

**POLICY #1.53
INTERFERENCE WITH THE PEACEFUL CONDUCT OF SCHOOL DISTRICT
ACTIVITIES**

The superintendent of schools or anyone designated by the superintendent or the board of education to maintain order in the district shall have the authority and power to direct any person to leave district property who is not a student, officer or employee thereof, and who:

Interferes with the peaceful conduct of activities on district property;

Commits an act that interferes with the peaceful conduct of activities on district property; or

Enters district property for the purpose of committing an act that may interfere with the peaceful conduct of activities on district property.

For purposes of this policy, the term “interferes with the peaceful conduct” includes, but is not limited to, actions that directly interfere with classes, study, student or faculty safety, housing or parking areas or extracurricular activities or any lawful activity occurring on school property; threatening or stalking any person; damaging or causing waste to any property belonging to another person or the district; or direct interference with administration, maintenance or security of property belonging to the district.

Any person to whom this policy applies, who fails to leave district property as directed or returns within six (6) months thereafter, without first obtaining written permission from the superintendent or anyone designated by the superintendent or the board of education, shall be guilty of a misdemeanor.

Appeal Process

After receiving a directive to leave district property under this policy, the person issued the directive may request reconsideration by taking the following steps:

First Level of Appeal: The person may request review of the initial decision by letter to the superintendent. If no written request is received within five (5) calendar days of the person’s receipt of written notification of the directive to leave district property, the directive will be final and nonappealable. If the superintendent issued the initial directive to leave district property, the person issued the directive may proceed directly to the final level of appeal.

Final Level of Appeal: The person may request review of the superintendent’s decision by letter to the superintendent or the clerk of the board of education. If no written request is received within five (5) calendar days of the person’s receipt of the superintendent’s written notification of his or her decision, the

superintendent's decision will be final and nonappealable. The person will be notified in writing of the date, time and place of the board meeting at which the decision will be reviewed. The board's decision will be final and nonappealable.

The superintendent or person who issues the directive to leave district property will give the person to whom the directive is issued a copy of this policy within a reasonable amount of time after issuing the directive. During any appeal process, the person given the directive to leave school property must remain off school property unless the superintendent, in writing, instructs that the directive is to be stayed pending the appeal process.

Adopted by BOE 5-9-2011