

MODESTO CITY SCHOOLS

Board Policy

BP 5142

STUDENTS

Safety

The Governing Board recognizes the importance of providing a safe school environment that is conducive to learning and promotes student safety and well-being. Appropriate measures shall be implemented to minimize the risk of harm to students, including, but not limited to, protocols for maintaining safe conditions on school grounds, promoting safe use of school facilities and equipment, and guiding student participation in educational programs and school-sponsored activities.

Additionally, the Superintendent or designee shall regularly review current guidance regarding cybersecurity and digital media awareness and incorporate recommended practices into the District's processes and procedures related to the protection of the District's network infrastructure, and the monitoring and response to suspicious and/or threatening digital media content.

School staff shall be responsible for the proper supervision of students at all times when students are subject to District rules, including, but not limited to, during school hours, school-sponsored activities, before and after-school programs, morning drop-off and afternoon pick-up, and while students are using District provided transportation.

The Superintendent or designee shall ensure that students receive appropriate instruction on topics related to safety and emergency procedures, as well as injury and disease prevention.

Crossing Guards/Student Safety Patrol

To assist students in safely crossing streets adjacent to or near school sites, the Board may employ crossing guards and/or establish a student safety patrol at any District school. The Superintendent or designee shall periodically examine traffic patterns within school attendance areas in order to identify locations where crossing assistance may be needed.

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Student Identification Cards and Safety Information

Student identification cards of students in grades 7-12 shall have printed on them safety information, including the following: (Education Code 215.5)

1. The National Suicide Prevention Lifeline telephone number and, at the District's discretion, the Crisis Text Line and/or a local suicide prevention hotline telephone number
2. The National Domestic Violence Hotline

Legal References:

EDUCATION CODE

17280-17317 Approval of plans and supervision of construction
17365-17374 fitness of buildings for occupancy; liability of board members
215.5 Student identification cards; safety information
32001 Fire alarms and drills
32020 School gates; entrances for emergency vehicles
32030-32034 Eye safety
32040 duty to equip school with first aid kit
32225-32226 communications devices in classrooms
32240-32245 Lead-Safe Schools Protection Act
32250-32254 CDE school safety and security resources unit
32280-32289.5 School safety plans
35179.6 School-sponsored on-campus event in or around swimming pool
38134 Use of school property
44807 Teachers' duty concerning conduct of students
44808 Exemption from liability when students are not on school property
44808.5 Permission for students to leave school grounds; notice (high school)
45450-45451 Crossing guards
48900 Grounds for suspension or expulsion
49300-49307 School safety patrols
49330-49335 Injurious objects
49341 Hazardous materials in school science laboratories
49390-49395 Homicide threats
51202 Instruction in personal and public health and safety
51860 time and facilities for bicycle and scooter safety instruction
8482-8484.6 After School Education and Safety Program

CODE OF REGULATIONS, TITLE 5

14030 Preliminary procedure, planning and approval of school facilities
14103 Authority of the driver
202 Exclusion of students with a contagious disease
5531 Supervision of extracurricular activities of pupils
5552 Playground supervision

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Legal References (cont.):

5570 When school shall be open and teachers present

570-576 School safety patrols

UNITED STATES CODE, TITLE 6

665k Federal Clearinghouse on School Safety Evidence-Based Practices

PENAL CODE

245.6 Hazing

GOVERNMENT CODE:

810-996.6 California Tort Claims Act

HEALTH & SAFETY CODE

115725-115735 Playground safety

115775-115800 Wooden playground equipment

116046 Issuance of best practices guidelines for K-12 pool safety

PUBLIC RESOURCES CODE

5411 Purchase of equipment usable by person with disabilities

STREETS AND HIGHWAYS CODE

894 Statewide safety and training programs; electric bicycles

VEHICLE CODE

21100 Rules and regulations; crossing guards

21201 Rules for operation of bicycle on roadway

21212 Use of helmets

42200 Fines and forfeitures, disposition by cities

42201 Fines and forfeitures, disposition by counties

Management References:

AMERICAN SOCIETY FOR TESTING AND MATERIALS

F1487-05, Standard Consumer Safety Performance Specification for playground Equipment
for Public Use, 2017

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATION

Science Safety Handbook for California Public Schools, 2014

U.S. CONSUMER PRODUCT SAFETY COMM PUBLICATION

Public Playground Safety Handbook, 2010

COURT DECISIONS

Knight v. Jewett, (1992) 3 Cal.4th 296, 313

Lane v. City of Sacramento, (2010) 183 Cal. App 4th. 1337

J.H. v. Los Angeles Unified School District (2010) 183 Cal.App.4th 123

Kahn v. East Side Union High School District, (2002) 31 Cal.4th 990

Dailey v. Los Angeles Unified School District, (1970) 2 Cal 3d 741

Hoyem v. Manhattan Beach City School District, (1978) 22 Cal. 3d 508

Wiener v. Southcoast Childcare Centers, (2002) 32 Cal.4th 1138

WEBSITES

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/>

National Recreation and Park Association, Certified Playground Safety Inspector

Certification: <https://www.nrpa.org/certification/CPSI/>

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Management References (cont.):

U.S. Department of Education, Safe Schools: <https://www.ed.gov/category/keyword/safe-and-supportive-schools>

American Society for Testing and Materials: <https://www.astm.org/>

U.S. Consumer Product Safety Commission: <https://www.cpsc.gov/>

U.S. Environmental Protection Agency: <https://www.epa.gov/>

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

California Department of Public Health: <https://www.cdph.ca.gov/>

Centers for Disease Control and Prevention: <https://www.cdc.gov/>

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

Cross References (cf.):

0450 – Comprehensive Safety Plan

1250 – Visitors/Ousiders

1330.1 – Joint Use Agreements (N/A)

3260 – Fees And Charges (N/A)

3260 – Fees Deposits and Other Charges to Pupils

3452 – Student Activity Funds

3512 – Equipment (N/A)

3514 – Environmental Safety

3514.1 – Hazardous Substances (N/A)

3514.1 – Use of Pesticides

3515 – Campus Security

3515.21 – Unmanned Aircraft Systems (Drones)

3515.5 – Sex Offender Notification (N/A)

3516 – Emergencies And Disaster Preparedness Plan

3516.5 – Emergency Schedules (N/A)

3530 – Risk Management/Insurance

4119.42/4219.42/4319.2 – Exposure Control Plan for Bloodborne Pathogens

5020 – Parent Rights And Responsibilities

5021 – Noncustodial Parents (N/A)

5131 – Conduct

5131.1 – Bus Conduct

5131.4 – Student Disturbances

5137 – Positive School Climate

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

5138 – Electronic Signaling or Communication Devices

5141 – Health Care And Emergencies

5141.22 – Infectious Diseases

5141.23 – Asthma Management

5141.4 – Child Abuse Prevention And Reporting

5141.52 – Suicide Prevention

5141.7 – Sun Safety (N/A)

5142.1 – Identification And Reporting Of Missing Children

5142.2 – Safe Routes to School Program (N/A)

5143 – Insurance (N/A)

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Cross References (cf.) (cont.):

5143 – Student Accident Insurance

5144 – Discipline (N/A)

5144 – Subpoena Power, Expulsion Proceedings

5144.1 – Suspension and Expulsion/Due Process

5145.11 – Questioning And Apprehension By Law Enforcement

5145.13 – Response To Immigration Enforcement

6142.8 – Comprehensive Health Education (N/A)

6142.93 – Science Instruction (N/A)

6145.2 – Athletic Competition

6153 – School-Sponsored Trips (N/A)

6153 – Field Trips or District Sponsored

6163.2 – Animals At School

7110 – Facilities Master Plan

ADOPTED: May 15, 2023