File: JCA-R

TRANSFERS BY STUDENT VICTIMS OF CRIMES

For purposes of this regulation, "victim" means any student who has been the victim of a crime against the person pursuant to Chapter 4 (section 18.2-30 et seq.) of Title 18.2, and who has suffered physical, psychological, or economic harm as a direct result of the commission of such crime.

1. When any student has been a victim pursuant to the above citation, he/she may request transfer to another school within the division, if available. The form to be used will be located at each school and in the Administrative Services Handbook.

2. The action meeting the definition include crimes by mobs, crimes by gangs, terrorism offenses, kidnapping and related offenses, assaults and bodily wounding, robbery, extortion or other threats, or sexual assault, and such crime was committed:
    • by another student attending classes in the school, or
    • by any employee of the school board, or
    • by any volunteer, contract worker or other person who regularly performs services in the school, or
    • if the crime was committed upon the school property or on any school bus owned or operated by the school division.

3. The student shall, upon written request from the student's parents, or the student, if such student is an emancipated minor, be permitted to transfer to another comparable school within the division if available.

4. Any transportation services for such students shall be provided in accordance with School Board policies at no cost to the student.

5. If no additional school is available due to grade configurations, the school administration shall work to create a plan and schedule to meet the needs of the student.

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Legal References.:   20 U.S.C. § 7912.
                      Code of Virginia, §§ 22.1-3, 22.1-3.3.
Cross References: JC   Student Attendance Areas
                      JCB   Transfers by Students in Persistently Dangerous Schools

JCC   School Choice for Students in Schools Identified for Improvement