

Disruptions

The Superintendent or designee shall post at every entrance to each school and school grounds a notice setting forth school hours, visitor registration location and requirements, penalties for refusing to leave school grounds, and any other announcements required by the local law enforcement agency in order to pursue the arrest of persons found loitering or trespassing. (Penal Code 627.6)

The principal or designee may ask an individual to leave if he/she has a reasonable basis for concluding that the person's presence would interfere or is interfering with the peaceful conduct of school activities, or would disrupt or is disrupting the school, its students or its employees. (Penal Code 626.6, 626.8; Education Code 32210, 32211)

Any individual who fails to leave upon a proper request of the principal or designee, or who returns after leaving pursuant to such a request, has committed an unlawful act and may be prosecuted unless he/she is:

1. A student of the school,
2. The parent/guardian of a student of the school,
3. A school officer or employee, or
4. A person whose employment requires him/her to be on school grounds. (Penal Code 626.6; Education Code 32210, 32211)

When asking an individual to leave school grounds, the principal or designee shall state that the individual will be guilty of a crime if he/she reenters school premises within the applicable period of time. (Penal Code 626.6, 627.7; Education Code 32211)

If an individual refuses to leave upon request or returns within the applicable period of time, the principal or designee shall notify the police.

Action leading to the penalty of a fine, imprisonment or both may be taken against anyone whose conduct materially disrupts classwork or extracurricular activities or causes a disturbance on school grounds. (Education Code 44811, Penal Code 415.5)

Possession of unauthorized dangerous instruments, weapons or devices is prohibited on school premises, on any public right-of-way immediately adjacent to school property, or any other place where a teacher and student(s) are required to be in connection with assigned school activities. (Penal Code 626, 626.9, 626.10)

Appeal Procedure

Any person who is asked to leave a public school building or grounds may appeal to the Superintendent or designee. This appeal shall be made no later than the second schoolday after the person has departed from the school building or grounds. The Superintendent or designee

shall render his/her decision within 24 hours after the appeal is made, and this decision shall be binding upon both parties.

The decision of the Superintendent or designee may be appealed to the Governing Board. Such an appeal shall be made no later than the second schoolday after the Superintendent or designee has rendered his/her decision. The Board shall consider and decide the appeal at its next scheduled regular or adjourned regular public meeting. The Board's decision shall be final. (Education Code 32211)

Regulation FRESNO UNIFIED SCHOOL DISTRICT

approved: June 23, 1994 Fresno, California

reviewed: December 15, 2003