

Regulation 3515.2: Disruptions

Status: ADOPTED

Original Adopted Date: 08/11/1993 | Last Revised Date: 10/09/1996

The superintendent *principal* or designee shall post at every entrance to each ~~may direct any person, except a student, school and employee, or other person required by his/her employment to be on~~ 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)~~ **or school activity if:**

1. The principal, designee, or school security officer may direct an individual to leave school grounds if he/she has a **or designee has** reasonable basis for concluding that the person is committing **or has entered the campus with the purpose of committing** an act that **which** is likely to interfere with the peaceful conduct, **discipline, good order, or administration** of the school activities or that the person has entered the campus **or a school activity**, or with the **intent of inflicting damage to any person or property.** (Education Code 44810, 44811; Penal Code 626.7)
2. **The person fights or challenges another person to a fight, willfully disturbs another person by loud and unreasonable noise, or uses offensive language which could provoke a violent reaction.** (Penal Code 415.5)
3. **The person, without lawful business for being present, loiters around a school or reenters a school within 72 hours after he/she was asked to leave.** (Penal Code 653b)
4. **The person is required to register as a sex offender pursuant to Penal Code 290 and does not have a lawful purpose of committing and written permission from the principal or designee to be on school grounds.** (Penal Code 626.81)
5. **The person is a specified drug offender, as defined in Penal Code 626.85, and does not have written permission from the principal or designee to be on school grounds. However, such an act. This shall not apply to-** **specified drug offender may be on school grounds during any school activity if he/she is a student or the parent/guardian of a student attending the school.** (Penal Code 626.85)
6. **The person willfully or knowingly creates a disruption with the intent to threaten the immediate physical safety of** students, Governing Board members, employees of the school **staff**, or others required by their employment to be on **while attending, arriving at, or leaving**

school grounds. (Penal Code 626.7)8)

(cf. 4158/4258/4358—Employee Security)

7. When an individual is ***The person has otherwise established a continued pattern of unauthorized entry on school grounds. (Penal Code 626.8)***

***The principal or designee shall allow a parent/guardian who was previously directed to leave under such circumstances, school grounds to reenter for the purpose of retrieving his/her child for disciplinary reasons, medical attention, or family emergencies, or with the principal or designee's prior written permission. (Penal Code 626.7, 626.85)***

***When directing any person to leave school premises, the principal or designee shall inform the person that he/she will **may** be guilty of a misdemeanor subject to a fine and/or imprisonment crime if he/she reenters: (Education Code 32211; Penal Code 626.7, 626.8, 636.85)***

1. ***Fails to leave or remains after being directed to leave***
2. ***Returns to the campus without following the school's posted registration requirements***
3. ***Returns within seven days after being directed to leave***

***Whenever an individual is causing or threatening to cause a disruption at any District facility within 30 days after being directed to leave, or within seven days if the person is **other than** a parent/guardian of a student attending that school. (Penal Code 627.7)***

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

The principal ***campus, the Superintendent*** or designee may direct any specified sex offender or drug offender to leave school grounds. This does not apply to a student, parent/guardian of a student attending that school, or an individual who has obtained prior written permission for entry from the principal or designee. Upon directing the individual to leave, the principal or designee shall inform the person that he/she will be guilty of a crime if he/she reenters the schools within seven days or otherwise establishes a pattern of unauthorized entry. (Penal Code 626.8, 626.85)

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 ***that individual to leave the facility consistent with this regulation*** and student(s) are required to be for assigned school activities. (Penal Code 626.9, 626.10)

***the accompanying Board policy.***

***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 school day after the person has departed from the school building or grounds. ~~The superintendent~~ **After reviewing the matter with the principal or designee and the person making the appeal, the Superintendent** or designee shall render his/her decision within 24 hours after the appeal is made, and this decision shall be binding. (Education Code 32211)

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 school day 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)~~ **(Education Code 32211)**

***In any circumstance where a person has been directed to leave a school building or ground where the Superintendent's or Board's office is situated, he/she may nevertheless enter the school building or ground solely for the purpose of making the appeal. (Education Code 32211)***