

Students

VANDALISM

It is the intention of the Governing Board to seek redress in the amount of the damage from any individual or the parent(s) and guardian(s) of any minor who commits any act of vandalism.

(cf. 4158/4258 - Employee Protection)

Vandalism includes negligent, willful or unlawful damaging or taking of any district-owned real or personal property. The parent(s) or guardian(s) having custody or control of a minor who commits an act of vandalism cannot be held liable for more than \$7,500 for that act. The parent(s) or guardian(s) may also be held liable for any reward paid not exceeding \$7,500, pursuant to Penal Code 594.

Any student, or the parent(s) and guardian(s) of any minor student, shall be held liable for all property belonging to the school district that has been damaged, destroyed, stolen or lent and not returned upon demand.

(cf. 6161.2 - Guidelines Pertaining to Overdue, Damaged or Lost Instructional Materials)

Any student of the district who commits an act of vandalism may also be subject to disciplinary action by the district.

(cf. 5114 - Suspension and Expulsion/Due Process)

When the minor and parent are unable to pay for the damages (upon a showing by certification of the parent(s) and guardian(s) that he/she cannot reasonably afford the cost), the district shall provide a program of voluntary work for the minor.

Legal Reference:

Education Code

44810 Willful interference with classroom conduct (minors over 16 years of age or adults not pupils of school)

48900 Grounds for suspension (or expulsion)

48904 Willful misconduct, limit of liability of parent or guardian

48909 Restriction on parent responsibility

Administrative Code, Title 5

305 Pupil responsible for care of property

Civil Code

1714.1 Liability of parent or guardian for act of willful misconduct by a minor

Government Code

53069.5 Reward for information concerning person causing death, injury, or property damage; liability for reward