

## Search and Seizure

All district property, including, but not limited to, real estate, buildings, offices, desks, storage areas, lockers, computer systems and equipment, voice-mail, and vehicles, is owned by the district, and is intended for educational purposes and district business, at all times.

Neither staff members, nor students, shall have any expectation of privacy when using school property. The district reserves the right to monitor, inspect, copy, review, and store (at any time and without notice) all usage of district property including computer and computer systems, including all internet and electronic communications access and transmission/receipt of materials and information. All material and information accessed and/or received through district computers and computer systems shall remain the property of the school district.

System users have no right of privacy and should have no expectation of privacy in materials sent, received, or stored in district-owned computers or on the district system or within the physical area of the district. School officials reserved the right to review district system/property use at any time to determine if such use meets the criteria set forth in School Board policies and district regulations. Routine maintenance and monitoring of the system and physical plant may lead to the discovery that the user has or is violating district policy or law. Once a problem is discovered, an individual search may be conducted. The search/investigation will be reasonable and will be in keeping with the nature of the alleged misconduct.

Employees or students violating acceptable use of district property, or policy, may be subject to disciplinary action by the Superintendent or designee, depending on the nature of the violation.

Principals and other responsible school officials have the right to open and inspect student's lockers and desks. The following guidelines are to be observed when locker searches are being carried out:

- Lockers will be opened and inspected whenever the principal or Superintendent wishes to inspect them.
- Do not hesitate to open and inspect when teachers or administrators have a reasonable suspicion that a student is concealing therein materials forbidden in school by policy or Law such as alcoholic beverages, illegal narcotics, and firearms.
- Officers of the Law, appearing with duly processed search warrants, will be accorded the right to inspect as per the Court's Order. The school Attorney should be informed as soon as possible and consulted in regard to any questions of legality.

Legal References: SDCL 13-5-1; 13-8-39

Revised: May 12, 1997; July 12, 2010