

**Regulation 3515.2: Disruptions**

Status: DRAFT

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

The principal or designee may direct any person, except a student, school employee, or other person required by his/her employment to be on school grounds, to leave school grounds or school activity if:

1. The principal or designee has reasonable basis for concluding that the person is committing or has entered the campus with the purpose of committing an act which is likely to interfere with the peaceful conduct, discipline, good order, or administration of the school 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 ~~loiters around a school,~~ 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 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 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 ~~any student in grades K-8~~ **students, staff, or others** while attending, arriving at, or leaving school. (Penal Code 628)
7. 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 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 may be guilty of a crime if he/she: **(Education Code 32211; Penal Code 626.7, 626.8, 636.85)**

1. Fails to leave or remains after being directed to leave ~~(Penal Code 626.7, 626.8, 626.85)~~
2. Returns to the campus without following the school's posted registration requirements ~~(Penal Code 626.7)~~
3. Returns within seven days after being directed to leave ~~(Penal Code 626.8, 626.85)~~

**Appeal Procedure**

**Whenever an individual is causing or threatening to cause a disruption at any district facility other than a school campus, the Superintendent or designee may direct that individual to leave the facility consistent with this regulation and the accompanying Board policy.**

**Appeal Procedure**

Any person who is asked to leave a 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. 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)**

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**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**

	<b>Description</b>
Ed. Code 32210	Willful disturbance of public school or meeting
Ed. Code 32211	Threatened disruption or interference with classes
Ed. Code 35160	Authority of governing boards
Ed. Code 44810	Willful interference with classroom conduct
Ed. Code 44811	Disruption of classwork or extracurricular activities
Ed. Code 48902	Notification of law enforcement authorities
Pen. Code 12556	Imitation firearms
Pen. Code 243.5	Assault or battery on school property
Pen. Code 30310	Prohibition against ammunition on school grounds
Pen. Code 415.5	Disturbance of peace of school
Pen. Code 626-626.11	School crimes
Pen. Code 626.7	Failure to leave campus or facility; wrongful return; penalties; notice; exceptions
Pen. Code 626.8	Disruptions
Pen. Code 626.81	Misdemeanor for registered sex offender to come onto school grounds
Pen. Code 626.85	Misdemeanor for specified drug offender presence on school grounds
Pen. Code 626.9	Gun-Free School Zone Act of 1995
Pen. Code 627-627.10	Access to school premises
Pen. Code 653b	Loitering about schools or public places

### **Federal References**

	<b>Description</b>
20 USC 7961	Gun-Free Schools Act

### **Management Resources References**

	<b>Description</b>
Attorney General Opinion	79 Ops.Cal.Atty.Gen. 58 (1996)
Court Decision	In Re Jimi A., (1989) 209 Cal.App.3d 482
Court Decision	In Re Joseph F., (2000) 85 Cal.App.4th 975
Court Decision	In Re Oscar R., (1984) 161 Cal.App.3d 770
Court Decision	Reeves v. Rocklin Unified School District, (2003) 109 Cal.App.4th 652

U.S. DOE Publication	Guide for Developing High-Quality School Emergency Operations Plans, 2013
Website	CSBA District and County Office of Education Legal Services - <a href="https://simbli.eboardsolutions.com/SU/UdykszdmPETuDsIshXk6R5akQ==">https://simbli.eboardsolutions.com/SU/UdykszdmPETuDsIshXk6R5akQ==</a>
Website	U.S. Department of Education - Education for Homeless Children and Youths Grants for State and Local Activities - <a href="https://simbli.eboardsolutions.com/SU/hejIsh9el7BC8rRkMVLthGg==">https://simbli.eboardsolutions.com/SU/hejIsh9el7BC8rRkMVLthGg==</a>
Website	California Department of Education, Safe Schools - <a href="https://simbli.eboardsolutions.com/SU/AxdFslshFpyQ1QP0821fOy9pg==">https://simbli.eboardsolutions.com/SU/AxdFslshFpyQ1QP0821fOy9pg==</a>
Website	CSBA - <a href="https://simbli.eboardsolutions.com/SU/W3QxkK2FPsDsQBnMIENxGg==">https://simbli.eboardsolutions.com/SU/W3QxkK2FPsDsQBnMIENxGg==</a>

**Cross References**

**Description**

0450	Comprehensive Safety Plan - <a href="https://simbli.eboardsolutions.com/SU/XVeModcEEplusmlKmlViNyG8g==">https://simbli.eboardsolutions.com/SU/XVeModcEEplusmlKmlViNyG8g==</a>
0450	Comprehensive Safety Plan - <a href="https://simbli.eboardsolutions.com/SU/vQZUWC8qslshfqZpV1MmtaRBg==">https://simbli.eboardsolutions.com/SU/vQZUWC8qslshfqZpV1MmtaRBg==</a>
1112	Media Relations - <a href="https://simbli.eboardsolutions.com/SU/3IHEaJYmsnDktqG0qiC94Q==">https://simbli.eboardsolutions.com/SU/3IHEaJYmsnDktqG0qiC94Q==</a>
1240	Volunteer Assistance - <a href="https://simbli.eboardsolutions.com/SU/s1kDPms91ZslshXvtuUxCKMdw==">https://simbli.eboardsolutions.com/SU/s1kDPms91ZslshXvtuUxCKMdw==</a>
1240	Volunteer Assistance - <a href="https://simbli.eboardsolutions.com/SU/KR2sg4KWAHgxai0qdzjyQA==">https://simbli.eboardsolutions.com/SU/KR2sg4KWAHgxai0qdzjyQA==</a>
1250	Visitors/Outsiders - <a href="https://simbli.eboardsolutions.com/SU/0UxfKnDQx8i9V4vageslsh6VA==">https://simbli.eboardsolutions.com/SU/0UxfKnDQx8i9V4vageslsh6VA==</a>
1250	Visitors/Outsiders - <a href="https://simbli.eboardsolutions.com/SU/Algl3G2av7RnSyAPrFJslshPg==">https://simbli.eboardsolutions.com/SU/Algl3G2av7RnSyAPrFJslshPg==</a>
1313	Civility - <a href="https://simbli.eboardsolutions.com/SU/yOa4hXbmytYls4p2JKUbNw==">https://simbli.eboardsolutions.com/SU/yOa4hXbmytYls4p2JKUbNw==</a>
1330	Use Of School Facilities - <a href="https://simbli.eboardsolutions.com/SU/bweubRumzjCMEFsRwfPRVQ==">https://simbli.eboardsolutions.com/SU/bweubRumzjCMEFsRwfPRVQ==</a>
1330	Use Of School Facilities - <a href="https://simbli.eboardsolutions.com/SU/OsPXtQrBZmNcjhUi2mwN3Q==">https://simbli.eboardsolutions.com/SU/OsPXtQrBZmNcjhUi2mwN3Q==</a>
1330-E PDF(1)	Use Of School Facilities - <a href="https://simbli.eboardsolutions.com/SU/mJDGwwleQuuHMmknzSltrQ==">https://simbli.eboardsolutions.com/SU/mJDGwwleQuuHMmknzSltrQ==</a>
1330.1	Joint Use Agreements - <a href="https://simbli.eboardsolutions.com/SU/6vO5XmWvh6GiKCUrP6C73w==">https://simbli.eboardsolutions.com/SU/6vO5XmWvh6GiKCUrP6C73w==</a>
3513.3	Tobacco-Free Schools - <a href="https://simbli.eboardsolutions.com/SU/LVtbcNpnXgQ4I3S1uk4oVg==">https://simbli.eboardsolutions.com/SU/LVtbcNpnXgQ4I3S1uk4oVg==</a>
3513.3	Tobacco-Free Schools - <a href="https://simbli.eboardsolutions.com/SU/r2bqvQEbcwEp8g54nBYYuQ==">https://simbli.eboardsolutions.com/SU/r2bqvQEbcwEp8g54nBYYuQ==</a>
3513.4	Drug And Alcohol Free Schools - <a href="https://simbli.eboardsolutions.com/SU/EglaLA3lnXkKgpulshjxrQ9g==">https://simbli.eboardsolutions.com/SU/EglaLA3lnXkKgpulshjxrQ9g==</a>
3515	Campus Security - <a href="https://simbli.eboardsolutions.com/SU/hqFPjAhd9goSoQpbplus4kjiQ==">https://simbli.eboardsolutions.com/SU/hqFPjAhd9goSoQpbplus4kjiQ==</a>
3515	Campus Security - <a href="https://simbli.eboardsolutions.com/SU/TNTSaLuS8Nthk6qXGvHC9g==">https://simbli.eboardsolutions.com/SU/TNTSaLuS8Nthk6qXGvHC9g==</a>
3515.5	Sex Offender Notification - <a href="https://simbli.eboardsolutions.com/SU/T0Q7J6Yyslshhj0GzQDslshAWvUg==">https://simbli.eboardsolutions.com/SU/T0Q7J6Yyslshhj0GzQDslshAWvUg==</a>
3515.5	Sex Offender Notification - <a href="https://simbli.eboardsolutions.com/SU/PBmco0rktCGup8nTLu1IKg==">https://simbli.eboardsolutions.com/SU/PBmco0rktCGup8nTLu1IKg==</a>

3516 Emergencies And Disaster Preparedness Plan -  
<https://simbli.eboardsolutions.com/SU/dOrqkL6zGeHD5l2pKwHzwA==>

3516 Emergencies And Disaster Preparedness Plan -  
<https://simbli.eboardsolutions.com/SU/MA2DL2Mnc9xXhOn6dxxRIA==>

3543 Transportation Safety And Emergencies -  
<https://simbli.eboardsolutions.com/SU/3h3co6oeaQVFPUwobu8KQA==>

4118 Dismissal/Suspension/Disciplinary Action -  
<https://simbli.eboardsolutions.com/SU/rOKplusxHxHkrEBT6aplusTWhishQ==>

4119.21 Professional Standards -  
<https://simbli.eboardsolutions.com/SU/UTGFaZorslshLeTKDloySlofQ==>

4119.21-E PDF(1) Professional Standards -  
<https://simbli.eboardsolutions.com/SU/mGplusvfwZSZeWEomplumBplusTJTg==>

4131 Staff Development -  
<https://simbli.eboardsolutions.com/SU/qM93MntQ08lXE19SqyYgzA==>

4131 Staff Development -  
<https://simbli.eboardsolutions.com/SU/xnlUHul4wamrtLwplus2OFxcA==>

4158 Employee Security -  
<https://simbli.eboardsolutions.com/SU/NKJ0gbceQH90dq6lFUplus5tQ==>

4158 Employee Security -  
<https://simbli.eboardsolutions.com/SU/jVlXyG8eRmdszhOgitD39Q==>

4218 Dismissal/Suspension/Disciplinary Action -  
<https://simbli.eboardsolutions.com/SU/9plusE9V6WiAoDtbVijXcJb8Q==>

4218 Dismissal/Suspension/Disciplinary Action -  
<https://simbli.eboardsolutions.com/SU/WSdW3plusnjP9wlvJpaJpqnSA==>

4219.21 Professional Standards -  
<https://simbli.eboardsolutions.com/SU/cRQObj7EJcTiplushojXxDrvw==>

4219.21-E PDF(1) Professional Standards - Code Of Ethics Classified Employees -  
<https://simbli.eboardsolutions.com/SU/Yn4FDSgBUNsbsWF3lvpkIQ==>

4258 Employee Security -  
<https://simbli.eboardsolutions.com/SU/l328lb63xslshLEHOplusHgt9TA==>

4258 Employee Security -  
<https://simbli.eboardsolutions.com/SU/OUbvzplusKzjWxh2CPHFpslsh8A==>

4319.21 Professional Standards -  
<https://simbli.eboardsolutions.com/SU/aVzvR2gnF6PxyE8OYijAPA==>

4319.21-E PDF(1) Professional Standards -  
<https://simbli.eboardsolutions.com/SU/sVVtgfkApxmtRMQLIsMRyQ==>

4331 Staff Development -  
<https://simbli.eboardsolutions.com/SU/mi31ZJfJZ6P6XlztQhGr3Q==>

4331 Staff Development -  
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4358 Employee Security -  
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4358 Employee Security -  
<https://simbli.eboardsolutions.com/SU/jVDlinrb9XSM3NqmaoQUYw==>

5131.4 Student Disturbances -  
<https://simbli.eboardsolutions.com/SU/LI3WnRLoXmLkeMY3u4u1bw==>

5131.4 Student Disturbances -  
<https://simbli.eboardsolutions.com/SU/UqQ9HwSmY1ubUAbnvCCAzw==>

6116 Classroom Interruptions -  
<https://simbli.eboardsolutions.com/SU/zec48ZLVoekiBHh64SwaXA==>

- 6145.2 Athletic Competition -  
<https://simbli.eboardsolutions.com/SU/mjzVr4hwth0plusJplusU0vFgStw==>
- 6145.2 Athletic Competition -  
<https://simbli.eboardsolutions.com/SU/li7fyXj9QEE0CqwFCiOzbQ==>
- 6145.5 Student Organizations And Equal Access -  
<https://simbli.eboardsolutions.com/SU/GADbzpG3jCslshHZg5slshjCrtzw==>
- 6145.5 Student Organizations And Equal Access -  
<https://simbli.eboardsolutions.com/SU/Ch4VH6ktnX8KzDIDi61ieA==>