

BALTIMORE COUNTY PUBLIC SCHOOLS

DATE: May 8, 2012

TO: **BOARD OF EDUCATION**

FROM: Dr. Joe A. Hairston, Superintendent

SUBJECT: **CONSIDERATION OF THE PROPOSED CHANGES TO BOARD OF EDUCATION POLICY 3532, OBTAINING RESTITUTION FOR VANDALISM, RENAMED RESTITUTION FOR VANDALISM**

ORIGINATOR: Renee A. Foose, Deputy Superintendent

RESOURCE PERSON(S): Barbara Burnopp, Chief Financial Officer

RECOMMENDATION

That the Board of Education approves the proposed changes to Policy 3532. This is the third reading.

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Attachment I: Policy Analysis
Attachment II: Policy 3532

**POLICY ANALYSIS FOR
BOARD OF EDUCATION POLICY 3532
OBTAINING RESTITUTION FOR VANDALISM
RENAMED AS: "RESTITUTION FOR VANDALISM"**

Statement of Issues or Questions Addressed

In accordance with Board of Education Policy and Superintendent's Rule 8130, Policy 3532 is scheduled for review in school year 2011-2012. Policy 3532 provides that the school system will prosecute and seek restitution for acts of vandalism to school property. Staff is recommending that the policy be revised to: (1) rename the policy to "Restitution for Vandalism"; (2) include a policy statement that sets the Board's intent to prosecute and obtain restitution for the vandalism of school property; (3) include an implementation section; (4) conform to the Policy Review Committee's policy editing conventions.

Cost Analysis and Fiscal Impact on School System

No fiscal impact is anticipated by the revision of this policy.

Relationship to Other Board of Education Policies

1. Board of Education Policy 3150, *Board Insurance Program*
2. Board of Education Policy 5550, *Behavior*

Legal Requirements

1. *Annotated Code of Maryland, Education Article §7-305, Suspension and expulsion.*

Similar Policies Adopted by Other Local School Systems

1. Baltimore City Board of School Commissioners, Policy NSF, *Restitution*
2. Somerset County Board of Education, Policy 400-31, *Vandalism/Theft to School Property*

Draft of Proposed Policy

Attached

Other Alternatives Considered by Staff

No other alternatives were considered by staff.

Timeline

First reading – March 20, 2012

Public comment – April 17, 2012

Third reading/vote – May 8, 2012

NON-INSTRUCTIONAL SERVICES: PHYSICAL PLANT SERVICES

[Obtaining] Restitution for Vandalism

I. POLICY STATEMENT

A. The BOARD OF EDUCATION OF BALTIMORE COUNTY (BOARD) HAS A DUTY TO PROVIDE FOR THE CARE, CONTROL AND MANAGEMENT OF SCHOOL PROPERTY. THE BOARD WILL INITIATE THE PROSECUTION OF, AND SEEK RESTITUTION FROM, ANY INDIVIDUAL(S) WHO VANDALIZES, DAMAGES, DESTROYS, OR SUBSTANTIALLY DECREASES THE VALUE OF SCHOOL SYSTEM PROPERTY.

B. A BALTIMORE COUNTY PUBLIC SCHOOLS (BCPS) STUDENT WHO COMMITS AN ACT OF VANDALISM WILL BE DISCIPLINED IN ACCORDANCE WITH THE STUDENT BEHAVIOR CODE; THE STUDENT AND/OR HIS/HER PARENT OR LEGAL GUARDIAN WILL BE REQUIRED TO MAKE RESTITUTION TO THE SCHOOL SYSTEM.

[Baltimore County Public Schools will initiate prosecution and restitution for acts of vandalism. These efforts will be made in conjunction with the appropriate office or agency.]

II. IMPLEMENTATION

A. THE BOARD DIRECTS THE SUPERINTENDENT TO IMPLEMENT THIS POLICY.

LEGAL REFERENCES: *ANNOTATED CODE OF MARYLAND, EDUCATION ARTICLE §7-305, SUSPENSION AND EXPULSION*

RELATED POLICIES: BOARD OF EDUCATION POLICY 3150, *BOARD INSURANCE PROGRAM*
BOARD OF EDUCATION POLICY 5550, *BEHAVIOR*

Policy Board of Education of Baltimore County
Adopted: 06/16/88
Revised: 07/10/07
REVISED: _____