

# **THEFT, TRESPASS AND DAMAGE TO PROPERTY**

*Policy Code:* **4330**

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The board will not tolerate theft, trespass and/or damage to property by any student. Any student engaging in exhibiting such behavior will be removed from the classroom or school environment for as long as is necessary to provide ensure a safe and orderly environment for learning. The superintendent is responsible for ensuring that consequences for prohibited behaviors are uniformly applied throughout the school district. Except where certain consequences for misbehavior are required by law, principals in the elementary grades are expected to use good judgment and reasonable discretion in determining the appropriate consequence for violation of board policies, school standards or rules.

## **A. PROHIBITED BEHAVIOR**

### **1. Theft**

Students are prohibited from stealing or attempting to steal school or private property, and/or from knowingly being in possession of stolen property.

### **2. Damage to Property**

Students are prohibited from damaging or attempting to damage school or private property.

### **3. Trespass**

Students are prohibited from trespassing on school property. A student will be considered a trespasser and may be criminally prosecuted in any of the following circumstances:

- a. The student is on the campus of a school to which he or she is not assigned during the school day without the knowledge and consent of the officials of that school.
- b. The student is loitering at any school after the close of the school day without any specific need or supervision:
- c. The student has been suspended from school but is on the property of any school during the suspension period without the express permission of the principal.

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4. Student Prank

A student prank is a mischievous act by a student. Such an act is one intended to cause or causing chaos, a disruption or disturbance on a school campus. Student pranks are prohibited and may be punished pursuant to ANY Montgomery County Schools Policy under which the prank applies including but not limited to Policy 4330, Theft, Trespass, and Damage to Property under which this language is set out.

**B. CONSEQUENCES**

The disciplinary consequences for violations of this policy shall be consistent with Section D of policy 4300, Student Behavior Policies. The superintendent or designee shall list in the Code of Student Conduct the specific range of consequences that may be imposed on a student for violations of this policy.

Legal Reference: G.S. 14-60, -87, -87.1, -132, -132.2; 115C-47, -276(r), -288, 307, -390.2

Cross Reference: Student Behavior Policies (policy 4300) Integrity and Civility (policy 4310), Criminal Behavior (policy 4335)

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