

**PUBLIC CONDUCT ON SCHOOL PROPERTY**

1. These rules and regulations apply to students, faculty, staff, visitors, and all other persons having occasion to be on district-owned or controlled property.
2. These rules and regulations have been adopted pursuant to §2801 of the Education Law. Such rules and regulations are intended to reflect existing policies duly adopted by the Board of Education. The provisions of these rules and regulations must be interpreted with reference to such policies, and in the event of any inconsistency with such policies, such policies shall be controlling.
3. Nothing herein is intended nor shall be construed to limit or interfere with or abridge academic freedom or the free exchange, expression, communication, and development of ideas by faculty and students. Free inquiry and free expression are indispensable to the objectives of public education.
4. Conduct or actions in violation of the law:
  - 4.1 Whenever the conduct or action of any student, faculty member, staff or other person on school district property constitutes a violation of any federal, state, or local law or ordinance, or reasonably appears to constitute such a violation, the appropriate law enforcement agency may take action or be summoned and asked by school authorities to take such actions as are necessary pursuant to such law or ordinance.
  - 4.2 Nothing in this section shall preclude additional administrative actions; nor shall acquittal in a court of law or dismissal of legal proceedings or charges preclude such administrative actions under any section of these rules or existing state laws.

5. Conduct or actions for which other specific remedies exist under the law:

No proceeding or penalty which may be applied under these rules and regulations shall affect the right of the Board or its staff and officers to proceed pursuant to any applicable laws.

6. Prohibited Conduct:

- 6.1 Willfully cause physical injury to any other person, or threaten to do so for the purpose of compelling or inducing such other person to refrain from any act he/she has a lawful right to do, or to do any act which he/she has a lawful right not to do.
- 6.2 Physically restrain or detain any other person unlawfully, or remove such a person unlawfully from any place where he/she is authorized to remain.
- 6.3 Willfully damage or destroy property of the Board or property under its management and control, or remove such property without authorization.
- 6.4 Without permission, express or implied, enter into any private office of an administrative officer, member of the faculty or staff member.
- 6.5 Enter upon and remain in any building, facility or portion of the school premises for any purpose other than its authorized uses or obstruct its authorized use by others, or enter without giving notice in the Building Principal's office, or without authorization remain in any building, facility or portion of the school premises after it is legally closed.
- 6.6 Refuse to leave any building or facility after being required to do so by an official of the school district.
- 6.7 Obstruct the free movement of persons and vehicles in any place to which these rules apply including emergency evacuation.

- 6.8 Willfully disrupt the orderly conduct of classes or of any other school program or activity.
- 6.9 Possess, consume, sell, or exchange alcoholic beverages, unauthorized drugs, or narcotics on school property.
- 6.10 Possess or use any object that reasonably can be considered a weapon, on property of the school district. It should also be noted that Penal Law §265.01(3) prohibits possession of a rifle, shotgun or firearm on school grounds without written authorization from the educational institution.
- 6.11 Violate any federal or state statute, local ordinance, or Board policy.
- 6.12 Refuse or fail to comply with a lawful order or direction of an official of the school district in the performance of duties.
- 6.13 Distribute or post any written material, pamphlets or posters without the prior approval of the Superintendent of Schools or a designee.
- 6.14 Operate unauthorized motor vehicles, motor bikes, mopeds, etc.
- 6.15 Dump refuse or other material
- 6.16 Loiter as defined in Penal Law §240.35 on school property
- 6.17 Walk dogs or other animals
- 6.18 Play golf or use fields as a driving range
- 6.19 Using any type of wheeled vehicles or mechanical apparatus on the all-weather track
- 6.20 Roller blade or roller skate on school steps and sidewalks
- 6.21 Using remote controlled airplanes on school property
- 6.22 Making graffiti as defined in Penal Law §145.60 or possessing graffiti instruments as defined in Penal Law §145.65

7. Enforcement and Penalties:

Any violation of the above shall be reported immediately to the Building Principal or designee, who will investigate the incident thoroughly and take appropriate action.

The Principal and/or the Superintendent or designee has the following options as to what penalty to impose:

1. Option 1.  
Violators will be ordered to cease the behavior.
2. Option 2.  
Violators will be ordered to leave the school property immediately.
3. Option 3.  
Police will be called and specific charge(s) may be made under the proper Penal Code section or local law ordinance.
4. Option 4.  
Any penalty authorized by §3214 of the Education Law or Board policies, if the violator is a student, provided the provisions pertaining to notice and hearing have been met.
5. Option 5.  
Any penalty authorized under §3020-a of the Education Law, if the violator is a tenured faculty member, provided the provision pertaining to charges, notices, hearings, and findings have been complied with.
6. Option 6.  
Any penalty permitted under Education Law §3031, if the violator is a non-tenured teacher or Civil Service Law §75, if the violator is a non-teaching employee of the district, provided the provision pertaining to charges, notice, and hearings have been complied with.
8. Signs:

Appropriate signs listing the prohibited conduct shall be placed around the perimeter of the premises.