

Jewell School District 8

Code: **JFCEA**
Adopted: 1/21/98
Readopted: 9/15/08
Orig. Code(s): JFCEA

Gang Activity

The Board has determined 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 means a group that identifies itself through the use of a name, unique appearance or language, including hand signs, the claiming of geographical territory or the espousing of a distinctive belief system that frequently results in criminal activity. By this policy, the Board acts to prohibit existence of gangs and gang activities as follows:

No student on or about district 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 non-verbal (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 or other violation of school district policies;
 - d. Inciting other students to act with physical violence upon any other person.

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 Educ. of Sch. Dist., 676 F. Supp. 820 (N.D. Ill. 1987).

Neuhaus v. Federico, 12 Or. App. 314 (1973).

Burkitt v. Sch. Dist. No. 1, 195 Or. 471 (1952).

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