



Be A Light

FRISCO 2022



TITLE I, PART A
Parent & Family
ENGAGEMENT
STATEWIDE INITIATIVE

**2022 Statewide Parental
Involvement Conference**



<https://www.esc14.net/page/t4si>

Title IV, Part A School Safety State Initiative

Bullying *Prevention, Response, and Reporting*

Title I Parent Engagement Conference | December , 2022



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Title IV, Part A School Safety State Initiative

Disclaimer: *The information contained in this document is for general information purposes only. You should not rely solely on this information. The contents of this document are subject to change as a result of further potential information and guidance provided by federal and state agencies with regulatory oversight of these programs. Therefore, this document does not constitute legal advice, and entities are advised to seek legal counsel regarding the information and guidance provided in this document before acting on such information and guidance.*

Agenda

- 01 Define Bullying
- 02 School District Requirements
- 03 New Standards
- 04 Websites/Resources

How do we determine if an incident(s) is considered bullying?





BULLYING CHECKLIST

FOR SCHOOLS

PLEASE READ BEFORE USING CHECKLIST

To determine whether an act is bullying or cyberbullying by law, proceed down the checklist and provide a checkmark for each true statement. If any identified section does not receive at least one checkmark, then the act is not considered bullying by state law.

SB 179, "David's Law" expanded authority to school districts, allowing public and charter schools to address cyberbullying off-campus and outside of school-related or school-sponsored activities based on specific criteria. In order to address this legislative change, this checklist may help parents, educators, and administrators determine if a student at their school has been bullied according to the legislative definition. Please follow the conditional 'yes/no' logic for the questions regarding the use of electronic communication devices in possible bullying scenarios.

Did the act occur outside of a school-sponsored or school-related activity?

(This is an important distinction, as David's Law expands a school district's authority to include cyberbullying incidents that occur off campus and outside a school-sponsored or school-related activity, as long as it meets one of the below criteria.)

Yes

Did the act interfere with a student's educational opportunities; or substantially disrupt the orderly operation of a classroom, school, or school-sponsored/related activity?

No

According to law, if the act **DID NOT** meet the criteria above, it is not under the school district's authority.

IS IT BULLYING?

Was it a single significant act?

Was it a pattern of acts?

By one or more students directed at another student that exploits an imbalance of power.

Through physical contact

Using verbal expression

Using written expression

Using electronic means

Physically harms a student or damages their property.

Creates reasonable fear of harm to student or damage to their property.

Is sufficiently severe, persistent, or pervasive enough that the action or threat creates:

Intimidating educational environment

Threatening educational environment

Abusive educational environment

Materially and substantially disrupts the educational process or operation of school.

Infringes on rights of victim at school.

Was the act committed by using any type of electronic communication device?

Yes

(i.e. Cellular or other phone, computer, camera, e-mail, text or instant messaging, social media app, internet website, internet communication tool)

No

On school property

At a school-sponsored or school-related activity (on or off campus)

On school bus or vehicle used to transport students

YES, IT'S BULLYING

(Cyberbullying is bullying)

TEXAS STATE
TEXAS SCHOOL SAFETY CENTER
www.txssc.txstate.edu

(Updated 2021)

TEXAS STATE
TEXAS SCHOOL SAFETY CENTER

BULLYING CHECKLIST

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Yes

Did the act interfere with a student's educational opportunities; or substantially disrupt the orderly operation of a classroom, school, or school-sponsored/related activity?

No

According to law, if the act DID NOT meet the criteria above, it is not under the school district's authority.

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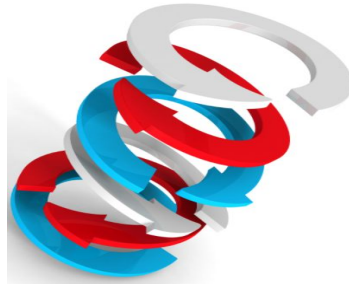
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Is it Bullying?

Single Significant Act...



...or Pattern



IS IT BULLYING?

Was it a single significant act?
 Was it a pattern of acts?

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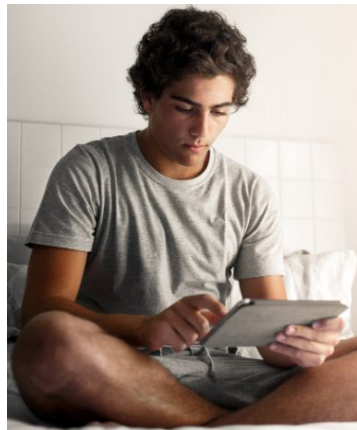
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No

Exploits Imbalance of Power...



IS IT BULLYING?

Was it a single significant act?
 Was it a pattern of acts?

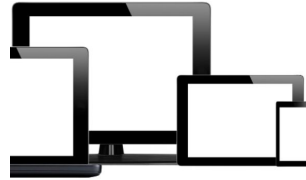
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Was the act committed by using any type of electronic communication device?
 Yes (i.e. Cellular or other phone, computer, camera, e-mail, text or instant messaging, social media app, Internet website, Internet communication tool)
 No

...Through the following means



...and results



... creates



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No

Severe, Persistent, or Pervasive



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Location



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TEXAS SCHOOL SAFETY CENTER
www.txssc.txstate.edu

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Cyber Bullying Location



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Yes

No

Was the act committed by using any type of electronic communication device?

(i.e. Cellular or other phone, computer, camera, e-mail, text or instant messaging, social media app, Internet website, Internet communication tool)

Yes

No

On school property.....

At a school-sponsored or school-related activity (on or off campus).....

On school bus or vehicle used to transport students.....

Did the act interfere with a student's educational opportunities; or substantially disrupt the orderly operation of a classroom, school, or school-sponsored/related activity?

Yes

No

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(Cyberbullying is bullying)

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School District Requirements





Legal/Local Policy

The board of trustees of each school district *shall adopt a policy* concerning bullying that:

- Prohibits the bullying of a student

[FFI](#)(LEGAL) STUDENT WELFARE - FREEDOM FROM BULLYING

[FDB](#)(LEGAL) ADMISSIONS - INTRADISTRICT TRANSFERS AND CLASSROOM ASSIGNMENT

[FFE](#)(LEGAL) STUDENT WELFARE - STUDENT SAFETY

[FOD](#)(LEGAL) STUDENT DISCIPLINE - EXPULSION

[FO](#)(LEGAL) STUDENT DISCIPLINE

[FOF](#)(LEGAL) STUDENT DISCIPLINE - STUDENTS WITH DISABILITIES

[FOC](#)(LEGAL) STUDENT DISCIPLINE - PLACEMENT IN A DISCIPLINARY ALTERNATIVE EDUCATION SETTING

[COA](#)(LEGAL) TECHNOLOGY RESOURCES - DISTRICT, CAMPUS, AND CLASSROOM WEBSITES

[DMA](#)(LEGAL) PROFESSIONAL DEVELOPMENT - REQUIRED STAFF DEVELOPMENT

[FFB](#)(LEGAL) STUDENT WELFARE - CRISIS INTERVENTION

[DP](#)(LEGAL) PERSONNEL POSITIONS

Policy - Staff Training

Preventing, identifying, responding to, and reporting incidents of bullying.

The training must be

- Provided annually
- Part of a new employee orientation
- Provided to all **new** school district educators; and
- **NEW TEC 21.4515**- Provided to **existing** school district educators on a **schedule annually adopted** by the LEA guided by the SBEC Clearinghouse advisory group recommendations for training and **note any difference** from those recommendations.



Policy Prohibits



Policy Establishes Procedures

- Notice to Parents of a Bullying Incident
 - Alleged Victim
 - Bully
- 3 Business Days
- Provide incident of bullying to parents of bully w/in 7 Business Days

Policy Details

Available counseling options (victim, bully, bystander)...



...How to obtain assistance/intervention



Policy

Establish Procedures

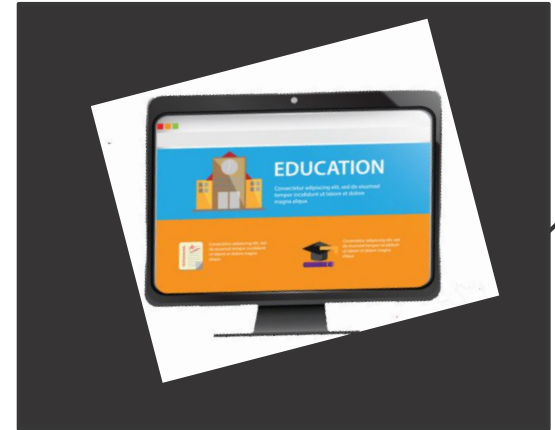
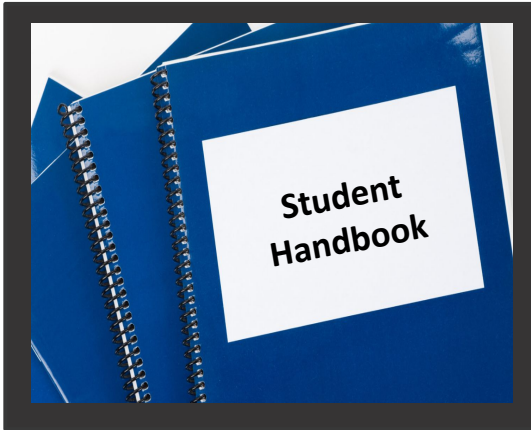
- Reporting an incident
- Includes anonymous reporting
- Investigating incidents
- Determination of bullying



Prohibits Disciplinary Measures

- On victim
- Using reasonable self-defense

Policy/Procedures included in





Policy - Bullying Occurred



District Shall

- Offer victim right to transfer to a different classroom or campus
- If victim doesn't transfer - Board *may* transfer the offender to different classroom or campus



Policy - Discipline

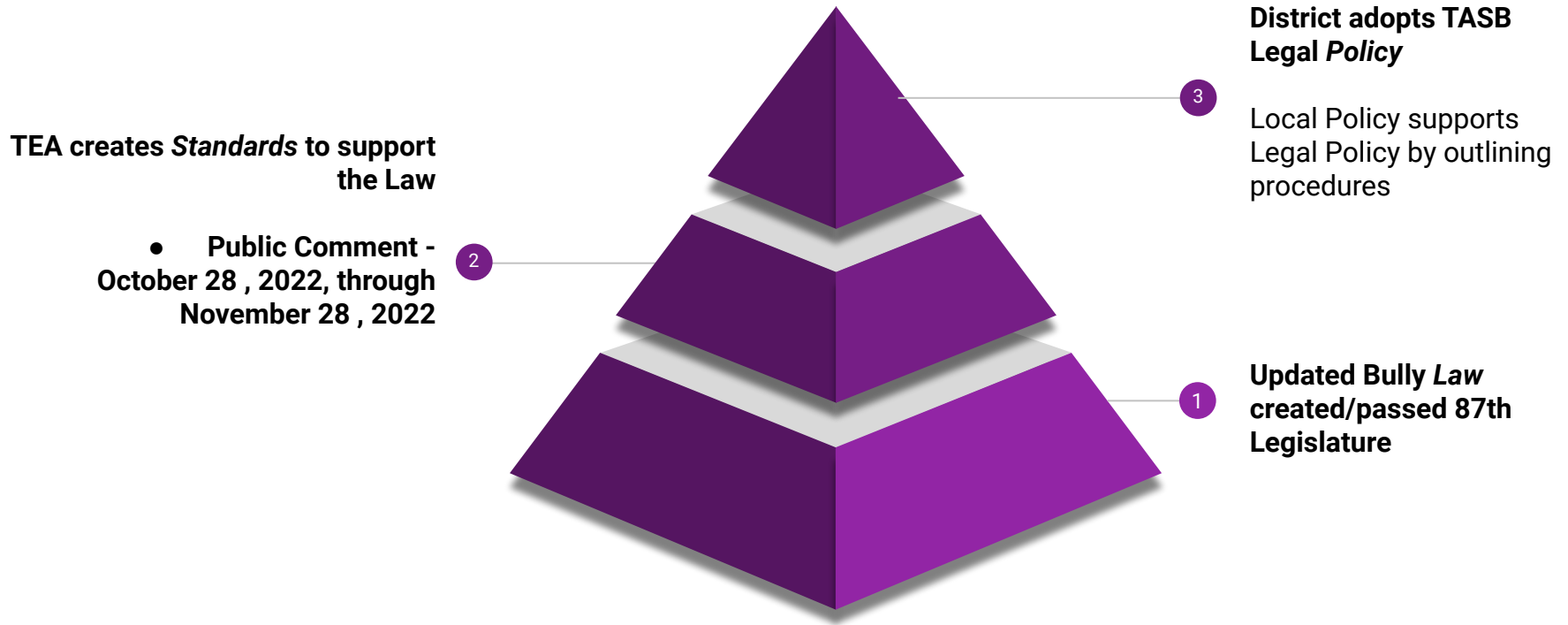
Discretionary DAEP Placement

21	Violation of Student Code of Conduct - This category includes bullying, harassment, and making hit lists (TEC §37.001) and reasons not specifically identified in TEC Chapter 37 that are adopted by the local school board and itemized and identified in the local Student Code of Conduct.
----	--

Discretionary DAEP Placement or Discretionary Expulsion

61	Bullying – TEC 37.0052(b) TEC Sec.37.0052 (b) defines bullying behavior as: (1) engages in bullying that encourages a student to commit or attempt to commit suicide; (2) incites violence against a student through group bullying; or (3) releases or threatens to release intimate visual material of a minor or a student who is 18 years of age or older without the student's consent.
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Bullying Law, Standards, and Policy



New 87th Legislation: SB 2050

Focuses on...

Prevention
and Mediation

Student
Instruction

Bullying
Committee

Student
Survey

Rubric/
Checklist

Reporting/
Tracking



New Legislation - Prevention/Mediation[★]

The board of trustees of each school district *shall adopt a policy* concerning bullying that Prevents and mediates bullying incidents between students.



Districts need to **be careful** as mediation between a bully and victim is **not research based or proven effective and is not national best practice.**

- [Misdirections in Bullying Prevention and Intervention](#)
- [Bullying as an ACE](#)
- [Don't Rely on Peer Mediation to Resolve Bullying](#)



New Legislation - Student Instruction

Proposed Standard:

Integrate into instruction research-based content designed to reduce bullying for students in that age group, which include for students in early primary:

- Instruction so students can recognize bullying behaviors;
- classroom culture-building discussions that encourage peers to intervene in a way that is focused on learning from the incident
- Instruction that characterizes bullying as a behavior that results from the student's need to acquire more mature social or coping skills, not an immutable trait

Health TEKS

Kindergarten -

- (A) identify bullying behaviors and the role of the bystander;
- (B) identify ways to discourage bullying;
- (C) describe appropriate actions to take in response to bullying such as telling a parent or another [a] trusted adult; and
- (D) explain and practice how to get help from a parent or another trusted adult when made to feel uncomfortable or unsafe by another person.



New Legislation – Student Instruction

Proposed Standard:

Integrate into instruction research-based content designed to reduce bullying for students in that age group, which include for students in secondary:

- Instruction on the brain's neuroplasticity so the student recognizes bullying behavior comes from developmental needs for social status, can change when the brain matures and learns better ways of coping, and is not an immutable trait; and
- Classroom-culture or school-culture-building discussions that encourage peers to portray bullying as an undesirable means for attaining or maintaining social status in school and to dissuade students from using bullying as a tool for reputation management



Health TEKS - 7th-8th grade

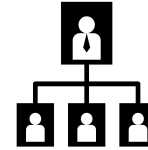
- (13-E) research the current legal consequences of cyberbullying and inappropriate digital and online communication.
- 14-B describe the serious effects of bullying, cyberbullying, or harassment such as suicidal ideation and other effects on the individual;
- 14-C explain the responsibility to report bullying behavior, including cyberbullying;
- 14-D describe the seriousness of various forms of bullying such as harassment;
- 14-E analyze strategies for prevention and intervention of all forms of bullying and cyberbullying such as emotional, physical, social, and sexual;



New Legislation - Committee Required

TEC 37.0832 Requires each district campus to establish a committee to address bullying by focusing on prevention efforts and health and wellness initiatives

Proposed Standard: Requires each LEA campus to establish a committee, which may be incorporated into an existing committee that otherwise meets the requirements of these minimum standards, to address bullying by focusing on prevention efforts and health and wellness initiatives



SHAC Committee

Campus Improvement Plan

SSSP Team

Title IV, Part A Stakeholders



New Legislation - Student Survey

An LEA shall conduct an annual age-appropriate student survey to collect data on **bullying, including cyberbullying**. The survey should...



- Define how positive school culture will be measured in alignment with the school and LEA's mission, vision, and values, using an age-appropriate survey that includes relevant questions on bullying
- Define who is responsible for the implementation and oversight of action plans based on the results

Survey should include appropriate privacy controls in compliance with FERPA, 20 U.S.C. §1232g.



New Legislation - District Rubric/Checklist

An LEA **must** develop a rubric or checklist to be used by staff when assessing any incident of alleged bullying to determine the LEA's **response** to the incident.

Other local policies, including the student code of conduct, and state and federal laws may also impact the LEA's response to the incident. The established rubric or checklist should:

- be available in both English and Spanish
- published annually in **student and employee handbooks** and in the **district improvement plan**, where applicable, under TEC, §11.252





New Legislation - Reporting and Tracking

Ensure an easy mechanism for bullying incidents to be reported both anonymously and identifiably by students and staff to an appropriate campus staff member(s). The policy should...

- Encourage student to report bullying to any staff member. Those staff member should report to the appropriately designated staff member(s).
- Provide for a tracking mechanism to allow staff to periodically monitor the counts of bullying incidents.
- Allow staff to understand that declines in the count of bullying incidents may represent either an improvement or decline in climate or reporting.
- Support research-based interventions taken both for the students who engage in bullying behaviors and the students who were targeted by the bullying behaviors





New Legislation - Reporting



NUMBER-OF-BULLYING-INCIDENTS E1727

Element ID	Data Element	Date Issued	Date Updated	
E1727	NUMBER-OF-BULLYING-INCIDENTS	9/1/2021		
XML Name				
TX-NumberOfBullyingIncidents				
Definition				
NUMBER-OF-BULLYING-INCIDENTS indicates the number of reported incidents of bullying at each campus.				
Special Instructions				
Bullying is defined in TEC §37.0832. Please refer to additional data element guidance provided within the SchoolExtension complex type. The NUMBER-OF-BULLYING-INCIDENTS (E1727) is inclusive of the NUMBER-OF-CYBERBULLYING-INCIDENTS (E1728)				
Code Table ID	Length	Data Type	Pattern	Domain of Values
	5	Numeric	#####	0-99999
Used in Complex Types				
SchoolExtension				

NUMBER-OF-CYBERBULLYING-INCIDENTS E1728

Element ID	Data Element	Date Issued	Date Updated	
E1728	NUMBER-OF-CYBERBULLYING-INCIDENTS	9/1/2021		
XML Name				
TX-NumberOfCyberbullyingIncidents				
Definition				
NUMBER-OF-CYBERBULLYING-INCIDENTS indicates the number of reported incidents of cyberbullying at each campus.				
Special Instructions				
Cyberbullying is defined in TEC §37.0832. Please refer to additional data element guidance provided within the SchoolExtension complex type. The NUMBER-OF-CYBERBULLYING-INCIDENTS (E1728) will be equal to or less than the NUMBER-OF-BULLYING-INCIDENTS (E1727).				
Code Table ID	Length	Data Type	Pattern	Domain of Values
	5	Numeric	#####	0-99999
Used in Complex Types				
SchoolExtension				

Websites + Resources





Title IV, Part A State Initiative Website

Title IV State Initiative

District/LEA Resources

ESC Resources

Parent Resources

TEA Resources

Title IV SI FAQ

District/LEA Resources

- Required Training
- Title IV Resources
- TEA Safety & Mental Health Resources
- Mental Health and Safety
- District Safety Teams & Committees
- Building Safety Standards and School Safety Related Grant Programs

Title IV Part A School Safety State Initiative

A Key Consideration

Title IV, Part A Federal funds can not be used to meet state or local safety and mental health requirements. LEAs and ESCs can use [this sheet](#) to help with Title IV, Part A use of funds questions.

Below are links to several state and local required activities that overlap with Title IV, Part A Federal Programs. The LEA would have to meet these requirements before using Title IV, Part A funds to supplement additional needs.

Abuse & Human Trafficking Prevention

AED & CPR Training

Bully Prevention

[CLICK HERE](#) [CLICK HERE](#) [CLICK HERE](#)

Bully Prevention

Title IV, Part A funds cannot be used to meet state or local requirements. Below are state requirements for Local Education Agency (LEAs) concerning **Bullying Prevention**. The LEA would have to meet these requirements before using Title IV, Part A funds to supplement additional needs.

For guidance concerning Title IV, Part A compliance please refer to [TEA Title IV, Part A: Student Support and Academic Enrichment](#).

For guidance on Bullying Prevention requirements, please review [Coordinated School Health - Bullying and Cyberbullying](#).

Committee	Surveys/Action Plans
Staff Training	Transfer Policy
District Policy	Annual Reporting to TEA
Student Training	Counseling for Students
District Rubric/Checklist	District Prevention/ Intervention
TEA/State/Other Websites and Resources	Downloadable PDF

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Images are linkable



Law and District Policy References

[TEC 21.451](#) - **DMA Legal** - Required Staff Development **Edited by SB 1267**

[TEC 37.0832](#) - **FFI Legal** - Student Welfare Freedom From Bullying **Edited by SB 2050**

[TEC 25.0342](#) - **FDB Legal** - Admin. Intradistrict Transfers and Classroom Assignments

[TEC 37.218](#) - **FFF Legal** - Student Welfare Student Safety

[TEC 37.0832](#) - **FFEA Legal** - Counseling and Mental Health Counseling

[TEC 37.001\(a\)-\(b-1\),\(e\)](#) - **FO Legal** - Student Discipline

[TEC 48.009](#) - District Reporting



State and National Resources

- Title IV, Part A School Safety State Initiative District Resources-
<https://www.esc14.net/page/t4si>
- [TxSSC Bully Resources](#)
- [David's Legacy Foundation](#)
- [Federal Bully Prevention](#)
- [New SB 1267](#)
- [New SB 2050](#)



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Evaluations

<https://forms.gle/qr46ZtD2CpsqTt6W6>



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