL

Policy No.: 4029

Employee Protection (Personal Security)

Board Adopted: 6/27/89

Board Revised: November 29, 2005

An employee, during the performance of duty, is not subject to criminal prosecution for the exercise of the same degree of physical control over a pupil that a parent would be legally privileged to exercise. Such control shall in no event exceed the amount of physical control reasonably necessary to maintain order, protect property, or protect the health and safety of pupils, or to maintain proper and appropriate conditions conducive to learning.

Employees shall promptly report instances of attack, assault or threat against them by any student 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 designee. The Superintendent shall act as a liaison between the employee, the police, and the courts.

If 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 Board of Trustees to furnish legal counsel to defend the employee in any civil action or proceeding brought against him/her within the limits set by law.

AN EMPLOYEE REQUIRED BY LAW TO REPORT SUSPECTED CHILD ABUSE DOES NOT INCUR CIVIL OR CRIMINAL LIABILITY FOR REPORTING A KNOWN OR SUSPECTED INSTANCE OF CHILD ABUSE.

Legal Reference: Education Code
44014

Report of Assault or Threats by Pupil Against School
Employee

Government Code
995

Authority to Provide for Defense of Civil Action or
Proceeding