

ORDERING INDIVIDUALS OFF SCHOOL GROUNDS

To maintain order at any Western Heights institution of learning, the Chief Administrative Officer or designee shall have the authority and power to direct any person to leave the school grounds who interferes with the peaceful conduct of activities. This is defined as actions that directly interfere with classes, study, student or faculty safety, housing or parking areas, or extracurricular activities; threatening or stalking any person; damaging or causing waste to any property belonging to another person or the school; or direct interference with administration, maintenance or security of property belonging to the school.

Any person who interferes with the peaceful conduct of activities at a school site, or commits an act which interferes with the peaceful conduct of activities, or enters the school site for the purpose of committing any act which may interfere with the peaceful conduct of activities, shall leave the site as directed. Any person who fails to do so or returns within six (6) months thereafter, without first obtaining written permission from the Chief Administrative Officer or designee, shall be guilty of a misdemeanor.

Western Heights Public Schools will provide the opportunity for a hearing to any person who has been required to leave the school site pursuant to this policy. In every circumstance, the school district's legal counsel will deliver to the person a written notice of the order and the associated procedures for grievance, hearing, and appeal. The procedures are as follows:

1. A person ordered to leave school property who wishes to file a grievance shall submit a written request for a hearing to the Superintendent's Office within 2 days of receipt of the written notice.
2. A hearing shall be conducted within 3 school days of receipt of the grievance. Membership of the hearing committee shall consist of the Chief Administrative Officer and two building administrators from locations other than where the incident occurred. Due process procedures will apply and persons involved shall be given the opportunity to present evidence and/or witnesses, cross-examine, and receive a written copy of the hearing outcome.
3. The hearing committee shall render a decision in writing at the conclusion of the hearing unless circumstances warrant the need for an extension of time to deliberate and/or gather additional information (not to exceed a period of 3 business days). Within 2 days of receiving a written copy of the decision, the person shall have the right to file a written appeal to the Western Heights Board of Education.
4. Upon appeal, the decision of the Board of Education shall be final.

Adopted: 07-16-01