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| POLICY | BOARD OF EDUCATION OF FREDERICK COUNTY, MARYLAND |
| GANG ACTIVITY ¹ | SECTION 423 |
| | Adopted: 9/14/11 |

The Board of Education of Frederick County is committed to ensuring schools are safe and recognizes the harm that can occur by the presence and activities of gangs in the schools, such as violence and destruction of property. Gang activities also have the potential to create an atmosphere of intimidation in the entire school community, which can be disruptive to the learning environment.

Gang activity is prohibited on school property, including school buses and school-sponsored functions. The Board also prohibits reprisal or retaliation against individuals who report gang activity or who are victims, witnesses, bystanders, or others with reliable information about an act of gang activity.

The Superintendent is directed to establish regulation to comply with provisions of this policy and the guidelines issued by the Maryland State Department of Education.

¹ **Gang** - Criminal gang means a group or association of three or more persons whose members: (1) individually or collectively engage in a pattern of criminal gang activity; (2) have as one of their primary objectives or activities the commission of one or more underlying crimes, including acts by juveniles that would be underlying crimes if committed by adults; and (3) have in common an overt or covert organizational or command structure.

Gang Activity - Pattern of criminal gang activity means the commission of, attempted commission of, conspiracy to commit, or solicitation of two or more underlying crimes or acts by a juvenile that would be an underlying crime if committed by an adult.

- (a) Activities on or near school vehicles or property. A person may not threaten an individual, or a friend or family member of an individual with use of physical force or violence to coerce, induce, or solicit the individual to participate in or prevent the individual from leaving a criminal gang: (1) in a school vehicle, as defined under 11-154 of the Transportation Article; or (2) in, or within 1,000 feet of real property owned or leased to an elementary school, secondary school, or county board of education and used for elementary or secondary education.
- (b) Applicability - Subsection (a) of this section applies whether or not: (1) school was in session at the time of the crime; or (2) the real property was being used for purposes other than school purposes at the time of the crime.