

STUDENTS

Policy 2610 **(Regulation 2610)**

Discipline

Misconduct and Disciplinary Consequences

All students attending school in District schools will be expected to accept the obligation and responsibility to attend school on a regular basis and to comply with the District's discipline code set forth in Regulation 2610. Those students who choose not to fulfill their responsibilities at school will be held accountable for their conduct. Consequences for individual acts of misconduct are calculated to discipline the student, to deter future misconduct, and to provide a safe and positive environment in which students can learn. Students who engage in significant acts of misconduct off campus which materially and adversely impact the educational environment of district students to the extent allowed by law will be subject to discipline up to and including expulsion.

STUDENTS

Regulation 2610

Discipline

Misconduct and Disciplinary Consequences

The discipline code set out in this regulation is intended to be illustrative but not an exclusive listing of acts of misconduct and the consequences for each. Misconduct which is not specifically listed in this regulation may be deemed to warrant discipline up to and including expulsion following provision of all due process procedures. In addition, the disciplinary consequence listed for each offense may be increased or decreased by the Administration or the Board of Education due to mitigating or aggravating circumstances.

Copies of this regulation or the student handbook which includes the code of student conduct and disciplinary consequences, as well as the District's corporal punishment policy, if any, will be provided to each student at the beginning of each school year. Copies of these documents will also be available for public inspection during normal business hours in the Superintendent's office.

Alcohol - Possession of or presence under the influence of alcohol regardless of whether the student is on school premises. Administration will make judgment on the use of a Breathalyzer.

- First Offense: 5-10 days out-of school suspension; referral to appropriate authorities
- Subsequent Offenses: 10-90 days out-of-school suspension; expulsion; referral to appropriate authorities.

Arson - Intentionally causing or attempting to cause a fire or explosion

- First Offense: 3-10 days out-of-school suspension or expulsion; referral to Superintendent and appropriate authorities
- Subsequent Offenses: 11-180 days out-of-school suspension or expulsion; report to legal authorities

Assault - (Refer to Policy and Regulation 2673 - Reporting of Violent Behavior)

Assault of a Student or Staff Member - Use of physical force with the intent to do bodily harm.

- First Offense: 3-5 days in-school suspension; 1-10 days out-of-school suspension; report to legal authorities; referral to superintendent
- Subsequent Offenses: 5-10 days out-of-school suspension; 10-90 days out-of-school suspension; report to legal authorities; referral to Superintendent

Bullying – Intentional intimidation or infliction of physical, emotional, or mental harm (see Policy 2655).

- First Offense: Principal/Student conference; 1-10 days in school suspension; 1-10 days out-of-school suspension
- Subsequent Offenses: 5-10 days in-school suspension; 5-10 days of out-of-school suspension; 10-180 days suspension; expulsion; report to legal authorities

Bus Misconduct – Conduct that has the intentional effect of disrupting the safe transportation of students

- First Offense: Principal/Student Conference; Detention; 1-5 days in-school suspension; assigned seat on bus 1-4 day suspension from riding the bus
- Subsequent Offenses: 1-100 days out-of-school suspension; 5-10 days suspension from riding the bus; permanent removal from the bus

Careless Driving – Driving on school property in such a way as to endanger persons or property

- First Offense: Driving on school property revoked 5-10 days
- Subsequent Offenses: Driving on school property revoked for one semester; driving on school property revoked permanently

Defiance of Authority - Refusal to obey directions or defiance of staff authority

- First Offense: Principal/Student conference; Detention 1-5 days in-school suspension
- Subsequent Offenses: 1-5 days in-school suspension; 1-10 days out-of-school suspension

Disruptive Behavior - Conduct which has the intentional effect of disturbing education

- First Offense: Principal/Student conference; detention; 1-5 days in-school suspension
- Subsequent Offenses: 1-5 days in-school suspension; 1-10 days out of school suspension

Dress Code – Clothing or accessory items which may disrupt the educational environment; ie.; items which depict alcohol, tobacco, illegal substances, offensive and/or obscene pictures or words

- First Offense: Principal/Student conference; change of clothing
- Subsequent Offenses: Change of clothing; Detention; 1-3 days in-school-suspension; 1-3 days out-of-school suspension

Drugs/Controlled Substance

Possession or presence under the influence of a controlled substance or substance represented to be a controlled substance while at school, on the school playground, on the school parking lot, a school bus or at a school activity whether on or off of school property.

- First Offense: 5-10 days out-of-school suspension; referral to appropriate authorities

- Subsequent Offenses: 10-90 days suspension; expulsion; referral to appropriate authorities

Sale of a controlled substance or substance represented to be a controlled substance while at school or at any of the locations described above.

- First Offense: 10 days out-of-school suspension; expulsion; referral to appropriate authorities
- Subsequent Offenses: Expulsion and referral to appropriate authorities

Prescription Medication

Possession of a prescription medication without a valid prescription for such medication on school premises or on a school bus.

- First Offense: Principal/Student Conference; 1-10 days in-school suspension; report to appropriate authorities
- Subsequent Offenses: 5-10 days out-of-school suspension; 10-90 days out-of-school suspension

Distribution of prescription medication to any individual who does not have a valid prescription for such medication on school premises or on a school bus.

- First Offense: 1-10 days in-school suspension; 10-90 days out-of-school suspension; expulsion; report to appropriate authorities
- Subsequent Offenses: 10-90 days out-of-school suspension; expulsion; report to appropriate authorities

Extortion - Verbal threats or physical conduct designed to obtain money or other valuables

- First Offense: Principal/Student conference; 1-5 days in-school-suspension
- Subsequent Offenses: 1-10 days out-of-school suspension; 10-90 days out-of-school suspension

False Alarms – Tampering with emergency equipment; setting off false alarms,; making false reports

- First Offense: Principal/Student Conference; 1-5 days in-school suspension
- Subsequent Offenses: 1-90 days out-of-school suspension

Fighting - Physically striking another in a mutual contact as differentiated from an assault.

- First Offense: Principal/Student conference; 1-10 days in-school suspension; 1-10 days out-of-school suspension; referral to legal authorities
- Subsequent Offenses: 1-10 days out-of-school suspension; 10-90 days out-of-school suspension; expulsion; report to authorities

Firearms and Weapons (Refer to Policy and Regulation 2620 - Firearms and Weapons in School)

Possession of a firearm or weapon

- First Offense: One year suspension; referral to legal authorities
- Subsequent Offenses: Expulsion; referral to legal authorities

Gangs – Gang activities, whether verbal, written or symbolic, which substantially disrupts the educational environment

- First Offense: Principal/Student conference; 1-10 days in-school suspension; 1-10 days out-of-school suspension; expulsion
- Subsequent Offenses 10-90 days out-of-school suspension; expulsion

Harassment (Refer to Policy 2130 - Harassment)

- First Offense: Principal/Student Conference; 1-5 days in-school-suspension
- Subsequent Offenses: 1-5 days in-school suspension; 1-10 days out-of-school suspension; report to appropriate authorities

Improper Display of Affection - Consensual kissing, fondling, or embracing

- First Offense: Principal/Student Conference
- Subsequent Offenses: Detention; 1-3 days out-of-school suspension; 1-3 days out of school suspension

Improper Language

Use of Obscene or Vulgar Language- Language which depicts sexual acts, human waste, and blasphemous language

- First Offense: Principal/Student conference; Detention; 1-5 days in-school suspension
- Subsequent Offenses: 1-5 days in-school suspension; 1-5 days out-of-school suspension; 5-10 days out-of-school suspension

Disruptive or Demeaning Language or Conduct - Use of hate language to demean other persons due to the race, gender, disability, natural origin, or religious beliefs. This provision also includes conduct, verbal, written, or symbolic speech which materially and substantially disrupts class, school activities, transportation, or school functions.

- First Offense: Principal/Student conference; 1-5 days in-school suspension
- Subsequent Offenses: 1-10 days out-of-school suspension

Inappropriate Sexual Conduct (Refer to Policy and Regulation 2130 - Harassment)

Physical touching of another student in the area of the breasts, buttocks, or genitals

- First Offense: Principal/Student conference; 1-5 days in-school suspension
- Subsequent Offenses: 1-10 days out-of-school suspension; Report to appropriate authorities

Use of sexually intimidating language, objects, or pictures.

- First Offense: Principal/Student conference; 1-5 days in-school suspension
- Subsequent Offenses: 1-5 days out-of-school suspension; 5-10 days out-of-school suspension

Indecent Exposure - Includes display of breasts, buttocks and genitals in a public location

- First Offense: Principal/Student conference; 1-5 days in-school suspension
- Subsequent Offenses: 1-5 days out-of-school suspension; 5-10 days out-of-school suspension

Off Campus Misconduct – Law 167.161 Students Committing a Felony; Other illegal activities that has a relationship to school disruption; Activities that happen on non-school times away from the school or school related event

- First Offense: 1-10 days out-of-school suspension; expulsion
- Subsequent Offenses: 1-10 days out-of-school suspension; expulsion; referral to appropriate authorities

Theft - Nonconsensual taking or attempt to take the property of another

- First Offense: Reimbursement; Principal/Student conference; 1-5 days in-school suspension
- Subsequent Offenses: Reimbursement; 1-10 days out-of-school suspension; 10-90 in-school suspension; expulsion

Tobacco - Possession or use of tobacco or tobacco products

- First Offense: Confiscation; Principal/Student conference; 1-3 days in-school suspension; report to local authorities if under 18 years of age
- Subsequent Offenses: 1-9 days out-of-school suspension; report to local authorities if under 18 years of age

Truancy - Absent or tardy from class or classes without authorization (See also Policy and Regulation 2340 - Truancy and Educational Neglect.)

- First Offense: Principal/Student conference; 1-3 days in-school suspension

- Subsequent Offenses: 3-10 days in-school suspension; 1-5 days out-of-school suspension

Vandalism - Intentional damage or attempt to damage property belonging to the staff, students, or the District

- First Offense: Restitution; Principal/Student Conference; Detention; 1-5 days in-school suspension
- Subsequent Offenses: 1-10 days in-school suspension; 1-10 days out-of-school suspension; 10-90 days out-of-school suspension