

## **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

First Offense: In-school suspension, 1-180 days out-of-school suspension and notification to law enforcement officials.

Subsequent Offenses: 11-180 days out of school suspension or expulsion and notification to law enforcement officials

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

First Offense: 11-180 days out-of-school suspension or expulsion and notification to law enforcement officials.

Subsequent Offenses: Expulsion and notification to law enforcement officials.

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

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

First Offense: In-school suspension, 1-180 days out-of-school suspension, or expulsion and notice to law enforcement officials.

Subsequent Offenses: 11-180 days out-of-school suspension or expulsion and notification to law enforcement officials

b. Attempting to kill or cause serious physical injury to another.

First Offense: Expulsion and notification to law enforcement.

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

**a.** communicates with another by any means including telephone, writing or via electronic communications, intention to intimidate, or inflict physical, emotional, or mental harm without legitimate purpose, or

**b.** physically contacts another person with the intent to intimidate or to inflict physical, emotional, or mental harm without legitimate purpose. Physical contact does not require physical touching although touching may be included.

First Offense: 10-30 Days of OSS, reduction of consequence subject to administrative decision and investigation findings.

Subsequent Offenses: 180 Days of OSS to expulsion, reduction subject to administrative decision

**Cyber-bullying** - Use of cell phone, computer or other electronic devices to intimidate or to inflict physical, emotional, or mental harm.

First offense: Conference with the principal and phone call to the parent/guardian, may also include ISS or OSS up to 10 days.

Second offense: 10-30 days out of school suspension

Third offense: 180 days out of school suspension

Fourth offense: Expulsion

**Bus Misconduct** - Any offense committed by a student on a district-owned or contracted bus.

First Offense: Principal/student conference and notification to parent or legal guardian.

Subsequent Offense: Bus suspension, in-school suspension, out-of-school suspension.

**Computer or Internet Unacceptable Usage** - Any use of a computer or the Internet, which is unacceptable according to the Acceptable Use Policy.

First Offense: Principal/student conference, in-school suspension, or 1-10 days out-of-school suspension and 1-30 days of school computer use revoked.

Subsequent Offense: In-school suspension or 1-180 days out-of-school suspension and 30-180 days of school computer use revoked.

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

First Offense: Principal/student conference, in-school suspension, or 1-10 days out-of-school suspension

Subsequent Offenses: In-school suspension, 1-180 days or expulsion.

**Disrespectful Behavior** - Disrespectful verbal, written or symbolic language or gesture, which is inappropriate to public settings, directed at another person.

First Offense: Principal/student conference, in-school suspension, or 1-10 days out-of-school suspension.

Subsequent Offense: In-school suspension, 1-180 days out-of-school suspension, or expulsion.

**Disruptive Behavior** - Conduct which has the intentional effect of disturbing education or the safe transportation of a student

First Offense: Principal/student conference, in-school suspension, or 1-10 days out-of-school suspension.

Subsequent Offenses: In-school suspension, 1-180 days out-of-school suspension, or expulsion.

### **Drugs/Controlled Substance**

**a. 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: In-school suspension, 1-180 days out-of-school suspension and notification to law enforcement officials.

Subsequent Offenses: 11-180 days out of school suspension, expulsion and notification to law enforcement officials.

**b. Distribution/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: OSS, Expulsion and notification to law enforcement officials.

Subsequent Offenses: Expulsion and notification to law enforcement officials.

### **Prescription Medication**

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

First Offense: In-school suspension, 1-180 days out-of-school suspension, expulsion and notice to law enforcement officials.

Subsequent Offenses: 11-180 days out-of-school suspension, expulsion and notification to law enforcement officials.

**b. 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: 11-180 days out-of-school suspension, Expulsion and notification to law enforcement officials.

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

First Offense: Principal/student conference, in-school suspension, or 1-10 days out-of-school suspension.

Subsequent Offenses: In-school suspension, 1-180 days out-of-school suspension, or expulsion.

**False Alarms** - Tampering with emergency equipment, setting off false alarms, making false reports including bomb threats.

First Offense: Principal/student conference, in-school suspension, 1-180 days out-of-school suspension, or expulsion.

Subsequent Offense: In-school suspension, 1-180 days out-of-school suspension, or expulsion.

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

First Offense: Principal/student conference, in-school suspension, or 1-180 days out-of-school.

Subsequent Offenses: In-school suspension, 1-180 days out-of-school suspension, or expulsion.

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

Possession of a firearm or weapon

First Offense: (Minimum of one-year suspension), notification to law enforcement

Subsequent Offenses: Expulsion

**Harassment** – Occurs when a student has intent to physically or verbally intimidate or cause emotional or mental harm based upon actual or perceived membership in a protected class. Can be over time or a single incident.

First Offense: Principal/student conference, in-school suspension, 1-180 days out-of school suspension, and/or expulsion.

Subsequent Offense: In-school suspension, 1-180 days out-of-school suspension, or expulsion.

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

First Offense: Principal/student conference

Second Offense: Principal/student conference and notification to parent or legal guardian.

Subsequent Offenses: In-school suspension, or 1-180 days out-of-school suspension.

**Improper Language**

Threatening Language-Use of verbal, physical or written threats to do bodily harm to person or personal property.

First Offense: Principal/student conference, in-school suspension, or 1-10 days out-of-school suspension.

Subsequent Offenses: In-school suspension, 1-180 days out-of-school suspension, or expulsion.

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

First Offense: Principal/student conference, in-school suspension, or 1-10 days out-of-school suspension

Subsequent Offenses: In-school suspension, 1-180 days out-of-school suspension, or expulsion.

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, in-school suspension, or 1-10 days out-of-school suspension.

Subsequent Offenses: In-school suspension, 1-180 days out-of-school suspension, or expulsion.

**Inappropriate Sexual Conduct**

**a. Use of sexually intimidating language, objects, or pictures**

First Offense: Principal/student conference, in-school suspension, 1-180 days out-of school suspension, and/or expulsion.

Subsequent Offense: In-school suspension, 1-180 days out-of-school suspension, or expulsion.

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

First Offense: In-school suspension, 1-180 days out-of-school suspension, or expulsion.

Subsequent Offenses: 11-180 days out-of-school suspension or expulsion, and notification to law enforcement officials.

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

First Offense: In-school suspension, 1-180 days out-of-school suspension, or expulsion.

Subsequent Offenses: 11-180 days out-of-school suspension or expulsion, and notification to law enforcement officials.

**Parking or Driving Violation** - Any student not driving or parking in a safe and proper manner on school grounds or on streets adjacent to the school.

First Offense: Principal/student conference, 1-3 days of in-school suspension and/or revocation of driving privileges.

Subsequent Offenses: In-school suspension, 1-90 days of out-of-school suspension and/or revocation of driving privileges.

**Possession or Use of Disruptive or Harmful Items** - Water balloons or water guns, fidget spinners(without teacher authorization), ammunition, fireworks, snowballs, lighters, electronic devices (pagers, cellular telephones, smart watches, walkie-talkies, CD players, walkmans, electronic games, lasers), pocket knives or any other devices that disrupt the learning atmosphere are not allowed.

First Offense: Principal/student conference, 1-3 days of in-school suspension, or 1-3 days of out-of-school suspension.

Subsequent Offenses: In-school suspension or 1-90 school days of out-of-school suspension.

**Scholastic Dishonesty:**

1. Copying from another student's paper.
2. Using material not authorized by the teacher.
3. Collaborating with another student without teacher authorization.
4. Knowingly using, buying, selling, stealing, transporting, or soliciting in whole or part the contents of unauthorized materials.
5. Plagiarism, which means the appropriation of another's work and the unacknowledged incorporation of that work in one's own, written work for credit.

First Offense: Principal/student conference and a zero or "F" on the assignment(s).

Second Offense: A zero or "F" on the assignment and 1-3 days of in-school suspension.

Third Offense: Removal from class with a grade of "F" and 3-5 days of in-school suspension.

**Tardies** - Per quarter

3 <sup>rd</sup> Tardy:	Principal/student conference and letter to parents.
4 <sup>th</sup> Tardy:	1 after school detention.
5 <sup>th</sup> Tardy:	2 after school detentions.
6 <sup>th</sup> Tardy:	3 after school detentions.
7 <sup>th</sup> Tardy:	4 after school detentions.
8 <sup>th</sup> Tardy:	5 after school detentions.
9 <sup>th</sup> Tardy:	6 after school detentions.
Subsequent Offenses:	3-10 days of Out-of School Suspension

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

First Offense: In-school suspension or 1-180 days out-of-school suspension, and possible notification to law enforcement officials.

Subsequent Offenses: 11-180 days out-of-school suspension or expulsion, and notification to law enforcement officials.

**Tobacco** - Possession or use of tobacco or tobacco products (including e.cigarettes) on school grounds, bus or at any school activity.

First Offense: Principal/student conference and/or 1-3 days in-school suspension.

Subsequent Offenses: In-school suspension or 1-10 days out-of-school suspension.

**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, after school detention, 1-3 days in-school suspension, and/or 1-3 days out-of-school suspension.

Subsequent Offenses: 1-10 days in-school suspension, and/or 1-10 days OSS

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

First Offense: In-school suspension, 1-180 days out-of-school suspension, or expulsion, and possible notification to law enforcement officials.

Subsequent Offenses: 11-180 days out-of-school suspension or expulsion, and notification to law enforcement officials.

**Weapons** - (See additional Board Policy)

a. Possession or use of any instrument or device, other than those defined in 18 U.S.C. 921 or 571.010, RSMo, which is customarily used for attack or defense against another person; any instrument or device used to inflict physical injury to another person.

First Offense: In-school suspension, 1-180 days out-of-school suspension, or expulsion.

Subsequent Offense: 11-180 days out-of-school suspension or expulsion.

Any offense, that constitutes an "act of violence" or "serious violation" of the district's discipline policy as defined in the student handbook will be documented in student's discipline record.

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