

Trespass on School Property

Section 1. General. It is the purpose of the East Allen County Schools, acting within the intent and letter of the laws and constitution of the State of Indiana to provide instruction for students at public expense. Any act of any person or persons to interfere with or to thwart that purpose is unlawful. Therefore, actions by any person to interfere materially or substantially with the operation of the school by infringing upon the rights of others to accept instruction, by defacing or destroying school property, by rioting, by break-ins, sit-ins and/or picketing are illegal. Any individual who engages in such activities will be punished to the full extent of the law.

The building principal, the Superintendent and all other school officials are hereby authorized to request any person or persons to leave school premises when school officials determine that such person is interfering with the lawful use of the premises by other persons. A building principal, or the Superintendent or their designee has the authority to prohibit the entry of any person to any East Allen County School or to expel any person when there is reason to believe the presence of such person would be detrimental to the school or activity/event. If any person does not leave the premises as requested, school officials may request law enforcement officers to remove the disruptive person or persons.

Trespass on school property will not be allowed and school officials are authorized to prevent such in accordance with this Guideline. The following guidelines shall be followed in determining if a person is trespassing:

1. Not having a contractual interest in the property, knowingly or intentionally entering the property of the school corporation after having been denied entry by a school official;
2. Not having a contractual interest in the property, knowingly or intentionally refusing to leave the property of the school corporation after having been asked to leave by a school official;
3. Accompanying another person in a vehicle on school property with knowledge that the other person knowingly or intentionally is exerting unauthorized control over the vehicle; or
4. Otherwise knowingly or intentionally interfering with the possession or use of the school property without consent from a school official and under circumstances not amounting to theft.

Section 2. Denied Entry. A person has been denied entry within the meaning of these guidelines when he or she has been denied entry by means of:

1. Personal communication, oral or written; or
2. Posting or exhibiting a notice at the main entrance and in a manner that is either prescribed by law or likely to come to the attention of the public.

Section 3. No Trespass Orders. Letters of no trespass may be issued by a building principal, or Superintendent or their designee for up to twelve (12) months when it is deemed that the individual's presence would be detrimental to the school or activity/event.

Legal Reference: I.C. 35-43-2-2