

LODI UNIFIED SCHOOL DISTRICT

Policy 3515.4

Business and Non-Instructional Operations

Recovery for District Property Loss or Damage

The Superintendent and/or Board of Education will take all practical and reasonable steps to seek reimbursement of property damages and rewards from any individual or from the custodial parent/guardian of any minor who commits any act of theft, vandalism or graffiti, including the appropriate legal action.

If the Superintendent or designee or law enforcement officials are unable to fix responsibility for the theft or vandalism, the Superintendent or designee is authorized to offer a reward in an amount he/she deems appropriate, not exceeding \$2,500 to the individual or individuals providing information leading to the identification and apprehension of the guilty party. A reward in excess of \$2,500 must be authorized in advance by the Board. A reward shall be paid only when the guilt of the person responsible for the act has been established by a confession, criminal conviction, or other appropriate judicial procedures.

The parent/guardian having custody/control of a minor who commits an act of vandalism may be held liable for up to the maximum limit allowed by law for the unlawful act. The parents/guardians also may be held liable for rewards of up to the maximum allowed by law.

Legal References: California Education Code

- 19910 Malicious cutting, tearing, defacing, breaking or injuring
- 19911 Willful detention of property
- 44810 Willful interference with classroom conduct
- 48904 Liability of parent or guardian for willful misconduct; withholding of grades, diplomas and transcripts

Civil Code

- 1714.1 Liability of parent or guardian for act of willful misconduct by a minor

Government Code

- 53069.5 Reward for information concerning person causing death, injury, or property damage; liability or reward
- 53069.6 Actions to recover damages
- 61601.1 Graffiti abatement district

Penal Code

- 484 Theft defined
- 594 Vandalism

- 594.1 Aerosol paint and etching cream
- 640.5 Graffiti; facilities or vehicles of governmental entity
- 640.6 Graffiti

Policy

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