

Civility

Learning Environment

The Governing Board is committed to a learning environment that fosters mutual respect, civility, and orderly conduct among District employees, parents, students, and the public. Essential to this learning environment is consistent and appropriate communication and interaction between all parties. The Board encourages parent involvement in school related organizations such as school site councils, parent booster clubs, PTA's, and foundations that assist the District in maximizing opportunities for teaching and learning at each school site. Parents/guardians may contact teachers, administrators and staff at the school site by telephone, email, or by appointment.

This policy is not intended to deprive any person or his/her right to freedom of expression, but only to maintain a safe, harassment-free workplace for District students and employees. In the interest of presenting District employees as positive role models to the children of this District as well as the community, SMUSD encourages positive communication and discourages volatile, hostile, or aggressive actions that could negatively impact students, employees, and the learning environment. (cf. 0410. - Recognition of Human Diversity)

The Superintendent or designee is authorized to develop regulations to assure a positive learning environment, free of disruptions, for teachers, staff and students throughout the District.

Disruptions

Whenever it reasonably appears to a site administrator or designee that a person, other than a student enrolled at that school and persons required by their employment to be on the premises, is committing an act likely to interfere with the peaceful conduct of activities on campus or has entered the campus for the purpose of committing such an act, the site administrator, or designee may direct the person to leave the campus (California Education Code 44811 and Penal Codes 415.5 and 626.7).

A disruption, as determined by a site administrator or designee, occurs upon any of the following:

1. Any person is willfully disturbing a public school, a public school meeting or event, or Board meeting, whether on or off District property. (Education Code section 32210)
2. Any person is willfully interfering with the discipline, good order, lawful conduct, or administration of any school class or activity of the school. (Education Code section 44810)
3. Any person whose conduct in a place where a school employee is required to be in the course of his or her duties materially disrupts classwork or extracurricular activities or involves substantial disorder. (Education Code section 44811)
4. Any person is willfully disturbing the peace of a school. Disturbing the peace shall include:
 - a. Fighting within any building or upon the grounds of any school or challenging another person within any building or upon school grounds to fight.
 - b. Maliciously and willfully disturbing another person within a school building or upon the grounds by loud and unreasonable noise or voice. This may include fighting words, obscenities, defamatory statements and/or speech carrying a clear and present danger of incitement to violence.
 - c. Using offensive words within a school building or grounds which are inherently likely to provoke an immediate violent reaction. (Penal Code section 415.5)
5. Any person who comes into any school building or upon any school property or public way adjacent thereto, without lawful business thereon, and whose presence or acts interfere with the peaceful conduct of the activities of the school or disrupts the school or its pupils or school activities. (Penal Code section 626.8)

District Actions

Specific actions may be taken in case of a disruption at school. The actions will be progressive in nature if the disruptive behavior continues. If a

parent/guardian or member of the public uses obscenities or aggressive words, or words likely to result in a disturbance or other immediate unlawful action, the site administrator or designee will respectfully admonish the speaker to communicate in a civil manner and to refrain from using such speech.

If corrective action is not taken by the abusing party, the District employee will verbally notify that party that the meeting, conference, or telephone conversation is terminated. If the meeting or conference is on District premises, the abusing party will be directed by either the site administrator or designee, or the appropriate school or state law enforcement officer, to promptly leave the premises.

If verbal notification does not stop the disruptive behavior, written notification may be provided to the parent/guardian regarding specific incidents of disruptive behavior and include the consequences should the behavior continue.

When an individual is directed to leave the school grounds or District premises, the Superintendent or designee shall inform the individual that he or she may be charged with a misdemeanor in accordance with Education Code section 44811, Penal Code sections 626.4, 626.7, and 626.8, if he or she:

1. Remains at the school site or District premises after being asked to leave by a site administrator or designee or by a person employed as a member of security of the District, a city police officer, or other authorized law enforcement personnel..
2. Re-enters or comes onto the school site or District premises within 7 days of being asked to leave.
3. Has otherwise established a continued pattern of unauthorized entry.
4. Willfully or knowingly creates a disruption with the intent to threaten the immediate physical safety of any pupil in preschool, kindergarten, or any of grades 1 to 8, inclusive, arriving at, attending, or leaving from school.

The superintendent, principal or designee may also inform the individual both verbally and in writing that the District immediately withdraws its consent for their presence at any time at any District campus or facility for a period of between 7-30 calendar days. If the person re-enters any District facility within

Article 1

Community Relations

BP 1313.1

133 the stayaway period after being directed to leave, the superintendent or
134 designee may notify law enforcement officials.
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136 Any appeal of the directive to leave school or District premises will follow the
137 procedures outlined in the District's complaint procedures.
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139 Legal Reference:
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141 EDUCATION CODE

142 32210 Willful disturbance of public school or meeting

143 32211 Threatened disruption or interference with classes

144 44014 Report of assault by pupil against school employee

145 44810 Willful interference with classroom conduct

146 44811 Disruption of class work or extracurricular activities

147 49063 Notification of parents of their rights

148 PENAL CODE

149 243.5 Assault or battery on school property

150 415.5 Disturbance of peace of school, community college, university or state university

151 626.7 Persons directed to leave campus who appear to commit an act likely to interfere with
152 peaceful conduct of campus

153 626.8 Disruptive presence at schools

154 627.7 Misdemeanors
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156 Adopted:
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