Was it a single significant act?

Was it a pattern of acts?

By one or more students directed at another student that exploits an imbalance of power

Through physical contact
Using verbal expression
Using written expression
Using electronic means

Physically harms a student or damages their property
Creates reasonable fear of harm to student or damage to their property
Is sufficiently severe, persistent, or pervasive enough that the action or threat creates

Intimidating educational environment
Threatening educational environment
Abusive educational environment
Materially and substantially disrupts the educational process or operation of school
Infringes on rights of victim at school

Did the act occur outside of a school-sponsored or school-related activity?

(This is an important distinction, as David’s Law expands a school district’s authority to include cyberbullying incidents that occur off campus and outside a school-sponsored or school-related activity, as long as it meets one of the below criteria.)

Was the act committed by using any type of electronic communication device? (i.e. Cellular or other phone, computer, camera, e-mail, text or instant messaging, social media app, internet website, Internet communication tool)

On school property ___________________________
At a school-sponsored or school-related activity (on or off campus) ________________
On school bus or vehicle used to transport students__________________________

Did the act interfere with a student’s education opportunities; or substantially disrupt the orderly operation of a classroom, school, or school-sponsored/related activity?

Yes, It’s Bullying
(Cyberbullying is Bullying)

According to the law, if the DID NOT meet the criteria above, it is not under the school district’s authority.