

Policy 3515.4: Recovery For Property Loss Or Damage

Status: DRAFT

Original Adopted Date: 11/27/2012 | **Last Reviewed Date:** 11/27/2012

The Governing Board desires to create a safe and secure learning environment and to minimize acts of vandalism and damage to school property. ~~To discourage such acts~~**When district property is damaged due to the willful misconduct of a student or other person**, the district shall seek reimbursement of damages, within the limitations specified in law, from any individual, or from the parent/guardian of any a minor, who has committed theft or has willfully damaged district or employee property.

Rewards

When district or law enforcement officials have not been able to identify the person(s) ~~child or from any other~~ responsible for the theft or ~~individual~~.

The district may collect debt owed by a student or former student as a result of vandalism or to cover the replacement cost of district books, supplies, or property, loaned to a student that the student willfully fails to return or that is willfully cut, defaced, or otherwise injured. However, this policy shall not apply to a student who is a current or former homeless or foster child or youth. (Education Code 48904, 49014)

Rewards

The Board may authorize offer and pay a reward for information leading to the identification and determination of the identity of, and the apprehension of the responsible, any person(s): who willfully damages or destroys any district property. (Government Code 53069.5)

The Board shall determine the appropriate amount for the reward.

The Superintendent or designee shall disburse the reward when the guilt of the person responsible for the act has been established by a criminal conviction or other appropriate judicial procedure.

If more than one person provides information, the reward shall be divided among them as appropriate.

Policy Reference Disclaimer: These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

State References

State References	Description
Civ. Code 1714.1	Liability of parent or guardian for act of willful misconduct by a minor - https://simbli.eboardsolutions.com/SU/NSknepeFduiYWusJFnU3r9Q==
Ed. Code 19910	Libraries; malicious cutting, tearing, defacing, breaking or injuring
Ed. Code 19911	Libraries; willful detention of property
Ed. Code 44810	Willful interference with classroom conduct
Ed. Code 48904	Liability of parent or guardian; withholding of grades, diplomas, transcripts
Ed. Code 49014	Public School Fair Debt Collection Act
Gov. Code 53069.5	Reward for information
Gov. Code 53069.6	Actions to recover damages
Gov. Code 54951	Local agency; definition
Pen. Code 484	Theft defined
Pen. Code 594	Vandalism
Pen. Code 594.1	Aerosol paint and etching cream
Pen. Code 640.5	Graffiti; facilities or vehicles of governmental entity
Pen. Code 640.6	Graffiti

Management Resources References

Description

Website	CSBA District and County Office of Education Legal Services - https://simbli.eboardsolutions.com/SU/UdykszdmPETuDsIshXk6R5akQ==
Website	Judicial Council of California - https://simbli.eboardsolutions.com/SU/mg7HvTVdonsmBqsSaHrk3Q==
Website	California Department of Education - https://simbli.eboardsolutions.com/SU/os2jq5DcA2RawmY2VZ5FZQ==
Website	CSBA - https://simbli.eboardsolutions.com/SU/W3QxkK2FPsDsQBnMIENxGg==

Cross References

Description

0450	Comprehensive Safety Plan - https://simbli.eboardsolutions.com/SU/XVeModcEEplusmIKmIvINyG8g==
0450	Comprehensive Safety Plan - https://simbli.eboardsolutions.com/SU/vQZUWC8qslshfqZpV1MmtaRBg==
1313	Civility - https://simbli.eboardsolutions.com/SU/yOa4hXbmytIs4p2JKUbNw==
1330.1	Joint Use Agreements - https://simbli.eboardsolutions.com/SU/6vO5XmWvh6GiKCUrP6C73w==
3260	Fees And Charges - https://simbli.eboardsolutions.com/SU/y0gzCJ6sSplus9byKOL49dVplusQ==
3260	Fees And Charges - https://simbli.eboardsolutions.com/SU/Mr7mOJYGplusRzB7O3OQI7wEQ==
3512	Equipment - https://simbli.eboardsolutions.com/SU/r1rNkRaXyrj10VEAVGfslsh9g==
3512-E PDF(1)	Equipment - https://simbli.eboardsolutions.com/SU/6RcqkwFE4ATq4nsbPZZJJg==
3515	Campus Security - https://simbli.eboardsolutions.com/SU/wE5EP5B8fBx9Ez6nvEHRMA==
3515	Campus Security - https://simbli.eboardsolutions.com/SU/AQ7S7fhstypcOUeSsqIwQw==
3530	Risk Management/Insurance - https://simbli.eboardsolutions.com/SU/AwD0gWC1fp3vplus35CcotDig==
3530	Risk Management/Insurance - https://simbli.eboardsolutions.com/SU/usslshWhTtZbMepJAoA7BVd6g==
4156.3	Employee Property Reimbursement - https://simbli.eboardsolutions.com/SU/PSd78mwNI7PBg0JEpDln7A==
4158	Employee Security - https://simbli.eboardsolutions.com/SU/NKJ0gbceQH90dq6IFUplus5tQ==
4158	Employee Security - https://simbli.eboardsolutions.com/SU/jvIXyG8eRmdszhOgitD39Q==
4256.3	Employee Property Reimbursement - https://simbli.eboardsolutions.com/SU/KKd3731fZ7J5wAslsh2IESdfg==
4258	Employee Security - https://simbli.eboardsolutions.com/SU/l328lb63xslshlEHOpplusHgt9TA==
4258	Employee Security - https://simbli.eboardsolutions.com/SU/OUbvzplusKzjIwXh2CPHfPslsh8A==
4356.3	Employee Property Reimbursement - https://simbli.eboardsolutions.com/SU/cJuZ6fh7ckFixytDnGuGmg==
4358	Employee Security - https://simbli.eboardsolutions.com/SU/GCLlslshdWylslshTslshf5SyRDaxw==

4358	Employee Security - https://simbli.eboardsolutions.com/SU/jVDlinrb9XSM3NqmaoQUYw==
5125.2	Withholding Grades, Diploma Or Transcripts - https://simbli.eboardsolutions.com/SU/8fliZDslshTgEa3EslshyLjKO9ig==
5131	Conduct - https://simbli.eboardsolutions.com/SU/gCHmgEvELPHGSbXveh7njA==
5131.5	Vandalism And Graffiti - https://simbli.eboardsolutions.com/SU/YomFVvPBQV084RW9slshvM27Q==
5136	Gangs - https://simbli.eboardsolutions.com/SU/1EKslshsKdiaplusgBVSbfnqYt4g==
5136	Gangs - https://simbli.eboardsolutions.com/SU/WHy2Dqpc7nKnitPywHTa1w==
5144	Discipline - https://simbli.eboardsolutions.com/SU/VKfDusQz4wO4ztggq0xR0Q==
5144	Discipline - https://simbli.eboardsolutions.com/SU/h8js9swo8roKNec7W9PBIQ==
5144.1	Suspension And Expulsion/Due Process - https://simbli.eboardsolutions.com/SU/2KWISVzOJQsLVudCpe2bpg==
5144.1	Suspension And Expulsion/Due Process - https://simbli.eboardsolutions.com/SU/1wRsP0evdTslshv6FLdTXneA==
5145.3	Nondiscrimination/Harassment - https://simbli.eboardsolutions.com/SU/Xtm3uqHMol1KAP4CIBOS3g==
5145.3	Nondiscrimination/Harassment - https://simbli.eboardsolutions.com/SU/Rx7eYWCQJQxyhVGfnTMQBQ==
5145.7	Sexual Harassment - https://simbli.eboardsolutions.com/SU/Etnsl0vfjVFwtsfy7FGqYA==
5145.7	Sexual Harassment - https://simbli.eboardsolutions.com/SU/bVa5mPNAi4zf7b1zOFIT1Q==
5145.9	Hate-Motivated Behavior - https://simbli.eboardsolutions.com/SU/Ak4bbXFt2GC0Nslshe6zOOilw==
6161.2	Damaged Or Lost Instructional Materials - https://simbli.eboardsolutions.com/SU/Dhqj1DVtVpluswCAsBzXgW6ow==
6173	Education For Homeless Children - https://simbli.eboardsolutions.com/SU/txeOyoBAokde03EL8jzLslshQ==
6173	Education For Homeless Children - https://simbli.eboardsolutions.com/SU/RuKkaP9U0ZIZTrvByW6Wjw==
6173.1	Education For Foster Youth - https://simbli.eboardsolutions.com/SU/j10m5VbLmj8ppMRz0d6dkQ==
6173.1	Education For Foster Youth - https://simbli.eboardsolutions.com/SU/suCMRgbiqOO4rvJsmX2tqw==