

SEARCH AND SEIZURE

School district authorities may, without a search warrant, search students or protected student areas based on a reasonable suspicion that a school district policy, rule, regulation or law has been violated. The search shall be conducted in a manner reasonable in scope in order to maintain order and discipline in the schools, promote the educational environment, and protect the safety and welfare of students, employees and visitors to the school district facilities. School district property is held in public trust by the board. The furnishing of a locker, desk, or other facility or space owned by the school and provided as a courtesy to a student, even if the student may lock it or provides a lock for it, will not create a protected student area and will not give rise to an expectation of privacy with respect the locker, desk, or other facility.

School authorities may seize any illegal, unauthorized or contraband materials discovered in the search. Items of contraband may include, but are not limited to, nonprescription controlled substances, marijuana, cocaine, amphetamines, barbiturates, apparatus used for controlled substances, alcoholic beverages, tobacco/nicotine, weapons, explosives, poisons and stolen property. Such items are not to be possessed by a student while they are on school district property or on property within the jurisdiction of the school district; while on school owned and/or operated school or chartered vehicles; while attending or engaged in school activities; and while away from school grounds if misconduct will directly affect the good order; efficient management and welfare of the school district.

Possession of such items will be grounds for disciplinary action including suspension or expulsion and may be reported to local law enforcement officials. The board believes that illegal, unauthorized or contraband materials may cause material and substantial disruption to the school environment or presents a threat to the health and safety of students, employees, or visitors on the school district premises or property within the jurisdiction of the school district.

This policy and related procedures shall be published in the student handbook and be provided to the student and their parents, guardians or legal custodians yearly.

LEGAL REFERENCE: U.S. Const. Amend. IV.
New Jersey v. T.L.O., 105 Supreme Court 733, 469 U.S.
325 (1985). Iowa Code Chapter 808A. Cason v. Cook, 810F2d 188 (9th Cir. 1987), *cert.*
Den., 482 U.S. 930 (1987)
281 I.A.C. 12.3(8)

Adopted: 04/14/87
Revised: 05/10/04, 05/01/09, 02/22/21
Reviewed: 06/02/99, 03/11/09, 6/9/14, 09/23/19