TRIO Wolf Creek Distance Learning Charter School #4095

527 STUDENT USE AND PARKING OF MOTOR VEHICLES; PATROLS, INSPECTIONS, AND SEARCHES

I. PURPOSE

The purpose of this policy is to provide guidelines for use and parking of motor vehicles by students in school locations, to maintain order and discipline in the schools and to protect the health, safety and welfare of students and school personnel.

II. GENERAL STATEMENT OF POLICY

The policy of this school is to allow the limited use and parking of motor vehicles by students in school locations. The position of the school is that a fair and equitable student motor vehicle policy will contribute to the quality of the student's educational experience, will maintain order and discipline in the schools, and will protect the health, safety and welfare of students and school personnel. This policy applies to all students in the school.

III. DEFINITIONS

A. "Contraband" means any unauthorized item possession of which is prohibited by school policy and/or law. It includes but is not limited to weapons and "look-alikes," alcoholic beverages, controlled substances and "look-alikes," overdue books and other materials belonging to the school, and stolen property.

B. "Reasonable suspicion" means that a school official has grounds to believe that the search will result in evidence of a violation of school policy, rules, and/or law. Reasonable suspicion may be based on a school official's personal observation, a report from a student, parent or staff member, a student's suspicious behavior, a student's age and past history or record of conduct both in and out of the school context, or other reliable sources of information.

C. "Reasonable scope" means that the scope and/or intrusiveness of the search is reasonably related to the objectives of the search. Factors to consider in determining what is reasonable include the seriousness of the suspected infraction, the reliability of the information, the necessity of acting without delay, the existence of exigent circumstances necessitating an immediate search and further investigation (e.g. to prevent violence, serious and immediate risk of harm or destruction of evidence), and the age of the student.

D. "School location" means property that is owned, rented, leased, or borrowed by the charter school for school purposes, as well as property immediately adjacent

to such property that may be used for parking or gaining access to such property. A school location also shall include off school property at any school-sponsored or school-approved activity, event, or function, such as a field trip or athletic event, where students are under the jurisdiction of the school.

IV. STUDENT USE OF MOTOR VEHICLES IN CHARTER SCHOOL LOCATIONS

Students may use motor vehicles on the Wolf Creek Online High School campus during the school day only during the student's designated lunch period or if there is an emergency and permission has been granted to the student by the Charter School Director to use a motor vehicle during the school day. It is acknowledged that Wolf Creek Online High School has a flexible school day on campus days and students are allowed to sign out and leave campus at nonspecific times. Once a student is signed out of the building, they must immediately leave the parking lot and school grounds, and not return in the same day.

It is specified here that students will drive according to all state laws and use safety precautions when entering and exiting school grounds. If students are found to be in violation of these rules, their ability to park on school grounds will be forfeited.

V. STUDENT PARKING OF MOTOR VEHICLES IN CHARTER SCHOOL LOCATIONS

A. Students are permitted to park in a school location as a matter of privilege, not of right. Students driving a motor vehicle to a high school campus may park the motor vehicle in the parking lot designated for student parking only. Students will not park vehicles in driveways, or on private property.

B. When there are unauthorized vehicles parked on charter school property, school officials may:

1. move the vehicle or require the driver or other person in charge of the vehicle to move it off school property; or

2. if unattended, provide for the removal of the vehicle, at the expense of the owner or operator, to the nearest convenient garage or other place of safety off of school property.

VI. PATROLS, INSPECTIONS AND SEARCHES

School officials may conduct routine patrols of school locations and routine inspections of the exteriors of the motor vehicles of students. In addition, the interiors of motor vehicles of students in school locations may be searched when school officials have a

reasonable suspicion that the search will uncover a violation of law and/or school policy or rule.

A. Patrols and Inspections

School officials may conduct routine patrols of student parking lots and other school locations and routine inspections of the exteriors of the motor vehicles of students. Such patrols and inspections may be conducted without notice, without student consent, and without a search warrant.

B. Search of Interior of Student Motor Vehicle

The interiors of motor vehicles of students in school locations, including glove or trunk compartments, may be searched when school officials have a reasonable suspicion that the search will uncover a violation of law and/or school policy or rule. The search will be reasonable in its scope and intrusiveness. Such searches may be conducted without notice, without consent, and without a search warrant. A student will be subject to withdrawal of parking privileges and to discipline if the student refuses to open a locked motor vehicle under the student's control or its compartments upon the request of a school official.

C. Prohibition of Contraband and Interference with Patrols, Inspections, Searches and/or Seizures

A violation of this policy occurs when students store or carry contraband in motor vehicles in a school location or interfere with patrols, inspections, searches and/or seizures as provided by this policy.

D. Seizure of Contraband

If a search yields contraband, school officials will seize the item and may turn it over to legal officials for ultimate disposition when appropriate.

E. Dissemination of Policy

A copy of this policy will be available on the school's official website.

VII. DIRECTIVES AND GUIDELINES

The Charter School Director is granted authority to develop and present for school board review and approval reasonable directives and guidelines which address specific needs of the charter school related to student use and parking of motor vehicles in school locations, such as a permit system and parking regulations. Approved directives and

guidelines shall be attached as an addendum* to this policy.

VIII. VIOLATIONS

A student found to have violated this policy and/or the directives and guidelines implementing it shall be subject to withdrawal of parking privileges and/or to discipline in accordance with the school's Student Discipline Policy, which may include suspension, exclusion, or expulsion. In addition, the student may be referred to legal officials when appropriate.

*See attached ADDENDUM.

Legal References:
U. S. Const., amend. IV
Minn. Const., art. I, §10
Minn. Stat. § 123B.02, Subds. 1 and 5 (General Powers of Independent School Districts)
New Jersey v. T.L.O., 469 U.S. 325, 105 S.Ct. 733, 83 L.Ed.2d 720 (1985)

Cross References:
Policy 417 (Chemical Use and Abuse)
Policy 418 (Drug-Free Workplace/Drug-Free School)
Policy 501 (School Weapons Policy)
Policy 502 (Search of Student Lockers, Desks, Personal Possessions, and Student's Person)
Policy 506 (Student Discipline)
Policy 712 (Video Surveillance Other Than on Buses)

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Addendum to Policy 527

All students who park vehicles at the TRIO Wolf Creek Distance Learning Charter School Campus location will be asked to provide documentation on the make, model, and license plate number of said vehicle. Rationale: documentation will provide Wolf Creek with a quick reference for matching students with vehicles if needed. Wolf Creek does not employ a parking permit or fee structure of any kind, so this information will be asked in place of that procedure.

This policy also acknowledges to all that video surveillance may be occurring at any time in or outside of Wolf Creek. It further acknowledges that inspections of the parking lot and any vehicles in the parking lot can and will occur at any time during the school day. A routine inspection can also occur during the open lunch period from 11a.m.-1p.m. each lab day.