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OAKLAND UNIFIED
SCHOOL DISTRICT

Community Schools, Thriving Students

Memo

To Board of Education

From Jacqueline Minor, General Counsel 

Board Meeting Date May 28, 2014

Subject **Amendments to Board Policy 3515.3 - Police Department**

Action Requested **Approval of Amendments to Board Policy 3515.3 - Police Department**

Background Current BP 3515.3 – Police Department - is outdated as it places responsibility for the supervision of OSPD with the Oakland Police Department, among other things.

Discussion Current BP 3515.3 - Police Department - states, among other things, "Police officers shall serve perform [sic] their duties as required by the Chief of Police of the City of Oakland." Such a policy is outdated and should be amended to make clear that the Board may maintain a police department that is supervised by a District Chief of Police.

Recommendation Approval of Amendments to Board Policy 3515.3 - Police Department.

Fiscal Impact N/A.

Attachments Redline of Board Policy 3515.3.
Clean Copy of Board Policy 3515.3

OAKLAND UNIFIED SCHOOL DISTRICT

Board Policy

BP 3515.3

Business and Noninstructional Operations

Police Department

To help ensure the safety of district students and staff and the security of district property, the Governing Board ~~may contract with the City of Oakland for Police Services~~ may maintain a police department that will be supervised by a Chief of Police of the Oakland Schools Police Department.

- (cf. 0450 - Comprehensive Safety Plan)
- (cf. 1250 - Visitors/Outsiders)
- (cf. 3515 - Campus Security)
- (cf. 3515.2 - Disruptions)
- (cf. 3515.5 - Sex Offender Notification)
- (cf. 3516.2 - Bomb Threats)
- (cf. 5131.4 - Campus Disturbances)
- (cf. 5131.5 - Vandalism, Theft and Graffiti)
- (cf. 5131.6 - Alcohol and Other Drugs)
- (cf. 5131.7 - Weapons and Dangerous Instruments)
- (cf. 5136 - Gangs)
- (cf. 5142.1 - Identification and Reporting of Missing Children)
- (cf. 5145.11 - Questioning and Apprehension)
- (cf. 5145.12 - Search and Seizure)

Duties of district school security officers shall be delineated in a job description developed by the Superintendent or designee.

- (cf. 4119.3/4219.3/4319.3 - Duties of Personnel)
- (cf. 4158/4258/4358 - Employee Security)
- (cf. 4200 - Classified Personnel)

Police officers shall serve and perform their duties as required by the Chief of Police of the ~~City of Oakland~~ Oakland Schools Police Department.

Police officers shall conduct themselves in ways that promote goodwill and cooperation on the part of students, district staff and the general public.

Firearms

Police officers may carry firearms as authorized by law and/or regulation.

Parent Patrols

The district provides for volunteers or stipend parent patrols to support the district's safety and security efforts.

Legal Reference:

EDUCATION CODE

- 32296-32296.9 School Community Policing Partnership grants
- 35021.5 School police reserve corps
- 38000-38005 Security and police departments
- 39672 School peace officers, fingerprinting
- 45122.1 Classified employees, conviction of a violent or serious felony
- 49079 Notification to teacher; student who has engaged in acts constituting grounds for suspension or expulsion

BUSINESS AND PROFESSIONS CODE

- 7583-7583.46 Private patrol operators

FAMILY CODE

- 6240-6274 Emergency protective orders

GOVERNMENT CODE

- 3300-3312 Public safety officers, rights and protections
- 8597-8598 Peace officers

PENAL CODE

- 290.45 Sex offenders, authority of peace officers
- 646.91 Emergency protective order for stalking
- 830-832.9 Peace officers, especially:
 - 830.32 School district and community college police
 - 830.6 Reserve police officers, powers and duties
 - 832 Course of training prescribed by Commission on Peace Officer Standards and Training
 - 832.2 School peace officers; training
 - 832.7 Disclosure of personnel files in criminal or civil proceedings
 - 836 Peace officers; warrants
- 12028.5 Taking custody of weapons
- 13510-13519.9 Standards for recruitment and training
- 13700-13702 Response to domestic violence

WELFARE AND INSTITUTIONS CODE

- 707 List of crimes
- 828-828.1 Disclosure of information re minors by law enforcement agency

COURT CASES

- San Diego Police Officers Association et al. v. City of San Diego Civil Service Commission et al., 104 Cal.App.4th 275 (2002)

Management Resources:

CDE PUBLICATIONS

- Safe Schools: A Planning Guide for Action, 2002

WEB SITES

- Commission on Peace Officer Standards and Training: <http://www.post.ca.gov>
- CDE: <http://www.cde.ca.gov/spbranch/safety>
- Attorney General's Office, Crime and Violence Prevention Center: <http://www.safestate.org>

OAKLAND UNIFIED SCHOOL DISTRICT

Board Policy

BP 3515.3

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832 Course of training prescribed by Commission on Peace Officer Standards and Training

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836 Peace officers; warrants

12028.5 Taking custody of weapons

13510-13519.9 Standards for recruitment and training

13700-13702 Response to domestic violence

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