

SCHOOL BOARD OF DUVAL COUNTY



NOTICE REGARDING CODE OF STUDENT CONDUCT FOR SCHOOL YEAR

2015 – 2016

School _____

Grade _____

In order to conserve resources, schools will not distribute paper copies of the *Code of Student Conduct* (Code) to every student. You can locate an electronic copy of the Code online at the District website at: <https://www.duvalschools.org>. If you require a paper copy of the Code, please check the box where indicated below, sign and return this sheet, and one will be provided to your child.

This Code has been adopted to help your son/daughter gain the greatest possible benefit from his/her education. Please read and discuss the Code with your son/daughter. To request a printed copy of the Code, please sign this sheet and return it to school.

This form will be kept at the school. Training on the Code of Student Conduct will be provided to all students, teachers and administration during the first month of school.

FAILURE TO RETURN THIS ACKNOWLEDGEMENT FORM WILL NOT RELIEVE A STUDENT OR THE PARENT/ GUARDIAN OF THE RESPONSIBILITY FOR COMPLIANCE WITH THE *CODE OF STUDENT CONDUCT* OR ACCOUNTABILITY FOR LOSS OR DAMAGE TO DCPS PROPERTY.

Please check **only** if you require a printed copy of the 2015-2016 *Code of Student Conduct*. **One (1) copy per household will be provided.**

Print Student Name
Signature

Student
Date

Print Parent/Guardian Name
Signature

Parent/Guardian
Date

Duval County Public Schools
Elementary

Code of Student Conduct

2015-2016



DUVAL COUNTY
PUBLIC SCHOOLS

Duval County School Board Members

The Honorable Cheryl Grymes – District 1
The Honorable Scott Shine – District 2
The Honorable Ashley Smith Juarez – District 3
The Honorable Paula D. Wright – District 4
The Honorable Dr. Constance S. Hall – District 5
The Honorable Becki Couch – District 6
The Honorable Jason Fischer – District 7

Superintendent of Schools

Nikolai P. Vitti, Ed.D.

EVERY school, ***EVERY*** classroom, ***EVERY*** student, ***EVERY*** day



DUVAL COUNTY
PUBLIC SCHOOLS

JURISDICTION OF THE SCHOOL BOARD

Duval County Public Schools' students are subject to the rules and regulations of the Duval County School Board. The jurisdiction of the Board is in effect during the school day; at regular school-sponsored activities; during transportation on school buses or at public expense to and from school or other educational activities; and at all times and places where appropriate school personnel have jurisdiction over students, including, but not limited to, school-sponsored events, field trips, and athletic functions. All school regulations and prohibitions pertain to automobiles driven or parked on school property. The School Board does not have jurisdiction at bus stops or on routes that students take when walking to or from school.

Jurisdictional control over the student may extend to the immediate vicinity of the school when the conduct of the student is deemed to have a detrimental effect on the health, safety, or welfare of the school. In addition, with respect to bullying, the jurisdiction of the Board may extend to data or computer software accessed at a non-school-related location, activity, function, or program, or to technology or an electronic device that is not owned, leased, or used by Duval County Public Schools.

Duval County Public School employees are not responsible for supervising students who arrive on school property 30 or more minutes before school or a school-sponsored activity is scheduled to begin. Further, Duval County Public School employees are not responsible for supervising students who remain on school property 30 or more minutes after school ends, or 30 or more minutes after a school-sponsored activity ends.

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DUVAL COUNTY PUBLIC SCHOOLS

CODE OF STUDENT CONDUCT

INTRODUCTION AND PHILOSOPHICAL BASIS

Instruction should occur in an environment that is conducive to learning. Good order and discipline are essential to effective instruction and to the ability of students and school personnel to work cooperatively toward mutually recognized and accepted goals. The rules outlined in the Code are designed to ensure that this primary reason for the existence of school is achieved. Any behavior that prevents learning from taking place is unacceptable and will result in the appropriate consequence.

Duval County Public Schools is committed to maintaining a safe, secure, and respectful school environment that reflects the highest standards of our community and society. All persons, students, teachers, administrators, parents, and others on our campuses are expected to conduct themselves in a considerate and respectful manner and support a safe and respectful school environment conducive to learning and constructive, civil dialogue. Teachers, administrators, and staff must operate in a safe and secure environment and receive the respect their positions demand if they are to effectively perform their duties. Offensive language, threats, assault or any other disrespectful or intimidating conduct directed toward a teacher or other school district employee will not be tolerated. Any such conduct by any student will result in immediate removal of the student from the subject classroom or school environment and requires parental engagement and school discipline.

Per state requirements outlined in 1006.07 – 1006.148 F.S., and to assist students, parents, guardians, administrators, and school personnel in maintaining such an effective learning environment, the *Code of Student Conduct* will:

- ❖ Identify classifications of Infractions and describe procedures for disciplinary actions
- ❖ Identify formal disciplinary actions and interventions designed to improve student behavior
- ❖ Standardize procedures for administering formal disciplinary actions and interventions
- ❖ Describe roles of the home, student, school and school personnel
- ❖ Describe rights and responsibilities of all students and parents/guardians
- ❖ Outline general code of appearance
- ❖ Describe rights of disabled students relating to discipline
- ❖ Inform parents/guardians and students of the district's Internet Safety and Acceptance Use Agreement

It is the responsibility of both student and parent/guardian to know the rules of the *Code of Student Conduct* and to support the fair and impartial administering of the rules. With age and maturity, students will be expected to assume greater responsibility for their actions. Students are responsible for accepting the consequences for actions that may violate the *Code of Student Conduct*.

It is the responsibility of the parent/guardian to ensure that their child behaves appropriately and demonstrates respect for all school staff, especially teachers, at all times. Repeated acts of disrespect and willful defiance will result in suspension from the regular learning environment. In turn, the district will do its part and to assist students with learning from their mistakes in order to maintain a healthy culture and climate conducive to achieving positive learning outcomes.

It is the responsibility of school personnel to be aware of the specifics of the *Code of Student Conduct* and to apply them appropriately. It is the responsibility of the school to convey information regarding individual school policies and procedures to students and parents/guardians via a school planner or through other appropriate means.

The School Board and personnel appointed at the district level are responsible for ensuring that the *Code of Student Conduct* and the consequences for the identified infractions are legal and fair. The Board is also responsible for conveying to the community and parents/guardians, that once these conditions are met, the actions taken by the local school will be supported for the good of the school system and the community as a whole.

As in all learning environments, respect for the process is essential to its success. As such, students are expected to behave in a manner that does not disrupt their own learning or that of their classmates. District leadership takes this responsibility very seriously, and through partnership with parents will ensure that student misbehavior is developed and managed appropriately. The progressive discipline structure of this Code allows for opportunities to intervene with students who struggle with maintaining desirable behaviors early in the process, and hold students accountable for their actions should it become chronic and/or more aggressive.

CLASSIFICATIONS OF INFRACTIONS

Infractions of the *Code of Student Conduct* are grouped into four classes:

| | |
|------------------|-----------|
| ❖ Minor | Level I |
| ❖ Intermediate | Level II |
| ❖ Major | Level III |
| ❖ Zero Tolerance | Level IV |

Each classification is followed by a disciplinary procedure that is to be implemented by the principal/designee. The document is set up to ensure that principals and school administrators are consistent with administering discipline for infractions of the *Code of Student Conduct*. Consequences should be delivered based on the charts included in this document and the number of instances that particular infraction has occurred as indicated from left to right within each level. **Parent/Guardian contact, either written or verbal, should be made each time a student is disciplined by an administrator.** If necessary, students involved in a fight or dispute and assigned In-School Suspension will be separated during their suspension to avoid further conflict. In this instance, one student will serve his/her consequence for the assigned number of days and the other student will serve his suspension after the first student is released.

It is understood that when a infraction of the *Code of Student Conduct* occurs, the student's explanation shall be heard by the principal/designee before determining the classification of the infraction. The principal or designee will review each case, including all documentation provided by staff and other witnesses, individually before assigning consequences. Florida Statutes 1003.31, 1003.32, 1006.07, and 1006.09 describe responsibilities of the school principal or other designated staff.

Classroom teachers will address general classroom disruptions or minor offenses by taking appropriate and documented in-class interventions and/or disciplinary actions. It is expected that appropriate school staff (e.g., teachers, school counselors, administrators) will always make personal contact with parents/guardians when misbehavior occurs, and hold parent/teacher conferences to address the student need. When such measures do not cease the minor disruption, a disciplinary referral is appropriate and a close collaboration between the school and home should result in frequent communication and intervention implementation to help correct the misbehavior. (Failure to bring notebook, pencil, books, required materials and equipment to class, or failure to work in class, are not cause for disciplinary referrals).

SPECIAL NOTES

NOTE I: REPEATED INFRACTIONS: **Repeated infractions of the *Code of Student Conduct* in school and/or on the school bus will be considered willful disobedience and/or open defiance of authority resulting in possible suspension or expulsion from school and/or the school bus for the remainder of the school year or a specific period of time.** Such patterns of behavior will also warrant consideration for enrollment at one of the District's alternative education centers for students in grades 4 through 12. Such patterns of behavior will also warrant consideration for enrollment at one of the District's alternative education centers for students in grades 4 through 12.

NOTE II: HAZING: There shall be no type of hazing during any district sponsored event, club, organization, or class within the school or off campus. Hazing shall be defined as any action or situation for the purpose of initiation or admission into or affiliation with any organization operating under the sanction of the school which recklessly or intentionally endangers a student's mental or physical health or safety. Acts of hazing shall be addressed and will result in the appropriate consequence being administered in accordance with the *Code of Student Conduct*.

NOTE III: SEARCH AND SEIZURE: Federal and state laws grant individuals reasonable expectations of privacy and freedom from unreasonable search and seizure of property. Such guarantees are not unlimited and must be balanced by the school's responsibility to protect the health, safety and welfare of all students. Students may be subject to search of person or property if a reasonable suspicion exists that the student may have violated the *Code of Student Conduct* or state or federal law. Be advised that, upon reasonable suspicion, student lockers and other storage areas (including, but not limited to, book bags, pocketbooks, notebooks, pockets, personal electronic devices, etc.) may be searched. Additionally, school personnel are permitted to conduct administrative searches for weapons and other contraband absent reasonable suspicion. Administrative searches shall be carried out with a neutral plan for execution and in the least intrusive manner. Schools are permitted to use metal detectors to assist in this effort.

NOTE IV: PROHIBITED ITEMS: Be advised that students will be held responsible for prohibited items in their personal control, such as items located in book bags, clothing or items belonging to someone else.

NOTE V: TECHNOLOGY-BASED INFRACTIONS: Technology-based infractions may result in a suspension or limited access of network and/or Internet access. Alternative instructional materials may be provided.

NOTE VI: BUS RIDING PRIVILEGES: Bus riding is a privilege, which may be revoked. Misconduct by any student while riding a school bus represents a serious threat to the safety of all occupants on the bus as well as other motorists, pedestrians, and members of the community. Parents/guardians are urged to discuss with their children appropriate school bus conduct in order to ensure bus safety. All students who misbehave while riding the school bus will be disciplined according to the *Code of Student Conduct*.

A bus suspension is separate from a school suspension and applies only to the loss of bus riding privileges unless subject to other disciplinary actions, such as out-of-school suspension. Students are required to attend school. Bus suspension does not affect or excuse school attendance.

Suspension or revocation of school bus privileges applies to all vehicles in the Duval County Public School Transportation System. This does not apply to transportation authorized by School Administration for field trips. Students with disabilities (Exceptional Education Students other than Gifted) and students with Section 504 Plans may be suspended from the bus for up to three (3) days at one time.

SCHOOL BUS CODE

BUS RIDING IS A PRIVILEGE, WHICH MAY BE REVOKED.

Misconduct by any student while riding a school bus represents a serious threat to the safety of all occupants of the bus as well as other motorists, pedestrians, and members of the community. Parents/guardians are urged to discuss with their children appropriate school bus conduct in order to ensure bus safety. All students who misbehave while riding the school bus will be disciplined according to the *Code of Student Conduct*.

A bus suspension is separate from a school suspension and applies only to the loss of bus riding privileges unless subject to other disciplinary actions, such as out-of-school suspension. Students are required to attend school. Bus suspension does not affect or excuse school attendance.

Safety Rules

- ❖ Be respectful to the bus operator, monitor, and all other passengers
- ❖ Enter bus orderly, take assigned seat quickly, buckle seatbelt, and wear it during the entire trip
- ❖ Face forward and remain in your seat until you get off at your bus stop
- ❖ Talk quietly
- ❖ Keep all parts of the body and objects inside the bus window at all times
- ❖ Keep hands, legs, and belongings to yourself
- ❖ Eating, drinking and smoking is not allowed
- ❖ Follow directions given by the bus driver or monitor at all times

A student who boards or attempts to board a school bus other than the one to which the student is assigned or who boards or departs a school bus at a location other than assigned pick-up or drop-off bus stop without prior school administration permission is considered to be trespassing.

Responsibilities of Parents and Guardians of Transported Students (excerpted from F.A.C. 6A-3.0121)

- ❖ To ensure the safe travel of students to and from school and home when students are not under the custody and control of the district, including to and from home and the assigned bus stop.
- ❖ To ensure that students ride only in their assigned school buses and get off only at assigned bus stops, except when alternative buses or arrangements have been made.
- ❖ To ensure students are aware of and follow the expected rules of behavior while they are at the bus stops and to provide the necessary supervision during times when the bus is not present.
- ❖ To provide the necessary assistance for students to get on and off at the bus stop when the physical disability of the student renders them unable to get on and off the bus without assistance (as required by district policy or the student's individual education plan).

Safety Procedures and Responsibilities of Students Being Transported

- ❖ Arrive at the bus stop ten (10) minutes prior to the scheduled pick up time
- ❖ Take responsibility for their behavior and conduct themselves in a respectful, orderly manner while waiting at the bus stop for the bus to arrive
- ❖ Wait until the bus comes to a stop before attempting to get on or off
- ❖ Enter or leave the bus only at the front door after it has come to a stop, except in the case of an emergency as directed by the driver
- ❖ Leave the bus only with the consent of the driver
- ❖ Be silent when approaching or crossing railroad tracks
- ❖ Keep the aisle and step well clear at all times
- ❖ Do not tamper with door handles, windows, and other safety equipment at any time
- ❖ Do not use wireless communication devices, or electronic devices. Exception: Field trips in which the school administration approves the use of these devices or as a planned intervention for special needs students.
- ❖ Do not use wireless communication devices except in an emergency concerning safety-to-life issues (defined as a bus accident, mechanical breakdown which delays the normal route, and/or thirty (30) minutes or more in a route delay).

School Bus Vandalism/Criminal Mischief

Vandalism or criminal mischief that occurs on a school bus or other contracted mode of transportation shall not be tolerated, and shall be handled according to the *Code of Student Conduct*. Vandalism or criminal mischief shall include, but not be limited to cutting, scratching, writing on, puncturing, ripping, breaking, or otherwise marring, defacing, or damaging any part of the bus. It is the student's responsibility to report any existing damages and to refrain from making the damage worse. Parents/guardians shall be responsible to the owner of the bus for restitution of any damages. If restitution is not received for bus damages, the student's riding privilege may be revoked.

Large Objects on the School Bus

Oversized objects, including, but not limited to, large band instruments or cases, school projects or athletic equipment which cannot be held in the seat, are prohibited, unless prior approval is obtained from the bus driver and the school administration.

Cameras

All school buses are equipped with video cameras for the purposes of ensuring the health, welfare and safety of all staff, students, and drivers.

NOTE VII: COUNSELING AND/OR TREATMENT: A student may be required to obtain counseling and/or attend a recognized treatment program at parental expense and show proof of completion of such counseling or program. Such offenses may include, but are not limited to, abuse of technology, substance abuse, stalking, threats, intimidation, bullying, harassment, teen dating violence or abuse or acts motivated by hate or bias.

NOTE VIII: COMPENSATION FOR ACTS OF VANDALISM: A student who willfully damages school property, a school bus, or bus equipment shall be properly disciplined. The parent(s) or legal guardian of a minor student (or the student, if he/she is an adult) shall reimburse the owner of the bus for restitution or for replacement of any damaged school property in accordance with the true value as determined by the appropriate administrative staff. Students who damage school property, a school bus or bus equipment shall be subject to disciplinary action according to the *Code of Student Conduct*.

NOTE IX: EXPULSION: The School Board has the sole authority to expel students pursuant to Florida Statute 1006.07. The School Board may expel a student from school based on grounds specified in the *Code of Student Conduct*. "Expulsion" means the removal of the right and obligation of a student to attend a public school under conditions set by the district school board, and for a period of time not to exceed the remainder of the term or school year and one (1) additional year of attendance. Expulsions may be imposed with or without continuing educational services and shall be reported accordingly.

The Duval County School Board will conduct an expulsion hearing for a student found to have committed a Zero Tolerance Offense, even if the student withdraws from Duval County Public Schools after committing the offense.

NOTE X: TESTING RESTRICTIONS: During State assessments and other testing which is determined by the principal or his/her designee, students may not have any electronic or recording devices, including, but not limited to smart phones, cell phones, personal computers, electronic games or similar devices, in their pockets, at their desk or anywhere they can reach them, before, during, or after the testing session. Possession of any electronic device that reproduces, transmits, records, or calculates (except for the State approved calculator), will result in the student's test being invalidated.

NOTE XI: BUS SAFETY: Pursuant to Florida law, each passenger on a school bus that is equipped with safety belts or restraint system shall wear a properly adjusted and fastened safety belt at all times while the bus is in operation.

NOTE XII: STUDENTS WITH DISABILITIES (IEP/SECTION 504 PLANS): Disciplinary action(s), as outlined in the *Code of Student Conduct* must comply with the Individuals with Disabilities Education Improvement Act (IDEIA) and Section 504 of the Rehabilitation Act of 1973, as well as state and local regulations.

1. **If the student has an IEP/§504 Plan, the administrator or designee MUST refer to the *Discipline Guidelines for Students with Disabilities* and the student's current IEP/§504 Plan PRIOR to the assignment of any disciplinary action.**
2. **Documenting the implementation of behavioral plans associated with the IEP or §504 Plan is essential.** Prior to utilizing suspension as a disciplinary action for a *Code of Student Conduct* violation, the principal/designee should, as appropriate, inquire with the teacher/staff involved to provide documentation of the implementation of the *Behavior Support Plan* and *FBA/BIP* or Section 504 *Behavioral Plan*.
3. The length of time the student with an IEP/§504 Plan is suspended/assigned to ATOSS is subject to the *Discipline Guidelines for Students with Disabilities*. A maximum of three (3) days of suspension/ATOSS can be assigned at one time. A Manifestation Determination meeting **MUST** be scheduled if the student commits a Level II infraction (ONLY if disciplinary action warrants a referral to the Hearing Office) OR any occurrence of a Level III or IV infraction. **In preparation for the return of the student to the educational setting, school personnel should consider the positive supports necessary to assist the student with being successful.**
4. PRIOR to contacting the parent/guardian/educational surrogate* of a student with an IEP/§504 Plan to remove the student from school prior to the end of the day and/or the following day(s), documentation of a discipline referral and formal notice of suspension is **required** to be provided.

NOTE XIII: ANTI-BULLYING POLICY: Pursuant to Florida Statute 1006.147, it is the policy of the Duval County School Board (DCSB) that all of its students and school employees have an educational setting that is safe, secure, and free from harassment and bullying of any kind. Accordingly, DCSB will not tolerate bullying or harassment against any student, employee, visitor, volunteer or agent who works on school-related activities, subject to the control of school officials. This policy shall be interpreted and applied consistently with all applicable state and federal laws and employee collective bargaining agreements. Conduct that constitutes bullying and harassment, as defined herein, is prohibited.

DCSB prohibits bullying or harassment of any student or school employee, volunteer or agent:

1. During any education program or activity conducted by DCSB,
2. During any school-related or school-sponsored program or activity or on a school bus;
3. Through the use of data or computer software that is accessed through a computer, computer system, or computer network within the scope of DCSB. The physical location or time of access of a computer-related incident cannot be raised as a defense in any disciplinary action.
4. Through the use of data or computer software that is accessed at a non-school-related location, activity, function, or program or through the use of technology or an electronic device that is not owned, leased, or used by DCPS or a school, if the bullying substantially interferes with or limits the victim's ability to participate in or benefit from the services, activities, or opportunities offered by a school or substantially disrupts the education process or orderly operation of a school. This paragraph does not require a school to staff or monitor any non-school-related activity, function, or program.

For more information, see DCSB 10.20 Anti-Bullying Policy. Bullying or harassment reporting forms may be found on the district's website at www.duvalschools.org.

Note XV: Principals, or their designee, at their discretion can allow or disallow different types of personal portable electronic devices (whose primary use is approved methods of communication and research) to be used while at school. Personal portable devices whose primary purpose is gaming, will not be allowed unless approved by the Principal or their designee. The use of such devices is done so voluntarily and is a privilege that can be suspended or revoked at any time. At no time may a student access unfiltered Internet through a cellular network or unauthorized Wi-Fi hotspot on their personal devices while on school grounds. **Bringing a personal portable electronic device to school puts that device at great risk of being lost, stolen or damaged; at no time will the District be liable for such loss or damage.**

Note XVI: In preparing our students for online testing and complying with State of Florida mandates, each Duval County Public School student will be assigned a computer network login that will provide the student with access to internal and external network resources including the Internet. The proper use of the Internet provides opportunities for research, learning, and web-based educational programs. **Some enrichment, online testing, and curriculum resources programs are only accessible through the Internet including some specific intervention and grade recovery programs.** A parent or guardian may make a written request by completing the **Parental Internet “Education Only” Form** available at their school to limit a student’s access to “Educational Only” Internet resources. Such a request will severely limit the student’s ability to perform online research, access enrichment, curriculum resources, and may limit the classes in which the student can participate in.

Note XVII: Gang Definition – The federal definition of gang as used by the Department of Justice and the Department of Homeland Security's Immigration and Customs Enforcement (ICE), is

- An association of three or more individuals;
- Whose members collectively identify themselves by adopting a group identity, which they use to create an atmosphere of fear or intimidation, frequently by employing one or more of the following: a common name, slogan, identifying sign, symbol, tattoo or other physical marking, style or color of clothing, hairstyle, hand sign or graffiti;
- Whose purpose in part is to engage in criminal activity and which uses violence or intimidation to further its criminal objectives.
- Whose members engage in criminal activity or acts of juvenile delinquency that if committed by an adult would be crimes with the intent to enhance or preserve the association's power, reputation or economic resources.
- The association may also possess some of the following characteristics:
- The members may employ rules for joining and operating within the association.
- The members may meet on a recurring basis.
- The association may provide physical protection of its members from others.
- The association may seek to exercise control over a particular geographic location or region, or it may simply defend its perceived interests against rivals.
- The association may have an identifiable structure.

Note XVIII: In School Board Policy Chapter 4, Section 16-18, physical education is required for all students as indicated in 1003.455 F.S. This statute requires that all students have time for daily physical education that equals 150 minutes per week. Therefore, we cannot use exclusion from physical activities as a consequence for student misbehavior. This is inclusive of physical education, teacher-directed PE, and recess.

MINOR OFFENSES-LEVEL 1

Special Note- Infractions committed within the same Level in the *Code of Student Conduct* in school, at school-sponsored events and on the school bus will be considered willful disobedience and/or open defiance of authority. As a result, the student infraction may be escalated to the next occurrence on the Disciplinary Actions/Interventions Matrix. **The following Level 1 codes are grouped for occurrence purposes:**

- 1.01/1.03/1.05
- 1.04/1.08

Example: A student committing a 1.01 infraction followed by another 1.01, 1.03 and/or a 1.05 infraction will move to the next occurrence on the Disciplinary Actions/Interventions Matrix.

1.01 (ZZZ) Disruption in Class – Any conduct which is so disruptive as to interfere with the teacher’s ability to communicate with the students in class and/or with the ability of other students to learn.

1.02 (ZZZ) Illegal Organization – Any participation in prohibited secret clubs or societies.

1.03 (ZZZ) Disorder Outside of Class – A student must not bother other students outside of class or participate in disruptive conduct that interferes with maintaining order in areas subject to school authority or the failure to follow directions to cease such conduct.

1.04 (ZZZ) Tardiness – Reporting late to school or class (refer to individual school’s tardy procedures).

Tardiness is defined as the physical absence of a student in the classroom at the beginning of a regularly scheduled session at which he or she is scheduled to be present. A student’s tardiness shall be excused when the reason given for tardiness is acceptable to the principal or designee. Examples of acceptable reasons for tardiness are the same as the examples of acceptable reasons for excused absences.

A student has the responsibility to be in class on time. A student failing to make an effort to attend class in a timely manner shall be considered truant and subject to disciplinary action. A student’s excessive unexcused tardiness shall be considered willful disobedience, and the student shall be subject to disciplinary action.

Accumulation of tardies shall be on a nine-week grading period. Schools with electronic tardy tracking systems shall track tardies on an aggregate basis. Schools without electronic tardy tracking systems shall track tardies by period.

NOTE: Pursuant to Florida law, out-of-school suspension is not a permissible disciplinary action for this infraction for students who are of compulsory attendance age. As such, action code 07 (out-of-school suspension) should not be used for this offense

1.05 (ZZZ) Use of Abusive, Profane, or Obscene Language or Gestures towards another Student– Must not use inappropriate language or gestures.

1.06 (ZZZ) Nonconformity to the General Code of Appearance (see Appendix for General Code of Appearance)

1.07 (ZZZ) Inappropriate Public Display of Affection

1.08 (ZZZ) Unauthorized Absence from Class or School day activity but remaining on campus (Skipping)

NOTE: Pursuant to Florida law, out-of-school suspension is not a permissible disciplinary action for this infraction for students who are of compulsory attendance age. As such, action code 07 (out-of-school suspension) should not be used for this offense.

1.09 (ZZZ) Unauthorized Use of Wireless Communication Devices or Cell Phone – Possession of a wireless communication device is not a infraction of the *Code of Student Conduct*. However, it is a infraction of the *Code of Student Conduct* when the possession of a wireless communication device disrupts the educational process. This includes the unauthorized use of a wireless communication device during school hours and/or the unauthorized use on school buses in the absence of an emergency concerning safety-to-life issues (defined as a bus accident, mechanical breakdown which delays the normal route, and/or thirty (30) minutes or more in a route delay).

NOTE: If students possess a wireless communication device, it must be turned off and kept out-of-sight inside a pocket, book bag, purse, or similar container, unless authorized by the Principal/designee or teacher. It is the expectation that parents/ guardians should only contact students through the school office during school hours.

Violations of this policy will result in confiscation, and the device will only be released to the parent/guardian. Progressive discipline will apply for repeated infractions. School Board employees or agents will not be held liable for wireless communication devices that are lost, stolen, or confiscated. Florida Statute 1006.07 (2)(e) requires school districts to notify parents/guardians that students who use wireless communication devices in the commission of a criminal act may face school disciplinary action and/or criminal penalties.

During district and state assessments, students may not have any electronic or recording devices, including but not limited to, smartphones, tablets, personal computers, tablets, cell phones, or electronic games, in their pockets, at their desk or anywhere they can reach them, before, during, or after the testing session. Possession of any electronic device that reproduces, transmits, records, or calculates (except for the State approved calculator), will result in the student's test being invalidated.

1.10 (ZZZ) Failure to Follow Instructions on the School Bus – Any conduct or disruption on the school bus including, but not limited to, the following: eating, drinking, or littering; failure to sit in assigned seat; improper boarding or departing in an disorderly manner; failure to keep aisle and step wells clear; failure to utilize required safety equipment (e.g., seatbelts); and failure to present bus permit/student ID if one has been issued and is requested.

NOTE: Pursuant to Florida law, each passenger on a school bus that is equipped with safety belts or restraint system shall wear a properly adjusted and fastened safety belt at all times while the bus is in operation.

Disciplinary Actions/Interventions - Minor Offenses – Level I

| Level 1 Infractions | 1 st Occurrence | 2 nd Occurrence | 3 rd Occurrence | 4 th Occurrence | 5 th Occurrence |
|--------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1.01 (ZZZ) Disruption in Class (Yelling out, out of seat, talking) <i>(Group 1.01/1.03/1.05)</i> | <ul style="list-style-type: none"> Teacher/ Student/ Administrator Conference Detention | <ul style="list-style-type: none"> Parent/Teacher/ Student Phone Conference and Planned Discussion | <ul style="list-style-type: none"> Parent/Teacher/Student Administrator Conference and Behavior Contract Detention Work Detail Restorative Practice | <ul style="list-style-type: none"> 1 day ISSP Restorative Practice Peer Mediation | <ul style="list-style-type: none"> 2 days ISSP Behavior Plan Participation in school counseling session related to the infraction |
| 1.02 (ZZZ) Illegal Organization | <ul style="list-style-type: none"> Teacher/Student/ Administrator Conference Detention | <ul style="list-style-type: none"> Parent/Teacher/ Student Phone Conference and Planned Discussion Restorative Practice | <ul style="list-style-type: none"> Parent/Teacher/Student Administrator School Conference and behavior contract Detention Work Detail Restorative Practice | <ul style="list-style-type: none"> 1 day ISSP Restorative Practice | <ul style="list-style-type: none"> 1-3 days ISSP |
| 1.03 (ZZZ) Disorder Outside of Class <i>(Group 1.01/1.03/1.05)</i> | <ul style="list-style-type: none"> Teacher/Student/ Administrator Conference Detention | <ul style="list-style-type: none"> Parent Conference Detention Restorative Practice | <ul style="list-style-type: none"> Detention Work Detail Restorative Practice | <ul style="list-style-type: none"> 1 day ISSP Restorative Practice | <ul style="list-style-type: none"> 1-3 days ISSP |
| 1.04 (ZZZ) Tardiness (Chronic early dismissal) <i>(Group 1.04/1.08)</i> | <ul style="list-style-type: none"> Warning | <ul style="list-style-type: none"> Parental Conference | <ul style="list-style-type: none"> Parent/Student tardy contract Detention | <ul style="list-style-type: none"> 1 day ISSP Referral to Attendance Intervention Team Use of Tardy Monitoring Sheet | <ul style="list-style-type: none"> 2-3 days ISSP Referral to Attendance Intervention Team Use of Tardy Monitoring Sheet |
| 1.05 (ZZZ) Use of Abusive, Profane, or Obscene Language or Gestures towards another student <i>(Group 1.01/1.03/1.05)</i> | <ul style="list-style-type: none"> Teacher/Student/ Administrator/ Conference and behavior contract | <ul style="list-style-type: none"> Parental Conference Restorative Practice | <ul style="list-style-type: none"> Work Detail Counseling Referral Detention Restorative Practice | <ul style="list-style-type: none"> 1 days ISSP Restorative Practice | <ul style="list-style-type: none"> 2 days ISSP |
| 1.06 (ZZZ) Nonconformity to the General Code of Appearance (see appendix for general code of appearance) | <ul style="list-style-type: none"> Parent Contact | <ul style="list-style-type: none"> Parent Conference Detention Restorative Practice | <ul style="list-style-type: none"> 1 day ISSP | <ul style="list-style-type: none"> 2 days ISSP | <ul style="list-style-type: none"> 3-5 days ISSP |

| Level 1 Infractions | 1 st Occurrence | 2 nd Occurrence | 3 rd Occurrence | 4 th Occurrence | 5 th Occurrence |
|-----------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1.07 (ZZZ) Inappropriate Public Display of Affection | <ul style="list-style-type: none"> Teacher/Student Conference/Parent Contact | <ul style="list-style-type: none"> Counseling Referral Restorative Practice | <ul style="list-style-type: none"> Detention Restorative Practice | <ul style="list-style-type: none"> 1 day ISSP Guidance Intervention | <ul style="list-style-type: none"> 2 Days ISSP Guidance Intervention |
| 1.08 (ZZZ) Unauthorized Absence from Class (Group 1.04/1.08) | <ul style="list-style-type: none"> Teacher/Student/Administrator Conference Detention | <ul style="list-style-type: none"> Parent Conference Restorative Practice | <ul style="list-style-type: none"> Detention Restorative Practice | <ul style="list-style-type: none"> 1 day ISSP Referral to Attendance Intervention Team Use of Tardy Monitoring Sheet | <ul style="list-style-type: none"> 2-3 days ISSP Referral to Attendance Intervention Team Use of Tardy Monitoring Sheet |
| 1.09 (ZZZ) Unauthorized use of a Wireless Personal Device or Cell Phone | <ul style="list-style-type: none"> Teacher/Student Conference Confiscation and return to student at end of day | <ul style="list-style-type: none"> Confiscation and return to student at end of day Parent Conference | <ul style="list-style-type: none"> Detention Confiscation and return to student at end of day | <ul style="list-style-type: none"> 1 day ISSP Restorative Practice (Peer Mediation Confiscation and return to student at end of day) | <ul style="list-style-type: none"> 2 days ISSP Restorative Practice (Student Accountability Board) Confiscation and return to student at end of day |
| 1.10 (ZZZ) Failure to follow Instructions on the School Bus (ex. Eating, drinking, improper boarding) | <ul style="list-style-type: none"> Administrative conference with student Detention | <ul style="list-style-type: none"> Student/Parent/Administrator Conference Restorative Practice 1-10 day bus Suspension Restorative Practices | <ul style="list-style-type: none"> Restorative Practice 1-10 day bus Suspension 1- 5 days ISSP Permanent Bus Suspension for School Year Suspension Restorative Practice | <ul style="list-style-type: none"> 3-5 day bus Suspension | <ul style="list-style-type: none"> 1-3 days ISSP 20 days bus suspension |

NOTE: At the discretion of school based administration one or more of the disciplinary actions within each occurrence cell may be selected

Important Note: If the student has an IEP/§504 Plan, the administrator or designee **MUST** refer to the *Discipline Guidelines for Students with Disabilities* and the student's current IEP/§504 Plan **PRIOR** to the assignment of any disciplinary action.

The length of time the student with an IEP/§504 Plan is suspended/assigned to ATOSS is subject to the *Discipline Guidelines for Students with Disabilities*. A maximum of three (3) days of suspension/ATOSS can be assigned at one time. A Manifestation Determination meeting **MUST** be scheduled if the student commits a Level II infraction (ONLY if disciplinary action warrants a referral to the Hearing Office) OR any occurrence of a Level III or IV infraction. **In preparation for the return of the student to the educational setting, school personnel should consider the positive supports necessary to assist the student with being successful.**

INTERMEDIATE OFFENSES - Level II

Special Note- Infractions committed within the same Level in the *Code of Student Conduct* in school, at school-sponsored events and on the school bus will be considered willful disobedience and/or open defiance of authority. As a result the student infraction may be escalated to the next occurrence on the Disciplinary Actions/Interventions Matrix. **The following Level II codes are grouped for occurrence purposes:**

- 2.02/2.03
- 2.05/2.06/2.18/2.22
- 2.07/2.09/2.10/2.11/2.12
- 2.13/2.14
- 2.15/2.16/2.17
- 2.04/2.20

Example: A student committing a 2.07 infraction followed by another 2.07 or a 2.09, 2.10, 2.11 or 2.12 infraction will move to the next occurrence on the Disciplinary Actions/Interventions Matrix.

2.01 (ZZZ) Failure to Follow Directions Relating to Safety and Order in Class, School, or School-Sponsored Activities –

Any refusal to comply with lawful and reasonable directions of a school district employee or agent that relates to the safety of students or school personnel, or to the maintenance of order while a student is under school jurisdiction. Teachers must make clear how safety and order is compromised during the behavior.

This offense may not be used to suspend students for tardies or multiple tardy behaviors.

NOTE: Any conduct which significantly disrupts all or portions of campus activities, (greater than one classroom) school-sponsored events or school bus transportation may constitute a Level III offense.

2.02 (TBC) Use, Possession, Distribution, or Sale of Tobacco/Nicotine or Tobacco/Nicotine Products

NOTE: It is illegal to possess or use tobacco products if under the age of 18. Tobacco products shall include, but not be limited to, any lighted or unlighted cigarettes, cigars, pipe tobacco, pipe, bidi, clove cigarette, cigarillo, hookah, blunts, chewing tobacco, snuff, snus, orbs, strips, sticks, electronic cigars and cigarettes and any other items containing or reasonably resembling tobacco or tobacco products.

To safeguard the health and safety of school district employees and students, the use of tobacco products on any School Board property is prohibited. School Board property, as used herein, shall mean any building owned or part thereof owned or used by the School Board, and the grounds upon which such building is located.

2.03 (ZZZ) Distribution, Possession, Sale or Purchase of Drug/Facsimile Products – Possession, Use and or Sale of Drug Facsimile Products. This includes substances which are not drugs, but may be imitating a drug or can be used as a drug (e.g., bagging oregano like marijuana, sniffing or snorting non-drug powders)

2.04 (ZZZ) Possession and/or Use of Matches or Lighters

2.05 (ZZZ) Intentional Threat of a School District Employee or Agent – An intentional threat by word or act to do violence on a school district employee or agent, coupled with the apparent ability to do so, creating fear in that person.

NOTE: There are specific disciplinary actions required for infractions of this offense.

A student with disabilities (IEP/Section 504 Plan) must be referred first to the Re-evaluation Review Team (RRT)/Section 504 Team for a manifestation determination and recommendation prior to referral to the Hearing Officer.

- 2.06 (ZZZ) Intentional Threat of a Student** – An intentional threat, by word or act, to do violence to a student, coupled with the apparent ability to do so, and doing some act, which creates fear in that person.
- 2.07 (PHA) Intentionally Striking another Student** – Intentional pushing, or striking of another student against the will of the other student.
- 2.08 (ZZZ) Dispute** – Lower-level confrontations such as, mutual pushing and shoving or altercations which stop upon verbal command and are resolved without injury or need for physical restraint (Formerly 2.18).
- NOTE: Out-of-school suspension shall not be a disciplinary action for a first offense of a dispute.**
- 2.09 (FIT) Fighting (Mutual combat, mutual altercation)** – When two or more persons mutually participate in physical violence that requires physical restraint and/or results in injury.
- 2.10 (FIT) Initiating a Fight** – When a student intentionally instigates or initiates a fight with another student.
- 2.11 (FIT) Fighting or Striking a student on a School Bus**
- 2.12 (ZZZ) Response to Physical Attack (ZZZ) Response to Physical Attack** – A student that responds to a physical attack with a combative response not through self-defense.
- NOTE:** Self-defense is described as an action to block an attack by another person or to shield yourself from being hit by another person. If the retaliation meets this definition then there will be no consequence. Retaliating by hitting a person back is not self-defense and consequences outlined in the rubric should be followed.
- 2.13 (ZZZ) Use of a Device to Record a Fight or School Board Employee** – Students shall not use cameras or any other recording device (digital, video, cell phone cameras, tablets, etc.) to capture images or videos on school property, the bus, or at a school-sponsored event to record a fight/altercation or school board employee.
- 2.14 (ZZZ) Premeditated Use of a Device to Record a Fight** – Student is aware that a fight, altercation, or infraction will occur and intentionally uses a recording device to record the offense.
- 2.15 (ZZZ) Vandalism** – Any intentional and deliberate action resulting in damages of less than \$200 to public property, school district property, or the real estate or personal property belonging to another including, but not limited to, the placement of graffiti thereon or other acts of vandalism thereto as defined by Florida Statute 806 (Documentation of assessment of damages required). A student who willfully damages school property, a school bus, or bus equipment shall be properly disciplined. The parent(s) or legal guardian of a minor student (or the student, if he/she is an adult) shall reimburse the owner of the bus for restoration or for replacement of any damaged property in accordance with the true value as determined by the appropriate administrative staff. Students who damage school property, a school bus or bus equipment shall be subject to disciplinary action according to the *Code of Student Conduct*. **Damage to property valued at \$200 to \$1,000 constitutes a Level III Offense.**
- 2.16 (ZZZ) Stealing or Use of Counterfeit Bills** – Any intentional unlawful taking and/or carrying away of property valued at less than \$300 belonging to, or in the lawful possession or custody of another, including, but not limited to, money, credit cards, debit cards, gift cards, jewelry and personal items located in lockers, cars, book bags, clothing, or anywhere else on school property or the use of counterfeit money for procuring school items i.e., lunch, fundraisers, uniforms, etc. (Proof of purchase price required). **The taking of property valued at \$300 or more constitutes a Level III Offense.**
- 2.17 (ZZZ) Possession of Stolen Property** (with the knowledge that it is stolen)
- 2.18 (ZZZ) Teasing/Intimidation/Ridicule** – Verbal, written or printed communication that maliciously threatens injury to a person, property, or reputation of another, or other conduct that demeans or ridicules another. Multiple 2.18 offenses may rise to the level of bullying. Completion of the threat, either by the victim complying with the demands, or the carrying out of threats against the victim, constitutes a Level III Offense.

2.19 (TRS) Trespassing – Willfully entering or remaining in any structure, conveyance, or school property without being authorized, licensed, or invited; or having been authorized, licensed, or invited, and is warned by an authorized person to depart and refuses to do so. **A student who has been suspended or expelled from school or school bus and returns to any School Board property (without being authorized) or who enters a school other than their own (without permission) is considered to be trespassing and is subject to arrest.**

2.20 (ZZZ) Possession of Fireworks, Firecrackers, Smoke Bombs, or Flammable Materials

2.21 (ZZZ) Verbal Sexual Harassment – Any unwelcomed sexual advances, requests for sexual favors, and/or other inappropriate verbal, written, or electronic contact when submitting to or rejecting the conduct affects or unreasonably interferes with the learning environment or creates an intimidating, hostile, or offensive educational environment (6A-19.008 SBE Rule). It includes, but is not limited to, sexually-oriented jokes, verbal advances, sexually-oriented kidding, teasing, using language that has a double meaning and is sexually suggestive.

NOTE: Infraction of the School Board’s sexual harassment policy may be grounds for in-school suspension, out-of-school suspension, expulsion, or the imposition of other disciplinary action by the school, and may also result in criminal charges by State or local units of government. Severe and/or repeated inappropriate or unwelcome conduct or speech that is sexual in nature may constitute a Level III offense.

2.22 (ZZZ) Directing Obscene, Profane, or Offensive Language or Gestures to a School District Employee or Agent – Any behavior offensive to common propriety or decency directed to a student, school district employee or agent including, but not limited to, any verbal, written, electronic, or physical conduct such as, slurs, or innuendos, - which has the purpose or the effect of creating an intimidating, hostile, or offensive educational environment.

2.23 (ZZZ) Leaving School Grounds or the Site of Any School Activity without permission

2.24 (ZZZ) False Information Intentionally providing false information to a school district employee or agent, including giving false student information data and concealment of information directly relating to school business. This includes, but is not limited to, failure to provide correct name, correct phone number or other pertinent data, forgery of school notes, re-admit slips, tardy slips, excuse blanks, report cards, hall passes, field trip forms, scholarship warnings, notes to **or from** parents/guardians, or any other related materials.

NOTE: A student is responsible for ensuring that parents/guardians receive any materials sent home by the school and for ensuring that school personnel receive any materials sent to school by the parent/guardian.

2.25 (ZZZ) Refusal to Attend or Participate in Other Previously Assigned Discipline

2.26 (ZZZ) Inappropriate Use of Instructional Technology or an Electronic Device

- Students will only use computers with permission and must abide by the district’s Acceptable Use Policy (AUP).
- Students will not share logins, usernames, or passwords with anyone. **Students are responsible for any activity that occurs under their account.** Students have no expectation of privacy while utilizing the DCPS network, computers, or any device that is attached to it.
- Students will not attempt to access websites blocked by district policy, including the use of proxy services, software, or websites. **If the website is blocked, do not attempt to bypass the block by any means.**
- Students will not use the network to access material that is profane or obscene (pornography), that advocates illegal acts, or that advocates violence or discrimination towards other people (hate literature). **Students shall immediately notify a teacher or administrator if inappropriate information is mistakenly accessed or found anywhere on the DCPS network including student shares.** This may protect students against a claim of intentional infraction of this policy.
- Students will not post personal contact information about themselves or other people. Personal contact information includes address, telephone, school address, work address, etc. This information may not be provided to an individual, organization, or company, including websites that solicit personal information. Promptly disclose to a teacher any messages received that are inappropriate or make you feel uncomfortable.
- The use of the DCPS network or computers is a privilege that may be restricted or removed by school based administration, automated content control systems, or the Office of Information Security. If access restrictions are made, the student will maintain access to technology directly related to curriculum associated with learning and instruction.

- Students will not make any attempt to bypass a firewall, intrusion detection/prevention system or any security system designed to secure the network. Students will not use sniffing (unauthorized monitoring of network traffic/usage) or remote access technology to monitor the network or other user's activity.
- Students will not download or store unauthorized music, videos, movies, software, or games on the DCPS network.
- Students will not use technology for personal gain, profit, or any illegal conduct, such as fraud, copyright infringement, hacking, cheating, or distributing viruses or malware that result in minor disruptions.
- Students using a personal device will only access the filtered internet through the DCPS BYOD (Bring Your Own Device) Network while authenticated with their own username and password.
- Students will not possess published or electronic material that is designed to promote or encourage illegal behavior or that could threaten school safety, or use the Internet or websites at school to encourage illegal behavior, or threaten school safety.

NOTE: Infractions, which constitute any major disruption of an educational or business process, may result in a Level III or IV Offense.

2.27 (ZZZ) Gambling – Any participation in games of chance for money and/or other things of value.

2.28 (ZZZ) Failure to Adhere to Safety Considerations on School Bus – Failure to adhere to expected school bus safety considerations include, but are not limited to, failure to remain seated, spitting out of the bus window, boarding or attempting to board a school bus other than the one to which the student is assigned, boarding or departing a school bus at a location other than assigned pick-up or drop-off bus stop without prior school administration permission, yelling out of the bus and making any gesture to others outside of the bus that may be considered offensive to decency or common propriety.

A student who boards or attempts to board a school bus other than the one to which the student is assigned or who boards or departs a school bus at a location other than assigned pick-up or drop-off bus stop without prior school administration permission is considered to be a 2.28 *Code of Student Conduct* offense and subject to formal disciplinary action.

2.29 (ZZZ) Cheating and/or Copying the Work of Others – Intentionally copying or using another's work to receive credit or improve grades. Examples would include, but are not limited to, plagiarizing, giving or receiving answers during testing.

2.30 (ZZZ) Extortion – A student may not obtain money or property from an unwilling person by force, threat of force, or other means of coercion.

2.31 (ZZZ) Unjustified Activation of Bus Emergency System while the bus is not moving - Any unjustified activation of bus emergency doors, emergency windows, or other systems unless directed by the bus operator/attendant, or other authorized school district employee or agent in an emergency or in the case of an evacuation drill.

2.32 (ZZZ) Gang Activity or Expression- Willful use of overt language or action indicating gang related association.

Disciplinary Actions/Interventions - Intermediate Offenses – Level II

| Level 2 Infraction | 1 st Occurrence | 2 nd Occurrence | 3 rd Occurrence | 4 th Occurrence |
|---------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2.01 (ZZZ) Failure to Follow Directions Relating to Safety and Order in Class, School, or School-Sponsored Activities | <ul style="list-style-type: none"> • Parent Phone Conference • Restorative Practice • Detention • Mentor Partner | <ul style="list-style-type: none"> • Parent face-to-face Conference • 1-3 days ISSP • Behavior Contract • Restorative Practice • Participation in In-School counseling related to the offense • Peer Mentor/Tutor | 3-5 Days ISSP with participation in In-School counseling related to the offense | <ul style="list-style-type: none"> • 5-7 days ISSP with lesson related to the offense (ie: Respect, Impulse Control, Communication and Social Skills) |
| 2.02 (TBC) Possession and/or Use of Tobacco/Facsimile Products <i>(Group 2.02/2.03)</i> | <ul style="list-style-type: none"> • Counseling referral • Restorative Practice • Mentor Partner | <ul style="list-style-type: none"> • 1-3 days ISSP • Parent/Student conference • Restorative Practice | <ul style="list-style-type: none"> • 3-5 days ISSP • 5-10 day loss of extracurricular privileges • SOS • Restorative Practice | <ul style="list-style-type: none"> • 5-7 days ISSP |
| 2.03 (TBC) Distribution and/or Sale or Purchase of Tobacco/Facsimile Products <i>(Group 2.02/2.03)</i> | <ul style="list-style-type: none"> • Counseling referral • 1-3 days ISSP • Parent/Student conference • Restorative Practice • Mentor Partner | <ul style="list-style-type: none"> • 3-5 days ISSP • SOS • Restorative Practice | <ul style="list-style-type: none"> • 5-7 days ISSP • 5-10 day loss of extracurricular privileges SOS • Restorative Practice | <ul style="list-style-type: none"> • 8-10 days ISSP • SOS |
| 2.04 (ZZZ) Possession and/or Use of Matches or Lighters <i>(Group 2.04/2.20)</i> | <ul style="list-style-type: none"> • Parent Conference • Behavior contract • Detention • Restorative Practice | <ul style="list-style-type: none"> • 1 day ISSP • Guidance referral • Restorative Practice | <ul style="list-style-type: none"> • 2-3 days ISSP • Restorative Practice | <ul style="list-style-type: none"> • 3-5 days ISSP and |
| 2.05 (ZZZ) Intentional Threat on School District Employee or Agent <i>(Group 2.05/2.06/2.18)</i> | <ul style="list-style-type: none"> • Mandatory 1-3 days ISSP with Restorative Practice • Parent Conference • Mentor Partner • (Must Speak with Parent) | <ul style="list-style-type: none"> • Mandatory 3-5 days ISSP with Restorative Practice • Parent Conference • Teacher/Student Mediation | <ul style="list-style-type: none"> • Mandatory 6-9 days ISSP with Restorative Practice • Parent Conference • Teacher/Student Mediation • Mandatory participation in counselling session related to the infraction | <ul style="list-style-type: none"> • 5 days OSS • SOS |
| 2.06 (ZZZ) Intentional Threat on a Student <i>(Group 2.05/2.06/2.18)</i> | <ul style="list-style-type: none"> • 1-2 days ISSP • Parent Conference • Parent/Student Behavior contract • Guidance referral • Restorative Practice | <ul style="list-style-type: none"> • 3-5 days ISSP with/Restorative Practice • Parent/Student Conference • Participation in In-School counseling related to the offense | <ul style="list-style-type: none"> • 5-7 days ISSP • And Restorative Practice | <ul style="list-style-type: none"> • 10 days ISSP • Referral to Hearing Office if grade eligible |
| 2.07 (PHA) Intentionally Striking Another Student <i>(Group 2.07/2.09/2.10/2.11/2.12)</i> | <ul style="list-style-type: none"> • 1-3 days ISSP • Behavior Contract • Parent Phone Conference • Restorative Practice | <ul style="list-style-type: none"> • 4-5 days ISSP • And participation in In-School counseling related to the offense • Parent Conference • Restorative Practice | <ul style="list-style-type: none"> • 1-3 days OSS • And parent /Student Conference (upon return) • Restorative Practice • SOS | <ul style="list-style-type: none"> • 3-5 days OSS • Referral to Hearing Office if grade eligible |

| Level 2 Infraction | 1 st Occurrence | 2 nd Occurrence | 3 rd Occurrence | 4 th Occurrence |
|------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2.08 (ZZZ) Dispute | <ul style="list-style-type: none"> • Parent Phone Conference • Restorative Practice • Behavior contract • Conflict resolution • Mediation • Detention | <ul style="list-style-type: none"> • 1-3 days ISSP Parent In-School Conference • Restorative Practice And participation in In-School counseling related to the offense • Student “No Contact” Contract • Detention | <ul style="list-style-type: none"> • 4-6 days ISSP • Restorative Practice • SOS | <ul style="list-style-type: none"> • 1-3 days OSS |
| 2.09 (FIT) Fighting (Mutual combat, mutual altercation) (Group 2.07/2.09/2.10/2.11/2.12) | <ul style="list-style-type: none"> • 1-3 days ISSP (1 day mandatory minimum) • Restorative Practice • Behavior Contract • Mediation | <ul style="list-style-type: none"> • 3-5 days ISSP • Restorative Practice and participation in In-School counseling related to the offense | <ul style="list-style-type: none"> • 1-2 days OSS | <ul style="list-style-type: none"> • 3-5 days OSS • Referral to Hearing Office if grade eligible |
| 2.10 (FIT) Initiating a Fight (Group 2.07/2.09/2.10/2.11/2.12) | <ul style="list-style-type: none"> • 3-5 days ISSP (1 day mandatory minimum) • Restorative Practice • Behavior Contract • Mediation | <ul style="list-style-type: none"> • 6-10 days ISSP • Restorative Practice and participation in In-School counseling related to the offense • SOS | <ul style="list-style-type: none"> • 1-3 days OSS with Restorative Practice | <ul style="list-style-type: none"> • 3-5 days OSS • Referral to Hearing Office if grade eligible |
| 2.11(FIT) Fighting or Striking a Student on a School Bus (Group 2.07/2.09/2.10/2.11/2.12) | <ul style="list-style-type: none"> • 1-5 days ISSP and 14 day bus suspension • Restorative Practice • Behavior Contract • Mediation | <ul style="list-style-type: none"> • 6-10 day ISSP and Permanent Bus Suspension for the School Year | <ul style="list-style-type: none"> • 10 days OSS • Referral to Hearing Officer | <ul style="list-style-type: none"> • Referral to Hearing Office if grade eligible • 10 days OSS |
| 2.12 Response to a Physical Attack (Group 2.07/2.09/2.10/2.11/2.12) | <ul style="list-style-type: none"> • Detention • Behavior Contract • Restorative Practice | <ul style="list-style-type: none"> • Detention • Work Detail • Restorative Practice | <ul style="list-style-type: none"> • 1-2 days ISSP • SOS • Restorative Practice | <ul style="list-style-type: none"> • 3-5 days ISSP |
| 2.13 (ZZZ) Use of a device to record a fight or School Board Employee (Group 2.13/2.14) | <ul style="list-style-type: none"> • Parent Conference • Behavior contract • Detention • Confiscation of device and return at end of day (returned to student) • Restorative Practice | <ul style="list-style-type: none"> • 1-3 days ISSP • Guidance referral • Confiscation of device and return at end of day (returned to student) • Restorative Practice | <ul style="list-style-type: none"> • 3-5 days ISSP • Confiscation of device and return at end of day (returned to student) • Restorative Practice | <ul style="list-style-type: none"> • 5-7 days ISSP • Confiscation of device and return at end of day (returned to student) • Referral to Hearing Office if age appropriate |
| 2.14 (ZZZ) Premeditated use of a device to record a fight (Group 2.13/2.14) | <ul style="list-style-type: none"> • Parent Conference • Behavior contract • 1-3 days of ISSP with Restorative Practice (1 day mandatory minimum) • Confiscation of device and return at end of day (returned to student) | <ul style="list-style-type: none"> • 3-5 days ISSP with Restorative Practice • Guidance referral • Confiscation of device and return at end of day (returned to student) | <ul style="list-style-type: none"> • 5-7 days of ISSP • Confiscation of device and return at end of day (returned to student) | <ul style="list-style-type: none"> • 1-3 days of OSS • Confiscation of device and return at end of day (returned to parent) |

| Level 2 Infraction | 1st Occurrence | 2nd Occurrence | 3rd Occurrence | 4th Occurrence |
|-----------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------|
| 2.15 (ZZZ) Vandalism <i>Group 2.15/2.16/2.17)</i> | <ul style="list-style-type: none"> Restorative Practice Behavior Contract | <ul style="list-style-type: none"> Restorative Practice 1-2 days ISSP | <ul style="list-style-type: none"> Restorative Practice 3 days ISSP | <ul style="list-style-type: none"> Restorative Practice 5 days ISSP |
| *2.16 (ZZZ) Stealing or Use of Counterfeit Bills <i>Group 2.15/2.16/2.17)</i> | <ul style="list-style-type: none"> Restorative Practice 1 Day ISSP Participation in In-School counseling related to the offense | <ul style="list-style-type: none"> Restorative Practice 1-2 day ISSP Parent Conference | <ul style="list-style-type: none"> Restorative Practice 3 days ISSP Parent Conference SOS | <ul style="list-style-type: none"> 3 days ISSP Restorative Practice |
| *2.17 (ZZZ) Possession of Stolen Property <i>Group 2.15/2.16/2.17)</i> | <ul style="list-style-type: none"> Restorative Practice 1 day ISSP Participation in In-School counseling related to the offense | <ul style="list-style-type: none"> 1-2 days ISSP Parent Conference Restorative Practice | <ul style="list-style-type: none"> 3 days ISSP Parent Conference SOS Restorative Practice | <ul style="list-style-type: none"> 1 day OSS |
| 2.18 (ZZZ) Teasing/Intimidation/ Ridicule <i>(Group 2.05/2.06/2.18)</i> | <ul style="list-style-type: none"> Restorative Practice with lesson specific to infraction Mentor Partner | <ul style="list-style-type: none"> 2 days ISSP Guidance Referral Participation in In-School counseling related to the offense Parent Conference | <ul style="list-style-type: none"> 3 days ISSP SOS Restorative Practice | <ul style="list-style-type: none"> 5 days ISSP Subsequent Offense Level 3 bullying |
| 2.19 (TRS) Trespassing (unauthorized entering of school board property without the intent to cause harm) | <ul style="list-style-type: none"> Add 1 day to Suspension (if applicable) Detention | <ul style="list-style-type: none"> Add 2 days to suspension & subject to arrest 1 days of ISSP (if not currently suspended) Restorative Practice | <ul style="list-style-type: none"> 2-3 days ISSP with Restorative Practice | <ul style="list-style-type: none"> 3 days of ISSP and Written reflective essay on fire safety |
| 2.20 (ZZZ) Possession of Fireworks, Firecrackers, Smoke Bombs, or Flammable Materials <i>(Group 2.04/2.20)</i> | <ul style="list-style-type: none"> Guidance Referral Parent Conference Detention | <ul style="list-style-type: none"> Parent Conference Behavior Contract Guidance Referral 1 day ISSP Restorative Practice | <ul style="list-style-type: none"> 1 day ISSP with Restorative Practice | <ul style="list-style-type: none"> Written, reflective essay on fire safety 3-5 days ISSP |
| 2.21 (ZZZ) Verbal Sexual Harassment | <ul style="list-style-type: none"> Restorative Practice Guidance Lesson Mentor Partner | <ul style="list-style-type: none"> 1 day ISSP with Restorative Practice Parent Conference Guidance Referral | <ul style="list-style-type: none"> 2 days ISSP SOS Restorative Practice | <ul style="list-style-type: none"> 3 days ISSP with SOS if not already attended |
| 2.22 (ZZZ) Directing Obscene, Profane, or Offensive Language or Gestures to a School District Employee or Agent | <ul style="list-style-type: none"> Behavior Contract Restorative Practice | <ul style="list-style-type: none"> 1-3 days ISSP and behavior contract Parent Conference Guidance Referral Restorative Practice | <ul style="list-style-type: none"> 5 days ISSP SOS Restorative Practice | <ul style="list-style-type: none"> 3 days OSS |
| 2.23 (ZZZ) Leaving School Grounds or the Site of Any School Activity Without Permission | <ul style="list-style-type: none"> Detention 1 Day ISSP Restorative Practice Mentor Partner | <ul style="list-style-type: none"> 2 days ISSP Behavior Contract Guidance referral Restorative Practice | <ul style="list-style-type: none"> 3 days ISSP SOS Restorative Practice | <ul style="list-style-type: none"> 4 days ISSP SOS |
| 2.24 (ZZZ) False Information | <ul style="list-style-type: none"> Detention Restorative Practice | <ul style="list-style-type: none"> Parent Conference Guidance Referral Detention Restorative Practice | <ul style="list-style-type: none"> 1-2 days ISSP Restorative Practice | <ul style="list-style-type: none"> 3 days OSS |

| Level 2 Infraction | 1 st Occurrence | 2 nd Occurrence | 3 rd Occurrence | 4 th Occurrence |
|-------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------|
| 2.25 (ZZZ) Refusal to Attend or Participate in Other Previously Assigned Discipline | <ul style="list-style-type: none"> Reassign Discipline | <ul style="list-style-type: none"> 1 day ISSP | <ul style="list-style-type: none"> 1-3 days ISSP SOS | <ul style="list-style-type: none"> 5 days ISSP |
| 2.26 (ZZZ) Unauthorized Use of Instructional Technology | <ul style="list-style-type: none"> Parent contact | <ul style="list-style-type: none"> Suspension of Usage (30 days) Detention Parent Conference Restorative Practice | <ul style="list-style-type: none"> Suspension of Usage (60 days) 1-3 days ISSP Parent Conference SOS Restorative Practice | <ul style="list-style-type: none"> Suspension of Usage 3-5 days ISSP Parent Conference |
| 2.27 (ZZZ) Gambling | <ul style="list-style-type: none"> Detention Restorative Practice | <ul style="list-style-type: none"> Parent Conference Behavioral Contract 1 day ISSP Restorative Practice | <ul style="list-style-type: none"> Parent Conference 2 days ISSP SOS | <ul style="list-style-type: none"> Parent Conference 3 days ISSP |
| 2.28 (ZZZ) Failure to Adhere to Safety Considerations on School Bus | <ul style="list-style-type: none"> Detention Restorative Practice | <ul style="list-style-type: none"> 3 days bus Suspension Restorative Practice | <ul style="list-style-type: none"> 5 days bus suspension | <ul style="list-style-type: none"> 10 days bus suspension |
| 2.29 (ZZZ) Cheating and/or Copying the Work of Others | <ul style="list-style-type: none"> Restorative Practice (Consequences per pupil progression plan) | <ul style="list-style-type: none"> Restorative Practice Detention | <ul style="list-style-type: none"> Restorative Practice 1 day ISSP SOS | <ul style="list-style-type: none"> Restorative Practice 2-3 days ISSP |
| 2.30 (ZZZ) Extortion | <ul style="list-style-type: none"> 1 day ISSP Parent Conference Mentor Partner | <ul style="list-style-type: none"> 3 days ISSP Guidance referral Restorative Practice | <ul style="list-style-type: none"> 5 days OSS | <ul style="list-style-type: none"> 1-3 days OSS Referral to hearing office if grade eligible |
| 2.31 (ZZZ) Unjustified Activation of Bus Emergency System while the bus is not moving | <ul style="list-style-type: none"> 20 Days Bus Suspension Parent Conference Restorative Practice | <ul style="list-style-type: none"> Removal of Bus Privileges for the School Year | | |
| 2.32 (ZZZ) Gang Activity or Expression | <ul style="list-style-type: none"> Parent Conference | <ul style="list-style-type: none"> Parent Conference Restorative Practice Guidance referral | <ul style="list-style-type: none"> Referral SRO | |

NOTE: At the discretion of school based administration, one or more of the disciplinary actions within each occurrence cell may be selected.

Important Note: If the student has an IEP/§504 Plan, the administrator or designee MUST refer to the *Discipline Guidelines for Students with Disabilities* and the student's current IEP/§504 Plan PRIOR to the assignment of any disciplinary action. The length of time the student with an IEP/§504 Plan is suspended/assigned to ATOSS is subject to the *Discipline Guidelines for Students with Disabilities*. A maximum of three (3) days of suspension/ATOSS can be assigned at one time. A Manifestation Determination meeting **MUST** be scheduled if the student commits a Level II infraction (ONLY if disciplinary action warrants a referral to the Hearing Office) OR any occurrence of a Level III or IV infraction. **In preparation for the return of the student to the educational setting, school personnel should consider the positive supports necessary to assist the student with being successful.**

* Offenses marked with an asterisk will require immediate police notification and possible arrest, as determined by law enforcement.

MAJOR OFFENSES - Level III

Special Note- Infractions committed within the same Level in the *Code of Student Conduct* in school, at school-sponsored events and on the school bus will be considered willful disobedience and/or open defiance of authority. As a result, the student infraction may be escalated to the next occurrence on the Disciplinary Actions/Interventions Matrix. **The following Level III codes are grouped for occurrence purposes:**

- 3.04/3.05/3.06/3.07
- 3.09/3.10/3.11/3.22
- 3.14/3.15
- 3.01/3.02/3.08/3.27

Example: A student committing a 3.04 infraction followed by another 3.04 or a 3.05, 3.06 or a 3.07 infraction will move to the next occurrence on the Disciplinary Actions/Interventions Matrix.

3.01 (ALC) Alcohol Possession, purchase, or use of alcoholic beverages. Use means the person is caught in the act of using, admits to use or is discovered to have used in the course of an investigation.

NOTE: It is illegal to possess or use alcoholic beverages if under the age of 21.

3.02 (DRU) Drugs The use or possession of any drug, narcotic, controlled substance, or any substance when used for chemical intoxication. Use means the person is caught in the act of using, admits to use or is discovered to have used in the course of an investigation.

NOTE: The possession or use of illicit drugs is illegal and harmful.

3.03 (PHA) Striking a School District Employee or Agent – Intentionally pushing or striking another person against the will of another; or throwing of an object at a school district employee or agent.

3.04 (ROB) Robbery (using force to take something from another) – The taking or attempted taking of anything of value that is owned by another person or organization, under the confrontational circumstances of force, or threat of force or violence, and/or by putting the victim in fear.

3.05 (STL) Stealing/Larceny/Theft – Any intentional unlawful taking, carrying, riding away, or concealing the property of another valued at \$300 or more belonging to, or in the lawful possession or custody of another, without threat of violence or bodily harm. This offense also includes the theft of credit cards, debit cards, checks, school keys, and motor vehicles (Proof of purchase price required).

3.06 (BRK) Burglary of School Structure – Entering, or remaining in a dwelling, structure or conveyance without justification with the intent to commit an offense therein, unless the premises are at the time open to the public or the individual is licensed or invited to enter or remain as defined in Florida Statute 810.02.

3.07 (ZZZ) Vandalism – Any intentional and deliberate action resulting in damages of \$200 to \$1,000 to school district property, public property or the real or personal property of another not limited to the placement of graffiti thereon or other acts of vandalism thereto as defined in Florida Statute 806.13. (Documentation of assessment of damages required).

NOTE: Damage to property valued more than \$1,000 constitutes a Level IV offense.

3.08 (ZZZ) Possession of Prohibited Substance or Objects – Possession of any blade not considered to be a weapon (includes common pocketknife, plastic knife, or blunt-bladed table knife), martial arts weapons, bullets, syringes, BB guns, paint guns, air strike guns, over-the-counter drugs, or devices including, but not limited to, mace or pepper spray (2 oz. or less), firearm facsimile, or any other object that may puncture, wound, or otherwise injure another person.

3.09 (ZZZ) Lewd, Indecent, or Offensive Behavior – Any behavior offensive to common propriety or decency, including, but not limited to, “mooning,” sexting, offensive touching, indecent exposure, possession, distribution, or display of obscene or “hate” material, possession/display of electronic images or text, or similar behavior.

3.10 (SXH) Physical Sexual Harassment – Unwanted physical behavior or repeated verbal behavior with sexual connotations by a student that is severe or pervasive enough to create an intimidating, hostile or offensive educational environment, cause discomfort or humiliation or unreasonably interfere with the individual’s school performance or

participation (Rule 6A-19.008(3) FAC. An incident when one person demands a sexual favor from another under the threat of physical harm or adverse consequence).

There is no requirement in School Board policies that specific body parts must be touched (i.e., sexual organs), or that sexual harassment, in any form, must be shown to have occurred repeatedly, over a long period of time, and/or be severe.

NOTE: Infraction of the School Board's sexual harassment policy relating to a student is grounds for in-school suspension, out-of-school suspension, expulsion, or imposition of other disciplinary action by the school and may also result in criminal penalties being imposed.

Conduct outside of school, including threats, intimidation, harassment, or discrimination, where the incident (conduct) is well known or of public concern, which has a detrimental effect on the health, safety and welfare of the school, and which causes a substantial disruption of, or interferes with, the educational process at school may also constitute a Infraction of the *Code of Student Conduct*.

3.11 (SXO) Sexual Offenses – Law enforcement must be notified to investigate any sexual contact, including intercourse, without force or threat of force, or subjecting an individual to lewd, sexual gestures, sexual activities, or exposing private body parts in a lewd manner. **Law enforcement must be notified to investigate and a report must be provided for this offense from the police department.**

3.12 (BAT) Striking of a Student, School District Employee or Agent Resulting in Bodily Harm – Intentional striking of another student or school district employee or agent against the will of that person which causes bodily harm.

3.13 (DOC) Inciting or Participating in Major Student Disorder – Disruption of all or significant portion of campus activities, school-sponsored events, or school bus transportation that poses a serious threat to the learning environment, health, safety, or welfare of others.

3.14 (DOC) Unjustified Activation of a Fire Alarm System

3.15 (DOC) Unjustified Activation of Bus Emergency Systems while the Bus is Moving – Any unjustified activation of bus emergency doors, emergency windows, or other systems unless directed by the bus operator/attendant, or other authorized school district employee or agent in an emergency or in the case of an evacuation drill.

3.16 (ZZZ) Defamation of Character – A knowingly false communication, either oral or written, that is harmful or injurious to a school board employee or agent's reputation and/or exposes that person to contempt, scorn or ridicule and jeopardizes the school board employee or agent's employment with the District.

3.17 (ZZZ) Stalking – Engaging in a pattern of behavior or activity that involves willful, malicious, and repeated following, harassing, or cyberstalking of another as defined under Florida Statute 784.048 (2).

NOTE: The above-referenced code infraction shall be applicable in accordance with the jurisdiction of the School Board as defined on page 1 of the *Code of Student Conduct*.

3.18 (ZZZ) Unauthorized Use of Instructional Technology

- * Use of another user's account to bypass restrictions placed on his or her account.
- * Intentionally utilizing a teacher or staff member's account to access district resources that are not intended for student use.
- * Knowingly making unauthorized changes to grades, test scores, or student data on internal or externally hosted systems.
- * Production and/or distribution of pornography or making pornography available to users.

3.19 (OMC) Major Dispute or Altercation – The willful act of participating in a disruption involving physical contact, with multiple participants in a major dispute or altercation.

3.20 (TRE) Repeated Threats Upon School District Employee, Student or Agent – Repeated intentional threats by word or acts to do violence to the person of another and after having been disciplined in accordance with 2.05 of the Code for a first Infraction, doing a second (or repeated) act(s) which create(s) a well-founded fear in such other person that such violence is imminent, when the person committing the offense knows or has reason to know the identity or position or employment of the victim.

3.21 (BUL) Bullying/Cyberbullying – Systematically and chronically, inflicting physical hurt or psychological distress on one or more students or employees, often characterized by an imbalance of power and is unwanted, purposeful and repeated through written, verbal, nonverbal, physical behavior, electronic communication or the use of technology, by a student or adult that is severe or pervasive enough to create an intimidating, hostile or offensive environment and substantially interferes with the individual’s school performance or participation.

Note: Cyberbullying includes, but is not limited to, electronic mail, Internet communications, instant messages, facsimile, texting, social media, creating webpages and weblogs, assuming the identity of another person, distribution by electronic means or posting of materials on an electronic medium that may be accessed by one or more persons which creates any of the conditions enumerated in the definition of bullying.

3.22 (SXA) Sexual Assault - An incident that includes a threat of rape, fondling, indecent liberties, child molestation, or sodomy. Both male and female students can be victims of sexual assault. The threats must include all of the following elements; 1. Intent; 2. Fear; and 3. Capability. Classification of these incidents should take into consideration the age and developmentally appropriate behavior of the offender(s).

3.23 (TRS) Trespassing –A student who enters school board property or attends a school function when suspended or who enters a school other than their own with the intent to incite disruption (also subject to arrest)

3.24 (ZZZ) Teen Dating Violence or Abuse - Pattern of emotional, verbal, sexual, or physical abuse used by one person in a current or past dating relationship to exert power and control over another when one or both of the partners is a teenager. This may also include abuse, harassment, and stalking via electronic devices such as cell phones and computers, and harassment through a third party, and may be physical, mental, or both.

3.25 (HAR) Harassment – Any threatening, insulting, or dehumanizing gesture, use of data or computer software, or written, verbal, or physical conduct that 1) places a student or school employee in reasonable fear of harm to his or her person or damage to his or her property, 2) has the effect of substantially interfering with a student’s educational performance, opportunities, or benefits, or 3) has the effect of substantially disrupting the orderly operation of a school including any course of conduct directed at a specific person that causes substantial emotional distress in such a person and serves no legitimate purpose. (As defined by the School Environmental Safety Incident Report (SESIR) codes and definitions. Requires compliance with the district’s Anti-Bullying Policy as well as compliance with the district’s Anti-Bullying Procedures. The required bullying and harassment investigation must be completed and the required documentation placed in the student’s disciplinary folder).

3.27 (OMC) Drug/Alcohol Paraphernalia - Any equipment that is used to produce, conceal, or consume illicit drugs. It includes but is not limited to items such as bongs, roach clips, miniature spoons, grinders, various types of pipes and any item that is used to take drugs.

| Disciplinary Actions/Interventions - Major Offenses – Level III | | |
|----------------------------------------------------------------------------------------------------------|----------------------------------|----------------------------------|
| Level 3 Infraction | 1st Occurrence | 2nd Occurrence |
| 3.01 (ALC) Possession, purchase, or use of alcoholic beverages (Group 3.01/3.02/3.08/3.27) | • SOS and/or 3 days OSS | • 5 days OSS |
| *3.02 (DRU) Use or possession of drugs or controlled substances (Group 3.01/3.02/3.08/3.27) | • SOS and/or 3 days OSS | • 5 days OSS |
| 3.03 (PHA) Striking a School District Employee or Agent | • SOS and 1-2 days OSS | • 3-5 days OSS |
| *3.04 (ROB) Robbery (Group 3.04/3.05/3.06/3.07) | • 1-2 days OSS | • 3-5 days OSS |
| *3.05 (STL) Stealing/Larceny/Theft (Group 3.04/3.05/3.06/3.07) | • 1-2 days OSS | • 3-5 days OSS |
| *3.06 (BRK) Burglary of School Structure (Group 3.04/3.05/3.06/3.07) | • 1-2 days OSS | • 3-5 days OSS |
| *3.07 (ZZZ) Vandalism (Group 3.04/3.05/3.06/3.07) | • 1-2 days OSS | • 3-5 days OSS |

| Level 3 Infraction | 1st Occurrence | 2nd Occurrence |
|------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------|--------------------------------------------------|
| 3.08 (ZZZ) Possession of Prohibited Substance or Objects (Group 3.01/3.02/3.08/3.27) | • 1-2 days OSS | • 3-5 days OSS |
| *3.09 (ZZZ) Lewd, Indecent, or Offensive Behavior (Group 3.09/3.10/3.11/3.022) | • 1-2 days OSS | • 3-5 days OSS |
| *3.10 (SXH) Physical Sexual Harassment (Group 3.09/3.10/3.11/3.022) | • 1-2 days OSS | • 3-5 days OSS |
| *3.11 (SXO) Sexual Offenses (Group 3.09/3.10/3.11/3.022) | • 1-2 days OSS | • 3-5 days OSS |
| *3.12 (BAT) Striking of a Student, School District Employee or Agent Resulting in Bodily Harm | • SOS and/or 1-2 days OSS | • 3-5 days OSS |
| *3.13 (DOC) Inciting Or Participating in Major Student Disorder | • 1-2 days OSS | • 3-5 days OSS |
| 3.14 (DOC) Unjustified Activation of a Fire Alarm (Group 3.14/3.15) | • 1 day of OSS | • 3 days OSS |
| 3.15 (DOC) Unjustified Activation of Bus Emergency Systems while the bus is moving (Group 3.14/3.15) | • 20 Days Bus Suspension | • Removal of Bus Privilege |
| 3.16 (ZZZ) Defamation of Character | • 3 days OSS | • 5 days OSS |
| *3.17 (ZZZ) Stalking | • 3 days OSS | • 5 days OSS |
| 3.18 (ZZZ) Unauthorized Use of Instructional Technology | • 3 days OSS | • 5 days OSS |
| *3.19 (OMC) Major Dispute or Altercation | • 3 days OSS | • 5 days OSS |
| *3.20 (TRE) Repeated Threats Upon School District Employee, Student or Agent | • 5 days OSS | • 10 days OSS and refer to Hearing Office |
| 3.21 (BUL) Bullying/Cyberbullying | • 3 days OSS | • 5 days OSS |
| *3.22 (SXA) Sexual Assault Group 3.09/3.10/3.11/3.022) | • 5 days OSS and refer to the Hearing Office | • 10 days OSS and refer to the Hearing Office |
| 3.23 (TRS) Trespassing (unauthorized entering of school board property with the intent to cause harm) | • 5 days OSS | • 10 days OSS |
| 3.24 (ZZZ) Teen Dating Violence or Abuse | • 5 days OSS | • 10 days OSS |
| 3.25 (HAR)Harassment | • 5 days OSS | • 10 days OSS |
| 3.27 (OMC) Drug Alcohol Paraphernalia (Roach clips, Pipes, Mini Spoons, Bongs, Water pipes, Grinders) (Group 3.01/3.02/3.08/3.27) | • 5 Days OSS | • 10 days OSS |

Important Note: If the student has an IEP/§504 Plan, the administrator or designee **MUST** refer to the *Discipline Guidelines for Students with Disabilities* and the student's current IEP/§504 Plan **PRIOR** to the assignment of any disciplinary action.

The length of time the student with an IEP/§504 Plan is suspended/assigned to ATOSS is subject to the *Discipline Guidelines for Students with Disabilities*. A maximum of three (3) days of suspension/ATOSS can be assigned at one time. A Manifestation Determination meeting **MUST** be scheduled if the student commits a Level II infraction (ONLY if disciplinary action warrants a referral to the Hearing Office) OR any occurrence of a Level III or IV infraction. **In preparation for the return of the student to the educational setting, school personnel should consider the positive supports necessary to assist the student with being successful.**

- * Offenses marked with an asterisk will require immediate police notification and possible arrest, as determined by law enforcement.

ZERO TOLERANCE OFFENSES - Level IV

The Duval County School Board has adopted a zero tolerance policy with respect to the following offenses. Students who commit these offenses shall receive the most severe consequences, including possible expulsion. See Duval County School Board Policy 5.28, Zero Tolerance for School Related Crimes.

NOTE: The highlighted () offenses are defined under Florida Statute 1006.13 and carry the recommendation of expulsion for a period not to exceed the remainder of the school year and one (1) additional year of attendance. All Level IV offenses may lead to the recommendation for expulsion.**

The Duval County School Board will conduct an expulsion hearing for a student found to have committed a Zero Tolerance Offense, even if the student withdraws from Duval County Public Schools after committing the offense.

4.01 (ALC) Alcohol – Any possession of an alcoholic beverage with the intent to sell, give away, or otherwise distribute to another person.

NOTE: It is illegal to possess or use alcoholic beverages if under the age of 21.

4.02 (DRD) Drugs – Any possession of a drug with the intent to sell, or give away, or otherwise distribute to another person including any substance alleged to be a drug, regardless of its content.

NOTE: The possession or use of illicit drugs is illegal and harmful.

4.03 (ARS) Arson – Any willful and malicious burning of any part of a dwelling, structure, building or conveyance, whether occupied or not, or its contents.

4.04 (ROB) **Armed Robbery – The taking of money or other property from the person or custody of another by use of a weapon, or in the course of the taking, putting another in fear of the use of a weapon, force, or violence.

4.05 (WPO) **Possession of a Firearm – Possession, discharge, use, or sale of any firearm or destructive device on school property, school-sponsored transportation, or during a school-sponsored activity. A firearm is any weapon (including a starter gun) which will, is designed to, or may readily be converted to expel a projectile by the action of an explosive; the frame or receiver of such a weapon; any firearm muffler or firearm silencer, any destructive device, or any machine gun. A “destructive device” means any bomb, grenade, mine, rocket, missile, pipe bomb, or similar device containing an explosive, incendiary, or poison gas and includes any frangible (breakable) container filled with an explosive, incendiary, explosive gas, or expanding gas, which is designed or so constructed as to explode by such filler and is capable of causing bodily harm or property damage.

NOTE: Under the Gun-Free School Act, any student (regardless of age) who is determined to have brought a firearm, as defined in 18 U.S.C. 921, to school, any school function, or on any school-sponsored transportation will be expelled, with or without continuing educational services, from the student’s regular school for a period of not less than one (1) full year. (The expulsion requirement is subject to modification, on a case-by-case basis, as allowed by law.) A student who is determined to have brought a firearm to school will be referred for criminal prosecution.

The Duval County School Board will conduct an expulsion hearing for a student (regardless of age) found to have committed a Zero Tolerance Offense, even if the student withdraws from the Duval County Public School after committing the offense.

4.06 (WPO) **Use of a Deadly Weapon – Possession of any deadly weapon, other than a firearm, which is used in a threatening manner and is perceived by the individual being threatened as capable of inflicting physical harm.

NOTE: The possession of a firearm, knife, other type of weapon, or any item that can be used as a weapon by any student while the student is on school property or in attendance at a school function, is grounds for disciplinary action and may also result in criminal prosecution.

The Duval County School Board will conduct an expulsion hearing for a student found to have committed a Zero Tolerance Offense, even if the student withdraws from the Duval County Public School after committing the offense.

4.07 (WPO) Use of a Prohibited Object or Substance (See Code 3.08) – Use of any prohibited object or substance to strike or to threaten in a manner, which is perceived by the individual being threatened as capable of inflicting physical harm.

4.08 (DOC) Bomb Threats – Reporting to school district employees or agents, police, or fire officials the presence of a bomb on or near school property without a reasonable belief that a bomb is actually present.

4.09 (WPO) **Explosives – Preparing, possession, or igniting on School Board property, explosives likely to cause serious bodily injury or property damage.

NOTE: Under the Gun-Free School Act, any student (regardless of age) who is determined to have brought an explosive, as defined in 18 U.S.C. 921, to school, any school function, or on any school-sponsored transportation will be expelled, with or without continuing educational services, from the student's regular school for a period of not less than one (1) full year. (The expulsion requirement is subject to modification, on a case-by-case basis, as allowed by law.) A student who is determined to have brought a firearm to school will be referred for criminal prosecution.

The Duval County School Board will conduct an expulsion hearing for a student found to have committed a Zero Tolerance Offense, even if the student withdraws from Duval County Public Schools after committing the offense.

4.10 (SXB) **Sexual Battery/Rape – Any sexual act directed against another person with force, violence, and/or against the person's will, including, but not limited to, sexual battery, attempted rape or rape.

4.11 (BAT) **Aggravated Battery – Intentionally causing great bodily harm, disability or permanent disfigurement to another person.

4.12 (TRE) Aggravated Stalking – Engaging in a pattern of behavior or activity that involves willful, malicious, and repeated following, harassing, or cyber stalking of another and making a credible threat with the intent to place that person in reasonable fear of death or bodily injury of the person, or the person's child, sibling, spouse, parent, or dependent, as defined in Florida Statute 784.048(3).

NOTE: The above-referenced code infraction shall be applicable in accordance with the jurisdiction of the School Board as defined on page 2 of the *Code of Student Conduct*.

4.13 (OMC) Any Major Offense Which Is Reasonably Likely to Cause Great Bodily Harm or Serious Disruption of the Educational Process

4.14 (KID) **Kidnapping/Abduction

4.15 (HOM) **Homicide/Murder/Manslaughter

4.16 (VAN) Vandalism – The intentional destruction, damage, or defacement of public or private property over \$1000.00 without consent of the owner or the person having custody or control of it. (Documentation of assessment of damages required).

**These offenses carry the recommendation of expulsion for a period not to exceed the remainder of the school year and one (1) additional year of attendance.

| Disciplinary Action Zero Tolerance Offenses –Level IV | |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------|
| Level 4 Infraction | 1st Occurrence |
| 4.01 (ALC) Alcohol – Any possession of an alcoholic beverage with the intent to sell, give away, or otherwise distribute to another person. | •10 days OSS & referred to hearing office (possible expulsion) |
| *4.02 (DRD) Drugs Any possession of a drug with the intent to sell, or give away, or otherwise distribute to another person including any substance alleged to be a drug, regardless of its content. | •10 days OSS & referred to hearing office (possible expulsion) |
| *4.03 (ARS) Arson Any willful and malicious burning of any part of a dwelling, structure, building or conveyance, whether occupied or not, or its contents. | •10 days OSS & referred to hearing office (possible expulsion) |
| *4.04 (ROB) *Armed Robbery The taking of money or other property from the person or custody of another by use of a weapon, or in the course of the taking, putting another in fear of the use of a weapon, force, or violence. | •10 days OSS & referred to hearing office (possible expulsion) |
| *4.05 (WPO) **Possession of a Firearm | •10 days OSS & referred to hearing office (possible expulsion) |
| *4.06 (WPO) **Use of a Deadly Weapon | •10 days OSS & referred to hearing office (possible expulsion) |
| *4.07 (WPO) Use of a Prohibited Object or Substance | •10 days OSS & referred to hearing office (possible expulsion) |
| *4.08 (DOC) Bomb Threats | •10 days OSS & referred to hearing office (possible expulsion) |
| *4.09 (WPO) **Explosives | •10 days OSS & referred to hearing office (possible expulsion) |
| *4.10 (SXB) **Sexual Battery/Rape | •10 days OSS & referred to hearing office (possible expulsion) |
| *4.11 (BAT) **Aggravated Battery | •10 days OSS & referred to hearing office (possible expulsion) |
| *4.12 (TRE) Aggravated Stalking | •10 days OSS & referred to hearing office (possible expulsion) |
| *4.13 (OMC) Any Major Offense Which Is Reasonably Likely to Cause Great Bodily Harm or Serious Disruption of the Educational Process | •10 days OSS & referred to hearing office (possible expulsion) |
| *4.14 (KID) **Kidnapping/Abduction | •10 days OSS & referred to hearing office (possible expulsion) |
| *4.15 (HOM) **Homicide/Murder/Manslaughter | •10 days OSS & referred to hearing office (possible expulsion) |
| *4.16 (VAN) Vandalism | •10 days OSS & referred to hearing office (possible expulsion) |

Important Note: If the student has an IEP/§504 Plan, the administrator or designee MUST refer to the *Discipline Guidelines for Students with Disabilities* and the student’s current IEP/§504 Plan PRIOR to the assignment of any disciplinary action.

The length of time the student with an IEP/§504 Plan is suspended/assigned to ATOSS is subject to the *Discipline Guidelines for Students with Disabilities*. A maximum of three (3) days of suspension/ATOSS can be assigned at one time. A Manifestation Determination meeting **MUST** be scheduled if the student commits a Level II infraction (ONLY if disciplinary action warrants a referral to the Hearing Office) OR any occurrence of a Level III or IV infraction. **In preparation for the return of the student to the educational setting, school personnel should consider the positive supports necessary to assist the student with being successful.**

- * Offenses marked with an asterisk will require immediate police notification and possible arrest, as determined by law enforcement.

EXTRACURRICULAR ACTIVITIES

Students will exhibit satisfactory conduct in order to retain eligibility to participate in extracurricular activities in the Duval County Public Schools. Students attending an Alternative School cannot participate in extracurricular activities.

Disciplinary Actions - Extracurricular Activities

For In-school Suspension: Students may participate in extracurricular activities during in-school suspension except for the fighting grouped section and when placed as an intervention in discipline chart. (Example: And loss of extracurricular activities)

For Out of School Suspension: Students assigned to *Out of School Suspension* shall be excluded from participating in all extracurricular activities from the date of the offense until completion of the disciplinary action. For the purpose of continuity, suspension shall begin the day the referral is finalized and the consequences issued by the appropriate administrator.

For Level III, or Level IV Offenses: Students who commit a *Level III, or Level IV Offense* shall be excluded from participating in all extracurricular activities from the date of the offense until completion of the disciplinary action.

Students referred to the Hearing Office or SOS Program are not eligible to participate in athletic or extracurricular events until completion of the hearing and the completion of any consequences issued by the hearing office from the date of the offense until completion of the disciplinary action.

Alcohol and Drug Offenses: In addition to the actions listed above, a student who commits an Alcohol and/or Drug offense must be referred to the Night-time Substance Use Prevention Counseling Education Program and shall not participate in any extracurricular activities during the term of the disciplinary action.

FORMAL DISCIPLINARY ACTIONS AND PROCEDURES

Definitions Relating to Formal Disciplinary Actions

The following are examples of formal disciplinary actions that may or may not be used in each school. Students and parents/guardians who desire to have further information about the disciplinary actions used in specific schools should contact officials at that school.

- ❖ **Alternative Education Centers** – The district has two (2) Education Centers - Grand Park and Mattie V. Rutherford. These centers provide a structured educational environment for the student who with a pattern of disobedience in the regular school setting. These schools are committed to guiding students toward academic excellence by assisting the student in modifying inappropriate behaviors, and instilling positive student interactions that allow them to interact positively in the regular school setting and the community.
- ❖ **Alternative Education Centers and Programs** – Schools and programs developed by the School Board for placement of students who have violated the *Code of Student Conduct* may be offered these voluntary programs in special circumstances in lieu of other disciplinary actions. Such schools and programs include, but are not limited to, the Education Centers, the Night-time Substance Use Prevention Counseling Education Program (Night-time Program) and the Students Option for Success Program (SOS). □ **Before/After School Detention** – Assignment to a designated area on campus at the beginning or end of the regular school day for a specified period of time.
- ❖ **Behavioral Contracts** – A contract entered into between a teacher or administrator and a student and his/her parent/guardian in which all parties agree to certain actions in an attempt to modify a student’s behavior. The contract shall also contain consequences for breaking the agreement.
- ❖ **Cafeteria Suspension** – Denial of the privilege of eating meals in the cafeteria with other students for a specified period of time and assignment to another area in the school for meals.
- ❖ **Class Suspension** – Denial of the privilege of attending an individual class for a specified period of time and assignment to another area in the school for the time that class meets.

❖ **Commission of Level III or Level IV Infractions by Seniors** – A senior student who commits a Level III or IV Infraction, described in the *Code of Student Conduct*, shall forfeit the right to participate in graduation exercises and other senior-related activities until the student has successfully completed all assigned consequences and disciplinary actions. School Board Policies and Procedures regarding assignment to alternative centers shall apply to students who commit a Level III or Level IV Infraction.

❖ **Expulsion** – Removal of the right and obligation of a student to attend a public school under conditions set by the School Board for a period of time not to exceed the remainder of the school year and one (1) additional year of attendance.

The School Board may expel a student from school based on grounds specified in the *Code of Student Conduct*. “Expulsion” means the removal of the right and obligation of a student to attend a public school under conditions set by the district school board, and for a period of time not to exceed the remainder of the term or school year and one (1) additional year of attendance. Expulsions may be imposed with or without continuing educational services and shall be reported accordingly. The School Board has the sole authority to expel students pursuant to Florida Statute 1006.07.

The Duval County School Board will conduct an expulsion hearing for a student found to have committed a Zero Tolerance Offense, even if the student withdraws from Duval County Public Schools after committing the offense.

❖ **In-School Suspension** – Assignment to a designated area within the school when a student is removed from the regular school program for a specified period of time.

❖ **Network/Internet Suspension** – Certain technology-based infractions may result in a suspension of network and/or Internet access. Alternative instructional materials may be provided.

❖ **Saturday Detention/School** – Assignment to a session at the school on Saturday for work assignments, academic work, or guidance.

❖ **School Board Hearing Officer** – Designee of the Superintendent who holds a disciplinary hearing with the parent/guardian in the event that resolution is not achieved at the school level.

❖ **School Board Hearing** – Hearing by the School Board with the parent/guardian and School Board staff where staff and parent/guardian are given the opportunity to speak before the Board (Available for Level IV Offenses only).

❖ **School Bus Suspension or Revocation** – Denial of the privilege of riding a school bus based on misconduct occurring while the student is being transported at public expense. Bus code Infractions may result in the suspension of bus privileges. A student may be suspended or expelled from riding the bus at any point in the discipline process. A bus suspension is separate from a school suspension and applies only to the loss of bus riding privileges unless subject to other disciplinary actions, such as out-of-school suspension. Students are required to attend school. Bus suspension does not affect or excuse school attendance.

NOTE: A student who has been suspended or expelled from the school bus who boards, rides, or attempts to ride a school bus, without being authorized to do so, is considered to be trespassing and is subject to arrest.

❖ **Student Option for Success (SOS) Program** – An evening counseling program developed to assist elementary, middle and high school students who are experiencing disciplinary problems in the regular school settings. **Participation must begin on first available class. Parental participation is required.**

❖ **Night-time Substance Use Prevention Counseling Education Program** – The Night-time Substance Use Prevention Counseling Education Program is an alternative program available to students who have committed a 3.01 (Alcohol) or 3.02 (Drugs) Infraction against the *Code of Student Conduct*. **Parental participation is required.**

❖ **Suspension** – Removal of students from their regular school program for a period **not to exceed ten (10) days**. Pursuant to Florida Statute 1006.09, no student who is required by law to attend shall be suspended for unexcused tardiness, absence or truancy. Therefore, suspension is not an appropriate disciplinary action for Code Infraction 1.05 and 1.10, as it relates to students who fall within the mandatory state attendance requirements.

NOTE: A student who has been suspended or expelled from school and returns to any School Board property without being authorized to do so is considered to be trespassing and is subject to arrest.

❖ **Teen Court** - Teen Court is based on the philosophy that a youthful law violator is less likely to continue to offend when a peer jury decides the punishment. Teen Court attempts to interrupt developing patterns of criminal behavior by promoting feelings of self-esteem and healthy attitudes toward authority. The program places a high priority on educating teens about citizenship and accepting responsibility for their actions. In some cases, juvenile participants are given stern consequences for those actions. This program is recommended for certain *Code of Student Conduct* offenses and is offered at secondary schools. **Parental consent is required for participation.**

PROCEDURES FOR ADMINISTRATION OF FORMAL DISCIPLINARY ACTION

When a formal disciplinary action is required, the principal/designee will make every reasonable effort to contact the parent/guardian immediately. If telephone contact cannot be made, written notice will be sent home with the student, or placed in the U.S. Mail within twenty-four (24) hours.

It is the responsibility of the student to notify and/or deliver to his/her parent/guardian all written communications from the school. Failure to do so may result in further disciplinary action.

When disciplinary action reaches the level of denial of educational participation, the following procedural steps shall be adhered to in order to protect the rights of the student.

Suspension

The student shall be given notice of the charges against him/her and shall be given the opportunity to present his/her explanation of the situation before any action is taken.

When a suspension is necessary, the principal/designee will make every reasonable effort to contact the parent/guardian immediately. Written notice shall be sent to the parent/guardian via **U. S. mail within twenty-four (24) hours**, regarding the reason disciplinary action was taken. Generally, a notice and a conference should precede the student's suspension from school. However, if the immediate suspension of the student is justified because the student's presence endangers others, school property, or would seriously disrupt the orderly academic process, the mailed notice will follow as soon thereafter as is practical. The parent/guardian may request a conference with the principal/designee regarding the suspension.

Level IV Offenses

The principal is initially responsible for determining that an offense has been committed. In investigating such incidents, the student will be given, in writing, the pending charges and an opportunity to admit or refute those charges. It should be noted that any statement the student makes might be used, with other documentation, to prove whether the student is guilty of the offense, (s) charged.

The principal will review the above documentation with the parent/guardian. If, at the disciplinary conference, the principal concludes that extenuating circumstances exist, the student will be eligible for admission back into school following the determination of appropriate disciplinary action to be taken.

In the absence of extenuating circumstances, the principal may, at his/her discretion, recommend an alternative school or other programs provided by the school district. Should the parent/guardian be offered this opportunity and declines it, the principal shall recommend expulsion and immediately send all of the documentation of the incident to the School Board Hearing Officer.

At this time, the School Board Hearing Officer, acting as the Superintendent's designee, shall review the facts pertaining to the offense and shall request a conference with the parent/guardian and the suspended student within the suspension period.

Bus Revocation - **Bus riding is a privilege, which may be revoked.** If a student repeatedly displays inappropriate behavior on a bus, the student may be referred to the appropriate Region Superintendent for possible revocation of bus privileges. Commission of a Level IV Offense on a school bus will result in revocation of bus privileges.

Expulsion – Removal of the right and obligation of a student to attend a public school under conditions set by the School Board for a period of time not to exceed the remainder of the school year and one (1) additional year of attendance.

The School Board may expel a student from school based on grounds specified in the *Code of Student Conduct*. Expulsion means the removal of the right and obligation of a student to attend a public school under conditions set by the district school board, and for a period of time not to exceed the remainder of the term or school year and an additional year of attendance. Expulsions may be imposed with or without continuing educational services and shall be reported accordingly. The School Board has the sole authority to expel students pursuant to Florida Statute 1006.07.

PLACEMENT PROCEDURES IN ALTERNATIVE EDUCATION CENTERS

All alternative education center packets must be forwarded to the Hearing Office for review by the second (2nd) day of the suspension. No student should remain suspended for more than five (5) days without a due process hearing or administrative placement at an alternative school. Refer to the *Discipline Guidelines for Students with Disabilities (IEP/§504)* for those students involved with Level II, III, and IV infractions that indicate disciplinary action of referral to the Hearing

Placement Of Students At Alternative Schools - Florida Statute, Section 1003.53 (5) states that “the school principal or his or her designee shall, **prior to placement in a dropout prevention and academic intervention program or the provision of an academic service, provide written notice of placement or services by certified mail, return receipt requested, to the student’s parent/guardian. The parent/guardian of the student shall sign an acknowledgment of the notice of placement for service and return the signed acknowledgment to the principal within three (3) days after receipt of the notice. The parent/guardian of a student assigned to such a dropout prevention and academic intervention program shall be notified in writing and entitled to an administrative review of any action by school personnel relating to such placement pursuant to the provisions of Florida Statute 120.**

1. **Within twenty-four (24) hours of suspending a student for the purpose of transferring to an alternative education center, the principal shall send the parent/guardian a certified letter, return receipt requested, informing the parent/guardian of the placement.** This notice shall include the suggested date for a parent/guardian conference, as well as the automatic date of placement in the event the parent/guardian fails to respond to the notice. The *Notice of Pupil Placement at an Alternative School* must be sent via certified mail, return receipt requested, whether the parent/guardian is contacted by phone or not (or receives a copy of the charges and *Parent Conference Checklist* in a face-to-face conference).
2. The *Parent Conference Checklist* contained in the **Alternative Education Centers’ Admissions Packet must be given to parent/guardian during the parent/guardian conference.** The *Parent Conference Checklist* serves as written documentation that the parent/guardian was informed of the charges against their child, provided an opportunity to refute or show mitigation to the charges, and discuss alternative disciplines. The *Parent Conference Checklist* also serves as documentation of parent/guardian’s decision regarding the student’s placement at an alternative school and informs the parent/guardian of the Appeal Process.

The discipline/administrative transfer of a student to the alternative center should take place on or before the fifth (5th) day of suspension. However, if the parent/guardian indicates on the *Parent Conference Checklist* or in writing that they would like a review of the principal’s decision, the school shall, within 24 hours, forward the student’s Alternative School admission packet to the appropriate Region Superintendent for Level III offenses or to the Hearing Officer for Level IV offenses. *The review/appeal process does not postpone the pending disciplinary action unless a written agreement can be established between the parent/guardian and the principal that the child should remain suspended until resolution of the appeal.* **Parent/guardian who fails to enroll their child in an alternative school setting may violate compulsory school attendance requirements and is subject to criminal prosecution under Florida Statutes, Section 1003.27 (2). No student should remain suspended for more than five (5) days without a due process hearing or administrative placement at an alternative school.**

3. If a satisfactory resolution between the parent/guardian and school administrator cannot be obtained, the parent/guardian may request a review by the Region Superintendent. This is a review of documentation only and does not involve a formal hearing. The Region Superintendent review will result in a written response within two (2) working days.
4. Following the review of the principal’s decision by the Region Superintendent or his/her designee, upon request; a parent/guardian may have an administrative review. The Hearing Officer will have this responsibility. The Hearing Officer will issue a final order upon the completion of the administrative review.

Alternative Education Centers

Mattie V. Rutherford alternative center will serve 4th thru 9th grade students that exhibit minor chronic behaviors of the *Code of Student Conduct*. Students will be assigned to this alternative center for a period of 45 to 90 school days based on a profile of behaviors as follows:

| <u>Disruptive behaviors</u> |
|---------------------------------------------------------|
| 1.01 – Disruption in class |
| 1.03 – Disorder outside of class |
| 1.05 - Profanity |
| 2.01 – Failure to follow directions |
| 2.05 – Intentional threat on School Board Employee |
| 2.06 – Intentional threat on a student |
| 2.08 - Dispute |
| 2.12 – Response to a physical attack (?) |
| 2.22 – Obscene Lang. to Sch. Bd. Employee |
| 2.23 – Leaving school grounds/activity |
| 2.28 – Failure to adhere to safety consideration on bus |
| 2.31 – Unjustified. Activation of bus emergency system |

A combination of 5 of the above offenses OR any combination of 4 of the above offenses and one of the fighting offenses below

| <u>Aggressive/Violent behaviors</u> |
|----------------------------------------------------|
| 2.07 – Intentionally striking another student |
| 2.09 – Fighting mutual combat |
| 2.10 – Initiating a fight |
| 2.11 – Fighting or striking another student on bus |

Grand Park alternative education center will serve 6th thru 12th grade students that exhibit a pattern of continuous and aggressive behaviors that violate the *Code of Students Conduct*. Students will be assigned to this alternative center for a period of one calendar. Assignment will be based on one of the following rules:

1. Multiple Aggressive Infractions

When a student in grades 6 – 12 incurs a third code infraction from the following group, he/she is automatically referred to hearing office for consideration to Grand Park Alternative Educational Center

| | |
|------|-----------------------------------------------------------------------------------|
| 2.07 | Intentionally Striking Another Student |
| 2.08 | Dispute |
| 2.09 | Fighting (Mutual combat, mutual altercation) |
| 2.10 | Initiating a Fight |
| 2.11 | Fighting or Striking a student on a School Bus |
| 3.12 | Striking of a Student, School District Employee or Agent Resulting in Bodily Harm |
| 3.13 | Inciting or Participating in Major Student Disorder |
| 3.19 | Major Dispute or Altercation |

2. Discipline Rubric

- a. When a student in grades 6 – 12 obtains the minimum threshold of 12 points based on a pattern of behavior specific to the Discipline Rubric, he/she is automatically assigned to Grand Park Educational Center.

| Code | Description *The Point Value will increase by one with each additional occurrence. | Rubric Weight |
|-------------------------------------------|----------------------------------------------------------------------------------------------|----------------------|
| Fighting/Disturbance | | |
| 2.05 | Intentional Threat of a School District Employee or Agent | 3 |
| 2.06 | Intentional Threat of a Student | 3 |
| 2.07 | Intentionally Striking Another Student | 3 |
| 2.09 | Fighting (Mutual combat, mutual altercation) | 3 |
| 2.10 | Initiating a Fight | 3 |
| 2.11 | Fighting or Striking a student on a School Bus | 3 |
| 2.12 | Response to Physical Attack | 2 |
| 3.12 | Striking of a Student, School District Employee or Agent Resulting in Bodily Harm | 3 |
| 3.13 | Inciting or Participating in Major Student Disorder | 2 |
| 3.19 | Major Dispute or Altercation | 3 |
| Sexual Offenses/Offensive Language | | |
| 2.21 | Verbal Sexual Harassment | 2 |
| 2.22 | Directing Obscene, Profane, or Offensive Language or Gestures to a School District Employee | 3 |
| 3.09 | Lewd, Indecent, or Offensive Behavior | 2 |
| 3.10 | Physical Sexual Harassment | 3 |
| 3.11 | Sexual Offenses | 2 |
| 3.22 | Sexual Assault | 3 |
| 3.24 | Teen Dating Violence or Abuse | 3 |
| Theft/Vandalism | | |
| 2.15 | Vandalism (resulting in damages less than \$200) | 2 |
| 2.16 | Stealing or Use of Counterfeit Bills | 2 |
| 2.17 | Possession of Stolen Property | 2 |
| 2.30 | Extortion | 2 |
| 3.04 | Robbery (using force to take something from another) | 3 |
| 3.05 | Stealing/Larceny/Theft | 3 |
| 3.06 | Burglary of School Structure | 3 |
| 3.07 | Vandalism (resulting in damages of \$200 to \$1,000) | 3 |
| Weapons | | |
| 3.08 | Possession of Prohibited Substance or Object | 3 |
| Teasing/Intimidation/Ridicule | | |
| 2.18 | Teasing/Intimidation/Ridicule | 2 |
| 3.16 | Defamation of Character | 3 |
| 3.17 | Stalking | 3 |
| 3.20 | Repeated Threats Upon School District Employee or Agent | 3 |

| | | |
|--------------|------------------------|---|
| 3.21 | Bullying/Cyberbullying | 3 |
| 3.25 | Harassment | 3 |
| 3.26 | Hazing | 3 |
| Drugs | | |
| 3.01 | Alcohol | 2 |
| 3.02 | Drugs | 2 |
| 3.27 | Drug Paraphernalia | 1 |

3. Code of Student Conduct Action Metric

- a. When a student violates specific offenses outlined in the Code of Student Conduct, the progressive discipline occurrence will be used to determine action.

Note: Students are expected to demonstrate academic, social/emotional and behavioral progress before they are dismissed from the alternative program.

Appeals Procedures

Procedures for Appealing Disciplinary Actions – A parent/guardian wishing to appeal a disciplinary action for a Level I, II, or III offense may appeal to the principal/designee within three (3) days. If a satisfactory resolution cannot be obtained, the parent/guardian may appeal to the appropriate Region Superintendent. This appeal is a review of documentation and does not involve a formal hearing.

Procedures for Appealing Placement at an Alternative Education Center – A parent and guardian wishing to appeal the recommendation of placement of their child at an Alternative Education Center is entitled to an administrative review of any action by school personnel relating to such placement pursuant to the provisions of Florida Statute Chapter 120.

1. The discipline/administrative transfer of a student to the alternative center should take place on or before the fifth (5th) day of suspension. **However, if the parent/guardian indicates on the *Parent Conference Checklist* that they would like a review of the principal’s decision, the school shall, within 24 hours, forward the student’s Alternative School admission packet to the appropriate Region Superintendent for Level III offenses or to the Hearing Office for Level IV offenses.**

The review/appeal process does not postpone the pending disciplinary action unless a written agreement can be established between the parent/guardian and the principal that the child should remain suspended until resolution of the appeal. No student should remain suspended for more than five (5) days without a due process hearing or administrative placement.

2. If a satisfactory resolution between the parent/guardian and school administrator cannot be obtained, the parent/guardian may request a review by the Region Superintendent. This is a review of documentation only and does not involve a formal hearing. The Region Superintendent review will result in a written response within two (2) working days.
3. Following the review of the principal’s decision by the Region Superintendent or his/her designee, upon request; a parent/guardian may have an administrative review. The Hearing Officer will have this responsibility. The Hearing Officer will issue a final order upon the completion of the administrative review.

FELONIES COMMITTED BY STUDENTS

Following appropriate due process procedures, a student charged with a felony or delinquent act that would be a felony if committed by an adult, whether it occurred on or off the school property, may be assigned to an alternative program or receive alternative educational services. Such assignment may be made upon determination that the student is eligible according to federal and state program criteria, and:

- ❖ The nature of the offense is such that the student poses a threat to safety of other students or personnel at school.
- ❖ The student's safety is at risk by remaining in school with other students.
- ❖ The principal shall initiate this process in writing through their Region Superintendent.

The recommendation of the principal to exercise this policy must be approved by their Region Superintendent.

GENERAL CODE OF APPEARANCE

Administrators and teachers of the Duval County Public Schools shall enforce dress and grooming guidelines outlined in 1006.07(2)(d) F.S. that promotes the successful operation of the schools. The site administration shall be the final judge as to neatness and cleanliness of wearing apparel and whether or not such apparel is appropriate, disruptive, distracting, or in Infraction of health and safety rules.

Each student has the responsibility to dress appropriately and have respect for self, others and the school environment. Wearing apparel, jewelry (such as body piercing (s), ornaments), hair, and general appearance shall not disrupt the classroom atmosphere, shall not be unusually provocative, and/or shall not violate health and safety rules of the school. These guidelines for dress and grooming are provided to assist parents/guardians and shall apply to all students in the Duval County Public Schools. Student dress and grooming shall be neat and clean, and follow the general guidelines below.

1. Elementary school students are not allowed to wear shoes without closed heels or back straps.
2. Shoes must be worn. However, bedroom shoes or slippers shall not be worn.
3. Halter-tops, tank tops, backless tops, tops with thin or no straps, or tops that show midriff or expose the body are prohibited.
4. See-through or mesh garments shall not be worn without appropriate undergarments.
5. Form-fitting or overly tight clothing shall not be worn without appropriate outer garments.
6. Properly hemmed outer garments such as shorts, divided skirts, and dresses may be worn, provided they are not disruptive or distracting, as determined by the school administration. Garments including, but not limited to, such items as boxer shorts, traditionally designed as undergarments, may not be worn as outer garments.
7. Clothing and accessories shall not be worn if they display profanity, violence, lewd and obscene messages, sexually suggestive phrases, or advertisements, phrases or symbols of alcohol, tobacco, or drugs or other symbols phrases or advertisements that would be offensive to common propriety or decency.
8. Head coverings, including, but not limited to, caps, hats, bandannas, hair curlers, and/or sunglasses, shall not be worn on school property, unless required by a physician or authorized by school personnel.
9. Students are prohibited from wearing clothing that exposes underwear or body parts in an indecent or vulgar manner or that disrupts the orderly learning environment. The waistband of shorts, slacks, skirts, and similar garments shall not be worn below the hips. ***Clothing which is not worn appropriately, is not properly fastened, is suggestive, or has tears that reveal or expose body parts, has printing with words or pictures that have a sexual connotation will not be permitted.*** All trousers, including oversized or low-hanging trousers, must be worn and secured at waist level. Underwear, midriff and back may not be exposed. If belts, suspenders, and straps are worn, they shall be worn in place and fastened.
10. Any articles of clothing or jewelry that may cause injury to oneself or to other students are not allowed.

All students must adhere to these minimal guidelines for acceptable apparel and appearance. A school may implement a school uniform requirement through the shared decision-making process, with input from the School Advisory Council. In order to maximize instructional time, students will be given an opportunity to immediately correct dress code infractions.

Special Note: Student Discipline and the Collective Bargaining Agreement

1. Teachers and administrators should work together in a mutually supportive manner to maintain proper student conduct. Each teacher shall have the right to promulgate and have enforced reasonable rules of classroom conduct which apply to students while in that teacher's class. Such rules shall not conflict with employer or school rules.
2. Any teacher shall have the right to send a student to the office, with a written explanation or referral, whenever the student is involved in an incident contrary to the established rules of conduct. The teacher will notify the office immediately when this action is taken.
3. To assist in the investigation of a serious incident, the teacher shall submit to the office a written account of the matter not later than the end of the school day on the day of the disturbance, unless impracticable.
4. The principal or his designee shall confer with the teacher regarding possible corrective action prior to the student's return to the classroom.
5. The teacher will receive from the principal or his designee an explanation of the steps taken along with any suggestions for working with the problem. Such explanation and suggestions shall be in writing if requested.
6. The teacher shall have the right to again send the student to the office whenever the student is again involved in a classroom disturbance.
7. In addition to the district-wide Code of Student Conduct, school rules shall be developed and reviewed as necessary by a committee made up of the school principal and teachers.
8. A continuous statistical record of student discipline cases will be maintained in a place and manner available to all staff to use as a basis for recommendations for administering discipline and the periodic revision of the school rules for conduct.
9. If a teacher is concerned with the manner in which behavioral problems are being adjusted, the matter shall be discussed in private with the appropriate administrator.

Glossary

| | |
|-----------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Aggravated Battery: | <p>Intentionally or knowingly causing great bodily harm, permanent disfigurement, or permanent disability to another, or committing battery against another with the use of a deadly weapon.</p> <p>Example: Using a deadly weapon to injure someone which results in the person being physically disabled to the point where he/she cannot fight back constitutes aggravated battery.</p> |
| Aggravated Robbery: | <p>The taking of money or property from another through force or fear and causing serious injury during the robbery.</p> <p>Example: The man was arrested for aggravated robbery when the woman had a heart attack after he robbed her.</p> |
| Armed Robbery: | <p>The taking of money or property from another through use of force, violence, assault, or putting in fear and while having a weapon.</p> <p>Example: The armed robber told the cashier that he would use the gun in his pocket unless she gave him all of the money.</p> |
| Alcohol: | <p>Mind-altering or mood-altering beverages, including but not limited to beer, wine, wine coolers, vodka coolers, liquors, etc. Possession, use, sale, or distribution of alcohol or controlled substances will result in corrective actions at school and may lead to arrest and criminal penalties.</p> <p>Example: Consumption of excessive alcohol can cause death.</p> |
| Arson: | <p>Willfully, or while committing any felony, causing damage to a building, structure, or dwelling by fire or explosion.</p> <p>Example: The girl was arrested for arson and expelled because she intentionally started a fire in the restroom.</p> |
| Assault (Verbal): | <p>An intentional, unlawful threat by word or act to do violence to another, coupled with the apparent ability to do so, and doing some act, which creates a well - founded fear in the other person that such violence is imminent.</p> <p>Example: The students assaulted another girl by sending her notes saying that they would beat her up right after class.</p> |
| Assault (Aggravated): | <p>An assault with the use of a weapon or with the intent to commit another felony.</p> <p>Example: Using a weapon to attempt harming someone is aggravated assault.</p> |
| Battery: | <p>Actually and intentionally touching or striking another against his or her will, or intentionally causing bodily harm to another. Under Florida law, battery that causes great bodily harm, permanent disfigurement, or permanent disability is called "felony battery." Under the law, battery, felony battery, and aggravated battery are distinguishable.</p> <p>Example: The student battered the teacher by pushing her against the wall.</p> |
| Behavior Contract: | <p>Behavior Contract: Behavior Contracts are used to facilitate a desired change in behavior using a systematic approach. All contracts should include a clear description of the following elements:</p> <ul style="list-style-type: none"> *Undesired Behavior to Change *Desired Behavior following use of contract *Strategy used to change behavior *Person(s) responsible for implementing strategy *Behavior tracking tool to be used to progress monitor intervention used *Clearly indicated dates to review implementation and outcomes *Desired rates of change |

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| Bullying: | <p>Systematically and chronically, inflicting physical hurt or psychological distress on one or more students or school employees. It is further defined as a pattern of unwanted and repeated written, verbal, or physical behavior, including any threatening, insulting, dehumanizing gesture by an adult or student, that is severe or pervasive enough to create an intimidating, hostile, or offensive educational environment; cause discomfort or humiliation; or unreasonably interfere with the individual's school performance or participation that includes a noted power differential.</p> <p>Example: When the girl repeatedly made fun of another student for being poor, the girl was guilty of bullying</p> |
| Burglary/Breaking and Entering: | <p>Entering a building, structure, or dwelling with the intent to commit an offense therein, without license or invitation to enter, unless the structure is open to the public, or remaining in a building, structure, or dwelling after permission has been withdrawn, surreptitiously with the intent to commit an offense.</p> <p>Example: The students committed burglary by crawling through the unlocked window to steal the school's camera.</p> |
| Cheating: | <p>Using unauthorized answers or sources to receive credit for school work. Some examples are looking at someone else's paper, copying from your notebook when you are supposed to use only your memory, or copying someone else's homework because you did not complete yours.</p> <p>Example: The teacher accused him of cheating when she found answers to the test written on his desk. Plagiarism is a form of cheating when you present another person's words or ideas as your own without giving the originator credit for the information. Some common examples of plagiarism are copying information from a book without using quotation marks and without including a bibliography at the end of the assignment listing the sources used. All information in academic assignments that is not common knowledge must be cited and documented. An example of common knowledge is: Jacksonville is a city in Florida.</p> |
| Controlled Substance (Drugs): | <p>Mind-altering or mood-altering drugs, including but not limited to marijuana, cocaine, heroin, various pills, etc. Possession, use, sale, and/or distribution of controlled substances will result in corrective strategies at school and may lead to arrest and criminal penalties.</p> <p>Example: Use of controlled substances can be deadly.* Chapter 893, Florida Statutes (Drug Abuse Prevention and Control) provides a more extensive list of controlled substances.</p> |
| Cyberbullying: | <p>The willful and repeated harassment and intimidation of an individual through the use of electronic mail or electronic communication with the intent to coerce, intimidate, harass, or cause substantial emotional distress to a person.</p> <p>Example: Cyberbullying can cause students to get in trouble at school even if they use their home computer.</p> |
| Defiance: | <p>Refusing to follow the directions of authority figures within the school, such as administrators, teachers, office workers, custodians, volunteer parents/guardians, cafeteria workers, and others.</p> <p>Example: He received detention for defying the cafeteria manager by refusing to pick up his lunch tray when she told him to do so</p> |
| Destructive Device: | <p>Any bomb, grenade, mine, rocket, missile, pipe bomb, or similar device containing an explosive, incendiary, or poison gas and includes any frangible container filled with an explosive, incendiary, explosive gas, or expanding gas, which is designed or so constructed as to explode by such filler and is capable of causing bodily harm or property damage; any combination of parts either designed or intended for use in converting any device into a destructive device and from which a destructive device may be readily assembled; any device declared a destructive device by the Bureau of Alcohol, Tobacco, and Firearms; any type of weapon which will, is designed to, or may readily be converted to expel a projectile by the action of any explosive and which has a barrel with a bore of one-half inch or more in diameter; and ammunition for such destructive devices, but not including shotgun shells or any other ammunition designed for use in a firearm other than a destructive device.</p> <p>Example: Students shall be expelled for bringing to school destructive devices that can explode and hurt others.</p> |
| Detention: | <p>A corrective strategy in which a student must spend time at school, either before or after the regular school day or on a Saturday. Detention can include students assigned to campus beautification, cafeteria clean-up, and school-community service.</p> <p>Example: The student served detention for one week after school for purposely breaking a window. Work Detail – Cleaning of school grounds or property that was vandalized by a student.</p> |

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| Dispute | <p>An argument or squabble with two students, does not include major physical actions</p> <p>Example: The student went up to the custodian and caused a confrontation by yelling at him when the custodian asked him not to walk on the wet floor.</p> |
| Disruption: | <p>Behavior that disturbs the learning and/or safety of others in class, on the school bus and at the bus stop.</p> <p>Example: The math class could not focus on preparing for FCAT because the girls' constant chatting was disruptive.</p> |
| Distribution: | <p>Giving out, sharing, dispensing to others.</p> <p>Example: She was expelled for distribution of pills to other students.</p> |
| Drugs: | <p>Any substance or chemical that alters mood or is used for mood altering, including but not limited to alcohol, marijuana, cocaine, heroin, pills, over-the-counter medications that are unauthorized or abused, etc. Possession, use, sale, or distribution of controlled substances that result in corrective actions at school may lead to arrest and criminal penalties.</p> <p>Example: The misuse of drugs can be deadly, especially for young people.</p> |
| Electronic Devices: | <p>Any wireless communications/electronic device that is powered by electricity or a battery, which is not required by the curriculum and includes items such as; compact disc players, MP3 players, headphones, cellular phones, PDAs, electronic readers, tablets, laptops, cameras and any similar device.</p> <p>Example: Unauthorized use of electronic devices can disrupt the learning process and is not allowed in class.</p> |
| Expulsion: | <p>The most serious disciplinary action that can be taken and defined as the exclusion of a student from a traditional school for the number of school days remaining in the school year in which the incident that gives rise to expulsion takes place and one (1) additional school year.</p> <p>Example: The student was expelled from school for carrying possessing a gun at school.</p> |
| False Accusation: | <p>An untrue and serious statement about a teacher, staff member, or any other person. False accusations are serious when they hurt the professional reputation of others or otherwise get a person in trouble that they do not deserve.</p> <p>Example: The student's father made a false accusation about the teacher.</p> |
| False Fire Alarm: | <p>Any action that causes people to believe that there is a fire or threat of a fire when there is not.</p> <p>Example: The boys received a suspension for reporting a false fire alarm, even though they meant it as a joke.</p> |
| False Report or Bomb Threat: | <p>Any action that causes people to believe that the school is under a serious threat, including but not limited to explosives and weapons of mass destruction.</p> <p>Example: Students who make false bomb threat could be expelled and arrested. Sections 790.162 and 790.163, F.S. (Weapons and Firearms), further define the making of a false threat or report. Making a false report requires mandatory expulsion not less than one year and may lead to arrest and criminal penalties.</p> |
| Fighting: | <p>Two or more students trying to physically hurt each other. Fighting often begins with a disagreement between students that can be solved without fighting.</p> |
| Fighting (Minor): | <p>Occurs when two or more students engage in physical force against each other and</p> <ul style="list-style-type: none"> • They stop when an authority figure gives them a verbal command to stop, AND • There are no injuries that require medical attention as a result of the fight. <p>Example: The students began to fight, but they stopped when the teacher told them to stop and no one was hurt.</p> |
| Fighting (Serious): | <p>Occurs when two or more students engage in physical force or violence against each other and</p> |

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| | <ul style="list-style-type: none"> • They become so enraged that they do not stop when given a verbal command to do so, <p>OR</p> <ul style="list-style-type: none"> • Physical restraint is required, <p>AND/OR</p> <ul style="list-style-type: none"> • Someone is injured to an extent that requires immediate first aid or medical attention. Serious fighting must be reported to school police. <p>Example: Students involved in serious fighting that causes injury or requires medical attention will be suspended. If the principal or designee determines that one student or a group of students attacked someone who did not fight back, the aggressors should receive punishment for battery, aggravated battery, and/or bullying, depending on the facts, and will likely be arrested. Otherwise, administrators will report and punish all other incidents involving mutual participation as Fighting (Serious) without regard to who was the original aggressor.</p> |
| Forgery (Written Misrepresentation): | <p>Making, altering, or signing a document with the intent to defraud or signing another person's signature without the person's consent.</p> <p>Example: The student was not permitted to go on the field trip because she forged her mother's name on the permission slip.</p> |
| Gambling: | <p>Participating in games of chance for money and/or other things of value.</p> <p>Example: Throwing dice for money is gambling.</p> |
| Grand Theft: | <p>Stealing something over \$300.00 in value.</p> <p>Example: He was charged with grand theft when he stole the school's computer.</p> |
| Harassment/ Harassment (Civil Rights): | <p>Any threatening, insulting or dehumanizing gesture, use of data or computer software, written, verbal or physical conduct directed against a student or school employee that:</p> <ol style="list-style-type: none"> 1. Places a student or school employee in reasonable fear of harm to his or her person or damage to his or her property. 2. Has the effect of substantially interfering with a student's educational performance, opportunities, or benefits 3. Has the effect of substantially disrupting the orderly operation of a school <p>Example: What some people think is "just joking around" might constitute harassment if the person at whom it is directed is distressed by it. Repeated harassment is bullying.</p> <p>Harassment directed at someone because of his or her gender, gender identity, race, color, religion, ethnicity, national origin, political beliefs, marital status, age, sexual orientation, social and family background, language, pregnancy, or disability.</p> <p>Example: Using racial slurs towards someone who is from a different country is harassment based on a characteristic concerning his civil rights.</p> <p>Example: Using racial slurs towards someone who is from a different country is harassment based on a characteristic concerning his civil rights.</p> |
| Hazing: | <p>Pressuring or coercing another student into violating laws.</p> |

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| | <ul style="list-style-type: none"> Any brutality of a physical nature, such as whipping, beating, branding, exposure to the elements, forced consumption of any food, liquor, drug, or other substance, or other forced physical activity that could adversely affect the physical health or safety of the student. Any activity that would subject another student to extreme mental stress, such as sleep deprivation, forced exclusion from social contact, forced conduct that could result in extreme embarrassment, or other forced activity that could adversely affect the mental health or dignity of the student. Any act of hazing that causes risk of serious bodily injury or death is a misdemeanor. Any act of hazing that results in serious bodily injury or death is a felony. <p>Example: Requiring new students to stay awake for two nights in order to join a club is committing hazing.</p> |
| Hazing (Felony): | Any act of hazing that results in serious bodily injury or death |
| Hazing (Misdemeanor): | Any act of hazing that causes risk of serious bodily injury or death |
| Hearing: | <p>A formal proceeding where different sides of a story are presented to a person who makes a decision about what happened and what to do.</p> <p>Example: My parent and I asked for a hearing when I was suspended for having a butter knife in my backpack.</p> |
| Inappropriate Public Display of Affection: | <p>Engaging in unsuitable, intimate, sexually-suggestive behavior (like kissing and touching), in agreement with someone else, in places where others are likely to be present, such as hallways, stairwells, classrooms, school buses, etc.</p> <p>Example: Kissing in the hallway and stairwells is an example of an inappropriate public display of affection. Engaging in this type of behavior in hidden places is also inappropriate, and depending on the circumstances, may constitute a more serious infraction. See Sexual Offenses (Other) in this glossary.</p> |
| Infraction: | <p>The breaking of a school policy; a violation; an infringement.</p> <p>Example: Every infraction in the Code of Student Conduct has a range of corrective responses.</p> |
| Inciting Behavior: | <p>Behavior that incites or urges others to do something wrong.</p> <p>Example: The student instigated his classmates to riot by daring them to create a disturbance in the school.</p> |
| Intimidate: | <p>To make another person afraid.</p> <p>Example: The boy tried to intimidate another student by threatening to report him to the principal.</p> |
| Lewd: | <p>Vulgar, indecent, improper, and of a sexual nature.</p> <p>Example: The student called her friend a lewd and derogatory word for a body part.</p> |
| Loss of Privilege | Restricting access to an activity for a specified period of time. |
| Loss of Extracurricular Activity | A loss of privilege that describes a student's restriction from school-sanctioned club, sports, and association for a specified period of time. |
| OSS Suspension: | <p>A corrective response to serious behavior where the student is not permitted to attend the regular school program for a specific number of days.</p> <p>Example: Serious behavioral infractions at school will result in suspension from school.</p> |
| Peer Mentor | Another student who can serve as a resource, helping hand, sounding board, and referral service |
| Petit Theft: | <p>Knowingly obtaining or using the property of another under \$300.00 in value with the intent to temporarily or permanently deprive the owner of its use or benefit.</p> <p>Example: The principal called school police to report the petit theft of a student's purse.</p> |
| Robbery | <p>The taking of money or property from another through use of force, violence, assault, or putting in fear.</p> <p>Example: The students surrounded the boy in a circle and robbed him of his electronic game.</p> |
| Sale: | Distribution or sharing for money or profit in return. |

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| | Example: She was expelled for selling drugs to other students. |
| Sexting: | <p>Sexting, sending or forwarding through cellular telephones and other electronic media sexually explicit, nude or partially nude photographs/images.</p> <p>Sexting may involve:</p> <ul style="list-style-type: none"> • Transmission to one or more students • Partially nude or fully nude photographs/images • Possession, without transmittal, of partially nude or fully nude photographs/images • Substantial interference with the academic environment and student performance • Interference with a person’s personal and social demeanor <p>Example: Taking a picture of someone’s private parts with or without consent and sending through a cellular phone to share with others is sexting.</p> |
| Sexual Battery: | <p>Using force or the threat of force to touch, feel, or hurt someone in sexual way against his or her will, or to use force to attempt to do so.</p> <p>Example: Touching another person’s private body parts without his/her consent is sexual battery.</p> <ul style="list-style-type: none"> • Also refer to Sexual Offenses (Other) for other sexual acts. |
| Sexual Harassment: | <p>Displaying unwanted and repeated conduct of a sexual nature that substantially interferes with a student’s academic performance and/or creates an intimidating, hostile, or offensive school environment, or causes discomfort or humiliation for that student.</p> <p>Example: The student was suspended for sexual harassment because he repeatedly talked about a female student’s private parts, making her feel uncomfortable.</p> |
| Sexual Offences (other): | <p>Sexual contact in a lewd manner. A variety of actions can be characterized as sexual offenses at school.</p> <p>Examples: include, but are not limited to</p> <ul style="list-style-type: none"> • Possessing and/or distributing obscene or lewd materials at school; • Exposing or touching private body parts in a lewd manner; • Touching someone else’s body in a lewd manner; • Voyeurism (e.g., secretly looking at or photographing someone in the restroom or locker room without his/her knowledge); • Consensual sexual activity on school grounds between students who are 16 – years - old or older; • Any type of sexual contact with a student who is under age 16 years old. <p>* Under Florida law, students who are under 16 years of age cannot legally consent to sex.</p> |
| Skipping: | <p>Not going to class when you are supposed to be in class.</p> <p>Example: The girls who tried to sign in to school after first period were caught and assigned detention for cutting/skipping class.</p> |
| Slander: | <p>Speaking false words that are capable of hurting another person’s reputation, community standing, office, trade, business, or means of livelihood.</p> <p>Example: Starting an untrue rumor about someone might constitute slander.</p> |
| SPAR: Change to (CCR#) (locating definition) | <p>School Police Automated Reporting system for recording infractions that are reported to school police.</p> <p>Example: Administrators must create a CCR for battery, a serious infraction of the Code of Student Conduct.</p> |
| Stealing (see Theft): | <p>Knowingly obtaining or using the property of another with the intent to temporarily or permanently deprive the owner of its use or benefit.</p> <p>Example: He stole the library book when he slipped it into his backpack and left the library without checking it out.</p> |
| Theft: | <p>Knowingly obtaining or using the property of another with the intent to temporarily or permanently deprive the owner of its use or benefit.</p> <p>Example: He committed theft when he slipped the library book into his backpack and left the library without checking it out.</p> |

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| Threat / Assault | <p>An intentional, unlawful threat by word or act to do violence to another, coupled with the apparent ability to do so, and doing some act, which creates a well - founded fear in the other person that such violence is imminent.</p> <p>Example: The student was suspended for making a threat to kill the teacher, causing her to fear for her life.</p> |
| Tobacco Product: | Any product made from tobacco, including but not limited to cigarettes, cigars, and chewing tobacco. |
| Trespassing: | <p>Entering and/or remaining upon a school campus, school transportation, or at school - sponsored events off campus or other School Board property without authorization or invitation to enter or remain, including students who are suspended or expelled.</p> <p>Example: The student was trespassing when he entered the school after being warned by the principal that the school was closed.</p> |
| Unauthorized Medication: | <p>Any medication prescribed by a medical provider and any non-prescribed (over-the-counter) drugs, preparations, and/or remedies that have not been authorized by the student's physician and/or parent/guardian.</p> <p>Example: The student was swallowing two aspirins, an unauthorized medication, given to her by her best friend in the school cafeteria during lunch.</p> |
| Vandalism: | <p>The intentional destruction, damage, or defacement of public or private property without consent of the owner or the person having custody or control of it.</p> <p>Major: resulting in damages over \$1,000.00. Minor: resulting in damages under \$1,000.00.</p> <p>Example: The student committed vandalism when he spray painted graffiti on the school.</p> |
| Violence: | <p>Physical force used to injure, damage, or destroy.</p> <p>Example: Acts of violence include serious fighting, using a weapon to hurt someone, and throwing objects hard enough to injure a person or damage property.</p> |
| Weapon: | <p>Any instrument that can be used to inflict serious harm on another person or that places another person in fear of serious harm.</p> <p>Examples include but are not limited to all types of firearms (weapons used to shoot with, such as guns), dart - guns, stun guns, dirks (daggers), knives *, metallic knuckles, clubs, tear gas guns, chemical weapons or devices, bombs, aerosols, and other destructive devices (any item that can explode or cause destruction, such as grenades, mines, rockets, or missiles) and any other object used to inflict harm. This definition does not include simulated weapons.</p> <p>*Although common pocket knives are not classified as weapons under the Florida criminal code, Duval County Public Schools students are prohibited from carrying pocket knives on school property. School Operations/Alternative Education will determine the appropriate disciplinary action to apply based on the item that is confiscated and how it is used.</p> <p>Example: Everyday objects such as pens, pencils, thumbtacks, and rubber bands can be weapons if they are used to seriously harm or attempt to seriously harm someone.</p> <p>*Section 790.001, F.S. (Weapons and Firearms), provides a further definition of weapons</p> |
| Zero Tolerance: | <p>A principle that violence will not be tolerated at school, during school activities, on school property, or on school - sponsored transportation.</p> <p>Example: The zero tolerance policy will help keep our schools a safe place for students.</p> |

