

Civility

01 Learning Environment

02

03 The Governing Board is committed to a learning environment that fosters mutual respect,
04 civility, and orderly conduct among District employees, parents, students, and the public.
05 Essential to this learning environment is consistent and appropriate communication and
06 interaction among all parties. The Board encourages parent involvement in school related
07 organizations such as school site councils, parent booster clubs, PTA's, and foundations that
08 assist the District in maximizing opportunities for teaching and learning at each school site.
09 Parents/guardians may contact teachers, administrators and staff at the school site by
10 telephone, email, or by appointment.
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13 This policy is not intended to deprive any person of his/her right to freedom of expression,
14 but only to maintain a safe, harassment-free workplace for District students and employees.
15 In the interest of presenting District employees as positive role models to the children of this
16 District as well as the community, *whether people agree or disagree on various subjects, the*
17 *District encourages communication that shows respect to the other person in both content*
18 *and tone, and discourages verbally or physically threatening, hostile and/or aggressive*
19 *communications toward the other person that could negatively impact students, employees,*
20 *and the learning environment. (Board Policy 0410. - Recognition of Human Diversity)
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24 The Superintendent or designee is authorized to develop regulations to assure a positive
25 learning environment, free of disruptions, for teachers, staff and students throughout the
26 District.
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28 Disruptions

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30 Whenever it reasonably appears to a site administrator or designee that a person, other than
31 a student enrolled at that school or an officer or employee of the school, or a person
32 required by his or her employment to be on the school site or other school facility, has
33 entered the school campus (outside of the common areas where public business is
34 conducted) and is committing an act likely to interfere with the peaceful conduct of activities
35 on campus or has entered the campus for the purpose of committing such an act, the site
36 administrator, or designee may direct the person to leave the campus (California Education
37 Code section 44811 and Penal Code sections 415.5 and 626.7).
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41 A disruption may reasonably be determined by a site administrator or designee to occur
42 upon any of the following, among others:
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44

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BP 1313.1

- 45 1. Any person is willfully disturbing a school or school meeting or event, or a Board meeting.
46 (Education Code section 32210)
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- 48 2. Any person is willfully interfering with the discipline, good order, lawful conduct, or
49 administration of any school class or activity of the school, with the intent to disrupt,
50 obstruct, or to inflict damage to property or bodily injury upon any person. (Education
51 Code section 44810)
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- 53 3. Any person whose conduct in a place where a school employee is required to be in the
54 course of his or her duties materially disrupts classwork or extracurricular activities or
55 involves substantial disorder. (Education Code section 44811)
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- 57 4. Any person is willfully disturbing the peace of a school. Disturbing the peace shall include:
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- 59 a. Fighting within any building or upon the grounds of any school or challenging another
60 person within any building or upon school grounds to fight.
61
- 62 b. Maliciously and willfully disturbing another person within a school building or upon the
63 grounds by loud and unreasonable noise or voice. This may include fighting words,
64 obscenities, defamatory statements and/or speech carrying a clear and present
65 danger of incitement to violence.
66
- 67 c. Using offensive words within a school building or grounds which are inherently likely to
68 provoke an immediate violent reaction. (Penal Code section 415.5)
69
- 70 5. Any person who comes into any school building or upon any school property or street,
71 sidewalk or public way adjacent thereto, without lawful business thereon, and *whose*
72 *manner of speech and/or physical acts* interfere with the peaceful conduct of the activities of
73 the school or disrupts the school or its pupils or school activities. (Penal Code section
74 626.8)
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79 District Actions

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81 Specific actions may be taken in case of a disruption at school. The actions will be
82 progressive in nature if the disruptive behavior continues. *If a parent/guardian or member of*
83 *the public uses words or engages in conduct that is not protected under federal or state law,*
84 *or words likely to result in a disturbance or other immediate unlawful action, the site*
85 *administrator or designee will respectfully admonish the speaker to communicate in a civil*
86 *manner and to refrain from using such speech.*
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89 If corrective action is not taken by the abusing party, the site administrator, designee or
90 District employee will orally notify that party that the meeting, conference, conversation or
91 telephone conversation is terminated. If the meeting, conference or conversation is on

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92 District premises, the abusing party will be directed by either the site administrator or
93 designee, or the appropriate school or state law enforcement officer, to promptly leave the
94 premises.
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96 If oral notification does not stop the disruptive behavior, written notification may be provided
97 to the parent/guardian or member of the public regarding specific incidents of disruptive
98 behavior and include the consequences should the behavior continue.
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101 When a parent/guardian or member of the public is directed to leave the school grounds or
102 District premises, the Superintendent or designee shall inform the individual that he or she
103 may be charged with a misdemeanor in accordance with Education Code section 44811,
104 Penal Code sections 626.4, 626.7, and 626.8, if he or she:
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- 106 1. Remains at the school site or District premises after being asked to leave by a site
107 administrator or designee or by a person employed as a member of a security
108 department of the District, a city police officer, a sheriff or deputy sheriff or other
109 authorized law enforcement personnel.
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- 112 2. Re-enters or comes onto the school site or District premises within 7 days of being asked
113 to leave.
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- 115 3. Has otherwise established a continued pattern of unauthorized entry.
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- 117 4. Willfully or knowingly creates a disruption with the intent to threaten the immediate
118 physical safety of any pupil in preschool, kindergarten, or any of grades 1 to 8, inclusive,
119 arriving at, attending, or leaving from school.
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121 The superintendent, principal or designee may also inform the individual both orally and in
122 writing that the District immediately withdraws its consent for their presence at any time at
123 any District campus or facility for a period of between 7-14 calendar days. If the person
124 re-enters any District facility within the stay away period after being directed to leave, the
125 superintendent or designee may notify law enforcement officials.
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128 Any appeal of the directive to leave school or District premises will follow the procedures
129 stated in the District's complaint procedures. (See Board Policy 1312.1)
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133 Legal Reference:

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135 EDUCATION CODE

136 32210 Willful disturbance of public school or meeting

137 32211 Threatened disruption or interference with classes

138 44014 Report of assault by pupil against school employee

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139 44810 Willful interference with classroom conduct

140 44811 Disruption of class work or extracurricular activities

141 49063 Notification of parents of their rights

142 PENAL CODE

143 243.5 Assault or battery on school property

144 415.5 Disturbance of peace of school, community college, university or state university

145 626.7 Persons directed to leave campus who appear to commit an act likely to interfere with peaceful conduct
146 of campus

147 626.8 Disruptive presence at schools

148 627.7 Misdemeanors

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150 Adopted:

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