

Category I Disorderly Conduct Offenses

Activities engaged in by student(s) which tend to impede orderly classroom procedure or instructional activities, orderly operation of school, or the frequency or seriousness of which disturb the classroom or school.

- aiding others
- bus violation (refer to the transportation policy)
- cheating
- confrontation/altercation
- cutting activity
- cutting class
- detention violation
- dishonesty
- disrupting class
- dress code violation
- driving violation (grades 9-12)
- forgery
- gambling
- horseplay (grades k-8)
- ID violation
- inappropriate affection
- inappropriate behavior
- inappropriate language (toward student)
- larceny/theft (less than \$50)
- littering
- loitering
- obscene gesture (toward student)
- off limits
- property misuse
- refusal to obey/defiant
- running
- tardy
- unauthorized use of electronic device

Violations in this category may result in, but not exceed, the following administrative actions:

Activities engaged in by student(s) which tend to impede orderly classroom procedure or instructional activities, orderly operation of school, or the frequency or seriousness of which disturb the classroom or school.

Category I - Disorderly Conduct Offenses Grades 6-8

Offense	Behavior Code	Definition	First Offense	Second Offense	Third Offense	Fourth Offense And Subsequent Offenses
Aiding Others	001	PRF- Provoking a Fight	Parent Contact And School Counselor Referral And ISS (1-3)	Parent Conference And OSS (1-3) And Intervention Plan	Parent Conference And OSS (3-5) And Pre Expulsion Notification	Parent Conference And Recommendation to Hearing Officer
Bus Violation	340	Failure to adhere to established procedures and policies for the safe transport of students (Refer to the transportation policy)	Parent Contact And Warning Bus Suspension (1)	Parent Conference And Bus Suspension (3)	Parent Conference And Bus Suspension (5)	Parent Conference And Permanent Bus Suspension
Cheating	190	Deceptive acts which include, but not limited to, plagiarism, falsification (information, assignments, and/or signatures), and violation of software regulations or copyright laws	Parent Contact And School Counselor Referral And ISS (1-3)	Parent Conference And OSS (1-3) And Intervention Plan	Parent Conference And OSS (3-5)	Parent Conference And OSS (5)
Confrontation/ Altercation	407	Aggressive verbal behavior that does not result in any physical contact. Includes minor physical contact for K-3 students	Parent Contact And School Counselor Referral And ISS (1-3)	Parent Conference And OSS (1-3) And Intervention Plan	Parent Conference And OSS (3-5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral

						to Hearing Officer
Cutting Activity	170	Any unauthorized activity absence during the school day after the student is on school grounds	Parent Contact And School Counselor Referral And ISS (1-3)	Parent Conference And OSS (1-3) And Intervention Plan	Parent Conference And OSS (3-5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Cutting Class	160	Any unauthorized class or homeroom absence during the school day	Parent Contact And School Counselor Referral And ISS (1-3)	Parent Conference And OSS (1-3) And Intervention Plan	Parent Conference And OSS (3-5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Detention Violation	005	Failure to attend a teacher-issued detention, refusal to comply with detention rules, and/or reporting to detention without appropriate material	Parent Conference And School Counselor Referral And ISS (1-3)	Parent Conference And OSS (1-3) And Parent Conference / Intervention Plan	Parent Conference And OSS (3)	Parent Conference And OSS (5)
Dishonesty	006	Deceive or mislead for personal advantage. Also, any private enterprise without the consent of school officials is considered dishonest behavior	Parent Contact And School Counselor Referral And ISS (1-3)	Parent Contact And Intervention Plan And OSS (1-3)	Parent Conference And OSS (3)	Parent Conference And OSS (5)
Disrupting Class	007	Behavior, physical or verbal, which disturbs	Parent Contact	Parent	Parent	Parent Conference

		or interferes substantially with maintaining an environment conducive to learning	And ISS (1-3)	Conference And OSS (1-3) And Intervention Plan	Conference And OSS (3) And Pre Expulsion Notification	And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Dress Code Violation	280	Failure to follow the Student Dress Code as established by Board policy (Refer to JICA and JICA-R)or failure to be in compliance with the school's uniform policy (if applicable)	Parent Contact And Warning	Parent Conference And ISS (1-3) And Intervention Plan	Parent Conference And OSS (1-3)	Parent Conference And OSS (3-5)
Forgery (Toward Student)	011	Changing original documentation with the intent to deceive others to include, but not limited to, filling in blanks, falsifying a signature, etc.	Parent Contact And School Counselor Referral And ISS (1-3)	Parent Conference And OSS (1-3) And Intervention Plan	Parent Conference And OSS (3-5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Gambling	630	Gambling 630- Act of risking money or other possession(s) for possible gain or to bet on an uncertain outcome	Parent Contact And School Counselor Referral And ISS (1-3)	Parent Conference And OSS (1-3) And Intervention Plan	Parent Conference And OSS (3-5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Horseplay	405	Intentional rough or boisterous play which could cause injury during school or school-related activities	Parent Contact And School Counselor Referral And	Parent Conference And OSS (1-3) And	Parent Conference And OSS (3-5) And	Parent Conference And Suspension up to Ten Days And

			ISS (1-3)	Intervention Plan	Pre Expulsion Notification	Refer for Disciplinary Transfer or Referral to Hearing Officer
ID Violation	360	Failure to possess or properly display school-issued identification as required by school regulations	Parent Contact And School Counselor Referral And ISS (1-3)	Parent Conference And OSS (1-3) And Intervention Plan	Parent Conference And OSS (3-5)	Parent Conference And OSS (5)
Inappropriate Affection	015	Unacceptable display of acts of intimacy in the view of others	Parent Contact And School Counselor Referral And ISS (1-3)	Parent Conference And OSS (1-3) And Intervention Plan	Parent Conference And OSS (3-5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Inappropriate Behavior	017	Other acts of misconduct that pose a disruption as determined by school officials	Parent Contact And School Counselor Referral And ISS (1-3)	Parent Conference And OSS (1-3) And Intervention Plan	Parent Conference And OSS (3-5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Inappropriate Language (Toward Students)	016	Communication toward another student used to degrade, disrespect, or that is abusive in nature whether by signs, symbols, or gestures	Parent Contact And School Counselor Referral And ISS (1-3)	Parent Conference And OSS (1-3) And Intervention Plan	Parent Conference And OSS (1-5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Larceny/Theft Less than \$50	670	Theft of personal property \$50 or less.	Parent Contact And	Parent Conference	Parent Conference	Parent Conference And

			School Counselor Referral And ISS (1-5)	And OSS (1-3) And Intervention Plan	And OSS (3-5) And Pre Expulsion Notification	Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Littering	370	Willfully leaving trash or debris on school property	Warning	Parent Contact And ISS (1-3)	Parent Conference OSS (1-3) And Intervention Plan	Parent Conference And OSS (3-5)
Loitering	240	Remaining in an unauthorized area without permission or at an unauthorized time during the school day or school sponsored activities to include athletic events, dances or other school-related functions	Parent Contact And School Counselor Referral And ISS (1-3)	Parent Conference And OSS (1-3) And Intervention Plan	Parent Conference And OSS (3-5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Obscene Gesture (Toward Student)	290	Any physical act <i>toward a student</i> which strongly offends and is unacceptable to reasonable standards of decency and morality	Parent Contact And School Counselor Referral And ISS (1-3)	Parent Conference And OSS (1-3) And Intervention Plan	Parent Conference And OSS (3-5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Off Limits	200	Unauthorized presence in a restricted area	Parent Contact And School Counselor Referral And ISS (3-5)	Parent Conference And OSS (1-3) And Intervention Plan	Parent Conference And OSS (3-5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer

Property Misuse	023	Use of school property for unauthorized purposes to include minor computer violations	Parent Contact And ISS (1-3)	Parent Conference And Intervention Plan OSS (1-3)	Parent Conference And OSS (3-5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Refusal to Obey/ Defiant	270	Willful defiance to comply with all appropriate or reasonable direction(s) of teachers, school resource officers, substitute teachers, student teachers, teacher assistants, bus drivers, volunteers and all other school personnel who are authorized to give such direction(s) during any period of time when students are subject to the authority of such school personnel	Parent Contact And School Counselor Referral And ISS (3)	Parent Conference And OSS (3) And Intervention Plan	Parent Conference And OSS (3-5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Running	024	<u>Moving rapidly on school property at inappropriate times</u>	Warning	Parent Contact And ISS (1-3)	Parent Conference OSS (1-3) And Intervention Plan	Parent Conference And OSS (3-5)
Tardy	180	<i>This code should be used if a school needs to record a disciplinary action for a student who has an excessive number of tardies.</i>	Follow District Attendance Intervention practices			
Unauthorized Use of an Electronic Device	390	The unacceptable use of electronic devices including digital phones, IPADs or any device that emits an audible signal, vibrates, displays a message, or otherwise summons or delivers a communication to the processor.	Parent Contact And ISS (1-3)	Parent Conference And Intervention Plan OSS (1-3)	Parent Conference And OSS (3-5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer

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Category II Disruptive Conduct Offenses

Activities engaged in by student(s) which are directed against persons or property, and the consequence of which tends to endanger the health or safety of oneself or others in the school.

- bite/pinch/spit
- bullying*
- computer violation
- cutting school (grades 6-12)
- cyberbullying*
- failure to comply with disciplinary action
- fighting*
- forgery (adult signature)
- harassment*
- hit/kick/push
- horseplay (grades 9-12)
- inappropriate language toward adult
- inappropriate physical contact
- intimidation*
- larceny/theft (over \$50)
- leaving school
- major disruption
- obscene gesture (toward adult)
- other offense (minor)
- profanity (toward student)
- profanity (toward adult)
- threat*
- throwing objects (without injuries)
- tobacco violation
- trespassing
- vandalism

Category II disruptive conduct actions

Violations in this category may result in, but not exceed, the following administrative actions: Insert Link

Note regarding special education students: Administrators must ensure that all procedural safeguards afforded to special education students are also implemented in such circumstances and procedural safeguards are given to the parent at the time the decision is made.

The following aggressive offenses may result in a recommendation for expulsion with the second offense:

- *bullying
- cyberbullying
- fighting
- harassment
- intimidation
- threat
- any combination of these six offenses

Note regarding special education students: Administrators must ensure that all procedural safeguards afforded to special education students are also implemented in such circumstances and procedural safeguards are given to the parent at the time the decision is made.

Activities engaged in by student(s) which are directed against persons or property, and the consequence of which tends to endanger the health or safety of oneself or others in the school.						
Category II - Disruptive Conduct Offenses Grades 6-8						
Offense	Behavior Code	Definition	First Offense	Second Offense	Third Offense	Fourth Offense
Bite/Pinch/Spit	003	Intentional acts which are intended to inflict pain or emit bodily fluids	Parent Conference And School Counselor Referral And OSS (1-5)	Parent Conference And Intervention Plan And OSS (3-5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer	

Bullying*	651	<p><i>(Refer to Policy JICFAA) 651- A gesture, an electronic communication, or a written, verbal, physical or sexual act that takes place on school property, at any school-sponsored function where the school is responsible for the child or on a school bus or other school-related vehicle, at an official school bus stop and that:</i></p> <ul style="list-style-type: none"> • <i>a reasonable person should know, under the circumstances, that the act(s) will have the effect of harming a student, physical or emotionally, or damaging the student's property, or placing a student in reasonable fear of harm to his person or damage to his property; or</i> • <i>has the effect of insulting or demeaning any student or group of students in such a way as to cause substantial disruption in, or substantial interference with, the orderly operation of the school</i> 	Parent Conference And Intervention Plan And OSS (5-7) And Cease & Desist Notification And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer		
Computer Violation	220	Accessing inappropriate websites, unauthorized systems, or tampering with equipment. This violation includes, but not limited to, accessing, creating and distributing inappropriate materials, drawings, and documents which may interfere with the learning environment	Parent Conference And School Counselor Referral And ISS (1-3)	Parent Conference And Intervention Plan And OSS (1-5)	Parent Conference And OSS (5-7) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer

Cutting School	150	Unjustifiable absence from school	Parent Contact And School Counselor Referral And ISS (1-3)	Parent Conference And Intervention Plan And OSS (1-3)	Parent Conference And OSS (3-5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Cyberbullying*	652	<p><i>A gesture, an electronic communication, or a written, verbal, physical or sexual act that takes place on school property, at any school-sponsored function where the school is responsible for the child or on a school bus or other school-related vehicle, at an official school bus stop and that:</i></p> <ul style="list-style-type: none"> • <i>a reasonable person should know, under the circumstances, that the act(s) will have the effect of harming a student, physical or emotionally, or damaging the student's property, or placing a student in reasonable fear of harm to his person or damage to his property; or</i> • <i>has the effect of insulting or demeaning any student or group of students in such a way as to cause substantial disruption in, or substantial interference with, the orderly operation of the school.</i> 	Parent Conference And Intervention Plan And OSS (5-7) And Cease & Desist Notification And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer		

Failure to Comply with Disciplinary Action	271	FCS-Comm Serv/Work Detail FTR- Other FDE- Detention FIS- In-School Suspension	Parent Conference And School Counselor Referral And OSS (3)	Parent Conference And Intervention Plan And OSS (5-7)	Parent Conference And Intervention Plan And OSS (7) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Fighting*	009	The act of two or more persons involved in a physical conflict such as hitting or kicking another person. A student who is attacked may use reasonable force in self-defense, but only to the extent to free himself/herself from the attack and notify proper school authorities. A student who exceeds this reasonable force may be disciplined even though he/she may not have provoked the fight.	Parent Conference And Intervention Plan And OSS (5-10) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer		
Forgery (Adult Signature)	011	Changing original documentation with the intent to deceive others to include, but not limited to, filling in blanks, falsifying a signature, etc.	Parent Conference And School Counselor Referral And OSS (1-3)	Parent Conference And Intervention Plan And OSS (1-5)	Parent Conference And Intervention Plan And OSS (5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Harassment*	012	(See Policy JICFAA) 012- A gesture, an electronic communication, or a written, verbal, physical or sexual act that takes place on school property, at any school-sponsored function where the school is responsible for the child or on a school bus or other school-related	Parent Conference And Intervention Plan And OSS (5-7) And Cease & Desist Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral		

		<p>vehicle, at an official school bus stop and that:</p> <ul style="list-style-type: none"> a reasonable person should know, under the circumstances, that the act(s) will have the effect of harming a student, physical or emotionally, or damaging the student's property, or placing a student in reasonable fear of harm to his person or damage to his property; or has the effect of insulting or demeaning any student or group of students in such a way as to cause substantial disruption in, or substantial interference with, the orderly operation of the school. 	<p>And Pre Expulsion Notification And Possible Title IX Investigation</p>	to Hearing Officer		
Hit/Kick/Push	014	To forcibly strike a person with the intent to inflict harm or pain	<p>Parent Conference And School Counselor Referral And ISS (1-5)</p>	<p>Parent Conference And Intervention Plan And OSS (3-5) And Pre Expulsion Notification</p>	<p>Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer</p>	
Inappropriate Language	016	Communication toward staff used to degrade, disrespect, or that is abusive in nature whether by signs, symbols, or	<p>Parent Contact And School School</p>	<p>Parent Contact Parent Conference And</p>	<p>Parent Conference And</p>	<p>Parent Conference And Suspension up to</p>

(Toward Staff)		gestures	Counselor Referral And OSS (1-3)	OSS (3-5) And Intervention Plan Plan	OSS (5) And Pre Expulsion Notification	Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Inappropriate Physical Contact	022	Unwanted touching of another person without his or her consent	Parent Conference And School Counselor Referral And OSS (1-3)	Parent Conference And Intervention Plan And OSS (3-5)	Parent Conference And School Counselor Referral And OSS (5-7) And Pre Expulsion	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Intimidation*	650	Physical, verbal, written or electronic action which immediately creates fear of harm, without displaying weapon and without subjecting the victim to actual physical attack. (This category only includes verbal incident that causes fear. It does not include insubordination, lack of respect, defiance of authority, etc.) <u>Federal definition-C030.</u> Sub codes: WRT – Written VRB – Verbal	Parent Conference And Intervention Plan And OSS (5-7) And Cease & Desist Notification And Pre Expulsion Notification	Parent Conference And And Suspension up to Ten Days Refer for Disciplinary Transfer or Referral to Hearing Officer		
Larceny/Theft Over \$50	670	(§16-13-30) (A) Simple larceny of any article of goods, choses in action, bank bills, bills receivable, chattels, or other	Parent Conference And School Counselor Referral	Parent Conference And Intervention Plan And	Parent Conference And Intervention Plan	Parent Conference And Suspension up to Ten Days

		article of personality of which by law larceny may be committed, or of any fixture, part, or product of the soil severed from the soil by an unlawful act, or has a value of two thousand dollars or less, is petit larceny, a misdemeanor, tribal in the magistrates court or municipal court, notwithstanding the provisions of Sections 22-3-540, 22-3- 545, 22-3-550, and 14-25-65.	And OSS (1-3)	OSS (3-5)	And OSS (5-7) And Pre Expulsion Notification	And Refer for Disciplinary Transfer or Referral to Hearing Officer
Leaving School	310	Departing campus without authorized permission	Parent Conference And School Counselor Referral And OSS (1-3)	Parent Conference And Intervention Plan And OSS (1-5) And Pre Expulsion Notification	Parent Conference And OSS (3) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Major Disruption	020	Behavior which causes an excessive disruption during the school day or at school activities that may involve law enforcement	Parent Conference And School Counselor Referral And OSS (1-5)	Parent Conference And Intervention Plan And OSS (5-7) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer	
Obscene	290	Any physical act <i>toward staff</i> which	Parent Contact	Parent Conference	Parent	Parent Conference

Gesture (Toward Staff)		strongly offends and is unacceptable to reasonable standards of decency and morality	And School School Counselor Referral And OSS (1-3)	And OSS (3-5) And Intervention Plan Plan	Conference And OSS (5) And Pre Expulsion Notification	And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Other Offense (Minor)	022	Other acts of misconduct that pose a health/safety concerns as determined by school official	Parent Conference And School Counselor Referral And OSS (1-5)	Parent Conference And Intervention Plan And OSS (3-5)	Parent Conference And Intervention Plan And OSS (5-7) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Profanity (Toward Student)	210	Any communication used to degrade, disrespect, or that is abusive in nature, whether by signs, symbols, or gestures	Parent Conference And School Counselor Referral And ISS (1-3)	Parent Conference And Intervention Plan And OSS (1-5)	Parent Conference And Intervention Plan And OSS (5) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Profanity (Toward Adult)	210	Any communication used to degrade, disrespect, or that is abusive in nature, whether by signs, symbols, or gestures	Parent Conference And School Counselor Referral	Parent Conference And Intervention Plan And	Parent Conference And Intervention Plan	Parent Conference And Suspension up to Ten Days

			And OSS (1-3)	OSS (3-5)	And OSS (5-7) And Pre Expulsion Notification	And Refer for Disciplinary Transfer or Referral to Hearing Officer
Threat*	027	STF- Staff SCH-School	Parent Conference And Intervention Plan And OSS (5-7) And Pre Expulsion Notification And Cease & Desist And Threat Assessment	Parent Conference And Referral to Hearing Officer And Law Enforcement		
Throwing Objects (Without Injuries)	028	Propelling objects on school property; includes the bus and at the bus stop	Parent Conference And School Counselor Referral And ISS (1-5)	Parent Conference And Intervention Plan And OSS (1-3)	Parent Conference And Intervention Plan And OSS (5-7) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Tobacco Violation	230	The possession and/or use of smoking cigarettes, cigars, etc. and using smokeless products- ESD-Electronic Smoking Devices TOB-Tobacco Products	Parent Conference And School Counselor Referral And OSS (1-3)	Parent Conference And Intervention Plan And OSS (3-5)	Parent Conference And Intervention Plan And OSS (5-7) And	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary

		VAPE-Vaping Products			Pre Expulsion Notification	Transfer or Referral to Hearing Officer
Trespassing	750	(§16-11-620) Any person who, without legal cause or good excuse, enters into the dwelling house, place of business, or on the premises of another person after having been warned not to do so or any person who, having entered into the dwelling house, place of business, or on the premises of another person without having been warned fails and refuses, without good cause or good excuse, to leave immediately upon being ordered or requested to do so by the person in possession or his agent or representative shall, on conviction, be fined not more than two hundred dollars or be imprisoned for not more than thirty days.	Parent Conference And School Counselor Referral And OSS (1-3)	Parent Conference And Intervention Plan And OSS (3-5)	Parent Conference And Intervention Plan And OSS (5-7) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer
Vandalism	760	§16-11-770) (A) As used in this section, “illegal graffiti vandalism” means an inscription, writing, drawing, marking, or design that is painted, sprayed, etched, scratched, or otherwise placed on structures, buildings, dwellings, statues, monuments, fences, vehicles, or other similar materials that are on public or private property and that are publicly viewable, without the consent of the owner, manager, or agent in charge of the property	Parent Conference And School Counselor Referral And OSS (1-3)	Parent Conference And Intervention Plan And OSS (3-5)	Parent Conference And Intervention Plan And OSS (5-7) And Pre Expulsion Notification	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer

Category III Criminal Conduct Offenses

Activities engaged in by student(s) which result in violence to oneself or another's person property or which pose a direct and serious threat to the safety of oneself or other in the school.

- aggravated assault
- alcohol/liquor violation
- arson
- bomb threat bribery
- burglary
- contraband
- contract violation
- drug distribution
- drug possession
- drug usage
- embezzlement
- extortion
- fire alarm
- fireworks
- forced sexual offense
- fraud
- gang activity
- homicide
- indecent exposure
- kidnap/abduction
- non-forced sex offense
- other offense (criminal)
- pornography
- prostitution
- robbery
- sex violation
- sexual harassment
- simple assault
- vehicle theft
- weapons (refer to policy JICI, *weapons in School*) *Category III criminal conduct actions*

Offenses in this category require a suspension and a referral for disciplinary transfer or referral to the hearing officer which may result in expulsion from school. Decisions will be based upon the maturity level and age of the student.

Grades K through 12

- referral to the hearing officer
- suspension until the hearing before the hearing officer which will take place within fifteen (15) days of the written notification at a time and place designated by the hearing officer

Note regarding special education students: Administrators must ensure that all procedural safeguards afforded to special education students are also implemented in such circumstances and procedural safeguards are given to the parent at the time the decision is made.

See administration actions addendum

Students with identified disabilities - notify school psychologist; see discipline for students with identified disabilities addendum.

Administrative Actions - Categories I-III

The board of trustees and its administration will treat all students with fairness during the resolution of disciplinary matters. Administrative actions may vary based upon the seriousness of behavior and developmental age of the student. The board directs the administration to adhere to due process requirements when making decisions directly affecting students' protected rights under federal and state law in accordance with policy JIA (*Students' Due Process Rights*). Actions may range from in-school suspension to permanent expulsion.

Administrator must do the following:

- give rudimentary hearing
- oral notice of charges to student
- explanation of evidence against student
- student given opportunity to tell his/her version require notification to parent/legal guardian
- require classroom interventions for Category I offense in accordance with the school discipline plan, when applicable
- require payment for damages, if applicable
- will confer with staff on the extent of the consequence
- make referral to school counselor or counseling program (required for Category I, and Category I)
- consider a possible referral to outside agency, as required consider a possible referral to law enforcement agency

Category III - Criminal Conduct Offenses Grades 6-8

Offense	Behavior Code	Definition	First Offense			
Aggravated Assault	510	<p>An unlawful attack by one person upon another wherein the offender uses a weapon or displays it in a threatening manner or the victim suffers obvious severe or aggravated bodily injury involving apparent broken bones, loss of teeth, possible internal injury, severe laceration, or loss of consciousness.</p> <p>This offense includes attempted murder. A weapon can be a commonly known weapon, such as a gun or knife, or any other item, which although not usually thought of as a weapon, becomes one when used in a manner that could cause severe bodily injury (e.g., baseball bat, metal chain, large stick). A “severe laceration” is one that should receive medical attention. A “loss of consciousness” must be the direct result of force inflicted on the victim by the offender.</p>	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Alcohol/Liquor Violation	680	Possession/distribution of any malt beverages, fortified or unfortified, wine, or spirituous liquor, in any amount or form to include any alcoholic beverage on school property which includes the bus stop and any school-sponsored event.	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary			

		This offense includes the consumption of alcohol off-campus and the student presents himself/herself on school property and a school official detects the physical characteristics of alcohol consumption such as odor, slurred speech, erratic behavior, bloodshot/glassy eyes, etc.	Transfer or Referral to Hearing Officer And Law Enforcement			
Arson	500	An unlawful and intentional damage, or attempt to damage, any real or personal property by fire or incendiary device	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Bomb Threat	260	Communicating a report, while knowing or having reason to know the report is false, that there is located on any school premises or at school-sponsored activities a device designed to cause damage or destruction by explosion, blasting, or burning. This offense includes placing any device, with the intent of perpetrating a hoax that would appear to a reasonable person to be a bomb or similar instrument capable of causing injury and/or damage.	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			

Bribery	530	(§8-13-705) (A) A person may not, directly or indirectly, give, offer, or promise anything of value to a public official, public member, or public employee with the intent to: (3) Induce a public official, public member, or public employee to perform or fail to perform an act in violation of the public official's, public member's, or public employee's official responsibilities.	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Burglary	540	(§16-11-311) (A) A person is guilty of burglary in the first degree if the person enters a dwelling without consent and with intent to commit a crime in the dwelling, and either: (1) when, in effecting entry or while in the dwelling or in immediate flight, he or another participant in the crime: (a) is armed with a deadly weapon or explosive; or (b) causes physical injury to a person who is not a participant in the crime; or (c) uses or threatens the use of a dangerous instrument; or (d) displays what is or appears to be a knife, pistol, revolver, rifle, shotgun, machine gun, or other firearm	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Contraband	004	Any property that is illegal or unacceptable to produce or possess on the property of the Sumter School District or at any school-related activity. This offense includes items which could	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary			

		reasonably cause <u>major safety concerns</u> or <u>imminent danger</u> in the school.	Transfer or Referral to Hearing Officer And Law Enforcement			
Contract Violation	430	Failure to follow the guidelines and procedures established in a Strict/School Probation Contract.	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Drug Distribution	570	Except as authorized by state law, it is unlawful for any person (1) to manufacture, distribute, dispense, deliver or purchase; or to aid, abet, attempt or conspire to manufacture, distribute, dispense, deliver, or purchase; or to possess with intent to manufacture, distribute, dispense, deliver or purchase a controlled substance and (2) create, distribute, dispense, deliver or purchase; or to aid, abet, attempt or conspire to create, distribute, dispense, deliver or purchase; or to possess with the intent to distribute, dispense, deliver or purchase a counterfeit substance.	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Drug Possession	580	The use or possession of drugs as identified in 21 U.S.C § 812 (C). This offense does not include alcohol or tobacco	Parent Conference And Suspension up to Ten Days			

			And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Drug Usage	575	The use or possession of drugs as identified in 21 U.S.C § 812 (C). This offense does not include alcohol or tobacco	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Embezzlement	590	(§16-13-210) (A) It is unlawful for an officer or other person charged with the safekeeping, transfer, and disbursement of public funds to embezzle these funds.	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Extortion	600	(§16-17-640) Any person who verbally or by printing or writing or by electronic communications: (1) accuses another of a crime or offense; (2) exposes or publishes any of another's personal or business acts, infirmities, or failings; or (3) compels any person to do any act, or to refrain	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer			

		<p>from doing any lawful act, against his will; with intent to extort money or any other thing of value from any person, or attempts or threatens to do any of such acts, with the intent to extort money or any other thing of value, shall be guilty of blackmail and, upon conviction, shall be fined not more than five thousand dollars or imprisoned for not more than ten years, or both, in the discretion of the court.</p>	<p>And Law Enforcement</p>			
Fire Alarm	350	<p>Deliberate initiation of a false fire alarm on school premises or at school activities which may lead to evacuation</p>	<p>Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement</p>			
Fireworks	010	<p><i>Detonation</i> of pyrotechnics, incendiary devices, or materials intended to result in an explosion and/or fire on school property, at school-sponsored events, or any activity representing Sumter School District. Pyrotechnics and incendiary devices include, but not limited to, explosives, explosive-making materials, chemicals, explosive caps, smoke devices, sparklers, etc.</p>	<p>Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement</p>			

Forced Sexual Offense	610	<p>Any sexual act directed against another person, forcibly and/or against that person's will, or not forcibly or against the person's will where the victim is incapable of giving consent.</p> <p>This definition includes forcible rape, forcible sodomy, sexual assault with an object (to use an object or instrument to unlawfully penetrate, however slightly, the genital or anal opening of the body of another person, forcibly and/or against that person's will, or not forcibly or against the person's will where the victim is incapable of giving consent because of his or her youth or because of his or her temporary or permanent or physical incapacity), and/or forcible fondling (child molestation).</p>	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Fraud	620	<p>(§16-13-510) (A) It is unlawful for a person to commit the offense of financial identity fraud or identity fraud.</p>	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Gang Activity	250	Engaging in initiations, hazing, intimidations, or related activities of such group affiliations which are likely to cause bodily danger, physical harm, or personal	Parent Conference And Suspension up to Ten Days And			

		degradation or disgrace resulting in physical or mental harm to students.	Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Homicide	640	<p>Killing of one human being by another</p> <p>Do not include vehicular manslaughter or attempted murder as a homicide.</p> <ul style="list-style-type: none"> • Murder or non-negligent manslaughter is defined as the willful (non-negligent) killing of one human being by another. • Negligent manslaughter is defined as the killing of another person through negligence. This offense does not include vehicular manslaughter. • Justifiable homicide – The killing of a perpetrator of a serious criminal offense by a peace officer in the line of duty of the killing, during the commission of a serious criminal offense, of the perpetrator by a private individual. 	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Indecent Exposure	019	(§16-15-130) It is unlawful for a person to willfully, maliciously, and indecently expose his person in a public place, on property of others, or to the view of any person on a street or highway	Parent Conference And Suspension up to Ten Days And			

			Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Kidnap/ Abduction	660	Unlawful seizure, transportation, and/or detention of a person against his or her will or of a minor without the consent of his or her custodial parent(s) or legal guardian. This offense includes hostage taking	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Non-Forced Sex Offense	690	(§16-15-130) It is unlawful for a person to willfully, maliciously, and indecently expose his person in a public place, on property of others, or to the view of any person on a street or highway. Unlawful, non-forcible sexual intercourse (36A36B); or, Unlawful sexual exposure (36C).Non-forcible sexual intercourse with a person who is under the statutory age of consent.	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Other Offense (Criminal)	002	<u>Criminal</u>	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer			

			And Law Enforcement			
Pornography	710	Possession, sale, and/or distribution of explicit sexual materials that are intended to arouse sexual excitement in its audience. This includes electronic transmission of obscene writings, drawings, photographs or videos – all media (e.g. CD/DVD, cell phones or external USB drives).	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Prostitution	720	To unlawfully engage in or promote sexual activities for profit.	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Robbery	730	Taking or attempting to take anything of value under confrontational circumstances from the control, custody, or care of another person by force or threat of force or violence and/or by putting the victim in fear of immediate harm. Because some type of assault is an element of the crime of robbery, an assault should not be reported as a separate crime if it is performed in	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			

		furtherance of the robbery. If an injury occurring during a robbery results in death, the crime should be listed as a homicide.				
Sex Violation	025	Conduct of a sexual or indecent nature toward another person that is accompanied by actual or threatened physical force or that induces substantial fear, shame, or mental suffering	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Sexual Harassment	013	Repeated or deliberate unwelcome sexual comments, advances and/or sexually-motivated physical contacts	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Simple Assault	520	An unlawful act of violent injury to another, unaccompanied by any circumstances of aggravation	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			

Vehicle Theft	770	Taking of a motorized vehicle with the intent to deprive the owner of the property	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			
Weapons	769	<p>Officials, to carry on his or her person, while on any elementary or secondary school property, a knife with a blade over two inches long, a blackjack, a metal pipe or pole, firearms, or any other type of weapon, device, or object that may be used to inflict bodily injury or death.</p> <p>This category also includes carrying in a concealed manner a dirk, slingshot, metal knuckles, razor, or other deadly weapon usually used for the infliction of personal injury.</p> <p>780 - Other Weapons</p> <p>781 - Handguns</p> <p>782 - Rifles/Shotguns</p> <p>783 - Other Firearms</p> <p>784 - Knife Blade > 2 inches (state)</p>	Parent Conference And Suspension up to Ten Days And Refer for Disciplinary Transfer or Referral to Hearing Officer And Law Enforcement			

		785 - Knife Blade >2.5 inches (federal)				
		786 - Knife Blade less than 2 inches (The code was created for districts to use to maintain a complete student discipline record.)				