

MODESTO CITY SCHOOLS

Board Policy

BP 3515.2

BUSINESS AND NON-INSTRUCTIONAL OPERATIONS

Disruptions

The Board of Education is committed to providing a safe and orderly environment for students, staff, and others on district property or while engaged in school activities.

The Superintendent or designee shall remove any individual who, by his/her presence or action, disrupts or threatens to disrupt normal operations at a school campus or any other district facility, threatens the health or safety of anyone on district property, or causes or threatens to cause damage to district property or to any property on school grounds. The Superintendent or designee shall establish a plan describing staff responsibilities and actions to be taken when an individual is causing or threatening to cause a disruption. The plan shall address, as appropriate, visitor registration procedures; campus security measures; evacuation procedures; lock-down procedures; possible responses to an active shooter situation; communications within the school and with parents/guardians, law enforcement, and the media in the event of an emergency; and crisis counseling or other assistance for students and staff after a disruption. In developing such a plan, the Superintendent or designee shall consult with law enforcement to create guidelines for law enforcement support and intervention when necessary.

The Superintendent or designee shall provide training to school staff on how to identify and respond to actions or situations that may constitute a disruption.

Any employee who believes that a disruption may occur shall immediately contact the principal. The principal or designee shall notify law

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Bold Red = CSBA Language

Regular Black = Common Language

➡ Denotes changes being suggested

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enforcement in accordance with Education Code 48902 and 20 USC 7961 and in other situations, as appropriate.

Legal References:

EDUCATION CODES

32210 Willful disturbance of public school or meeting
32211 Threatened disruption or interference with classes
35160 Authority of governing boards
44810 Willful interference with classroom conduct
44811 Disruption of classwork or extracurricular activities
48902 Notification of law enforcement authorities

PENAL CODES

12556 Imitation firearms
243.5 Assault or battery on school property
30310 Prohibition against ammunition on school grounds
415.5 Disturbance of peace of school
626-626.11 School crimes
627.7 Failure to leave campus or facility; wrongful return; penalties; notice; exceptions
626.8 Disruptions
626.81 Misdemeanor for registered sex offender to come onto school grounds
626.85 Misdemeanor for specified drugs offender presence on school grounds
626.9 Gun-Free School Zone act of 1995
627-627.10 Access to school premises
653b Loitering about schools or public places
UNITED STATES CODE, TITLE 2
7961 Gun-Free Schools Act

Management Resources:

ATTORNEY GENERAL OPINION

79 Ops. California Attorney General 58 (1996)

COURT DECISIONS

In Re Jimi A., (1989) 209 Cal.App.3d 482
In Re Joseph F., (2000) 85 Cal.App.4th 975
In Re Oscar R., (1984) 161 Cal.App.3d 770
Reeves v. Rocklin Unified School District, (2003) 109 Cal.App.4th 652

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Management Resources (Cont.):

UNITED STATES DEPARTMENT OF EDUCATION PUBLICATION

Guide for Developing High-Quality School Emergency Operations Plans, 2013

WEBSITES

United States Department of Education – Education for Homeless Children and Youths Grants for State and Local Activities - <https://oese.ed.gov/offices/office-of-formula-grants/school-support-and-accountability/education-for-homeless-children-and-youths-grants-for-state-and-local-activities/>

California Department of Education, Safe Schools – <https://www.cde.ca.gov/ls/ss/>

CSBA: <https://www.csba.org/>

Cross References (cf.):

0450 – Comprehensive Safety Plan (N/A)

1112 – Media Relations

1240 – Volunteer Assistance (N/A)

1250 – Visitors/Outsiders

1330 – Use of School Facilities

1330.1 – Joint Use Agreements (N/A)

3513.3 – Tobacco-Free Schools

3513.4 – Drug and Alcohol Free Schools

3515 – Campus Security

3515.21 – Unmanned Aircraft Systems (Drones) (N/A)

3515.3 – Sex Offender Notification

3515.3 – District Police/Security Department (N/A)

3515.5 – Sex Offender Notification (N/A)

3515.7 – Firearms On School Grounds (N/A)

3516 – Emergencies And Disaster Preparedness Plan

3543 – Transportation Safety and Emergencies

4118/4218 – Dismissal/Suspension/Disciplinary Action

4119.21/4219.21/4319.21 – Professional Standards

4131/4231/4331 – Staff Development

4158/4258/4358 – Employee Security (N/A)

5131.4 – Student Disturbances (N/A)

6116 – Classroom Interruptions

6145.2 – Athletic Competition

6145.5 – Student Organizations And Equal Access

ADOPTED

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