

School Environmental Safety Incident Report (SESIR) Workgroup

October 25-26, 2022 - Bushnell (Sumter County)

8:00 a.m.-4:00 p.m.

Minutes

Members Participating:

- Brooks Rumenik, Chair**, Florida Department of Education
- Sherri Raulerson**, Superintendent, Baker County Schools
- Dr. Dywayne Hinds**, Asst. Superintendent, Pinellas County Schools
- Gary Howze**, Office of the Attorney General
- Stephen Bowen**, Florida Department of Education
- Max Schachter**, Marjory Stoneman Douglas Public Safety Commission
- Demiki Joiner**, Orange County Schools District Administrator
- Dr. Rachel Dawes**, Collier County Schools District Administrator
- Ronald Gray**, Suwannee County Schools District Administrator
- Dustin Keeton**, Osceola County Schools Dean of Discipline
- Dr. Sherry Jackson**, Department of Juvenile Justice
- Sarah Painter**, 2022 Teacher of the Year (Pinellas)
- Stacia Werner**, 2022 Assistant Principal of the Year (Lake)
- Kathy Neumann**, Citrus County Schools District MIS
- Dr. Greg Bostic**, Duval County Schools Principal (Ribault HS)
- ***Jamie Braun**, Florida Department of Education, Ex-officio
- ***Melissa Baker**, Florida Department of Education, Ex-officio
- ***Julie Collins**, Florida Department of Education, Ex-officio

October 25, 2022

8:00 a.m.	Sign-in, Meet & Greet
8:30 a.m.	Welcome, Introduce New Member(s), Present and Approve Minutes from Last Meeting
	Chair Rumenik called the meeting to order at 8:30 a.m. and began with an introduction of all workgroup members, including our newest member – Dr. Sherry Jackson (DJJ). Chair Rumenik provided the minutes from the September meeting, wherein a motion was made (and a second) to accept the minutes. No changes were suggested.
9:00 a.m.	Presentation and Demonstration of Safe Schools for Alex’s School Safety Dashboard lead by Max Schachter
	<p>Max Schachter provided an overview of his engagement in school safety, then focused the Safe Schools for Alex School Safety Dashboard (Safeschoolsforalex.org) which incorporates SESIR data from all school districts. Since the most current year’s data (2021-22) deadline is October 31, and the data from last year (2020-21) is inconsistent due to COVID, Mr. Schachter demonstrated the use of the dashboard using the most complete set of data available (2019-20).</p> <p>This resource is available for the public (parents, school districts, others, . . .) and allows for exploration of the data at both the school district and individual school level. The intention is that it will be used to ensure greater accuracy of the data being reported</p>

	and the potential for site administrators to compare incidents at nearby schools to better understand the data and ways to improve their reporting.
10:00 a.m.	Presentation and Demonstration of the Florida Department of Education’s SESIR Data Tableau lead by Julie Collins
	Julie Collins presented an overview of the forthcoming FDOE SESIR Data Tableau. While the data will be the same data incorporated into the Safe Schools for Alex Dashboard, the options for sorting and presenting the information is done in a different way, allowing two different ways to look at the data. This Data Tableau will serve to meet the statutory requirement put upon FDOE as part of Senate Bill 1421.
11:00 a.m.	Data Discrepancies and District Comparisons for SESIR Data Reporting
	<p>Chair Rumenik shared insights on data discrepancies and district comparisons that FDOE’s SESIR data analyst provided. This included a general summary of observations from last year (the first year of Survey R), this year, and the other observations. It appears that Survey R is helping districts provide more timely and accurate data, as well as allowing FDOE to engage in specific data concerns with districts more immediately. This is also driving opportunities for additional support for districts and analysis of the data.</p> <p>With regard to specific district comparisons, an overlay of other demographic and economic factors was presented that provides a deeper understanding of challenges with comparing like-sized districts merely on SESIR data. The workgroup recommended providing a caveat to the various data dashboards to highlight the importance of understanding this data should not be considered in isolation as other factors influence and are at play in communities across the state.</p>
12:00 p.m.	Lunch
1:00 p.m.	SESIR Definitions Review and Alignment with Law Enforcement Definitions
	<p>Julie Collins walked through the remaining half of the SESIR definitions, organized by topic. Specific discussion on these definitions included:</p> <p>Bullying Harassment, Hazing, Threat/Intimidation</p> <ul style="list-style-type: none"> • Question raised as to whether the incident has to meet the entire definition of bullying to qualify. For example, if the alleged victim did not have a drop in academic performance, did not miss school, did not seek counseling, should it be categorized as bullying? • The workgroup suggested edits to the definition to make it less subjective and to better align with s. 1006.147, F.S.. • The workgroup suggested including language to clearly differentiate harassment from bullying. • Hazing definition appears more straightforward and there aren’t many incidents or issues with this. • Earlier versions of Threat/Intimidation included the elements of fear, intent, and capability which made it easier to identify. The decision was made to include this in training and guidance documents. • Discussion concerning threat/intimidation as a SESIR incident and how that intersects with the threat assessment process. There may not be a one to one match.

	<p>Disruption on Campus-Major, Other Major Incidents</p> <ul style="list-style-type: none"> • Questions raised as to having Disruption on Campus-Major listed as a Level III incident, but there is a zero tolerance for bomb threats. Group suggested adding additional guidance on these topics on the website. <p>Larceny/Theft, Burglary, Robbery, Trespassing, Vandalism</p> <ul style="list-style-type: none"> • Larceny/Theft should reflect the amount identified within statute (\$1,000). Suggested changing the title of this incident to “Grand Theft” to better align with the criminal code. • Confusion regarding Trespassing. What triggers this as a SESIR incident? Would it be a warning issued or an actual arrest? Will need to circle back on this. • Suggested changing Vandalism to Felony Vandalism and incorporate the expectation from the MSD Commission to include “intentional and willful destruction.” An alternate suggestion would be to change the title to “Criminal Mischief” to better align with the criminal code. <p>Sexual Assault, Sexual Battery, Sexual Harassment</p> <ul style="list-style-type: none"> • Sexual Offenses (other) and Sexual Battery are pretty straightforward. • Discussion concerning difference in Sexual Assault and Sexual Harassment and how these terms can be better understood. • Questions concerning pending changes to Title IX and whether that will affect these incident definitions.
3:00 p.m.	Time Devoted for Public Comment
	Time was allowed for public comment, however none was shared at this time.
3:30 p.m.	Comments, General Observations Next Steps, Action Items for Next Meeting
	A motion was made to have recommendations identified throughout this meeting summarized by FDOE and staff. The motion was seconded and all members approved. Meeting adjourned until tomorrow.

October 26, 2022

8:00 a.m.	Sign-in, Meet & Greet
8:30 a.m.	Thoughts/Questions from Yesterday’s Meeting Discussion
9:00 a.m.	Decision Points for Final Recommendations
	<p>The SESIR Workgroup recommended to following:</p> <p>Rule Recommendations:</p> <ul style="list-style-type: none"> • Removing discretion in rule regarding age and capacity/disability: <ul style="list-style-type: none"> ○ Remove sentence in rule that allows age/disability/capacity to be a factor in whether an incident is reported in SESIR, per the grand jury’s recommendation. ○ FDOE should add a data element to the Student discipline/Resultant Action reporting format to indicate “No discipline” because when

taking into account developmentally age appropriate behavior or disability, if any the student did not have the ability to understand his or her behavior and the inappropriateness of his or her actions. Note that this option is tied to the student's disciplinary record, even if as a "no discipline" entry.

- The definition for Physical Attack should be changed to Simple Battery (Level II) – an actual or intentional striking or unwanted, persistent touching of another person against his or her will, or the intentional causing of bodily harm to an individual. *Due to a great deal of concern over the inclusion of the term "touching", the group wants to circle back before sending forth the recommendation as written.*
- Definitions for Alcohol, Tobacco and Drug incidents, and related elements, should be amended to keep language consistent regarding sale, purchase, distribution, possession. In addition, clarifying language was recommended for Vaping-related to address possession or use of vaping products without evidence of nicotine or controlled substance.
- Weapons possession and weapon-related: Recommend removing district discretion to determine what is a weapon and keeping definition consistent with statute.
- Larceny/Theft: workgroup recommends changing title to Grand Theft and amending language to be consistent with criminal code.
- Trespassing: workgroup recommends adding clarifying language concerning official trespass warning.
- Vandalism: workgroup recommends changing title to Felony Vandalism and adding language to be consistent with criminal code.
- Amend Bullying definition include additional information from s. 1006.147. Add clarifying language to Bullying and Harassment to assist districts in differentiating those incidents.
- Threat/Intimidation: workgroup recommends adding language concerning ability of the offender to carry out the threat. Considered mirroring statutory language for Assault, which is similar. *Group will need to circle back on this one and confer with SAO.*
- Kidnapping: recommended adding "secretly" to definition to be more consistent with statute.
- Robbery: recommended adding additional language to be consistent with criminal code. Also added clarifying language to differentiate Robbery from Grand Theft.
- Sexual Assault: Discussion concerning how to make this definition more clear. *Group would like to circle back on this following additional research by legal staff concerning Title IX and pending changes to federal regulations.*
- Minor changes recommended to related elements for consistency.
- With regard to the term Unsubstantiated vs Unfounded – FDOE should use the term "unsubstantiated" so as not to communicate that they do not know these incidents occurred or not, but that there is not enough evidence to substantiate the victim's allegations.
- Reporting to Law Enforcement: workgroup recommends changing terms to Law Enforcement Consultation (to include consultation with or reporting or

	<p>referring to law enforcement) and Law Enforcement Action (meaning official law enforcement action of some kind was taken in response to a SESIR incident). Original terms were too confusing. <i>DOE will consider additional rule revisions to provide clarity surrounding how to report law enforcement involvement.</i></p> <p>Policy Recommendations:</p> <ul style="list-style-type: none"> • There should be an extensive overhaul of SESIR training, incorporating mandatory yearly training for site administrators and those that involved in the reporting process, and focus on scenario-based incidents. DOE should also incorporate a train-the-trainer model with “certified” SESIR trainers throughout the state, similar to what has been done with behavioral threat assessment. <i>Training overhaul would likely require appropriation.</i> • FDOE should establish regular statewide and/or regional SESIR-focused meetings to allow for cross communication and understanding of requirements across all districts. <i>May require funding.</i> • SESIR reporting and training requirements should be added to the Charter school Model Application and Model Contract, which are incorporated in Rule 6A-6.0786, F.A. C. <i>This would require rule change.</i> • FDOE should develop a state-level SESIR Hub and Lab (as established within Lake County) to provide for better SESIR education and on-the-spot help. <i>This may require legislative change and/or appropriation.</i> • Each school district superintendent should be required to designate a SESIR contact person. • Section 1006.13, F.S. (Zero Tolerance) should be amended to provide consistency in what incidents are required to be reported to or referred to law enforcement, and which incidents only require consultation. This should include amending MOUs with local law enforcement. <i>This would require legislative change.</i> • FDOE should build or procure a statewide SESIR database that would serve as a stand-alone system which allows all SESIR data to be fed into. <i>This would require legislative change and appropriation.</i>
12:00 p.m.	Lunch
1:00 p.m.	Continuation of Clarifying Decision Points for Final Recommendations
	<i>(see above)</i>
3:00 p.m.	Time Devoted for Public Comment
	<ul style="list-style-type: none"> • Physical Attack – the definition is very broad, causes injury vs. just touching and striking OR does reporting this incident require that the incident causes injury • Weapons possession – define common pocket knife • Sexual harassment, sexual assault – both include some type of touching – there is a need for more definitive lines within these definitions • Lewd and lascivious, child molestation – there is a need for clear definitions for each of these terms to avoid misinterpretations

	<ul style="list-style-type: none"> • Reporting/consulting with law enforcement – consultation should be sufficient, allowing law enforcement to make the decision – one box to check. If official action was taken, that can be denoted within this as well.
3:30 p.m.	<p style="text-align: center;">Comments, General Observations Next Steps, Action Items for Next Meeting</p>
	<p>A motion was made to have recommendations identified throughout this meeting summarized by FDOE and staff. The motion was seconded and all members approved.</p>

Next meeting: November 3, 2022 – Virtual Meeting