

RESPECT FOR RIGHTS TO PROPERTY AND PRIVACY

This purpose of this regulation is to implement BP 5131.55 and to ensure respect for the rights to privacy and property of all school and community members.

Care of Loaned Equipment and Property

A student or his/her parent or guardian shall be liable to Monterey County Superintendent of Schools (County Superintendent) for all school property on loan to the student and not returned within 30 days after receiving written notice requesting the return of the article as required by law [Education Code (E.C.) 19911].

Willful Damage to Property

Disciplinary Action – Any student who willfully injures, cuts, or defaces real or personal property belonging to Monterey County Office of Education (MCOE) or to another individual is liable to both disciplinary action, including suspension or expulsion from school, and any civil or criminal penalties as may be provided by law [EC 19910, EC 48900(f), EC 48904; PC 594].

Parental Liability – The parent or guardian of a student who willfully injures, defaces, or cuts any real or personal property belonging to MCOE or to another individual shall be liable for damages. Such liability shall not exceed the amount prescribed by law [EC 19910; EC 48904; Government Code (GC) 53069.5].

Stolen Property

Disciplinary Action – Any student who steals any real or personal property belonging to MCOE or to another individual is liable to both disciplinary action, including suspension or expulsion from school, and any civil or criminal penalties as may be provided by law [EC 48900(g); EC 48904; PC 484].

Parental Liability – The parent or guardian of a student who steals any real or personal property belonging to MCOE or to another individual shall be liable for damages. Such liability shall not exceed the amount prescribed by law (EC 19910; EC 48904; GC 53069.5).

Community Rights

Community residents have the rights to privacy and freedom from abusive behavior. Students must not loiter, litter, trespass, or create nuisance conditions for residents of the community. MCOE cannot be held responsible for the acts of students coming to

and going from school. However, it will take all appropriate disciplinary action if the circumstances warrant [EC 48900].

Legal Reference:

EDUCATION CODE

19910

19911

48900

48904

GOVERNMENT CODE

53069.5

PENAL CODE

484

594