

Helix School District 1R

Code: **JFCEA**
Adopted: 1/8/97
Orig. Code(s): None

Gang Activity

The Helix School Board feels that the presence of gangs and gang activities can cause a substantial disruption of or material interferences with school and school activities. A “gang” as defined in this policy is any group of two or more persons whose purposes include the commission of illegal acts. By this policy, the Board acts to prohibit existence of gangs and gang activities as follows:

No student on or about school property or at any school activity:

1. Shall wear, possess, use, distribute, display or sell any clothing, jewelry, emblem, badge, symbol, sign or other things which are evidence of membership or affiliation in any gang;
2. Shall commit any act or omission, or use any speech, either verbal or nonverbal (gestures, handshakes, etc.) showing membership or affiliation in a gang;
3. Shall use any speech or commit any act or omission in furtherance of the interests of any gang or gang activity, including, but not limited to:
 - a. Soliciting others for membership in any gangs;
 - b. Requesting any person to pay protection or otherwise intimidating or threatening any person;
 - c. Committing any other illegal act of other violation of school district policies;
 - d. Inciting other students to act with physical violence upon any other person.

The superintendent/principal has the authority to add additional gang activity descriptors and administer appropriate consequences.

END OF POLICY

Legal Reference(s):

[ORS 336.109](#)
[ORS 339.240 - 339.280](#)

[ORS 339.885](#)
[ORS 659.850](#)

[OAR 581-021-0050 to -0075](#)

Olesen v. Board of Education of School District No. 228, 676 F. Supp. 820 (N.D. Ill. 1987).

Neuhaus v. Federico, 12 Or App 314, 319, 505 P.2d 939 (1973).

Burkitt, et al v. School District No. 1, 195 Or. 471, 246 P.2d 566 (1952).

Tinker v. Des Moines Community School District, 393 U.S. 503 (1969).