

REFERRAL TO LAW ENFORCEMENT AND JUDICIAL AUTHORITIES

Nothing prohibits a school from reporting a crime allegedly committed by a student with a disability to appropriate authorities. State law enforcement and judicial authorities may exercise their responsibilities with regard to the application of federal and state law to crimes committed by a student with a disability.

When the school reports a crime committed by a student with a disability, the school must ensure that copies of the education and disciplinary record of the student are transmitted only to the extent the transmission is permitted by the Family Educational Rights and Privacy Act, which includes requiring the receiving authorities to certify in writing that the records will not be disclosed to any other parties. Prior written consent is not necessary.