

Education Code 48900 (k) Offenses

Willful defiance and/or disruption of school activities and/or the learning environment

Education Code 48900(k) offenses. The 48900(k) charges result from behaviors that school staff may identify as *“Willful defiance and/or disruption of school activities and/or the learning environment”*. Weaver Union School District has identified some common “Disruptive Behaviors” are listed below.

Effective July 2020, **Assembly Bill No. 419 eliminates the authority to suspend a pupil enrolled in Kindergarten or any of grades 1 to 8, inclusive, and the authority to recommend for expulsion a pupil enrolled in Kindergarten or any of grades 1 to 12, inclusive, for disrupting school activities or otherwise defying the valid authority of those school personnel engaged in the performance of their duties.**

Ed Code	Disruptive Behaviors	1st Occurrence Intervention	2nd Occurrence Intervention/Consequence	Additional Occurrences Intervention/Consequence
48900 (k)	Bicycle/skateboard/scooter-unsafe riding practices	OMC Warning-Parent Contact (Stress Safety Concerns)	OMC Parent Contact	OMC Administrator Referral
48900 (k)	Cheating	Warning-Parent Contact (Retake test/assignment to determine ability level) Student receives grade from retake	OMC-Parent Contact Retake test/assignment/Grade Adjustment	OMC-Parent Contact (No Grade (Zero) on test/assignment)
48900 (k)	Plagiarism, or act of academic dishonesty (oral or written)	Warning-Parent Contact	OMC Parent Conference Grade adjustment on test or assignment	OMC Parent Conference Grade Adjustment-detention
48900 (k)	Detention- Failure to attend or disruption during detention	OMC Reschedule Detention	OMC Reschedule Detention Parent Contact	OMC Reschedule Detention Parent Contact
48900 (k)	Electronic devices out on campus/in class	OMC Warning Review responsible use policy	OMC Parent Contact	OMC Administrator Conference
48900 (k)	Failure to leave area when requested by staff member	OMC Parent Contact (Stress Safety Concerns)	OMC Parent Contact (Stress Safety Concerns)	OMC Parent Contact (Stress Safety Concerns)
48900 (k)	Failure to report to area requested by staff member	OMC Parent Contact (Stress Safety Concerns)	OMC Parent Contact (Stress Safety Concerns)	OMC Parent Contact (Stress Safety Concerns)
48900 (k)	Forgery of school personnel name or initials	OMC Warning	OMC Parent Contact	OMC Parent Conference
48900 (k)	Leaving class without permission	OMC Warning	OMC Parent Contact	OMC Parent Conference
48900 (k)	Inappropriate dress/ dress code violation	OMC Parent Contact (Stress Safety Concerns)	OMC Parent Conference (Stress Safety Concerns)	OMC Administrator conference/ Counseling Referral

Ed Code	Disruptive Behaviors	1st Occurrence Intervention	2nd Occurrence Intervention/Consequence	Additional Occurrences Intervention/Consequence
48900 (k)	Replicas of dangerous objects (possession of)	OMC Parent Contact (Stress Safety Concerns)	OMC Parent Conference	OMC Administrator Conference
48900 (k)	Running away from school authorities/ Failure to identify oneself or giving false identity to school personnel	OMC Parent Contact	OMC Parent Conference	OMC Administrator Conference/Counseling Referral
48900 (k)	Loitering on or about campus without an apparent and lawful purpose	OMC Parent Contact	OMC Parent Conference	OMC Administrator Conference/Counseling
48900 (k)	Roughhousing/ Horseplay	OMC Warning (Stress Safety Concerns)	OMC Parent Contact (Stress Safety Concerns)	OMC Parent Conference
48900 (k)	School bus misbehavior	OMC Warning	OMC Parent Contact	OMC Bus Suspension
48900 (k)	Technology- Inappropriate/unauthorized use of computers or other technology	OMC Warning (Refer to Responsible Use Policy)	OMC Parent Contact (Refer to Responsible Use Policy)	OMC Computer Rights Revoked

48900 (k)- Cannot be used as the sole basis for suspension. Can be used as a secondary Education Code Violation, when appropriate. Cannot be used when recommending expulsion.

ELEMENTARY DISCIPLINE MATRIX

ELEMENTARY DISCIPLINE MATRIX

The following matrix outlines the California State Education Code Violations and the disciplinary interventions and consequences for each violation. Education Code 48900(a)-48900.7 offenses are outlined below. Interventions are offered and consequences are given when a student commits one of these violations.

Education Code 48900.5 states: Suspension shall be imposed only when other means of correction fail to bring about proper conduct. Suspension may occur on the first offense only if “the pupil’s presence causes a danger to persons or property or threatens to disrupt the instructional process.” Other Means of Correction (OMC) should be utilized as a first choice in all circumstances where outlined. Refer to page () for additional Means of Correction. (If appropriate, the administrator is not limited to one OMC per occurrence.)

Education Code 48900 (a) - 48900.7. For these charges, the school has jurisdiction for those behaviors occurring: while on school grounds; while going to or coming from school; and during or while going to or coming from, a school activity. Administrators must consult with the Principal and Superintendent before utilizing a 48915(a) and (c) charges. Recommendation for expulsion must be reported to the Superintendent.

Ed Code	Violation	Severity Level	1st Occurrence Intervention	2nd Occurrence Intervention/ Consequence	Additional Occurrences Intervention/ Consequence
48900(a)(1)	Caused, attempted to cause, or threatened to cause physical injury to another person	3	OMC	OMC or possible 1-2 days out of school suspension. May be required to check in with a school official upon return. Participation in Restorative Processes.	OMC or 1- 2 days out of school suspension, may be required to check in with administration upon return, may notify Police
48900(a)(2)	Willfully used force or violence upon the person of another, except in self-defense	3	OMC	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1 day out of school suspension, may be required to check in with administration upon return, may notify Police
48900(b)	Possession, sold, or furnished a firearm, knife, explosive, or other dangerous object Knife is less than 3.5 inches and non-locking blade	3	OMC *Possession of a firearm results in charge of 48915 (c)(1)	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police, and possible recommendation for expulsion if principal finds that the expulsion is appropriate due to the particular circumstance
48900(c)	Unlawfully possessed, used, sold, or otherwise furnished, or been under the influence of, a controlled substance, alcoholic beverage, intoxicant	3	OMC *Sale of a controlled substance will result in charge of 49815(c)(3)	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police, and possible recommendation for expulsion if principal finds that the expulsion is appropriate due to the particular circumstance
48900(d)	Unlawfully offered, arranged, or negotiating to sell a controlled substance, alcoholic beverage, intoxicant of any kind, either sold, delivered, furnished to a person another liquid	3	OMC *Sale of a controlled substance will result in charge of 49815(c)(3)	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police, and possible recommendation for expulsion if principal finds that the expulsion is appropriate due to the particular circumstance

Ed Code	Violation	Severity Level	1st Occurrence Intervention	2nd Occurrence Intervention/ Consequence	Additional Occurrences Intervention/ Consequence
48900(e)	Committed or attempted to commit robbery or extortion	3	OMC *Robbery or extortion may result in charge of 48915 (a)(1)(D)	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police, and possible recommendation for expulsion if principal finds that the expulsion is appropriate due to the particular circumstance
48900(f)	Caused or attempted to cause damage to school or private property	2	OMC	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police if damage was of significant value
48900(g)	Stole, or attempting to steal school property or private property	2	OMC	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police
48900(h)	Tobacco or tobacco products, including cigarettes, cigars, clove cigarettes, smokeless tobacco, snuff, chew packets, and betel (possessed, used)	1	OMC ***** Brief Intervention Class (TBD)	OMC	OMC or 1-3 days out of school suspension
48900(i)	Committed an obscene act or engaged in habitual profanity or vulgarity	2	OMC	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return
48900(j)	Unlawfully possessed or unlawfully offered, arranged, or negotiated to sell drug paraphernalia	2	OMC	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-3 days out of school suspension, may be required to check in with administration upon return

Ed Code	Violation	Severity Level	1st Occurrence Intervention	2nd Occurrence Intervention/ Consequence	Additional Occurrences Intervention/ Consequence
48900(l)	Knowingly received stolen school property or private property	2	OMC	1-5 days out of school suspension, may be required to check in with administration upon return	2-5 days out of school suspension, may be required to check in with administration upon return, may notify Police
48900(m)	Possession of an imitation firearm "imitation firearm" means a replica of a firearm that is so substantially similar in physical properties to an existing firearm as to lead a reasonable person to conclude that the replica is a firearm	2	OMC	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police, and possible recommendation for expulsion if principal finds that the expulsion is appropriate due to the particular circumstance
48900(n)	Committed or attempted to commit a sexual assault or committed a battery <i>*First occurrence or minor offense</i>	3	OMC	OMC or 1 day out of school suspension, may be required to check in with administration upon return <i>*May result in a charge of 48915 (c)(4)</i>	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police <i>*May result in a charge of 48915 (c)(4)</i>
48900(o)	Harassed, threatened, or intimidated a pupil who is a complaining witness or a witness in a school disciplinary proceeding for purposes of either preventing that pupil from being a witness or retaliating against that pupil for being a witness, or both	3	OMC	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police
48900(p)	Unlawfully offered, arranged to sell, negotiated to sell, or sold the prescription drug Soma	2	OMC	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police

Ed Code	Violation	Severity Level	1st Occurrence Intervention	2nd Occurrence Intervention/ Consequence	Additional Occurrences Intervention/ Consequence
48900(q)	Engaged in, or attempted to engage in, hazing. For purposes of this subdivision, “hazing” means a method of initiation or preinitiation into a pupil organization or body, whether or not the organization or body is officially recognized by an educational institution, that is likely to cause serious bodily injury or personal degradation or disgrace resulting in physical or mental harm to a former, current, or prospective pupil.	3	OMC	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police
48900(r)	Engaged in an act of bullying, including, but not limited to electronic act, directed toward a pupil or school personnel	2	OMC	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police
48900(t)	A pupil who aids or abets, the infliction or attempted infliction of physical injury to another person	3	OMC	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police
48900.2	Committed Sexual harassment (Grades 4-12 only)	3	OMC	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police
48900.3	Caused, attempted to cause, threatened to cause, or participated in any act of, hate violence (Grades 4-12 only)	2	OMC	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police

Ed Code	Violation	Severity Level	1st Occurrence Intervention	2nd Occurrence Intervention/ Consequence	Additional Occurrences Intervention/ Consequence
48900.4	Engaged in harassment, threats, or intimidation, directed against school District personnel or pupils (Grades 4-12 only)	3	OMC	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police
48900.7	Terroristic threats against school officials, school property, or both	3	OMC	OMC or 1 day out of school suspension, may be required to check in with administration upon return	OMC or 1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police

Education Code 48915 (a) offenses, which are more serious in nature and will result in mandatory suspension and possible recommendation for expulsion from WUSD. For 48915 (a) charges, **the administrator has jurisdiction for behaviors occurring: while on school grounds and at a school activity. Administrators must consult with the Principal and Superintendent before utilizing a 48915(a) charge. Recommendation for expulsion must be reported to the Superintendent.**

Ed Code	Violation	Severity Level	Initial Occurrence	Additional Occurrences	Interventions/Support
48915(a)(1)(A)	<i>Causing serious physical injury to another person except in self-defense</i> *Medical verification required.	3	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstances	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstance	Anger Management Counseling Support PBT referral
48915(a)(1)(B)	<i>Possession of any knife or other dangerous object of no reasonable use to the pupil.</i> *Knife is longer than 3.5 inches and/or locking blade.	3	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstances	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstance	Counseling Support PBT Referral

Ed Code	Violation	Severity Level	Initial Occurrence	Additional Occurrences	Interventions/Support
48915(a)(1)(C)	<i>Unlawful possession of any controlled substance except for the first offense of possession of not more than one avoirdupois ounce of marijuana</i>	3	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstances	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstance	Drug and Alcohol Workshops, PBT Referral
48915(a)(1)(D)	<i>Robbery or extortion</i>	3	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstances	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstance	PBT Referral
48915(a)(1)(E)	<i>Assault or battery upon any school employee</i>	3	3-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstances	3-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstance	PBT Referral

Education Code 48915 (c) violations represent the most egregious offenses and will result in mandatory recommendation for expulsion for the WUSD. **For 48915 (c) violations, the behavior must have occurred at school or at a school activity. Administrators must consult with the Principal and Superintendent before utilizing a 48915 (c) charge. Recommendation for expulsion must be reported to the Superintendent.**

Ed Code	Violation	Initial Occurrence
48915(c)(1)	<i>Possessing, selling, or otherwise furnishing a firearm</i> *Must be verified/witnessed/observed by a District employee.	5 day out of school suspension, Principal's Conference, notify police, and mandatory recommendation for expulsion Severity Level 3

Ed Code	Violation	Initial Occurrence
48915(c)(2)	<i>Brandishing a knife at another person</i>	5 day out of school suspension, Principal's Conference, notify police, and mandatory recommendation for expulsion Severity Level 3
48915(c)(3)	<i>Unlawful selling a controlled substance</i>	5 day out of school suspension, Principal's Conference, notify police, and mandatory recommendation for expulsion Severity Level 3
48915(c)(4)	<i>Committing or attempting to commit sexual assault or battery</i>	5 day out of school suspension, Principal's Conference, notify police, and mandatory recommendation for expulsion Severity Level 3
48915(c)(5)	<i>Possession of an explosive</i>	5 day out of school suspension, Principal's Conference, notify police, and mandatory recommendation for expulsion Severity Level 3

Definitions:

- **Brandishing:** “with reference to a dangerous weapon (including a firearm) means that all or part of the weapon was displayed or the presence of the weapon was otherwise made known to another person, in order to intimidate that person, regardless of whether the weapon was directly visible to that person. Accordingly, although the dangerous weapon does not have to be directly visible, the weapon must be present.”
- **Explosives:** are chemical compounds or mixtures that undergo rapid burning or decomposition with the generation of large amounts of gas and heat, leading to sudden pressure effects.
- **Firearm:** a shotgun or rifle having a barrel of less than eighteen inches in length, or any other weapon, except a pistol or revolver, from which a shot is discharged by an explosive if such weapon is capable of being concealed on the person.
- **Selling:** to exchange possession and ownership of goods or property for money or something of value.
- **Sexual Assault:** Committed or attempted to commit an act of sexual battery, rape, or statutory rape, lewd and lascivious conduct, molestation, etc.
- **Sexual Battery:** As defined in Penal Code Section 243.4(d)(1): “Any person who touches an intimate part of another person, if the touching is against the will of the person touched, and is for specific purpose of sexual arousal, sexual gratification, or sexual abuse.” Intimate part means the “sexual organ, anus, groin, or buttocks of any person, and the breast of a female.”

**WEAVER MIDDLE SCHOOL
DISCIPLINE
MATRIX**

SECONDARY DISCIPLINE MATRIX

The following matrix outlines the California State Education Code Violations and the disciplinary interventions and/or supports for each violation. Education Code 48900(a)-48900.7 offenses are outlined below. Interventions are offered and consequences are given when a student commits one of these violations.

Education Code 48900.5 states: Suspension shall be imposed only when other means of correction fail to bring about proper conduct. Suspension may occur on the first offense only if “the pupil’s presence causes a danger to persons or property or threatens to disrupt the instructional process.” Other Means of Correction (OMC) should be utilized as a first choice in all circumstances where outlined. Refer to page () for additional Means of Correction. (If appropriate, the administrator is not limited to one OMC per occurrence.)

Education Code 48900 (a) - 48900.7. For these charges, the school has jurisdiction for those behaviors occurring: while on school grounds; while going to or coming from school; and during or while going to or coming from, a school activity. Administrators must consult with the Principal and Superintendent before utilizing a 48915(a) and (c) charges. Recommendation for expulsion must be reported to the Superintendent.

Ed Code	Violation	Severity Level	1st Occurrence Intervention	2nd Occurrence Intervention/ Consequence	Additional Occurrences Intervention/ Consequence
48900(a)(1)	Caused, attempted to cause, or threatened to cause physical injury to another person	3	OMC or possible 1-2 days out of school suspension. May be required to check in with a school official upon return. Participation in Restorative Processes	1-5 day out of school suspension, may be required to check in with administration upon return, may notify Police	2-5 day out of school suspension, may be required to check in with administration upon return, may notify Police

Ed Code	Violation	Severity Level	1st Occurrence Intervention	2nd Occurrence Intervention/ Consequence	Additional Occurrences Intervention/ Consequence
48900(a)(2)	Willfully used force or violence upon the person of another, except in self-defense	3	OMC or possible 1-2 days out of school suspension. May be required to check in with a school official upon return. Participation in Restorative Processes	1-5 day out of school suspension, may be 1-5 day out of school suspension, may be required to check in with administration upon return (conflict resolution)	2-5 day out of school suspension, may be required to check in with administration upon return, may notify police.
48900(b)	Possession, sold, or furnished a firearm, knife, explosive, or other dangerous object Knife is less than 3.5 inches and non-locking blade	3	OMC or possible 1-2 days out of school suspension. May be required to check in with a school official upon return. Participation in Restorative Processes <i>*Possession of a firearm will result in a charge of 48915 (c) (1)</i>	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if principal find that the expulsion is appropriate due to the particular circumstance	2-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if principal find that the expulsion is appropriate due to the particular circumstance
48900(c)	Unlawfully possessed, used, sold, or otherwise furnished, or been under the influence of, a controlled substance, alcoholic beverage, intoxicant	3	OMC or possible 1-2 days out of school suspension. May be required to check in with a school official upon return. Participation in Restorative Processes	1-5 days out of school suspension, Principal's Conference,, may notify Police	2-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if principal find that the expulsion is appropriate due to the particular circumstance
48900(d)	Unlawfully offered, arranged, or negotiating to sell a controlled substance, alcoholic beverage, intoxicant of any kind, either sold, delivered, furnished to a person another liquid	3	OMC or possible 1-2 days out of school suspension. May be required to check in with a school official upon return. Participation in Restorative Processes	1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police	2-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if principal find that the expulsion is appropriate due to the particular circumstance

Ed Code	Violation	Severity Level	1st Occurrence Intervention	2nd Occurrence Intervention/ Consequence	Additional Occurrences Intervention/ Consequence
48900(e)	Committed or attempted to commit robbery or extortion	3	OMC or possible 1-2 days out of school suspension. May be required to check in with a school official upon return. Participation in Restorative Processes	1-5 days out of school suspension, may be required to check in with administration upon return, may notify Police	2-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if principal find that the expulsion is appropriate due to the particular circumstance
48900(f)	Caused or attempted to cause damage to school or private property	2	OMC. May notify law enforcement if damage is significant. Reparation to school or private party. May participate in Restorative Processes	1-2 days out of school suspension. May be required to check in with school officials upon return. Participation in Restorative Processes	2-5 days out of school suspension, may be required to check in with administration upon return, may notify police if damage was of significant value
48900(g)	Stole, or attempting to steal school property or private property	2	OMC or possible 1-2 days out of school suspension. Reparation to school or private party. Participation in Restorative Processes	1-5 days out of school suspension. Reparation to school or private party. Participation in Restorative Processes Possible Law Enforcement Notification	2-5 days out of school suspension. Reparation to school or private party. Participation in Restorative Processes Possible Law Enforcement Notification
48900(h)	Tobacco or tobacco products, including cigarettes, cigars, clove cigarettes, smokeless tobacco, snuff, chew packets, and betel (possessed, used)	1	OMC Brief Intervention Class	OMC or possible 1-2 days out of school suspension. May be required to check in with a school official upon return.	OMC or possible 1-3 days out of school suspension

Ed Code	Violation	Severity Level	1st Occurrence Intervention	2nd Occurrence Intervention/ Consequence	Additional Occurrences Intervention/ Consequence
48900(i)	Committed an obscene act or engaged in habitual profanity or vulgarity	2	OMC (Community Circle)	1-2 days out of school suspension. May be required to check in with a school official upon return.	2-5 days out of school suspension, may be required to check in with administration upon return,
48900(j)	Unlawfully possessed or unlawfully offered, arranged, or negotiated to sell drug paraphernalia	2	OMC (Brief Restorative Intervention)	OMC or 1-2 days out of school suspension	1-3 days out of school suspension, may be required to check in with administration upon return
48900(l)	Knowingly received stolen school property or private property	2	OMC , may notify police if property was of significant value (Reparations to School or Private Property)	1-2 days out of school suspension, may be required to check in with administration upon return, may notify police	2-5 days out of school suspension, may be required to check in with administration upon return, may notify police
48900(m)	Possession of an imitation firearm “imitation firearm” means a replica of a firearm that is so substantially similar in physical properties to an existing firearm as to lead a reasonable person to conclude that the replica is a firearm	3	1-2 days out of school suspension, may be required to check in with administration upon return, may notify police (Research Report)	2-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if principal find that the expulsion is appropriate due to the particular circumstance	3-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if principal find that the expulsion is appropriate due to the particular circumstance
48900(n)	Committed or attempted to commit a sexual assault or committed a battery	3	OMC or 1-2 days out of school suspension, may be required to check in with administration upon return (Counseling Referral)	1-5 days out of school suspension, may be required to check in with administration upon return, may notify police May result in a charge of 48915(c)(4)	2-5 day out of school suspension, may be required to check in with administration upon return, may notify police May result in a charge of 48915(c)(4)

Ed Code	Violation	Severity Level	1st Occurrence Intervention	2nd Occurrence Intervention/ Consequence	Additional Occurrences Intervention/ Consequence
48900(o)	Harassed, threatened, or intimidated a pupil who is a complaining witness or a witness in a school disciplinary proceeding for purposes of either preventing that pupil from being a witness or retaliating against that pupil for being a witness, or both	3	OMC or 1-2 days out of school suspension, may be required to check in with administration upon return (Administrator/Student conference)	1-5 days out of school suspension, may be required to check in with administration upon return, may notify police	2-5 day out of school suspension, may be required to check in with administration upon return, may notify police
48900(p)	Unlawfully offered, arranged to sell, negotiated to sell, or sold the prescription drug Soma	2	OMC or 1-2 days out of school suspension, may be required to check in with administration upon return, may notify police <i>OMC or 1-2 days out of school suspension, may be required to check in with administration upon return</i>	1-5 days out of school suspension, may be required to check in with administration upon return, may notify police	2-5 days out of school suspension, may be required to check in with administration upon return, may notify police
48900(q)	Engaged in, or attempted to engage in, hazing. For purposes of this subdivision, "hazing" means a method of initiation or preinitiation into a pupil organization or body, whether or not the organization or body is officially recognized by an educational institution, that is likely to cause serious bodily injury or personal degradation or disgrace resulting in physical or mental harm to a former, current, or prospective pupil.	3	OMC or 1-2 days out of school suspension, may be required to check in with administration upon return	1-5 days out of school suspension, may be required to check in with administration upon return, may notify police	2-5 days out of school suspension, may be required to check in with administration upon return, may notify police

Ed Code	Violation	Severity Level	1st Occurrence Intervention	2nd Occurrence Intervention/ Consequence	Additional Occurrences Intervention/ Consequence
48900(r)	Engaged in an act of bullying, including, but not limited to electronic act, directed toward a pupil or school personnel	2	OMC or 1-2 days out of school suspension, may be required to check in with administration upon return	1-5 days out of school suspension, may be required to check in with administration upon return, may notify police	2-5 days out of school suspension, may be required to check in with administration upon return, may notify police
48900(t)	A pupil who aids or abets, the infliction or attempted infliction of physical injury to another person	3	OMC or 1-2 days out of school suspension, may be required to check in with administration upon return	1-5 days out of school suspension, may be required to check in with administration upon return, may notify police	2-5 days out of school suspension, may be required to check in with administration upon return, may notify police
48900.2	Committed Sexual harassment (Grades 4-12 only)	3	OMC or 1-2 days out of school suspension, may be required to check in with administration upon return	1-5 days out of school suspension, may be required to check in with administration upon return, may notify police	2-5 days out of school suspension, may be required to check in with administration upon return, may notify police
48900.3	Caused, attempted to cause, threatened to cause, or participated in any act of, hate violence (Grades 4-12 only)	1	OMC or 1-2 days out of school suspension, may be required to check in with administration upon return	1-5 days out of school suspension, may be required to check in with administration upon return, may notify police	2-5 days out of school suspension, may be required to check in with administration upon return, may notify police
48900.4	Engaged in harassment, threats, or intimidation, directed against school District personnel or pupils (Grades 4-12 only)	3	OMC or 1-2 days out of school suspension, may be required to check in with administration upon return	1-5 days out of school suspension, may be required to check in with administration upon return, may notify police	2-5 days out of school suspension, may be required to check in with administration upon return, may notify police
48900.7	Terroristic threats against school officials, school property, or both	3	OMC or 1-2 days out of school suspension, may be required to check in with administration upon return	1-5 days out of school suspension, may be required to check in with administration upon return, may notify police	2-5 days out of school suspension, may be required to check in with administration upon return, may notify police

Education Code 48915 (a) offenses, which are more serious in nature and will result in mandatory suspension and possible recommendation for expulsion from WUSD. For 48915 (a) charges, **the administrator has jurisdiction for behaviors occurring: while on school grounds and at a school activity. Administrators must consult with the Principal and Superintendent before utilizing a 48915(a) charge. Recommendation for expulsion must be reported to the Superintendent.**

Ed Code	Violation	Severity Level	Initial Occurrence	Additional Occurrences	Interventions/Support
48915(a)(1)(A)	<i>Causing serious physical injury to another person except in self-defense</i> *Medical verification required.	3	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstances	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstance	Anger Management Counseling Support PBT referral
48915(a)(1)(B)	<i>Possession of any knife or other dangerous object of no reasonable use to the pupil.</i> *Knife is longer than 3.5 inches and/or locking blade.	2	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstances	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstance	Counseling Support PBT Referral
48915(a)(1)(C)	<i>Unlawful possession of any controlled substance except for the first offense of possession of not more than one avoirdupois ounce of marijuana</i>	2	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstances	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstance	Drug and Alcohol Workshops, PBT Referral

Ed Code	Violation	Severity Level	Initial Occurrence	Additional Occurrences	Interventions/Support
48915(a)(1)(D)	<i>Robbery of extortion</i>	3	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstances	1-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstance	PBT Referral
48915(a)(1)(E)	<i>Assault or battery upon any school employee</i>	3	3-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstances	3-5 days out of school suspension, Principal's Conference, may notify police, and possible recommendation for expulsion if the Principal finds that the expulsion is appropriate due to the particular circumstance	PBT Referral

Education Code 48915 (c) violations represent the most egregious offenses and will result in mandatory recommendation for expulsion for the WUSD. **For 48915 (c) violations, the behavior must have occurred at school or at a school activity. Administrators must consult with the Principal and Superintendent before utilizing a 48915 (c) charge. Recommendation for expulsion must be reported to the Superintendent.**

Ed Code	Violation	Initial Occurrence
48915(c)(1)	<i>Possessing, selling, or otherwise furnishing a firearm</i> *Must be verified/witnessed/observed by a District employee.	5 day out of school suspension, Principal's Conference, notify police, and mandatory recommendation for expulsion Severity Level 3
48915(c)(2)	<i>Brandishing a knife at another person</i>	5 day out of school suspension, Principal's Conference, notify police, and mandatory recommendation for expulsion Severity Level 3

Ed Code	Violation	Initial Occurrence
48915(c)(3)	<i>Unlawful selling a controlled substance</i>	5 day out of school suspension, Principal's Conference, notify police, and mandatory recommendation for expulsion Severity Level 3
48915(c)(4)	<i>Committing or attempting to commit sexual assault or battery</i>	5 day out of school suspension, Principal's Conference, notify police, and mandatory recommendation for expulsion Severity Level 3
48915(c)(5)	<i>Possession of an explosive</i>	5 day out of school suspension, Principal's Conference, notify police, and mandatory recommendation for expulsion Severity Level 3

Definitions:

- **Brandishing:** “with reference to a dangerous weapon (including a firearm) means that all or part of the weapon was displayed or the presence of the weapon was otherwise made known to another person, in order to intimidate that person, regardless of whether the weapon was directly visible to that person. Accordingly, although the dangerous weapon does not have to be directly visible, the weapon must be present.”
- **Explosives:** are chemical compounds or mixtures that undergo rapid burning or decomposition with the generation of large amounts of gas and heat, leading to sudden pressure effects.
- **Firearm:** a shotgun or rifle having a barrel of less than eighteen inches in length, or any other weapon, except a pistol or revolver, from which a shot is discharged by an explosive if such weapon is capable of being concealed on the person.
- **Selling:** to exchange possession and ownership of goods or property for money or something of value.
- **Sexual Assault:** Committed or attempted to commit an act of sexual battery, rape, or statutory rape, lewd and lascivious conduct, molestation, etc.
- **Sexual Battery:** As defined in Penal Code Section 243.4(d)(1): “Any person who touches an intimate part of another person, if the touching is against the will of the person touched, and is for specific purpose of sexual arousal, sexual gratification, or sexual abuse.” Intimate part means the “sexual organ, anus, groin, or buttocks of any person, and the breast of a female.”