

Title: Search and Seizure

All Council Bluffs Community School District property is held in public trust by the Board of Directors. District authorities may, without a search warrant, search a student and/or protected student areas, student lockers, desks, work areas or student automobiles if the search is reasonable under the circumstances as outlined below. District authorities may seize any illegal, unauthorized or contraband materials discovered in the search.

Notwithstanding the requirements stated above, District authorities may conduct periodic inspections of all, or a randomly selected number of, student lockers, desks, or other facilities or spaces owned by the District and provided as a courtesy to a student. The furnishing of a locker, desk, or other facility or space owned by the District and provided as a courtesy to the student shall not create a protected student area, and shall not give rise to an expectation of privacy on a student's part with respect to that locker, desk, facility, or space, even if students are allowed to use a separate lock. At the beginning of each school year, the District shall provide written notice to each student and the student's parents, guardians, or legal custodians that District authorities may conduct periodic inspections of District lockers, desks, or other facilities and spaces without prior notice. An inspection conducted pursuant to this policy shall either occur in the presence of the student whose locker is being inspected or in the presence of at least one other person.

It is recognized that illegal, unauthorized or contraband materials generally cause material and substantial disruption to the school environment or present a threat to the health and safety of students, employees or visitors on the school premises. Items of contraband may include, but are not limited to, nonprescription controlled substances, such as marijuana, cocaine, amphetamines, barbiturates, unauthorized prescription controlled substances, apparatus used for the administration of controlled substances, alcoholic beverages, tobacco, weapons, explosives, poisons and stolen property. Such items are not to be possessed by a student anywhere on the school premises, or other District property, or while attending school activities.

District officials shall not direct school resource officers to conduct searches.

Title: Search and Seizure

Cross References:

508, 511, 511.1, 512, 617, 509.1

Legal References:

New Jersey v. T.L.O., 469 U.S. 325
(1985); Iowa Code section 279.8, 808A, U.S.
Const. amend. IV

Approved: August 20, 1991

Reviewed: Mar. 21, 1995

Revised: April 26, 2005

April 27, 2010

May 26, 2015

April 14, 2020