


*The attached document was created by members of the District's Coordinated School Health Committee. The document was created to help principals and others to have the local district policies and state and federal laws in one condensed and concise document to reference easily. **The document includes what the current policies and laws were at the time of the document's creation. The document will be updated accordingly as policies and laws are changing currently.** Initial principal feedback regarding these documents is positive and best practices documents will also be created.*

# Summary of Current Federal, State, and Local Regulations and Policies Relevant to Healthy and Safe School Environment

Updated 9/30/2013

Healthy and Safe School Environment	Regulations and Policies <span>Note: If policies differ, the most stringent policy will apply.</span>	
<p>A healthy and safe school environment includes the physical and aesthetic surrounding and the psychosocial climate and culture of the school. Factors that influence the physical environment include the school building and the area surrounding it, any biological or chemical agents that are detrimental to health, and physical conditions such as temperature, noise, and lighting. The psychological environment includes the physical, emotional, and social conditions that affect the well-being of students and staff.</p>	Federal	Website/References
	<b>1. Occupational Safety &amp; Health Administration (OSHA)</b> Under the OSH Act, employers are responsible for providing a safe and healthful workplace. Employers must comply with all applicable OSHA standards. Employers must also comply with the General Duty Clause of the OSH Act.	OSHA's mission is to assure safe and healthful workplaces by setting and enforcing standards, and by providing training, outreach, education and assistance. <a href="https://www.osha.gov/law-regs.html">https://www.osha.gov/law-regs.html</a>
	<b>2. United States Environmental Protection Agency (EPA)</b> Educational Services Sector (NAICS 61) <ul style="list-style-type: none"> <li>• Drinking Water in Schools and Child Care Facilities</li> <li>• Key Federal EPA Regulations for K-12 schools.</li> </ul>	<a href="http://water.epa.gov/infrastructure/drinkingwater/schools/regulations.cfm">http://water.epa.gov/infrastructure/drinkingwater/schools/regulations.cfm</a> <a href="http://www.epa.gov/schools/downloads/key_USEPA_regulations_k-12_schools.pdf">http://www.epa.gov/schools/downloads/key USEPA regulations k-12 schools.pdf</a>
	<b>3. National Fire Protection Association (NFPA)</b> <ul style="list-style-type: none"> <li>• Fire Code advances fire and life safety for the public and first responders as well as property protection by providing a comprehensive, integrated approach to fire code regulation and hazard management.</li> <li>• The Life Safety Code is the most widely used source for strategies to protect people based on building construction, protection, and occupancy features that minimize the effects of fire and related hazards.</li> </ul>	NFPA 1 <a href="http://www.nfpa.org/codes-and-standards/document-information-pages?mode=code&amp;code=1">http://www.nfpa.org/codes-and-standards/document-information-pages?mode=code&amp;code=1</a>  NFPA 101 <a href="http://www.nfpa.org/codes-and-standards/document-information-pages?mode=code&amp;code=101">http://www.nfpa.org/codes-and-standards/document-information-pages?mode=code&amp;code=101</a>
	State	Website/References
	<b>1. First Responders in Emergency Plans:</b> These bills expand the current law by requiring schools and districts to include community first responders in their emergency plans, and require an annual report to KDE by November 1 of each school year.	Senate Bill 8 House Bill 354 <a href="http://education.ky.gov/school/sdfs/Documents/KDE%20EMP%20Guidance%20Document.pdf">http://education.ky.gov/school/sdfs/Documents/KDE%20EMP%20Guidance%20Document.pdf</a>
	<b>2. Use of Physical Restraint and Seclusion in Public Schools:</b> Designed to enhance safety for both students and staff by limiting the use of physical restraint and seclusion and by training teachers on more effective ways to improve student behavior and how to safely conduct restraints when absolutely necessary.	704 KAR 7:160 <a href="http://www.lrc.ky.gov/kar/704/007/160.htm">http://www.lrc.ky.gov/kar/704/007/160.htm</a>
	<b>3. First Aid Room in Schools:</b> Administrative Suite Support Spaces that features, including the minimum requirements for a First Aid Room, or Health Room, with toilet.	702 KAR 4:170 <a href="http://education.ky.gov/districts/fac/Documents/702_KAR_4-170.pdf">http://education.ky.gov/districts/fac/Documents/702_KAR_4-170.pdf</a>
	<b>4. The CFR 45, Part 46</b> regulates the use of human subjects in research and mandates additional IRB considerations for research involving children (Subpart D). Any entity receiving funding through one of the	Code of Federal Regulations 45, Part 46 This Regulation is under the DHHS department, but is codified by 14 other Federal Agencies, including the

	Agencies must comply with this regulation.	Department of Education. <a href="http://www.hhs.gov/ohrp/policy/ohrpregulations.pdf">http://www.hhs.gov/ohrp/policy/ohrpregulations.pdf</a>
	<b>Local</b>	<b>Website/References</b>
	<b>Community Relations:</b> <ul style="list-style-type: none"> <li>Visitors to the Schools</li> <li>School Volunteers</li> </ul>	JCPS BOE Policy 10.5 JCPS BOE Policy KK
	<b>Personnel</b> <ul style="list-style-type: none"> <li>Harassment/Discrimination</li> <li>Staff Conduct</li> <li>Staff Pre-Employment Inquiries</li> </ul>	JCPS BOE Policy GBAA JCPS BOE Policy GBCB JCPS BOE Policy GCDB
	<b>Tobacco-Free Campuses</b> <ul style="list-style-type: none"> <li>Use of Tobacco</li> </ul>	JCPS BOE Policy 03.1327 (certified staff) JCPS BOE Policy 03.2327 (classified staff)
	<b>School Facilities (Safety)</b> <ul style="list-style-type: none"> <li>Community Use of School Facilities</li> <li>Public Sales on School Premises</li> <li>Safety</li> <li>Fire Drills</li> <li>Building Lockdowns</li> <li>Severe Weather/Tornado Drills</li> <li>Bomb Threats</li> <li>Crowd Control</li> <li>Earthquakes</li> <li>Weapons</li> <li>Security of Facilities</li> </ul>	JCPS BOE Policy 05.3 JCPS BOE Policy 05.32 JCPS BOE Policy 05.4 JCPS BOE Policy 05.41 JCPS BOE Policy 05.411 JCPS BOE Policy 05.42 JCPS BOE Policy 05.43 JCPS BOE Policy 05.45 JCPS BOE Policy 05.47 JCPS BOE Policy 05.48 JCPS BOE Policy 05.5
	<b>Transportation</b> <ul style="list-style-type: none"> <li>Safety (Booster Seats)</li> <li>Bus Drivers Use of Tobacco and Other Substances</li> <li>Conduct on Bus</li> <li>Hazards In and On Bus</li> </ul>	JCPS BOE Policy 06.2 JCPS BOE Policy 6.221 JCPS BOE Policy 6.34 JCPS BOE Policy 6.342
	<b>School Facilities</b> <ul style="list-style-type: none"> <li>Facilities Development and Construction</li> <li>School Property- Naming and Alterations</li> <li>Recycling</li> <li>Energy Management</li> <li>Responsibility for School Property</li> <li>Maintenance</li> </ul>	JCPS BOE Policy 05.1 JCPS BOE Policy 05.11 JCPS BOE Policy 05.7 JCPS BOE Policy 05.23 JCPS BOE Policy 05.21 JCPS BOE Policy 05.2
	<b>Students:</b> <ul style="list-style-type: none"> <li>Harassment/Discrimination</li> <li>Student Automobile Use</li> <li>Reports of Criminal Activity</li> <li>Police Interrogations and Investigations</li> </ul>	JCPS BOE Policy JBA JCPS BOE Policy JHFD JCPS BOE Policy JHFE JCPS BOE Policy JFGA
	<b>Support Services:</b>	

	<ul style="list-style-type: none"> <li>• Accident Prevention and Procedure</li> </ul>	JCPS BOE Policy EBB
	<b>Food Sanitation Program</b>	JCPS BOE Policy EFD
	<b>Code of Acceptable Behavior and Discipline</b>	
	<p style="text-align: center;"><b>JCPS Code of Conduct</b> <i>revised 2013</i></p> <p>KRS 158.440 states “every student should have access to a safe, secure, and orderly school that is conducive to learning.” This Code of Acceptable Behavior and Discipline outlines proper student behavior. It was developed by students, parents, teachers, school administrators, and community leaders and adopted by the Jefferson County Board of Education. Every student, parent/guardian, and school staff member receives a copy of the code and receives instructions on how to use it. Staff members may use reasonable judgment on how to apply the code, but the code will be enforced fairly and equitably without discrimination. Students are responsible for following the code from the time they leave home for school until they return home after school, whenever they are on school property or on the school bus, or at any school-sponsored event.</p> <p>This code was adopted by the Jefferson County Board of Education on November 21, 1977, and was revised in 1979, 1980, 1982, 1985, 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2005, 2007, 2008, 2009, 2011, and 2013.</p>	<ul style="list-style-type: none"> <li>• Student, Staff, and Parent/Guardian Responsibilities</li> <li>• Misbehavior on the School Bus</li> <li>• Local School Rules</li> <li>• Due Process</li> <li>• Right to Counsel</li> <li>• Physical Restraint</li> <li>• Harassment/Discrimination</li> <li>• Bullying/Hazing</li> <li>• Retaliation Prohibited</li> <li>• Discipline Process</li> <li>• Parent/Guardian Conference</li> <li>• Role of the School Guidance Counselor</li> <li>• Suspension Procedures</li> <li>• Due Process and Appeal</li> <li>• Expulsion</li> <li>• Zero Tolerance <ul style="list-style-type: none"> <li>○ Possession/Under the Influence</li> <li>○ Aggressive Behavior</li> <li>○ Assaultive Behavior</li> <li>○ Weapons/Dangerous Instruments</li> <li>○ Look-Alike Weapons and Drugs</li> <li>○ Alternative Placement Offenses</li> <li>○ Removal From the Classroom</li> <li>○ Alternative Programs</li> </ul> </li> <li>• Youth Gangs</li> <li>• Criminal Violations</li> <li>• Violations/Student Misconduct</li> <li>• Behavior Violations and Consequences</li> <li>• Attendance/Truancy Policy</li> <li>• Make-Up Work</li> <li>• Telecommunication Devices</li> <li>• Electronic Equipment</li> <li>• JCPSNet Student Acceptable use</li> <li>• Student Searches</li> </ul>

**JCPS is committed to providing a school environment that enhances learning and assists students in developing lifelong wellness practices. Best practices regarding wellness are always encouraged. For more information regarding Healthy and Safe School Environment, contact JCPS Safety and Environmental Services at 485-3298.**

*This institution is an equal opportunity provider.*