

## **BOARD POLICY**

Placentia-Yorba Linda Unified School District

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Business and Noninstructional Operations

3515.4 - BP

### **RECOVERY FOR PROPERTY LOSS OR DAMAGE**

The Governing Board desires to create a safe and secure learning environment and to minimize acts of vandalism and damage to school property. When district property is damaged due to the willful misconduct of a student or other person, the district shall seek reimbursement of damages, within the limitations specified in law, from the parent/guardian of a minor child or from any other responsible individual.

The district may collect debt owed by a student or former student as a result of vandalism or to cover the replacement cost of district books, supplies, or property loaned to a student that the student willfully fails to return or that is willfully cut, defaced, or otherwise injured. However, this policy shall not apply to a student who is a current or former homeless or foster child or youth.

The Superintendent or designee may withhold the student's grades, diploma, and/or transcripts until the student's parents/guardians have paid for the damages or the voluntary work has been completed. Prior to withholding a student's grades, diploma, or transcripts, due process shall be afforded the student in accordance with law.

Legal Reference:

#### EDUCATION CODE

- 19910 Libraries, malicious cutting, tearing, defacing, breaking or injuring
- 19911 Libraries, willful detention of property
- 44810 Willful interference with classroom conduct
- 48904 Liability of parent/guardian for willful misconduct
- 49014 Public School Fair Debt Collection Act

#### 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
- 53069.6 Actions to recover damages
- 54951 Local agency, definition

#### PENAL CODE

- 484 Theft defined
- 594 Vandalism
- 594.1 Aerosol paint and etching cream
- 640.5 Graffiti; facilities or vehicles of governmental entity
- 640.6 Graffiti

Management Resources:

WEBSITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

Judicial Council of California: <http://www.courts.ca.gov>

Policy adopted: 8/13/19