

FOLSOM-CORDOVA UNIFIED SCHOOL DISTRICT

Community Relations

BP 1330(a)

USE OF SCHOOL FACILITIES

General

The Governing Board recognizes that district facilities are a community resource whose primary purpose is to be used for school programs and activities. The Board authorizes the use of school facilities by community groups for purposes provided for in the Civic Center Act when such use does not interfere with school activities and subject to district policies and regulations.

Authorized Use

All school-related activities (clubs, class events etc.) shall be given priority in the use of facilities under the Civic Center Act. Thereafter, the use of facilities shall be on a first-come, first-served basis, except for groups or organizations that have a joint use agreement with the school district, for example, local park and recreation districts.

School buildings and grounds shall be made available for the following purposes:

1. Public, literary, scientific, recreational, educational, or public agency meetings.
2. The discussion of matters of general or public interest.
3. The conduct of religious services for temporary periods on a one-time or renewable basis, by any church or religious organization that has no suitable meeting place for the conduct of services, provided the governing board charges the church or religious organization using the school facilities or grounds a fee as specified in Administrative Regulation 1330.
4. Childcare or day care programs to provide supervision and activities for children of preschool and elementary school age.
5. The administration of examinations for the selection of personnel or the instruction of precinct Board members by public agencies.
6. Supervised recreational activities including, but not limited to, sports league activities for youths that are arranged for and supervised by entities, including religious organizations or churches, and in which youths may participate regardless of religious belief or denomination.
7. A community youth center.

USE OF SCHOOL FACILITIES (continued)

8. Mass care and welfare shelters during disasters or other emergencies affecting the public health and welfare, including, but not limited to, the American Red Cross. The Board shall cooperate with these agencies in furnishing and maintaining such services as the Board may deem necessary to meet the needs of the community.
9. The Board has entered into a joint use agreement with local park and recreation districts (Rancho Cordova and Folsom) which authorizes the use of playfields and building facilities for park district sponsored activities.
10. The Board may enter into an agreement with a parent or independent organization to conduct Bingo activities on school premises providing the organization meets the following criteria:
 - a. The organization has a Board of Directors, elected by the membership-at-large and Bylaws, approved by the membership-at-large.
 - b. The organization completes and complies with terms of the “Agreement to Conduct Bingo Activities.”
 - c. The organization complies with the Sacramento County Ordinance under Business Licenses and Regulations, 5.66 “Bingo Games.”
 - d. The organization complies with Section 326.5 of the California Penal Code, relating to Bingo. (Chapter 804/9181)
 - e. The organization is committed to the philosophy of the Goals and Objectives of the district and proceeds are donated to the Folsom Cordova Unified School District.

Fee structure will be within the terms stipulated in Administrative Regulation 1330. An infraction of the “Agreement to Conduct Bingo Activities” will result in the immediate termination of the Agreement and the use of district facilities, as determined by the Deputy Superintendent, Business Services or designee. Any termination of the Agreement may be appealed through the office of the Chief Financial Officer or designee, in accordance with established procedures.
11. Other purposes deemed appropriate by the Board or Superintendent.

Legal Reference: (see next page)

USE OF SCHOOL FACILITIES (continued)

Legal Reference:

EDUCATION CODE

10900-10914.5 *Community recreation programs*

32282 *School safety plan*

37220 *School holidays*

38130-38138 *Civic Center Act, use of school property for public purposes*

BUSINESS AND PROFESSIONS CODE

25608 *Alcoholic beverage on school premises*

MILITARY AND VETERANS CODE

1800 *Definitions*

UNITED STATES CODE, TITLE 20

7905 *Equal access to public school facilities*

COURT DECISIONS

Good News Club v. Milford Central School, (2001) 533 U.S. 98

Lamb's Chapel v. Center Moriches Union Free School District, (1993) 508 U.S. 384

Cole v. Richardson, (1972) 405 U.S. 676

Connell v. Higgenbotham, (1971) 403 U.S. 207

ACLU v. Board of Education of Los Angeles, (1961) 55 Cal.2d 167

Ellis v. Board of Education, (1945) 27 Cal.2d 322

ATTORNEY GENERAL OPINIONS

82 *Ops.Cal.Atty.Gen.* 90 (1999)

79 *Ops.Cal.Atty.Gen.* 248 (1996)

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION LEGAL ADVISORIES

1101.89 *School District Liability and "Hold Harmless" Agreements, LO: 4-89*

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

Adopted: July 2, 1984

Revised: February 10, 1988

Revised: June 25, 1991

Revised: April 10, 2003

Revised: January 28, 2010

Revised: August 5, 2010