

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 among 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 of 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, *whether people agree or disagree on various subjects, the District encourages communication that shows respect to the other person in both content and tone, and discourages verbally or physically threatening, hostile and/or aggressive communications toward the other person that could negatively impact students, employees, and the learning environment.* (Board Policy 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 or an officer or employee of the school, or a person required by his or her employment to be on the school site or other school facility, has entered the school campus (outside of the common areas where public business is conducted) and 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 section 44811 and Penal Code sections 415.5 and 626.7).

A disruption may reasonably be determined by a site administrator or designee to occur upon any of the following, among others:

1. Any person is willfully disturbing a school or school meeting or event, or a Board meeting.
(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, with the intent to disrupt, obstruct, or to inflict damage to property or bodily injury upon any person. (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 street, sidewalk or public way adjacent thereto, without lawful business thereon, and *whose manner of speech and/or physical 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 words or engages in conduct that is not protected under federal or state law,* 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 site administrator, designee or District employee will orally notify that party that the meeting, conference, conversation or telephone conversation is terminated. If the meeting, conference or conversation 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 oral notification does not stop the disruptive behavior, written notification may be provided to the parent/guardian or member of the public regarding specific incidents of disruptive behavior and include the consequences should the behavior continue.

When a parent/guardian or member of the public 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 a security department of the District, a city police officer, a sheriff or deputy sheriff 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 orally 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 7-14 calendar days. If the person re-enters any District facility within the stay away period after being directed to leave, the superintendent or designee may notify law enforcement officials.

Any appeal of the directive to leave school or District premises will follow the procedures stated in the District's complaint procedures. (See Board Policy 1312.1)

Legal Reference:

EDUCATION CODE

32210 Willful disturbance of public school or meeting

32211 Threatened disruption or interference with classes

44014 Report of assault by pupil against school employee

Article 1

Community Relations

BP 1313.1

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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