

## Guidance of Reports of Certain Acts to School Authorities

### Reports containing Situation, Background, Assessment, Recommendations and Discipline, Crime, and Violence Codes Reported to Law Enforcement

Reports	SBAR Codes	DCV Codes	References	Report to Law Enforcement
<a href="#"><u>§ 22.1-279.3:1</u></a> . Reports of certain acts to school authorities.	Relevant SBAR Codes	Relevant DCV Codes	<i>Code of Virginia</i> References	When does the act constitute a felony under Virginia law? Behaviors that "may constitute a felony" must be reported to law enforcement. All acts listed may be reported to law enforcement per HB257, effective July 1, 2020.
<b>i) the assault or assault and battery, without bodily injury, of any person on a school bus, on school property, or at a school-sponsored activity;</b>	BESO1, BESO4	BA2, BA4, BA5, BA6	§ 18.2-57. Assault and battery; penalty.	Report is optional.
<b>(ii) the assault and battery that results in bodily injury,</b>	BESO2, BESO3	BA1, BA2, BA3, BA4, BA5	§ 18.2-57. Assault and battery; penalty. § 18.2-51. intent to maim or disfigure, disable or kill.	Consider the <b>severity</b> of the injury, the <b>intention</b> of the action (impulse, planned, victim selection), <b>and/or</b> the <b>developmental capacity</b> of the student to understand the impact of the behavior. If the injury is severe, the assault was planned, <b>and/or</b> the student understood the potential for harm, a report should be made. If any one of these three elements is present, a report is recommended.
<b>death,</b>	HO1 HO2 HO3 HO4	HO1. HO2, HO3, HO4	No data	Report Required.

<b>shooting,</b>	<b>BESO15 BESO16</b>	<b>BA1, BA3</b>	<b>No data</b>	<b>Report Required.</b>
<b>stabbing, cutting or wounding of any person,</b>	BESO15, BESPO16	BA1, BA3, BA5	No data	Report Required.
<b>abduction of any person as described in §§ 18.2-47 or 18.2-48.,</b>	KI1	KI1	§ 18.2-47. or § 18.2-48.	Report Required.
<b>stalking of any person as described in § 18.2-60.3., on</b>	BSC21	ST1	§ 18.2-60.3. Stalking; penalty.	Report recommended so law enforcement can determine if a prior conviction exists.
<b>(iii) any conduct involving alcohol,</b>	BSC 1, 2 ,3	AC1, AC2, AC3, AL1	No data	Report is optional.
<b>marijuana,</b>	BESO 5, 7, 8	DR4	§ 18.2-248.	Report is optional for all behaviors related to marijuana except for those that include distribution. Codes BESO8/DR4 require a report.
<b>a controlled substance,</b>	BESO 5, 7, 8	DR1,DR2, DR4, DR5	§ 18.2-248.	Report Required for distributing controlled substances BESO8/ DR4.
<b>imitation controlled substance,</b>	BESO 5, 7, 8	DR2	§ 18.2-248.	Report is optional for all codes except for those related to distribution, BESO8 requires a report; DR2 requires a report when it involves distribution.
<b>or an anabolic steroid,</b>	BESO 5, 7, 8	DR1, DR4	§ 18.2-248.	Report is optional except for behaviors involving distribution (BESO8/DR4), which require a report.
<b>including the theft or attempted theft of student prescription medications;</b>	BESO 5	DR3	§ 18.2-248.	Report Required.
<b>(iv) any threats against school personnel,</b>	BESO12, BESO15	TI1,	§ 18.2-60.	Report required if a felony. Consider age, the developmental capacity of the student to understand the impact of the behavior, and disability status before reporting.

<b>(v) the illegal carrying of a firearm, as defined in § 22.1-277.07., onto school property;</b>	BESO14	WP8	<b>§ 18.2-308.1. Possession of firearm, stun weapon, or other weapon on school property prohibited; penalty.</b>	<b>Report Required when the firearm meets the definition of "firearm" in § 22.1-277.07. E: "Firearm" means any weapon, including a starter gun that will, or is designed or may readily be converted to, expel single or multiple projectiles by the action of an explosion of a combustible material or the frame or receiver of any such weapon. "Firearm" does not include any pneumatic gun, as defined in subsection E of § 15.2-915.4.</b>
<b>(vi) any illegal conduct involving firebombs,</b>	BESO14	WP6, WP7	§ 18.2-85. Manufacture, possession, use, etc., of	Report Required.
<b>explosive materials or devices, or hoax explosive devices, as defined in § 18.2-85.,</b>	BESO14	WP1, WP2	§ 18.2-85. Manufacture, possession, use, etc., of firebombs or explosive materials or devices; penalties.	Report Required.
<b>or explosive or incendiary devices, as defined in § 18.2-433.1., or chemical bombs, as described in § 18.2-87.1.</b>	BESO14	WP1, WP2	explosive or incendiary devices, as defined in § 18.2-433.1, or chemical bombs, as described in § 18.2-87.1.	Report Required.
<b>(vii) any threats or false threats to bomb, as described in § 18.2-83., made against school personnel or involving school property or school buses.</b>	BESO17	BB1	§ 18.2-83.	Report is required for students over the age of 15. A report is optional if the student(s) is under the age of 15.

## Persistently Dangerous Categories with Relevant SBAR and DCV Codes for Reports to Law Enforcement

Table 1: DANGEROUS Category I Codes

<b>PERSISTENTLY DANGEROUS CATEGORIES/DESCRIPTORS</b>	<b>Relevant SBAR Codes</b>	<b>Relevant DCV Codes</b>	<b>Reports to Law Enforcement</b>
<b>PERSISTENTLY DANGEROUS Category I</b>	No data	No data	No data
<b>Homicide-Staff-Firearm HO1</b>	HO1	HO1	Report Required.
<b>Homicide-Student-Firearm HO2</b>	HO2	HO2	Report Required.
<b>Homicide-Staff-Other Weapon HO3</b>	HO3	HO3	Report Required.
<b>Homicide-Student-Other Weapon HO4</b>	HO4	HO4	Report Required.
<b>Sexual Assault Against Staff SX3</b>	BSC20	SX3 SB1	Report Required.
<b>Sexual Assault Against Student SX4</b>	BSC20	SX4 SB2	Report Required.
<b>Attempted Sexual Assault Against Staff SX5</b>	BSC20	SX5	Report Required.
<b>Attempted Sexual Assault Against Student SX6</b>	BSC20	SX6	Report Required.
<b>Use of a Bomb WP7</b>	WP7	WP7	Report Required.

Table 2: DANGEROUS Category II Codes

<b>PERSISTENTLY DANGEROUS Category II</b>	<b>No data</b>	<b>No data</b>	<b>No data</b>
<b>Assault Against Student with Firearm or Weapon BA3</b>	BESO15	BA3	Report Required.
<b>Assault Against Staff with Firearm or Weapon BA1</b>	BESO16	BA1	Report Required.
<b>Actual or Attempted Robbery RO1</b>	RO1	RO1	Report Required.
<b>Kidnapping/Abduction KI1</b>	KI1	KI1	Report Required.
<b>Malicious Wounding without a Weapon BA5</b>	BA5	BA5	Report Required.
<b>Aggravated Sexual Battery on a Student SX8</b>	BSC20	SX8	Report Required.

Table 3: DANGEROUS Category III Codes

<b>PERSISTENTLY DANGEROUS Category III</b>	<b>No data</b>	<b>No data</b>	<b>No data</b>
<b>Illegal Possession of Handgun WP1</b>	BESO14	WP1	Report Required.
<b>Illegal Possession of Rifle or Shotgun WP2</b>	BESO14	WP2	Report Required.
<b>Illegal Possession of Any Other Projectile/Weapon WP4</b>	BESO14	WP4	Report Required.
<b>Illegal Possession of Bomb WP6</b>	BESO14	WP6	Report Required.
<b>Illegal Possession of Other Firearms WP8</b>	BESO14	WP8	Report Required.

**Illegal Possession of Controlled Drugs**

Table 4: Possession with Intent Code

<b>Illegal Possession of Controlled Drugs and Substances with Intent to Distribute or Sell DR4</b>	<b>BESO8</b>	<b>DR4</b>	<b>Report Required.</b>
----------------------------------------------------------------------------------------------------	--------------	------------	-------------------------