

## Part 5 Offenses

### **53A-3-501 Possession or consumption of alcoholic beverages at school or school-sponsored activities -- Penalty.**

- (1) Except as approved by a local school board as part of the curriculum, a person may not possess or drink an alcoholic beverage:
  - (a) inside or on the grounds of any building owned or operated by a part of the public education system; or
  - (b) in those portions of any building, park, or stadium which are being used for an activity sponsored by or through any part of the public education system.
- (2)
  - (a) Subsection (1)(a) does not apply to property owned by a school district in contemplation of future use for school purposes while the property is under lease to another party.
  - (b)
    - (i) For purposes of Subsection (2)(a), a lease must be full time for a period of not less than two years.
    - (ii) The property may not be used for school purposes at any time during the lease period.
- (3) Violation of this section is a class B misdemeanor.

Amended by Chapter 10, 1998 General Session

### **53A-3-503 Criminal trespass upon school property -- Penalty.**

- (1) A person is guilty of criminal trespass upon school property if the person does the following:
  - (a) enters or remains unlawfully upon school property, and:
    - (i) intends to cause annoyance or injury to a person or damage to property on the school property;
    - (ii) intends to commit a crime; or
    - (iii) is reckless as to whether the person's presence will cause fear for the safety of another; or
  - (b) enters or remains without authorization upon school property if notice against entry or remaining has been given by:
    - (i) personal communication to the person by a school official or an individual with apparent authority to act for a school official;
    - (ii) the posting of signs reasonably likely to come to the attention of trespassers;
    - (iii) fencing or other enclosure obviously designed to exclude trespassers; or
    - (iv) a current order of suspension or expulsion.
- (2) As used in this section:
  - (a) "Enter" means intrusion of the entire body.
  - (b) "School official" means a public or private school administrator or person in charge of a school program or activity.
  - (c) "School property" means real property owned or occupied by a public or private school, including real property temporarily occupied for a school activity or program.
- (3) Violation of this section is a class B misdemeanor.

Amended by Chapter 78, 1990 General Session

### **53A-3-504 Traffic ordinances on school property -- Enforcement.**

- (1) A local political subdivision in which real property is located that belongs to, or is controlled by, the State Board of Education, a local board of education, an area vocational center, or the Schools for the Deaf and the Blind may, at the request of the responsible board of education or institutional council, adopt ordinances for the control of vehicular traffic on that property.
- (2) A law enforcement officer whose jurisdiction includes the property in question may enforce an ordinance adopted under Subsection (1).

Enacted by Chapter 140, 1988 General Session