

**INDIAN RIVER SCHOOL DISTRICT CODE OF CONDUCT/PENALTIES**

The IRSD has official, written policies and procedures that identify and provide legal and detailed descriptions and definitions of specific offenses and acts of misconduct. The following list of offenses may not be all-inclusive and the accompanying descriptions are not intended to be complete, legal definitions. The administration has the discretion to use any or all of the listed penalties under each offense as a guideline or substitute any other consequence due to misconduct within or on school property, and at school sponsored or supervised activities, including school grounds, school buses, and school functions (on and off campus).

**The regulation can be found at the following link: <http://regulations.delaware.gov/AdminCode/title14/600/614.shtml#TopOfPage>**

A= Administrative or Guidance Conference  
 B= Detention or Alternative  
 C= In-School Suspension or Alternative  
 D= Out-Of-School Suspension or Alternative Placement/CAMP

E= Restitution  
 F= Recommend Expulsion  
 G= Police/Arrest  
 H= Social Probation

OFFENSE/DEFINITION	1st Occasion	2nd Occasion	3rd Occasion	4th Occasion
ABUSIVE/INAPPROPRIATE LANGUAGE/MATERIALS/GESTURES: Verbal comments, materials, or gestures that are sexually suggestive or explicit, obscene, pornographic or offensive.	Abusive/Inappropriate Language/Materials = A,B,C,D	SAME	SAME	SAME
ACADEMIC CHEATING: To copy, steal, take credit, use someone else's work, ideas, or assignments as your own.	Academic Cheating = A,B,C	A,B,C,D	A,C,D	SAME
ALCOHOL/PALCOHOL, POSSESSION/USE/DISTRIBUTION	Alcohol = D,F,G	SAME	SAME	SAME
ARSON: An illegal act relating to destruction by fire as defined by Delaware State Law (A legal investigation of, or arrest for arson.)	Arson = D,E,F,G	SAME	SAME	SAME
ASSAULT or THREAT of ASSAULT AGAINST A TEACHER OR STAFF MEMBER: An actual physical attack upon, or to declare an intention to inflict punishment, pain, or loss upon a teacher or staff member. Also an illegal act as defined by Delaware State Law. (A legal investigation of, or arrest for assault.)	Assault/Staff = D,F,G	SAME	SAME	SAME
ASSAULT or THREAT of ASSAULT AGAINST A STUDENT: An actual physical attack upon, or to declare an intention to inflict punishment, pain, or loss upon another student. Also an illegal act as defined by Delaware State Law. (A legal investigation of, or arrest for assault.)	Assault/Student = A,C,D,G	D,F,G	SAME	SAME
ATTORNEY GENERAL REPORT: Delaware Department of Justice reports of out of school criminal conduct. All off campus, non-school activity conduct which shows disregard for the health, safety, and welfare of others including, but not limited to, violence, weapons, and drug offenses may subject a student to disciplinary action as indicated in the code of conduct.	Attorney General Report = A,D,F	SAME	SAME	SAME
BULLYING: Any intentional written, electronic, verbal, or physical act or actions against another person, as defined in Student Discipline Policy JG.1.	Bullying = A,C,D,G	SAME	D,F,G	SAME
BUS VIOLATIONS: Any violation of school bus regulations or acts of misconduct that takes place on the school bus. While in transport all school rules are in effect; the bus driver is the staff person in charge. School bus transportation is a privilege extended to students, which may be revoked for disciplinary reasons.	Bus Violation = A,B,C	A,B,C,D	A,C,D	SAME
CYBERBULLYING: The use of uninvited & unwelcome electronic communication directed at an identifiable student or group of students, as defined in Student Discipline Policy JG.1.	Cyberbullying = A,C,D,G	SAME	D,F,G	SAME
DEFIANCE OF SCHOOL AUTHORITY: Defying or refusing to follow the rules and directions of school staff.	Defiance of School Authority = A,B,C,D	SAME	SAME	SAME
DISORDERLY CONDUCT: Intentional actions and behavior that cause alarm or fear or create a risk or public inconvenience to others. Some examples of disorderly conduct are confrontational physical contact, fighting, verbal abuse, threats, or obscenities, and failure to disperse. Also an illegal act as defined by Delaware State Law. (A legal investigation of, or arrest for disorderly conduct.)	Disorderly Conduct = C,D,G	SAME	D,F,G	SAME
DISRESPECT TO STAFF/STUDENT: Verbal abuse, rude, discourteous, and unacceptable comments or behavior directed at a staff member or person in authority or a fellow student.	Disrespect To Staff/Student= A,B,C,D	SAME	SAME	SAME
DISRUPTION OF THE EDUCATIONAL PROCESS: Words or actions that cause an interruption to normal classroom and/or school activities.	Disruption of Educational Process = A,B,C,D	SAME	SAME	SAME
DRUGS/CONTROLLED SUBSTANCES/LOOK-ALIKE SUBSTANCES/PARAPHERNALIA: The possession, distribution/use, concealment or placement of any controlled substance prohibited by Title 16.)	Drug/Alcohol = D,F,G,H	SAME	SAME	SAME
ENDS-Electronic Nicotine Delivery Systems (i.e., Vapor Pens, Cloud Pens, E-Cigarettes): The possession and/or use of object.	ENDS = C	C,D	SAME	SAME
EXTORTION: an illegal act relating to threats by words or behavior as defined by Delaware State Law. (A legal investigation of, or arrest for extortion.)	Extortion = D,G	D,F,G	SAME	SAME
FAILURE TO REPORT FOR DISCIPLINARY ACTION: Failure to go to the office as ordered by a staff person, failure to report for detention, or other disciplinary assignments.	Failure to Report for Discipline = A,B,C,D	SAME	SAME	SAME
FIRE ALARM/BOMB THREATS: Illegally activating an alarm or an alarm system. Illegally communicating a bomb or explosive device threat either verbally or in writing. Also an illegal act as defined by Delaware State Law. (A legal investigation of, or arrest for illegally activating an alarm system or communicating a bomb or explosive device threat.)	Fire Alarm = D,F,G	SAME	SAME	SAME
FIGHTING: A physical conflict between two or more individuals.	Fighting = A,C,D,G	SAME	C,D,F,G	SAME
FIREWORKS: An illegal act. See Delaware State Law Title 16 / 6901 for exceptions and identifications of fireworks.	Fireworks = D,E,G	D,E,F,G	SAME	SAME
FORGERY: Writing a statement, document, pass, excuse, or signature in another person's name. Also an illegal act as defined by Delaware State Law. (A legal investigation of, or arrest for forgery.)	Forgery = A,C,D,G	SAME	SAME	SAME
GAMBLING: Participation in games of chance for money or other things of value.	Gambling= A,C,D,G	SAME	SAME	SAME
HARRASSMENT: shall mean any actions or statements made with the intent to harass, annoy, or alarm another person which: A) insults, taunts, or challenges the other person or; B) is a cause of alarming or distressing conduct which serves no legitimate purpose and is done in a manner which the actor knows is likely to provoke a violent or disorderly response or cause a reasonable person to suffer fear, alarm, or distress.	Harrassment= A,B,C,D,F,G	SAME	SAME	SAME
INAPPROPRIATE BEHAVIOR: language, gestures or actions that incite, produce distractions or disruptions, or seriously interfere with effective functioning of the teachers, another students, class, or any school activity.	Inappropriate Behavior = A,B,C,D	SAME	C,D	SAME
INAPPROPRIATE DRESS: Failure to dress appropriately for school or school related activities as required by the dress code.	Inappropriate Dress = A,B,C,D	SAME	SAME	SAME
INAPPROPRIATE PHYSICAL CONTACT: Unwanted or unnecessary physical contact (especially of an offensive sexual nature) against a staff member or another student. Inappropriate touching or actions (of a sexual nature) involving displays of affection or intimacy in the school environment. Physical contact is limited to hand holding.	Inappropriate Physical Contact = A,B,C,D	SAME	C,D	SAME

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<b>INDECENT EXPOSURE/PROPOSITION:</b> An illegal act relating to indecent or offensive behavior as defined by Delaware State Law. Also requests, comments, or statements that are sexually suggestive, explicit, offensive, or obscene.	Indecent Exposure/Proposition = A,C,D,G	D,G	D,F,G	SAME
<b>INSTIGATION:</b> To provoke or cause something to happen or begin.	Instigation= A,B,C,D	SAME	C,D	SAME
<b>INSUBORDINATION:</b> Not obeying authority : Refusing to follow orders.	Insubordination = A,B,C,D	SAME	C,D	SAME
<b>LEAVING CLASS WITHOUT PERMISSION:</b> Leaving the assigned room without required staff permission.	Leaving Class = A,B,C	A,B,C,D	SAME	SAME
<b>LEAVING SCHOOL WITHOUT PERMISSION:</b> Leaving the school building or the school grounds during school hours without required staff permission.	Leaving School = A,B,C,D	SAME	SAME	SAME
<b>LOITERING:</b> Standing idly about or lingering aimlessly; generally defined as just "hanging around"; may be an illegal act as defined by Delaware State Law.	Loitering = A,B,C,G	A,B,C,D,G	SAME	SAME
<b>MISUSE OF TECHNOLOGY:</b> Unauthorized, illegal, or destructive activities involving computers, computer accessories, software, or computer networks.	Misuse of Technology = A,B,C,D	A,B,C,D	SAME	SAME
<b>NON-PRESCRIPTION MEDICATION:</b> means any over the counter medication; some of these medications may be a "Drug Like Substance."	Non-Prescription Medication= A,B,C,D,G	SAME	SAME	SAME
<b>OFFENSIVE TOUCHING OF STAFF/STUDENT:</b> An illegal act relating to physical contact as defined by Delaware State Law. (A legal investigation of, or arrest for offensive touching.)	Offensive Touching/Staff = A,B,C D,F,G	SAME	SAME	SAME
<b>POSSESSION of a WEAPON or ANY DANGEROUS INSTRUMENT:</b> Possession of any weapon or dangerous instrument capable of inflicting harm, its use, attempted use, or threat of use is prohibited in the school environment.	Possession of a weapon = D,F,G	SAME	SAME	SAME
<b>PRESCRIPTION MEDICATIONS:</b> means any substance obtained directly from or pursuant to a valid prescription or order of a practitioner, as defined in 16 Del.C. §4701(24), while acting in the course of his or her professional practice, and which is specifically intended for the student in whose possession it is found.	Prescription Medications=A,B,F,G	SAME	SAME	SAME
<b>PROFANITY:</b> Cursing or use of vulgar language.	Profanity = A,B,C	SAME	A,B,C,D	SAME
<b>RAPE:</b> An illegal act relating to sexual intercourse as defined by Delaware State Law. (A legal investigation of, or arrest for, rape). <b>ATTEMPTED RAPE:</b> An illegal act relating to a person trying to commit sexual intercourse as defined by Delaware State Law. (A legal investigation of, or arrest for, attempted rape.)	Rape, Attempted Rape = D,F,G	SAME	SAME	SAME
<b>SAFETY VIOLATION:</b> Pranks, horseplay, pushing, shoving actions marked by a lack of proper caution for individual or group safety and welfare.	Safety Violation = A,B,C,D	SAME	SAME	SAME
<b>SEXUAL INTERCOURSE/PENETRATION/CONTACT:</b> Acts, behavior, and language of a sexual nature, either consented to or not, are prohibited in the school environment. A legal or illegal act relating to sexual activity or sexual contact as defined by Delaware State Law.	Sexual Intercourse/Penetration/Contact = D,F,G	SAME	SAME	SAME
<b>SEXUAL ASSAULT:</b> An illegal act relating to sexual offenses as defined by Delaware State Law. (A legal investigation of, or arrest for sexual assault.)	Sexual Assault = D,F,G	SAME	SAME	SAME
<b>SEXUAL HARASSMENT:</b> Either unwanted contact, requests or subtle pressure, personal and inappropriate comments, offensive or explicit language, offensive jokes, or the display of suggestive objects or pictures, ALL OF A SEXUAL NATURE, by a student toward another student or a student toward a staff person. An illegal act relating to sexual harassment as defined by Delaware State Law. (A legal investigation of, or arrest for acts of sexual harassment.)	Sexual Harassment = A,B,C,D,F,G	SAME	SAME	SAME
<b>SKIPPING:</b> To be marked present in school, but to be absent, unexcused from class.	Skipping = A,B,C	B,C,D	A,C,D	SAME
<b>STEALING/POSSESSION OF STOLEN PROPERTY:</b> Taking, exercising control over or obtaining property of another person intending to deprive that person of it or appropriate it.	Stealing, Possession of Stolen Property = B,C,D,E,G	SAME	SAME	SAME
<b>TEEN DATING VIOLENCE:</b> shall mean assaultive, threatening or controlling behavior, including stalking as defined in 11 Del.C. §1312, that one person uses against another person in order to gain or maintain power or control in a current or past relationship. The behavior can occur in both heterosexual and same sex relationships, and in serious or casual relationships.	Teen Dating Violence = A,B,C,D,F,G	C,D,F,G	D,F,G	SAME
<b>TERRORISTIC THREATENING:</b> An illegal act relating to threats issued by a student to another student or staff member as defined by Delaware State Law.	Terroristic Threats = A,B,C,D,F,G	C,D,F,G	D,F,G	SAME
<b>TERRORISTIC THREATENING-SECURITY THREAT:</b> shall mean when a person makes a false statement or statements: (1) Knowing that the statement or statements are likely to cause evacuation in the School Environment; (2) Knowing that the statement or statements are likely to cause serious inconvenience in the School Environment; or (3) In reckless disregard of the risk of causing terror or serious inconvenience in the School Environment.	Terroristic Threats/Security Threat=A,B,C,D,F,G	C,D,F,G	D,F,G	SAME
<b>TOBACCO/POSSESSION AND USE:</b> Possession of or use of tobacco related products are prohibited in the school environment.	Tobacco/Possession/Use = C	C,D	SAME	SAME
<b>TRESPASSING:</b> To knowingly enter school property by a person who has been prohibited. To unlawfully remain on school property. An illegal act relating to unlawfully being or remaining on school property as defined by Delaware State Law. (A legal investigation of, or arrest for trespassing.)	Trespassing = A	A,G	SAME	SAME
<b>TRUANCY:</b> Being absent, unexcused, all day from school.	Truancy = A,B,C	SAME	SAME	C,F
<b>UNAUTHORIZED USE OF CELL PHONE/ECD's:</b> See JG Policy	Unauthorized Use of Cell Phone = A	A, B	A,B	A,B,C,D
<b>UNEXCUSED TARDY TO CLASS:</b> Being late to class without proper documentation.	Unexcused Tardy to Class=A,B	SAME	A,B,C	SAME
<b>UNEXCUSED TARDY TO SCHOOL:</b> Being late to school without proper documentation.	Unexcused Tardy to School=A	A,B	A,B,C,	SAME
<b>UNSAFE ITEMS:</b> Firworks, firecracker, folding pocketknife with blade 3"or less or other items in which can be attempted, threatened, or used, causing injury.	Unsafe Items = B,C,D,G	SAME	SAME	SAME
<b>VANDALISM:</b> Willfully destroying or damaging school or private property.	Vandalism = B,C,D,E,G	SAME	SAME	SAME
<b>WEAPONS/DEADLY:</b> a firearm, bomb, switchblade knife, blackjack, bludgeon, metal knuckles, sling shot, razor, bicycle chain, ice pick or any dangerous instrument which is used, or attempted to be used, to cause death or serious physical injury.	Weapons=D,F,G	SAME	SAME	SAME