
FRESNO COUNTY SUPERINTENDENT OF SCHOOLS
FRESNO COUNTY BOARD OF EDUCATION

Business and Noninstructional Operations
DISRUPTIONS

The lead site administrator or designee may direct any person, except a student, County Superintendent employee, or other person required by their employment to be on school grounds, to leave school grounds, school activity or County Superintendent/County Board facility if:

1. The lead site administrator or designee has reasonable basis for concluding that the person is committing or has entered the campus or facility with the purpose of committing an act which is likely to interfere with the peaceful conduct, discipline, good order, or administration of the school, school activity, or facility, or with the intent of inflicting damage to any person or property. (Education Code 44810, 44811; Penal Code 626.7)
2. The person's conduct materially disrupts classwork or extracurricular activities or involves substantial disorder. (Education Code 44811)
3. The person fights or challenges another person to a fight, willfully disturbs another person by loud and unreasonable noise, or uses offensive language which could provoke a violent reaction. (Penal Code 415.5)
4. The person, without lawful business for being present, loiters around a school or reenters a school within 72 hours after he/she was asked to leave. (Penal Code 653b)
5. The person is required to register as a sex offender pursuant to Penal Code 290 and does not have a lawful purpose and written permission from the lead site administrator or designee to be on school grounds. (Penal Code 626.81)
6. The person is a specified drug offender, as defined in Penal Code 626.85, and does not have written permission from the lead site administrator or designee to be on school grounds. However, such specified drug offender may be on school grounds during any school activity if the person is a student or the parent/guardian of a student attending the school. (Penal Code 626.85)
7. The person willfully or knowingly creates a disruption with the intent to threaten the immediate physical safety of students, staff, or others while attending, arriving at, or leaving school. (Penal Code 626.8)
8. The person has otherwise established a continued pattern of unauthorized entry on school grounds. (Penal Code 626.8)

The lead site administrator or designee shall allow a parent/guardian who was previously directed to leave school grounds to reenter for the purpose of retrieving the parent's/guardian's child for disciplinary reasons, medical attention, or family emergencies, or with the lead site administrator's or designee's prior written permission. (Penal Code 626.7, 626.85)

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When directing any person to leave school premises, the lead site administrator or designee shall inform the person that the person may be guilty of a crime if the person: (Education Code 32211; Penal Code 626.7, 626.8, 636.85)

1. Fails to leave or remains after being directed to leave
2. Returns to the campus without following the school's posted registration requirements
3. Returns within seven days after being directed to leave

Whenever an individual is causing or threatening to cause a disruption at any County Superintendent/County Board facility other than a school campus, the County Superintendent or designee may direct that individual to leave the facility consistent with this regulation and the accompanying policy.

Appeal Procedure

Any person who is asked to leave a school building or grounds may appeal to the Deputy Superintendent, Instructional Division or designee. This appeal shall be made no later than the second school day after the person has departed from the school building or grounds. After reviewing the matter with the lead site administrator or designee and the person making the appeal, the Deputy Superintendent, Instructional Division or designee shall render a decision within 24 hours after the appeal is made, and this decision shall be binding. (Education Code 32211)

The decision of the Deputy Superintendent, Instructional Division or designee may be appealed to the County Superintendent. Such an appeal shall be made no later than the second school day after the Deputy Superintendent, Instructional Division or designee has rendered a decision. The County Superintendent's decision shall be final. (Education Code 32211)

In any circumstance where a person has been directed to leave a facility where the Deputy Superintendent's office is situated, the person may nevertheless enter the facility solely for the purpose of making the appeal. (Education Code 32211)

Adopted: 11/21/2024