

MODESTO CITY SCHOOLS

Board Policy

BP 3515

BUSINESS AND NONINSTRUCTIONAL OPERATIONS

Campus Security

The Governing Board is committed to providing a school environment that promotes the safety of students, staff, and visitors to school grounds. The Board also recognizes the importance of protecting District property, facilities, and equipment from vandalism and theft.

The Superintendent/designee shall develop campus security procedures which may be included in the District's comprehensive safety plan and/or site-level safety plans. Such procedures shall be regularly reviewed to reflect changed circumstances and to assess their effectiveness in achieving safe school objectives.

Reporting Threats

Any certificated or classified employee, or other school official, whose duties bring the employee or other school official in contact on a regular basis with students in any of grades 6-12, as part of a middle or high school, who are alerted to or observe any threat or perceived threat of a homicidal act, as defined, shall immediately report the threat or perceived threat to law enforcement in accordance with Education Code 49393. (Education Code 49390, 49393)

Threat or perceived threat means any writing or action of a student that creates a reasonable suspicion that the student is preparing to commit a homicidal act related to school or a school activity. This may include possession, use, or depictions of firearms, ammunition, shootings, or targets in association with infliction of physical harm, destruction, or death in a social media post, journal, class note, or other media associated with the student. It may also include a warning by a parent, student, or other individual.

Additionally, anyone who receives or learns of a health or safety threat related to school or a school activity is required to report the threat to a school or District administrator.

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Surveillance Systems

In consultation with the District's school site council, safety planning committee, other relevant educational partners, and staff, the Superintendent or designee shall identify appropriate locations for the placement of surveillance cameras. Cameras shall not be placed in areas where students, staff, or community members have a reasonable expectation of privacy. Any audio capability on the District's surveillance equipment shall be disabled so that sounds are not recorded.

Prior to the operation of the surveillance system, the Superintendent/designee shall ensure that signs are posted at targeted locations around school buildings and grounds.

These signs shall state that the facility uses video surveillance equipment for security purposes and that the equipment may or may not be actively monitored at any time. The Superintendent/designee shall also provide prior written notice to students and parents guardians about the District's surveillance system, including the locations where surveillance may occur, and that the recordings may be used in disciplinary proceedings, and/or referred to local law enforcement, as appropriate.

To the extent that any images from the District's surveillance system create a student or personnel record, the Superintendent/designee shall ensure that the images are accessed, retained, and disclosed in accordance with law, Board policies, administrative regulations and collective bargaining agreements.

Legal Reference:

EDUCATION CODE

17070.10-17079.30 Leroy F. Greene School Facilities Act

17583 Classroom security locks; modernization projects

32020 Access gates

32211 Threatened disruption or interference with classes 32280-

32288 32289.5 School safety plans

35160 Authority of governing boards

35160.1 Broad authority of school districts

35266 Reporting of cyber attacks

38000-38005 Security patrols

49050-49051 Searches by school employees

49060-49079 Student records

49390-49395 Homicide threats

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Legal Reference (cont.):

PENAL CODE

469 Unauthorized making, duplicating or possession of key to public building 626-

626.10 Disruption of schools

626-626.11 Weapons on school grounds and other school crimes

CALIFORNIA CONSTITUTION

Article 1, Section 28(c) Right to Safe Schools

UNITED STATES CODE, TITLE 6

665k Federal Clearinghouse on School Safety Evidence-Based Practices

UNITED STATES CODE, TITLE 20

1232g Family Educational Rights and Privacy Act

CODE OF REGULATIONS, TITLE 24

1010.2 Door operations

1010.2.8.2 Lockable doors from the inside

CODE OF FEDERAL REGULATIONS, TITLE 34

99.3 Definition of education records

GOVERNMENT CODE

11549.3 Independent security assessment

Management Resources:

ATTORNEY GENERAL OPINIONS

83 Ops.Cal.Atty.Gen. 257 (2000)

75 Ops.Cal.Atty.Gen. 155 (1992)

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATION

Safe Schools: A Planning Guide for Action Workbook, 2002

NATIONAL INSTITUTE OF JUSTICE PUBLICATION

The Appropriate and Effective Use of Security Technologies in U.S. Schools: A Guide for Schools and Law Enforcement Agencies, 1999

US DOE PUBLICATION

FAQs on Photos and Videos under FERPA

COURT DECISIONS

Brannum v. Overton County School Board (2008) 516 F 3d 489

New Jersey v. T.L.O. (1985) 469 U.S. 325

CSBA PUBLICATIONS

Protecting Our Schools: Governing Board Strategies to Combat School Violence, 1999

WEBSITES

CSBA: <http://www.csba.org>

California Department of Education, Safe Schools Office: <http://www.cde.ca.gov/ls/ss>

National Institute of Justice: <http://www.ojp.usdoj.gov/nij>

California Military Department: <https://calguard.ca.gov/>

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Management Resources (cont.):

WEBSITES (cont.)

U.S. Department of Homeland Security, Fusion Centers: <https://www.dhs.gov/fusion-centers>

California State Threat Assessment System: <https://calstas.org/>

CSBA District and County Office of Education Legal Services: <https://legalservices.csba.org/>

U.S. Department of Education, Protecting Student Privacy: <https://studentprivacy.ed.gov/>

National School Safety Center: <http://www.schoolsafety.us/>

Cross References (cf.):

0450 – Comprehensive Safety Plan

1250 – Visitors/Outsiders

1330.1 – Joint Use Agreements (N/A)

3000 – Concepts And Roles (N/A)

3440 – Inventories

3515.2 – Disruptions

3515.3 – District Police/Security Department

3515.31 – School Resource Officers (N/A)

3515.4 – Recovery For Property Loss Or Damage

3515.5 – Sex Offender Notification (N/A)

3515.7 – Firearms On School Grounds (N/A)

3516 – Emergencies And Disaster Preparedness Plan

3516.2/6114.2 – Bomb Threats

3530 – Risk Management/Insurance

4112.6 – Personnel Files

4119.1/4219.1/4319.1 – Civil And Legal Rights (N/A)

4119.1/4219.1/4319. – Whistleblower Protection

4131/4231/4331 – Staff Development

4158/4258/4358 – Employee Safety (N/A)

5112.5 – Open/Closed Campus

5116.2 – Involuntary Student Transfers

5125 – Student Records

5125.1 – Release Of Directory Information

5131.1 – Bus Conduct

5131.2 – Bullying

5131.5 – Vandalism And Graffiti

5131.7 – Weapons and Dangerous Instruments

5137 – Positive School Climate

5138 – Conflict Resolution/Peer Mediation (N/A)

5138 – Electronic Signaling or communication Devices

5141.52 – Suicide Prevention

5142 – Safety (N/A)

5144 – Discipline (N/A)

5144 – Subpoena Power, Expulsion Proceedings

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Cross References (cf.) (cont.):

5144.1 – Suspension And Expulsion/Due Process

5145.12 – Search And Seizure

5145.9 – Hate-Motivated Behavior

6142.4 – Service Learning/Community Service Classes (N/A)

6164.2 – Guidance/Counseling

6184 – Continuation Education

7111 – Evaluating Existing Buildings (N/A)

7111 – School Sites Superintendent's Responsibility

9321 – Closed Session

ADOPTED: April 20, 2009

REVISED: June 19, 2017

May 15, 2023