

SEARCH AND SEIZURE

The Board of Trustees recognizes that incidents may occur which jeopardize the health, safety and welfare of students and staff and which necessitate the search and seizure of students, their property, or their lockers by school officials.

School officials may search individual students and their property when there is a reasonable suspicion that the search will uncover evidence that the student is violating the law or the rules of the district or the school. The Board urges that discretion, good judgment and common sense be exercised in all cases of search and seizure.

STUDENT LOCKERS

Because lockers are under the joint control of the student and the district, school officials shall have the right and ability to open and inspect any school locker without student permission when they have reasonable suspicion that the search will disclose evidence of illegal possessions or activity or when odors, smoke, fire and/or other threats to student health, welfare or safety emanate from the locker.

USE OF TRAINED DOGS

In an effort to keep the school free of illegal substances, the district may use specially trained non-aggressive dogs to sniff out and alert staff to the presence of substances prohibited by law or district policy.

The Superintendent shall develop an administrative regulations to implement the Board policy.

LEGAL REFERENCE**CALIFORNIA EDUCATION CODE**

35160	Authority of governing boards
35160.1	Broad authority of school districts
35294-35294.5	School safety plans
49050-49051	Searches by school employees
49330-49334	Injurious objects

PENAL CODE

626.9	Firearms
626.10	Dirks, daggers, knives or razor; bringing into possession of upon or within public school ground; exception
75 <u>Ops.Cal.Atty.Gen.</u> 155 (1992)	
<u>New Jersey v. T.L.O.</u> (1985) 469 U.S. 325	
<u>Zamora v. Pomeroy</u> (10th Cir. 1981) 639 F.2d 662	
<u>Horton v. Goose Creek Independent School District</u> (5th Cir. 1982) 690 F.2nd 470	
<u>O'Connor v. Ortega</u> (1987) 107 S.Ct. 1492	