



DATE: September 21, 2022

TO: Board of Education

FROM: Mrs. Carmen Ghysels, Superintendent Chief Learning Officer

SUBJECT: Delay Resolution No. 2-2022-2023 - Secure Firearm Storage Notification

PRESENTED BY: Mrs. Carmen Ghysels, Superintendent Chief Learning Officer

ACTION REQUESTED

Delay Adoption of Resolution No. 2-2022-2023 - Secure Firearm Storage Notification

BACKGROUND INFORMATION

On September 21, 2022, the board reviewed a proposal from the Moms in Action Volunteer Local Group to adopt Resolution No. 2-2022-2023 Secure Firearm Storage Notification. The Board directed staff complete legal research regarding the implications of adopting such a resolution.

The District’s legal counsel has advised the District that beginning in the 2023-2024 school year, recently passed legislation will require school districts to provide a parental notification for firearm safety laws including the firearms safe storage laws.

Assembly Bill 452

Assembly Bill (“AB”) 452 was signed by the Governor and chaptered by the Secretary of State on August 29, 2022. Beginning in the 2023-2024 school year, this bill requires school districts to annually inform parents and guardians of pupils at the beginning of the school year of California’s child access prevention laws and laws relating to the safe storage of firearms. The bill also requires the State Department of Education, on or before July 1, 2023, to develop and provide school districts with model language for an annual notification notice regarding those child access prevention and safe storage of firearms laws.

Senate Bill 906

Similarly, Senate Bill (“SB”) 906 was signed by the Governor and chaptered on July 21, 2022. Beginning in the 2023-24 school year, this bill requires local educational agencies to include information related to the safe storage of firearms in their annual notification provided to the parents or guardians of pupils. The bill also requires a school official in grades 6-12 who are alerted to or observes any threat or perceived threat to report the threat or perceived threat to law enforcement immediately. The bill also requires local law enforcement agencies or school site police to conduct an investigation and threat assessment immediately, as specified, and specifically includes a review of the firearm registry of the Department of Justice and, if justified by a reasonable suspicion that it would produce evidence related to the threat or perceived threat, a school site search.

As a result, both beginning in the 2023-2024 school year, AB 452 and SB 906 will impose similar but not identical requirements to those recommended in the proposed resolution. Under the new laws, model language will be developed to protect the District from civil liability, which is not currently available.

Staff recommends that beginning in the 2023-2024 school year, the District will utilize AB 452 and SB 906 to amend annual parent notifications and take the other steps required by those laws. Additionally, during the 2022-2023 school year, the District will continue to support the District’s extensive programs for social-emotional support for our TTUSD students.

RESOURCES REQUIRED: N/A

PREPARED BY: Carmen Ghysels, Superintendent Chief Learning Officer

Attachment: Resolution No. 2-2022-2023 - Secure Firearm Storage Notification