

Students

VANDALISM

The Governing Board shall seek redress in the amount of the damage from any individual or the parents/guardians of any minor who commits any act of vandalism.

(cf. 3515 - Security)
(cf. 4158/4258 - Employee Protection)

Vandalism includes negligent, willful, or unlawful damaging or taking of any district-owned real or personal property. The parents/guardian having custody or control of a minor who commits an act of vandalism may be held liable for up to \$7,500 plus an inflation factor for that act. The parents/guardian may also be held liable for rewards of up to the same amount.

If the Superintendent or designee or law enforcement officials are unable to fix the responsibility for the vandalism, the Board may direct the Superintendent or designee to offer a reward in any amount it deems appropriate for information leading to the identification and apprehension of the guilty party.

After affording a student his/her due process rights, the district may withhold the grades of a student responsible for the vandalism or theft until the student or the student's parent/guardian has paid for the damages.

Prior to withholding a student's grades the district shall notify the student's parent/guardian in writing of the student's alleged misconduct. (Education Code 48904)

Any student who commits an act of vandalism shall also be subject to disciplinary action by the district.

(cf. 5144.1 - Suspension and Expulsion/Due Process)

Legal Reference: (See next page)

Students

VANDALISM

Legal Reference:

EDUCATION CODE

44810 Willful interference with classroom conduct (minors over 16 years of age or adults not pupils of school)

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; transfer of pupils to new school districts; notice to rescind decision to withhold

CODE OF REGULATIONS, TITLE 5

305 Pupil responsible for care of property

CIVIL CODE

1714.1 Liability of parent or guardian for act of willful misconduct by a minor

GOVERNMENT CODE

53069.5 Reward for information concerning person causing death, injury, or property damage; liability for reward