

Santa Barbara Unified School District

Board Policy

BP 1330

Community Relations

USE OF SCHOOL FACILITIES

The Governing Board recognizes that district facilities are a community and authorizes their use by community groups for purposes provided for in the Civic Center Act when such use does not interfere with school activities.

(cf. 6145.5 - Student Organizations and Equal Access)

All school-related activities shall be given priority in the use of facilities and grounds under the Civic Center Act. Thereafter, the use shall be on a first-come, first-served basis.

“The Governing Board prohibits the use of products containing tobacco and/or nicotine, including, but not limited to, smokeless tobacco, snuff, chew, clove cigarettes, and electronic nicotine delivery systems, such as electronic cigarettes, electronic hookahs, and other vapor emitting devices, with or without nicotine content, that mimic the use of tobacco products any time, in charter school or school district-owned or leased buildings, on school or district property, and in school or district vehicles.

The Superintendent or designee shall maintain procedures and regulations for the use of school facilities and grounds that: (Education Code 38133)

1. Aid, encourage, and assist groups desiring to use school facilities for approved activities
2. Preserve order in school buildings and on school grounds and protect school facilities, designating a person to supervise this task, if necessary

(cf. 0450 - Comprehensive School Safety Plan)

(cf. 3516 - Emergencies and Disaster Preparedness Plan)

3. Ensure that the use of school facilities or grounds is not inconsistent with their use for school purposes and does not interfere with the regular conduct of school work

Fees

The Board believes that the use of school facilities or grounds should not result in costs to the district. The Board shall charge at least direct costs to all non-school district groups granted facility use under the Civic Center Act.

Groups shall be charged fair rental value when using school facilities or grounds for entertainment or meetings where admission is charged or contributions solicited and net receipts are not to be expended for charitable purposes or for the welfare of the district's students. (Education Code 38134)

Legal Reference:

EDUCATION CODE

10900-10914.5 Community recreation programs

32282 *School safety plan*
 37220 *School holidays*
 38130-38138 *Civic Center Act, use of school property for public purposes*
BUSINESS AND PROFESSIONS CODE
 25608 *Alcoholic beverage on school premises*
MILITARY AND VETERANS CODE
 1800 *Definitions*
UNITED STATES CODE, TITLE 20
 7905 *Equal access to public school facilities*
COURT DECISIONS
Good News Club v. Milford Central School, (2001) 533 U.S. 98
Lamb's Chapel v. Center Moriches Union Free School District, (1993) 508 U.S. 384
Cole v. Richardson, (1972) 405 U.S. 676
Connell v. Higgenbotham, (1971) 403 U.S. 207
ACLU v. Board of Education of Los Angeles, (1961) 55 Cal.2d 167
Ellis v. Board of Education, (1945) 27 Cal.2d 322
ATTORNEY GENERAL OPINIONS
 82 *Ops.Cal.Atty.Gen.* 90 (1999)
 79 *Ops.Cal.Atty.Gen.* 248 (1996)

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION LEGAL ADVISORIES
 1101.89 *School District Liability and "Hold Harmless" Agreements, LO: 4-89*
WEB SITES
 CSBA: <http://www.csba.org>
 California Department of Education: <http://www.cde.ca.gov>

Policy: SANTA BARBARA UNIFIED SCHOOL DISTRICT
 Adopted: May 3, 1962 Santa Barbara, California
 Revised: June 21, 1990; October 24, 2001; December 14, 2004; July 10, 2007; <<DATE>>