

Community Relations

USE OF COUNTY OFFICE OF EDUCATION FACILITIES

BP 1330

The County Board of Education and the County Superintendent believe that the facilities of the Placer County Office of Education should be made available to the public for a variety of purposes provided that the use does not interfere with the day-to-day operation of PCOE programs, operations, and activities. The use of PCOE facilities will be permitted when such request has been made in writing and approved by the County Superintendent or designee.

It is the responsibility of the County Superintendent to develop regulations governing the use of PCOE facilities including fees for their use prepared in accordance with 5 CCR 14037-14041. These regulations shall be approved by the Board.

When applicable, a certificate of insurance will be required of the applicant prior to obtaining permission to use PCOE facilities. Any user of the facility who intends to acquire, possess, use, sell or consume alcoholic beverages must obtain a special permit from the Alcohol Beverage Control Board prior to obtaining permission to use PCOE facilities. Each user of a PCOE facility will be required to hold PCOE harmless for any liability caused by the user.

No individual group or organization may use PCOE property for purposes that discriminate on the basis of actual or perceived sex, sexual orientation, gender, gender identity or expression, genetic information, ethnicity, ethnic group identification, race, ancestry, nationality, national origin, religious creed, color, or mental or physical disability or age, marital or parental status, military or veteran's status, or on the perception of one or more of such characteristics, or on the basis of a person's association with a person or group with one or more of these actual or perceived characteristics.

No individual, group or organization may use PCOE property to further any program or movement for the purpose of overthrowing the government of the United States or of the state by force, violence or other unlawful means.

Legal Reference: EDUCATION CODE

10900-10914.5 Community recreation programs

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

BUSINESS AND PROFESSIONS CODE

25608 Alcoholic beverage on school premises

Code of Regulations, Title 5

14037-14042 Direct costs for use of facilities and grounds

UNITED STATES CODE, TITLE 20

7905 Equal access to public school facilities

COURT DECISIONS

Good New 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

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Auburn, California

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ACLU of So. Calif 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.AttyGen. 90 (1999)

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

Adopted: August 14, 2008

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