

STUDENTS

3370

Searches and Seizure

The Board is committed to providing students with schools that are free of drugs and weapons. The Board prohibits the presence of drugs, controlled substances, weapons of any type, explosive devices, alcohol, non-authorized medication, or any other intoxicant on District property or at any District sponsored event. This prohibition applies to employees, students, patrons, visitors and any other persons on District property. Notice of this policy shall be provided to all students through the Lakeland Jt. SD 272 Student Handbook, and shall be provided to all parents during the registration process.

Order and security in the schools shall be maintained by school authorities. Searches of school property and equipment, and students and their personal effects, are authorized to be conducted based on reasonable suspicion that a search will produce evidence of a violation of district policy, state, or federal law. Searches must be reasonably related to the circumstances, not excessively intrusive, and consideration shall be given to the age and sex of the student along with the nature of the infraction shall be considered.

All students are responsible for the security of any personal vehicle, assigned locker, desk, bag or other item they possess, are entrusted with, or bring onto District property (including buses) or to a District sponsored event. No student shall possess, place, keep or maintain any article or material that is prohibited by law or District policy in items, lockers, vehicles, desks or bags assigned to them or under their control.

Refusal to cooperate with a search may result in disciplinary action, including but not limited to, suspension, expulsion, and/or loss of parking privileges on District property for students,

School Property, Equipment, and Personal Effects

For health and safety reasons, a general inspection of school properties, such as lockers and desks, may be conducted at any time or when reasonable suspicion suggests that the search will disclose evidence of illegal possession of contraband or criminal activity.

Building administration, Armed District Safety Specialists (ADSS), or School Resource Officers (SRO) may inspect and search school property and equipment as well as personal effects left ~~there~~ by students, without notice or consent of the student.

Lockers are only assigned to one student. In the event a student chooses to share their locker with another student, then the student to whom the locker was assigned shall be responsible for its contents.

All vehicles parked on district property shall be considered in the custody and control of the student driver and subject to search if there is cause to suspect that District policies have been violated.

Building administration may request the assistance of law enforcement and/or law enforcement canines (“canine”) to conduct inspections and searches of lockers, desks, parking lots, and other school property and equipment, including buses, for illegal drugs, weapons, and other illegal or dangerous substances or materials.

In conjunction with other District security measures, a canine may be used on District property or at a District sponsored event. An alert, which is determined by the canine’s handler, constitutes reasonable suspicion. After the canine-alerts on a particular item or place, the person or persons in question will be called to the scene to witness the inspection.

In the event the canine-alerts on a locked vehicle, the owner or person bringing the vehicle onto District property shall be asked to open it for inspection.

Students

The student’s constitutional rights, as applicable under the specific circumstances, will be protected.

Building administration, ADSSs, and SROs may utilize a breathalyzer in the event there is cause to believe that a student is under the influence of alcohol.

Building administration, ADSSs, and SROs may utilize metal detection wands prior to conducting a physical search of a student. In the event a physical search is necessary, then a physical search shall not be conducted without at least one adult of the student’s gender present. Whenever practical, a second adult shall also be present, and efforts will be made to provide a second adult of the student’s gender.

Seizure of Property

If a search produces evidence that the student has violated or is violating the law or the District’s policies or rules, such evidence may be seized and impounded by school authorities, and disciplinary action may be taken. When appropriate, such evidence may be transferred to law enforcement authorities.

Cross Reference:

Policy 3450

Student Vehicle Parking

Policy History:

Adopted on: August 13, 2007

Revised on:

Prior district policy GG

STUDENTS

3370

Searches and Seizure

~~The Board of Trustees of Lakeland Joint School District No. 272 is committed to providing students and employees with schools and workplaces that are free of drugs and weapons. To that end~~ The Board prohibits the presence of drugs, controlled substances, weapons of any type, explosive devices, alcohol, non-authorized medication, or any other intoxicant ~~(as those terms are defined by state or federal law or District policy)~~ on District property or at any District sponsored event. This prohibition applies to employees, students, patrons, visitors and any other persons on District property. **Notice of this policy shall be provided to all students through the Lakeland Jt. SD 272 Student Handbook, and shall be provided to all parents during the registration process.**

~~To maintain~~ Order and security in the schools **shall be maintained by** school authorities. ~~reasonable~~ Searches of school property and equipment, ~~as well as of~~ **and** students and their personal effects, are authorized to **be conducted based on reasonable suspicion that a search will produce evidence of a violation of district policy, state, or federal law.** Searches must be reasonably related to the circumstances, not excessively intrusive, and consideration shall be given to the age and sex of the student along with the nature of the infraction shall be considered.

~~School authorities may search the student and/or the student's personal effects in the student's possession when there is reasonable grounds for suspecting that the search will produce evidence the particular student has violated or is violating the law or the District's student conduct rules. The search itself must be conducted in a manner that is reasonably related to its objectives and not excessively intrusive in light of the age and sex of the student and the nature of the infraction.~~

All ~~persons~~ **students** are responsible for the security of any **personal** vehicle, **assigned** locker, desk, bag or other item they possess, **are entrusted with**, or bring onto District property (including buses) or to a District sponsored event. No **student** ~~person~~ shall possess, place, keep or maintain any article or material that is prohibited by law or District policy in items, lockers, vehicles, desks or bags assigned to them or under their control.

Refusal to **cooperate with a search** ~~open the item for inspection may result in referring the matter to law enforcement officials;~~ **may result in** disciplinary action, including but not limited to, suspension, ~~or termination of employment for employees and suspension or expulsion,~~ **and/or** loss of parking privileges on District property for students, ~~and for students.~~ **Additionally,** ~~visitors or patrons may be banned from District property.~~

School Property, and Equipment, and Personal Effects Left There by Students

For health and safety reasons, a general inspection of school properties, such as lockers and desks, may be conducted **at anytime** ~~on a regular basis~~ or when reasonable suspicion ~~reveals~~ **suggests** that the search will disclose evidence of illegal possession **of contraband** or **criminal** activity.

~~School~~ **Building administration, Armed District Safety Specialists (ADSS), or School Resource Officers (SRO)** ~~authorities~~ may inspect and search school property and equipment ~~owned or controlled by the school, such as lockers, desks, and parking lots,~~ as well as personal effects left there by students, without notice or consent of the student. ~~Any items contained in a locker, desk, or in a district parking lot, shall be considered to be the property of the~~ **assigned** ~~student to whom the locker was assigned.~~

Lockers are only assigned to one student. In the event a student chooses to share their locker with another student, then the student to whom the locker was assigned shall be responsible for its contents.

All vehicles parked on district property shall be considered in the custody and control of the student driver and subject to search if there is cause to suspect that District policies have been violated.

~~This applies to student vehicles parked on school property. Building principals may require each high school student, in return for the privilege of parking on school property, to consent in writing to school searches of his or her vehicle and personal effects therein, when reasonable suspicion of wrongdoing exists.~~

~~The Superintendent~~ **Building administration** may request the assistance of law enforcement **and/or law enforcement canines ("canine")** ~~officials~~ to conduct inspections and searches of lockers, desks, parking lots, and other school property and equipment, **including buses**, for illegal drugs, weapons, and other illegal or dangerous substances or materials. ~~including searches conducted through the use of~~ **specially trained dogs.**

In conjunction with other District security measures, a **canine** ~~dog~~ may be used ~~to sniff the air around lockers, desks, bags, items or vehicles that are on District property or at a District sponsored event~~ **to sniff the air around lockers, desks, bags, items, vehicles, and buses.** ~~An dog's alert, which is determined by the canine's handler, constitutes reasonable suspicion and only the dog's official handler will determine what constitutes an alert by the dog. If the~~ **After the canine** ~~dog alerts on a particular item or place, the person~~ **or persons in question** ~~having the use of, bringing onto District property or responsible for that place or item will be called to the scene to witness the inspection. The inspections shall be unannounced and may be made at the discretion of the Superintendent or his designee.~~

In the event the ~~canine dog~~ alerts on a locked vehicle, the owner or person bringing ~~the vehicle~~ it onto District property shall be asked to open it for inspection.

Students

The student's constitutional rights, as applicable under the specific circumstances, will be protected.

~~School authorities may search the student and/or the student's personal effects in the student's possession when there is reasonable grounds for suspecting that the search will produce evidence the particular student has violated or is violating the law or the District's student conduct rules. The search itself must be conducted in a manner that is reasonably related to its objectives and not excessively intrusive in light of the age and sex of the student and the nature of the infraction.~~

~~Whenever practical, searches of a student shall be conducted by a staff member of that student's gender. Any time a search of a student must be conducted, a second adult shall be present. Whenever practical, this second adult shall also be of the student's gender. [OPTIONAL]~~

Building administration, ADSSs, and SROs may utilize a breathalyzer in the event there is cause to believe that a student is under the influence of alcohol.

Building administration, ADSSs, and SROs may utilize metal detection wands prior to conducting a physical search of a student. In the event a physical search is necessary, then a physical search shall not be conducted without at least one adult of the student's gender present. Whenever practical, a second adult shall also be present, and efforts will be made to provide a second adult of the student's gender.

Seizure of Property

If a search produces evidence that the student has violated or is violating the law or the District's policies or rules, such evidence may be seized and impounded by school authorities, and disciplinary action may be taken. When appropriate, such evidence may be transferred to law enforcement authorities.

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