

# **REACH CYBER CHARTER SCHOOL**

## **Board of Trustees**

### **ADMINISTRATIVE SEARCH AND SEIZURE POLICY**

The Board acknowledges the need to ensure the safety of students, teachers, and staff. As a cyber charter school, Reach Cyber Charter School does not have daily, physical interactions with students, teachers, and staff and their personal belongings. Reach students are not present in a physical educational environment as the education program is delivered through virtual means. As such, there are no desks or lockers related to Reach's students.

Reach Cyber Charter School is committed to maintaining a safe and educational environment for its students and employees. To that end, school employees may, in the appropriate circumstances, and when applicable should a physical presence of the student present itself, legally search a student, a student's personal belongings, a student's automobile parked on school property or at a school sponsored event, and/or a student's school issued computer or a student's personal computer when using Reach Cyber Charter School's network.

Reach Cyber Charter School is authorized to monitor and search a student's internet use, electronic communications, and student webpage content, consistent with the REACH School Handbook. A student's internet use on school issued computers or using Reach Cyber Charter School's network is not considered confidential, and authorized school personnel may monitor a student's computer usage with or without cause.

Searches of students and their personal belongings, except for computer and internet usage as detailed above, must be justified at their inception by reasonable suspicion that policy or law has been violated or is being violated and that evidence of the violation will be disclosed by the search. The search actually conducted must be reasonably related in scope to the circumstances which justified the search at its inception based on the nature of the suspected infraction. The learning coach for each student is also expected to ensure that the student is in compliance since learning coaches are required to attend school-sponsored events or school-sponsored in-person events.

The CEO, the Principal and the vice-principal are authorized, under circumstances justifying such a search as described above, to require students to submit to a search of their general belongings, including but not limited to: clothing, handbags, wallets, and computers. Such searches shall be conducted with an appropriate witness, who may be the parent, learning coach or staff member, and must not be conducted without reasonable suspicion. Clothing searches will be made by persons who are the same gender as the student who is being searched. Except in an emergency, other employees of the School shall not conduct student searches.

Students who do not cooperate with an employee who is conducting a search in accordance with these guidelines and applicable laws and regulations shall be subject to disciplinary action up to

and including expulsion from the School.

Anything found in the course of a search, which is evidence of a violation of the REACH School Handbook or any policies applicable to students, including any acceptable internet/computer use policies, may be:

1. Seized and admitted as evidence in any suspension or expulsion proceeding;
2. Destroyed if it has no significant value;
3. Turned over to the parent of the student from whom it was seized; or
4. Turned over to a law enforcement officer.

Reach Cyber Charter School will notify local law enforcement of the results of any search when required to do so by law, including, but not limited to, the discovery of a weapon or firearm, evidence of any cyber or internet criminal activity, or evidence that puts the safety and health of any students or staff in jeopardy.

**TO THE EXTENT THAT ANYTHING IN THIS POLICY COULD BE CONSTRUED TO CONFLICT WITH APPLICABLE STATE AND/OR FEDERAL LAWS, THE APPLICABLE STATE AND/OR FEDERAL LAWS CONTROL.**

DATE ADOPTED: