

**Monroe 2-Orleans BOCES Policy**  
**Series 6000 – Students**  
**Policy #6213 – LOSS OR DESTRUCTION OF BOCES PROPERTY**

The BOCES is authorized to seek restitution, through civil action when necessary, from the parent or legal guardian of an unemancipated student over the age of ten (10) and under the age of eighteen (18) where such student:

- a) Has willfully, maliciously, or unlawfully damaged, defaced or destroyed real or personal property in the care, custody and/or ownership of BOCES; or
- b) Has knowingly entered or remained in a BOCES-owned or leased building, and wrongfully taken, obtained or withheld personal property owned or maintained by BOCES.

In instances where BOCES has sought and obtained a judgment from a court of competent jurisdiction, the parent/legal guardian is liable for civil damages. Under certain circumstances, a court may consider the parent's or legal guardian's inability to pay any portion or the entire amount of damages and enter a judgment in an amount within the financial capacity of the parent or legal guardian. However, no such judgment shall be entered for an amount which is less than \$500.00.

General Obligations Law Section 3-112

Adopted: 7/13/1999  
Revised: 10/21/2009  
Revised: 8/15/2012  
Reviewed: 8/19/2015  
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Reviewed: 8/18/2021  
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