



# OCTOBER SSKI BOARD PRESENTATION: Impact of LB390 on the City/LPS SRO Program

# LB390

## Impact on City/LPS SRO Program and SRO Program Evaluation



# Requirements of LB390 (Handout)

1. Require 20 hours of training for all SROs
2. Require 20 hours of training for at least one staff in every building with an SRO
3. Ensure data is collected and allow for analysis of the data
4. Identify school or police policies regarding notification of intent to interrogate students (Policy 5502, City policies)
5. Identify school or police policies regarding the process for notifying students of their rights prior to interrogation (City policy)
6. Identify policies that address what behaviors are referred to police (Regulation 5420.8)
7. Identify a student/parent complaint process (City process, Let's Talk, Important Information Booklet pages 29, 32, 38, 39, 61).



# Requirements of LB390

1. Require 20 hours of training for all SROs
2. Require 20 hours of training for at least one staff in every building with an SRO

The training is cumulative over a lifetime, include specific SRO training, staff development, post-secondary work and training at conferences. It will be required of all LPS administrators.

Most of the training is already available. Finalizing process for making it universal.



# Requirements of LB390

3. Ensure data is collected and allow for analysis

The data structure has been created for the SRO MOU between LPS and the City, and it will be sufficient to collect and analyze the required information.

The first presentation of the data is scheduled for October, 2020 for the 2019-20 school year.





# Requirements of LB390

4. Identify school or police policies regarding notification of intent to interrogate students (Lincoln Police General Orders plus LPS Policy 5502)
5. Identify school or police policies regarding the process for notifying students of their rights prior to interrogation (Lincoln Police General Orders )
6. Identify policies that address what behaviors are referred to police (LPS Regulation 5420.8)

The MOU will require some revision of our policies, but the general framework already exists for all three of these requirements.



# Requirements of LB390

7. Identify a student/parent complaint process (City process, Let's Talk, Important Information Booklet pages 29, 32, 38, 39, 61).

The complaint process regarding concerns with SROs already exists through the LPD Internal Affairs Department (<https://www.lincoln,ne.gov/city/police/stats/internalaffairs.htm>).

Additional complaint processes exist for LPS student and families through LPS systems (Equity, Title VI, Title IX, Section 504, Homeless, Instruction/Curriculum, IDEA, etc.).



# Timeline for Implementing the Requirements

- Now to November 30, 2019: NDE develops model SRO MOU
- December 1, 2019: Model MOU made public
- December, 2019-February, 2020: LPS and City draft amendments to existing MOU to be approved in March, 2020 by Board and Council
- March-August, 2020: Prepare and implement any required changes in the amendments to the MOU in time for the 2020-2021 school year and in advance of the January, 2021 deadline for either adopting the NDE model or assuring that our MOU is substantially similar with it.
- August-October, 2020: Prepare any changes to the SRO Evaluation process to align with any changes made to the MOU to share with the SSKI Board.





# Questions



**Safe and Successful Kids Interlocal Board  
Seven Requirements from LB390  
Compared to Existing LPS/City of Lincoln SRO MOU Requirements**

**SLIDE FOUR**

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| <p>1. Require each school resource officer or security guard to attend a minimum of twenty hours of training focused on school-based law enforcement, including, but not limited to, coursework focused on school law, student rights, understanding special needs students and students with disabilities, conflict de-escalation techniques, ethics for school resource officers, teenage brain development, adolescent behavior, implicit bias training, diversity and cultural awareness, trauma-informed responses, and preventing violence in school settings;</p> <p>Require a minimum of one administrator in each elementary or secondary school where a school resource officer or security guard is assigned to attend a minimum of twenty hours of training</p> <p>2. focused on school-based law enforcement, including, but not limited to, coursework focused on school law, student rights, understanding special needs students and students with disabilities, conflict de-escalation techniques, ethics for school resource officers and security guards, teenage brain development, adolescent behavior, implicit bias training, diversity and cultural awareness, trauma-informed responses, and preventing violence in school settings;</p> <ul style="list-style-type: none"><li>• <i>The training is cumulative over a lifetime, including specific SRO training, staff development, post-secondary work and training at conferences. It will be required of all LPS administrators.</i></li><li>• <i>Most of the training is already available. Finalizing process for making it universal</i></li></ul> | <p>MOU<br/>Section<br/>1.4, 1.5,<br/>1.6</p> |
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**SLIDE FIVE**

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| <p>3. Ensure records are kept on each student referral for prosecution from a school resource officer in response to an incident occurring at school, on school grounds, or at a school-sponsored event and ensure that such records allow for analysis of related data and delineate:</p> <ul style="list-style-type: none"><li>a. The reason for such referral; and</li><li>b. Federally identified demographic characteristics of such student;</li></ul> <ul style="list-style-type: none"><li>• <i>The data structure has been created for the SRO MOU between LPS and the City, and it will be sufficient to collect and analyze the required information.</i></li><li>• <i>The first presentation of the data is scheduled for October, 2020 for the 2019-20 school year.</i></li></ul> | <p>MOU<br/>Section 4</p> |
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**SLIDE SIX**

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| <p>4. Identify school policies that address when a parent or guardian will be notified or present, in a language that such parent or guardian understands, if a student is subjected to questioning or interrogation by a school official or by a school resource officer or security guard operating in conjunction with a school official;</p> <p>5. Identify the school or law enforcement agency policies that address under what circumstances a student will be advised of constitutional rights prior to being questioned or interrogated by a school official or by a school resource officer or security guard operating in conjunction with a school official;</p> <p>6. Identify the school policy required by section 79-262 that addresses the type or category of student conduct or actions that will be referred to law enforcement for prosecution and the type of student conduct or actions that will be resolved as a disciplinary matter by a school official and not subject to referral to law enforcement; and</p> <ul style="list-style-type: none"><li>• <i>The MOU will require some revision of our policies, but the general framework already exists for all three of these requirements.</i></li></ul> | <p>MOU<br/>Section 3,<br/>Policy<br/>5502;<br/>MOU<br/>Section<br/>2.4; Policy<br/>5420.8</p> |
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7.

## SLIDE SEVEN

Identify a student and parent complaint process to express a concern or file a complaint about a school resource officer or security guard and the practices of such school resource officer or security guard with the law enforcement agency or security agency.

- *The complaint process regarding concerns with SROs already exists through the LPD Internal Affairs Department (<https://www.lincoln.ne.gov/city/police/stats/internalaffairs.htm>).*
- *Additional complaint processes exist for LPS students and families through LPS systems (Equity, Title VI, Title IX, Section 504, Homeless, Instruction/Curriculum, IDEA, etc.).*

## SLIDE EIGHT

Timeline outlined in LB390

Sec. 3. (1) On or before December 1, 2019, the department shall develop and distribute a model memorandum of understanding that includes the policies required by section 4 of this act. **Any law enforcement agency or security agency required to adopt a memorandum of understanding with a school district pursuant to this section that has not developed and adopted a different written memorandum of understanding shall adopt the model memorandum of understanding developed by the department.**

(2) On and after January 1, 2021, any law enforcement agency which provides school resource officers and any security agency which provides security guards to schools in a school district shall have in effect the model memorandum of understanding or a different written memorandum of understanding with such school district as adopted by such law enforcement agency or security agency. Such different written memorandum of understanding shall be substantially similar to the model memorandum of understanding, shall include provisions in conformance with the minimum standards set forth in the model memorandum of understanding, and may include any other procedures and provisions the school district and the law enforcement agency or security agency mutually deem appropriate.

### *Timeline:*

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