

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

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HOUSE BILL 962*

Short Title: Expand Use/School Risk Management Plans. (Public)

Sponsors: Representatives Faircloth, Speciale, Boles, and Brenden Jones (Primary Sponsors).

For a complete list of sponsors, refer to the North Carolina General Assembly web site.

Referred to: Education - K-12, if favorable, Judiciary IV

May 21, 2018

A BILL TO BE ENTITLED

AN ACT TO REQUIRE CHARTER SCHOOLS, REGIONAL SCHOOLS, UNC LABORATORY SCHOOLS, AND NONPUBLIC SCHOOLS ACCEPTING STUDENTS RECEIVING OPPORTUNITY SCHOLARSHIP GRANTS AND TO ENCOURAGE OTHER NONPUBLIC SCHOOLS TO DEVELOP A SCHOOL RISK MANAGEMENT PLAN, HOLD SCHOOL SAFETY EXERCISES, AND PROVIDE SCHOOL SAFETY INFORMATION TO LOCAL LAW ENFORCEMENT AND THE DIVISION OF EMERGENCY MANAGEMENT, AS RECOMMENDED BY THE JOINT LEGISLATIVE EMERGENCY MANAGEMENT OVERSIGHT COMMITTEE.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 115C-218.75 reads as rewritten:

"§ 115C-218.75. General operating requirements.

...

(b) School Risk Management Plan. – Each charter school, in coordination with local law enforcement and emergency management agencies, ~~is encouraged to~~ shall adopt a School Risk Management Plan (SRMP) relating to incidents of school violence. In constructing and maintaining these plans, charter schools ~~may~~ shall utilize the School Risk and Response Management System (SRRMS) established pursuant to G.S. 115C-105.49A. These plans are not considered a public record as the term "public record" is defined under G.S. 132-1 and shall not be subject to inspection and examination under G.S. 132-6.

(b1) Schematic Diagrams, Emergency Access for Local Law Enforcement, and School Crisis Kits. – Charter schools ~~are encouraged to~~ shall provide the following to local law enforcement agencies: (i) schematic diagrams and keys to the main entrance of school facilities to local law enforcement agencies, in addition to implementing diagrams, including digital schematic diagrams, and (ii) either keys to the main entrance of all school buildings or emergency access to key storage devices such as KNOX® boxes for all school buildings. Charter schools shall provide updates of the schematic diagrams to local law enforcement agencies when substantial modifications such as new facilities or modifications to doors and windows are made to school buildings. Charter schools shall also be responsible for providing local law enforcement agencies with updated access to school buildings when changes are made to the locks of the main entrances or to key storage devices such as KNOX® boxes. Schematic diagrams are not considered a public record as the term "public record" is defined under G.S. 132-1 and shall not be subject to inspection and examination under G.S. 132-6. Charter schools are encouraged to implement the provisions in G.S. 115C-105.52.



1 ...
 2 (d) School Safety Exercises. – At least once a year, a charter school is ~~encouraged~~
 3 required to hold a full school-wide lockdown exercise with local law enforcement and emergency
 4 management agencies that are part of the charter school's SRMP-tabletop exercise and drill based
 5 on the procedures documented in its SRMP. The drill shall include a practice school lockdown
 6 due to an intruder on school grounds. Each charter school is encouraged to hold a tabletop
 7 exercise and drill for multiple hazards included in its SRMP and is strongly encouraged to include
 8 local law enforcement agencies and emergency management agencies in its tabletop exercises
 9 and drills. The purpose of the tabletop exercises and drills shall be to permit participants to (i)
 10 discuss simulated emergency situations in a low-stress environment, (ii) clarify their roles and
 11 responsibilities and the overall logistics of dealing with an emergency, and (iii) identify areas in
 12 which the SRMP needs to be modified. For the purposes of this subsection, a tabletop exercise is
 13 an exercise involving key personnel conducting simulated scenarios related to emergency
 14 planning. For the purposes of this subsection, a drill is a school-wide practice exercise in which
 15 simulated scenarios related to emergency planning are conducted. The Department of Public
 16 Safety, Division of Emergency Management, and the Center for Safer Schools shall provide
 17 guidance and recommendations to charter schools on the types of multiple hazards to plan and
 18 respond to, including intruders on school grounds.

19 (e) School Safety Information Provided to Division of Emergency Management. – A
 20 charter school is ~~encouraged to~~ shall provide the following: (i) schematic diagrams, including
 21 digital schematic diagrams, and (ii) emergency response information requested by the Division
 22 for the SRMP. A charter school shall also provide updated schematic diagrams and emergency
 23 response information to the Division when such updates are made. The Division shall ensure that
 24 the diagrams and emergency response information are securely stored and distributed as provided
 25 in the SRMP to first responders, emergency personnel, and school personnel. The schematic
 26 diagrams and emergency response information are not considered public records as the term
 27 "public record" is defined under G.S. 132-1 and shall not be subject to inspection and
 28 examination under G.S. 132-6.

29"

30 **SECTION 2.** G.S. 115C-238.66 reads as rewritten:

31 **"§ 115C-238.66. Board of directors; powers and duties.**

32 The board of directors shall have the following powers and duties:

33 ...
 34 (7a) School Risk Management Plan. – Each regional school, in coordination with
 35 local law enforcement agencies, is ~~encouraged to~~ shall adopt a School Risk
 36 Management Plan (SRMP) relating to incidents of school violence. In
 37 constructing and maintaining these plans, a regional school ~~may~~ shall utilize
 38 the School Risk and Response Management System (SRRMS) established
 39 pursuant to G.S. 115C-105.49A. These plans are not considered a public
 40 record as the term "public record" is defined under G.S. 132-1 and shall not
 41 be subject to inspection and examination under G.S. 132-6.

42 (7b) Schematic ~~diagrams~~ diagrams, emergency access for local law enforcement,
 43 and school crisis kits. – Regional schools are encouraged to shall provide all
 44 of the following to local law enforcement agencies: (i) schematic ~~diagrams~~
 45 and keys to the main entrance of school facilities to local law enforcement
 46 agencies, in addition to implementing diagrams, including digital schematic
 47 diagrams, and (ii) either keys to the main entrance of all school buildings or
 48 emergency access to key storage devices such as KNOX® boxes for all school
 49 buildings. Regional schools shall provide updates of the schematic diagrams
 50 to local law enforcement agencies when substantial modifications such as new
 51 facilities or modifications to doors and windows are made to school buildings.

Regional schools shall also be responsible for providing local law enforcement agencies with updated access to school buildings when changes are made to the locks of the main entrances or to key storage devices such as KNOX® boxes. Schematic diagrams are not considered a public record as the term "public record" is defined under G.S. 132-1 and shall not be subject to inspection and examination under G.S. 132-6. Regional schools are encouraged to implement the provisions in G.S. 115C-105.52.

(7c) ~~School safety exercises. – At least once a year, a regional school is encouraged required to hold a full school-wide lockdown exercise with local law enforcement and emergency management agencies that are part of the regional school's SRMP-tabletop exercise and drill based on the procedures documented in its SRMP. The drill shall include a practice school lockdown due to an intruder on school grounds. Each regional school is encouraged to hold a tabletop exercise and drill for multiple hazards included in its SRMP, and schools are strongly encouraged to include local law enforcement agencies and emergency management agencies in their tabletop exercises and drills. The purpose of the tabletop exercises and drills shall be to permit participants to (i) discuss simulated emergency situations in a low-stress environment, (ii) clarify their roles and responsibilities and the overall logistics of dealing with an emergency, and (iii) identify areas in which the SRMP needs to be modified. For the purposes of this subdivision, a tabletop exercise is an exercise involving key personnel conducting simulated scenarios related to emergency planning. For the purposes of this subdivision, a drill is a school-wide practice exercise in which simulated scenarios related to emergency planning are conducted. The Department of Public Safety, Division of Emergency Management, and the Center for Safer Schools shall provide guidance and recommendations to regional schools on the types of multiple hazards to plan and respond to, including intruders on school grounds.~~

(7d) Safety information provided to the Department of Public Safety, Division of Emergency Management. – A regional school ~~is encouraged to~~shall provide the following: (i) schematic diagrams, including digital schematic diagrams, and (ii) emergency response information requested by the Division for the SRMP. A regional school shall also provide updated schematic diagrams and emergency response information to the Division when such updates are made. The Division shall ensure that the diagrams and emergency response information are securely stored and distributed as provided in the SRMP to first responders, emergency personnel, and school personnel. The schematic diagrams and emergency response information are not considered public records as the term "public record" is defined under G.S. 132-1 and shall not be subject to inspection and examination under G.S. 132-6.

...."

SECTION 3. G.S. 116-239.8(b) reads as rewritten:

"(b) The chancellor shall be the administrative head of a laboratory school approved by the Subcommittee and shall provide general direction for the establishment and operation of a laboratory school. The chancellor, with advice and input from the advisory board established in subdivision (1) of this subsection, shall adopt policies, operating procedures, and the courses of study to govern the operation of the laboratory school. The chancellor may designate the duties required by this Article to other personnel as necessary. The chancellor shall also have the following powers and duties:

...

- 1 (10) School Risk Management Plan. – Each laboratory school, in coordination with
2 local law enforcement agencies, ~~is encouraged to~~ shall adopt a School Risk
3 Management Plan (SRMP) relating to incidents of school violence. In
4 constructing and maintaining these plans, a laboratory school ~~may~~ shall utilize
5 the School Risk and Response Management System (SRRMS) established
6 pursuant to G.S. 115C-105.49A. These plans are not considered a public
7 record as the term "public record" is defined under G.S. 132-1 and shall not
8 be subject to inspection and examination under G.S. 132-6.
- 9 (11) ~~Schematic diagrams~~ diagrams, emergency access for local law enforcement,
10 and school crisis kits. – Laboratory schools are encouraged to shall provide all
11 of the following to local law enforcement agencies: (i) schematic diagrams
12 and keys to the main entrance of school facilities to local law enforcement
13 agencies, in addition to implementing diagrams, including digital schematic
14 diagrams, and (ii) either keys to the main entrance of all school buildings or
15 emergency access to key storage devices such as KNOX® boxes for all school
16 buildings. Laboratory schools shall provide updates of the schematic diagrams
17 to local law enforcement agencies when substantial modifications such as new
18 facilities or modifications to doors and windows are made to school buildings.
19 Laboratory schools shall also be responsible for providing local law
20 enforcement agencies with updated access to school buildings when changes
21 are made to the locks of the main entrances or to key storage devices such as
22 KNOX® boxes. Schematic diagrams are not considered a public record as the
23 term "public record" is defined under G.S. 132-1 and shall not be subject to
24 inspection and examination under G.S. 132-6. Regional schools are
25 encouraged to implement the provisions in G.S. 115C-105.52.
- 26 (12) School safety exercises. – At least once a year, a laboratory school is
27 ~~encouraged~~ required to hold a full ~~schoolwide lockdown exercise with local~~
28 ~~law enforcement and emergency management agencies that are part of the~~
29 ~~laboratory school's SRMP.~~ school-wide tabletop exercise and drill based on
30 the procedures documented in its SRMP. The drill shall include a practice
31 school lockdown due to an intruder on school grounds. Each laboratory school
32 is encouraged to hold a tabletop exercise and drill for multiple hazards
33 included in its SRMP, and schools are strongly encouraged to include local
34 law enforcement agencies and emergency management agencies in their
35 tabletop exercises and drills. The purpose of the tabletop exercises and drills
36 shall be to permit participants to (i) discuss simulated emergency situations in
37 a low-stress environment, (ii) clarify their roles and responsibilities and the
38 overall logistics of dealing with an emergency, and (iii) identify areas in which
39 the SRMP needs to be modified. For the purposes of this subdivision, a
40 tabletop exercise is an exercise involving key personnel conducting simulated
41 scenarios related to emergency planning. For the purposes of this subdivision,
42 a drill is a school-wide practice exercise in which simulated scenarios related
43 to emergency planning are conducted. The Department of Public Safety,
44 Division of Emergency Management, and the Center for Safer Schools shall
45 provide guidance and recommendations to regional schools on the types of
46 multiple hazards to plan and respond to, including intruders on school
47 grounds.
- 48 (13) Safety information provided to the Department of Public Safety, Division of
49 Emergency Management. – A laboratory school ~~is encouraged to~~ shall provide
50 the following: (i) schematic diagrams, including digital schematic diagrams
51 and (ii) emergency response information requested by the Division for the

1 SRMP. A laboratory school shall also provide updated schematic diagrams
2 and emergency response information to the Division when such updates are
3 made. The Division shall ensure that the diagrams and emergency response
4 information are securely stored and distributed as provided in the SRMP to
5 first responders, emergency personnel, and school personnel. The schematic
6 diagrams and emergency response information are not considered public
7 records as the term "public record" is defined under G.S. 132-1 and shall not
8 be subject to inspection and examination under G.S. 132-6.

9"

10 **SECTION 4.** G.S. 115C-562.5(a) is amended by adding a new subdivision to read:

11 **"§ 115C-562.5. Obligations of nonpublic schools accepting eligible students receiving**
12 **scholarship grants.**

13 (a) A nonpublic school that accepts eligible students receiving scholarship grants shall
14 comply with the following:

15 ...

16 (7) Provide to the Authority documentation that the nonpublic school complies
17 with all of the following:

18 a. School Risk Management Plan. – In coordination with local law
19 enforcement agencies, adopt a School Risk Management Plan (SRMP)
20 relating to incidents of school violence. In constructing and
21 maintaining these plans, a nonpublic school shall utilize the School
22 Risk and Response Management System (SRRMS) established
23 pursuant to G.S. 115C-105.49A. These plans are not considered a
24 public record as the term "public record" is defined under G.S. 132-1
25 and shall not be subject to inspection and examination under
26 G.S. 132-6.

27 b. Schematic diagrams, emergency access for local law enforcement, and
28 school crisis kits. – Provide all of the following to local law
29 enforcement agencies: (i) schematic diagrams, including digital
30 schematic diagrams, and (ii) either keys to the main entrance of all
31 school buildings or emergency access to key storage devices such as
32 KNOX® boxes for all school buildings. The nonpublic school shall
33 provide updates of the schematic diagrams to local law enforcement
34 agencies when substantial modifications such as new facilities or
35 modifications to doors and windows are made to school buildings. The
36 nonpublic school shall also be responsible for providing local law
37 enforcement agencies with updated access to school buildings when
38 changes are made to the locks of the main entrances or to key storage
39 devices such as KNOX® boxes. Schematic diagrams are not
40 considered a public record as the term "public record" is defined under
41 G.S. 132-1 and shall not be subject to inspection and examination
42 under G.S. 132-6. Nonpublic schools are encouraged to implement the
43 provisions in G.S. 115C-105.52.

44 c. School safety exercises. – At least once a year, a nonpublic school is
45 required to hold a full school-wide tabletop exercise and drill based on
46 the procedures documented in its SRMP. The drill shall include a
47 practice school lockdown due to an intruder on school grounds. Each
48 nonpublic school is encouraged to hold a tabletop exercise and drill
49 for multiple hazards included in its SRMP and is strongly encouraged
50 to include local law enforcement agencies and emergency
51 management agencies in its tabletop exercises and drills. The purpose

1 of the tabletop exercises and drills shall be to permit participants to (i)
 2 discuss simulated emergency situations in a low-stress environment,
 3 (ii) clarify their roles and responsibilities and the overall logistics of
 4 dealing with an emergency, and (iii) identify areas in which the SRMP
 5 needs to be modified. For the purposes of this sub-subdivision, a
 6 tabletop exercise is an exercise involving key personnel conducting
 7 simulated scenarios related to emergency planning. For the purposes
 8 of this sub-subdivision, a drill is a school-wide practice exercise in
 9 which simulated scenarios related to emergency planning are
 10 conducted. The Department of Public Safety, Division of Emergency
 11 Management, and the Center for Safer Schools shall provide guidance
 12 and recommendations to nonpublic schools on the types of multiple
 13 hazards to plan and respond to, including intruders on school grounds.
 14 d. Safety information provided to the Department of Public Safety,
 15 Division of Emergency Management. – A nonpublic school shall
 16 provide the following: (i) schematic diagrams, including digital
 17 schematic diagrams, and (ii) emergency response information
 18 requested by the Division for the SRMP. A nonpublic school shall also
 19 provide updated schematic diagrams and emergency response
 20 information to the Division when such updates are made. The Division
 21 shall ensure that the diagrams and emergency response information are
 22 securely stored and distributed as provided in the SRMP to first
 23 responders, emergency personnel, and school personnel. The
 24 schematic diagrams and emergency response information are not
 25 considered public records as the term "public record" is defined under
 26 G.S. 132-1 and shall not be subject to inspection and examination
 27 under G.S. 132-6."

28 **SECTION 5.** G.S. 115C-551 reads as rewritten:

29 **"§ 115C-551. Voluntary participation in the State programs.**

30 (a) Any ~~such~~ private church school or school of religious charter may, on a voluntary
 31 basis, participate in any State operated or sponsored program which would otherwise be available
 32 to such school, including but not limited to the high school competency testing and statewide
 33 testing programs.

34 (b) All private church schools and all schools of religious charter are encouraged to do
 35 the following:

36 (1) School Risk Management Plan. – In coordination with local law enforcement
 37 agencies, adopt a School Risk Management Plan (SRMP) relating to incidents
 38 of school violence. In constructing and maintaining these plans, the school
 39 may utilize the School Risk and Response Management System (SRRMS)
 40 established pursuant to G.S. 115C-105.49A. These plans are not considered a
 41 public record as the term "public record" is defined under G.S. 132-1 and shall
 42 not be subject to inspection and examination under G.S. 132-6.

43 (2) Schematic diagrams and school crisis kits. – Provide schematic diagrams and
 44 keys to the main entrance of school facilities to local law enforcement
 45 agencies, in addition to implementing the provisions in G.S. 115C-105.52.

46 (3) School safety exercises. – At least once a year, hold a full school-wide
 47 lockdown exercise with local law enforcement and emergency management
 48 agencies that are part of the regional school's SRMP.

49 (4) Safety information provided to the Department of Public Safety, Division of
 50 Emergency Management. – Provide the following: (i) schematic diagrams,
 51 including digital schematic diagrams, and (ii) emergency response

1 information requested by the Division for the SRMP. The schematic diagrams
2 and emergency response information are not considered public records as the
3 term "public record" is defined under G.S. 132-1 and shall not be subject to
4 inspection and examination under G.S. 132-6."

5 **SECTION 6.** G.S. 115C-559 reads as rewritten:

6 **"§ 115C-559. Voluntary participation in the State programs.**

7 (a) Any ~~such~~-qualified nonpublic school may, on a voluntary basis, participate in any
8 State operated or sponsored program which would otherwise be available to such school,
9 including but not limited to the high school competency testing and statewide testing programs.

10 (b) All qualified nonpublic schools are encouraged to do the following:

11 (1) School Risk Management Plan. – In coordination with local law enforcement
12 agencies, adopt a School Risk Management Plan (SRMP) relating to incidents
13 of school violence. In constructing and maintaining these plans, the school
14 may utilize the School Risk and Response Management System (SRRMS)
15 established pursuant to G.S. 115C-105.49A. These plans are not considered a
16 public record as the term "public record" is defined under G.S. 132-1 and shall
17 not be subject to inspection and examination under G.S. 132-6.

18 (2) Schematic diagrams and school crisis kits. – Provide schematic diagrams and
19 keys to the main entrance of school facilities to local law enforcement
20 agencies, in addition to implementing the provisions in G.S. 115C-105.52.

21 (3) School safety exercises. – At least once a year, hold a full school-wide
22 lockdown exercise with local law enforcement and emergency management
23 agencies that are part of the regional school's SRMP.

24 (4) Safety information provided to the Department of Public Safety, Division of
25 Emergency Management. – Provide the following: (i) schematic diagrams,
26 including digital schematic diagrams, and (ii) emergency response
27 information requested by the Division for the SRMP. The schematic diagrams
28 and emergency response information are not considered public records as the
29 term "public record" is defined under G.S. 132-1 and shall not be subject to
30 inspection and examination under G.S. 132-6."

31 **SECTION 7.** G.S. 115C-105.49A(b) reads as rewritten:

32 "(b) In constructing the SRRMS, the Division of Emergency Management and the Center
33 for Safer Schools shall leverage the existing enterprise risk management database, the School
34 Risk Management Planning tool managed by the Division. The Division shall also leverage the
35 ~~local school administrative unit~~-schematic diagrams of school facilities-facilities provided by
36 local school administrative units, charter schools, regional schools, laboratory schools, and
37 nonpublic schools. Where technically feasible, the SRRMS shall integrate any anonymous tip
38 lines established pursuant to G.S. 115C-105.51 and any 911-initiated panic alarm systems
39 authorized as part of a SRMP pursuant to G.S. 115C-47(40). The Division and the Center for
40 Safer Schools shall collaborate with the Department of Public Instruction and the North Carolina
41 911 Board in the design, implementation, and maintenance of the SRRMS."

42 **SECTION 8.** G.S. 115C-105.53(b) reads as rewritten:

43 "(b) The Department of Public Instruction, in consultation with the Department of Public
44 Safety, shall develop standards and guidelines for the preparation and content of schematic
45 diagrams and necessary updates. ~~Local school administrative units~~-units, charter schools,
46 regional schools, laboratory schools, and nonpublic schools may use these standards and
47 guidelines to assist in the preparation of their schematic diagrams."

48 **SECTION 9.** This act becomes effective July 1, 2019, and applies beginning with
49 the 2019-2020 school year.