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| NEW MEXICO SCHOOL FOR THE BLIND & VISUALLY IMPAIRED | SUBJECT: NO.515 Jurisdiction Over Students and Non-Students |
| Effective Date: 04/25/97 | Revised: 11/8/12 |
| Distribution: All Staff | Kind: Board Policy |

1. JURISDICTION OVER STUDENTS

- 1.1 Pursuant to NMAC 6.11.2.8, "All officials, employees and authorized agents of the public schools whose responsibilities include supervision of students shall have a comprehensive authority within constitutional bounds to maintain order and discipline in school." This authority applies whenever students are lawfully subject of the School's control, regardless of place. During such periods, New Mexico School for the Blind & Visually Impaired (NMSBVI) employees shall have the right to supervise and control the conduct of students, and students shall have the duty to submit to the School's lawful authority.
- 1.2 Students may be disciplined for commission of any violation as outlined in policy or law, as well as for the failure to comply with any lawful directive of School employees. Furthermore, defiance or hostility by any student is also grounds for discipline.
- 1.3 NMSBVI administrators and designated representatives are authorized to conduct search and seizure when there is reasonable suspicion that the student may have an illegal substance or stolen property. If an illegal substance or stolen property is found, it will be confiscated and proper action will be taken.
- 1.4 Additional information related to student discipline is contained in the NMSBVI Student/Family Handbook.

2. JURISDICTION OVER NON-STUDENTS

- 2.1 In furtherance of the State's and NMSBVI's compelling interest in the orderly operation of the School and School activities, School officials have the following forms of authority over non-students whose actions adversely affect School operations or activities.
 - a. On School Property. Employees of NMSBVI may prohibit entry to and provide for the removal from any School building or grounds of any person who refuses to identify him/herself and state a lawful purpose for entering. A person who refuses a lawful request to leave School premises may be subject to arrest by law officers for criminal offenses including, but not limited to; criminal trespass, interference with the educational process (NMSA 1978, Section 30-20-13D) or disorderly conduct. A person who does identify him/herself and states a lawful purpose may nevertheless be asked to vacate the premises for any reason, whether or not he/she is committing a crime.

- b. Off School Property. School authorities have indirect and limited authority over the activities of non-students off School property. To the extent that non-students' conduct at or near the School or School-sponsored activities may constitute a criminal offense, including the crimes of interference with the education process, disorderly conduct or criminal trespass (after refusing a lawful request to leave), School authorities may contact law enforcement personnel.