VANDALISM AND GRAFFITI

The Board of Education desires to enhance student learning by striving to provide an environment where students and staff can feel safe and secure and can take pride in their school. To that end, the Superintendent or designee shall develop strategies for preventing graffiti and vandalism on school grounds, including collaborating with local law enforcement and city and county officials, as appropriate, to help develop a coordinated response to graffiti and vandalism in the community.

Students and staff are encouraged to report any graffiti or vandalism to the principal or designee for investigation. The principal or designee shall determine whether the incident necessitates an investigation pursuant to the district's sexual harassment, hate-motivated behavior, or nondiscrimination grievance procedure.

As appropriate, the principal or designee shall contact local law enforcement in instances when the graffiti is repetitive, identifies particular targets or groups, identifies the perpetrator, and/or contains incitements to violence, threats, or intimidation. Photographs or other evidence of the vandalism or graffiti shall be preserved as necessary for investigation by the district or law enforcement and as evidence in any district disciplinary proceedings.

The principal or designee shall ensure that graffiti on school grounds is removed and covered as soon as possible, and if practicable before the beginning of the school day. If extensive, law enforcement shall be notified before removing or covering up.

A student who commits an act of vandalism or graffiti on school grounds shall be subject to disciplinary action, including, but not limited to, suspension or expulsion in accordance with Board policy and administrative regulation. If reparation for damages is not made, the district also may withhold the student's grades, diploma, and/or transcripts in accordance with law.

Students BP 5131.5(a)
VANDALISM AND GRAFFITI (continued)

Legal Reference:

EDUCATION CODE
48900  Grounds for suspension or expulsion
48904  Willful misconduct, limit of liability of parent or guardian
48904.3 Withholding grades, diplomas, or transcripts of pupils causing property damage or injury

CIVIL CODE
51.7  Right to be free from violence
52.1  Discrimination liability
1714.1  Liability of parent or guardian for act of willful misconduct by a minor

GOVERNMENT CODE
53069.5  Reward for information

PENAL CODE
594.1  Aerosol containers of paint
594.2  Intent to commit vandalism or graffiti
594.6  Vandalism or graffiti, community service
640.5  Graffiti; facilities or vehicles of governmental entity
640.6  Graffiti

CODE OF REGULATIONS, TITLE 5
305  Student responsible for care of property

Management Resources:

WEB SITES
CSBA:  http://www.csba.org
California Department of Education:  http://www.cde.ca.gov