

<i>Policy</i>	<i>Title</i> <b>BULLYING PREVENTION</b>	<i>Code</i> <b>JICFB</b>
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***HOLLISTON***

The Holliston Public Schools is committed to providing a safe, positive and productive educational environment where students can achieve the highest academic standards. No student shall be subjected to harassment, intimidation, bullying, or cyber-bullying.

“Bullying” pursuant to M.G.L. c. 71, §370, is the repeated use by one or more students or by a member of a school staff including, but not limited to, an educator, an administrator, school nurse, cafeteria worker, custodian, bus driver, athletic coach, advisor to an extracurricular activity, secretary or paraprofessional of a written, verbal, or electronic expression, or a physical act or gesture, or any combination thereof, directed at a victim that:

- \* causes physical or emotional harm to the victim or damage to the victim’s property;
- \* places the victim in reasonable fear or harm to him/herself, or of damage to his/her property;
- \* creates a hostile environment at school for the victim;
- \* infringes on the rights of the victim at school; or
- \* materially and substantially disrupts the education process or the orderly operation of a school.

“Cyber-bullying” pursuant to M.G.L. c. 71, §370 means bullying through the use of technology or any electronic communication, which shall include, but shall not be limited to, any transfer of signs, signals, writing, images, sounds, data or intelligence.”

Cyber-bullying shall also include the creation of an electronic medium in which the creator assumes the identity of another person or knowingly impersonates another person as author of posted content or messages, if the creation or impersonation creates any of the conditions enumerated in the definition of bullying.

Cyber-bullying shall also include the distribution by electronic means of a communication to more than one person or the posting of material on an electronic medium that may be accessed by one or more persons, if the distribution or posting creates any of the conditions enumerated in the definition of bullying.

Bullying and cyber-bullying may occur in and out of school, during and after school hours, at home and in locations outside of the home. When bullying and cyber-bullying are alleged, the full cooperation and assistance of parents and families are expected.

For the purpose of this policy, whenever the term bullying is used it is to denote either bullying or cyber-bullying.

Bullying is prohibited:

- \* on school grounds;
- \* on property immediately adjacent to school grounds;
- \* at school-sponsored or school-related activities;
- \* at school-sponsored functions or programs whether on or off school grounds;
- \* at school bus stops;
- \* on school buses or other vehicles owned, leased or used by the school district; or,
- \* through the use of technology or an electronic device owned, leased or used by the Holliston Public Schools.

Bullying and cyber-bullying are prohibited at a location, activity, function or program that is not school-related or through the use of technology or an electronic device that is not owned, leased or used by the Holliston School District if the act or acts in question:

- \* create a hostile environment at school for the victim;
- \* infringe on the rights of the victim at school; and/or
- \* materially and substantially disrupt the education process or the orderly operation of a school.

### **Prevention and Intervention Plan**

The Superintendent and/or their designee shall oversee the development of a prevention and intervention plan, in consultation with all district stakeholders, which may include teachers, school staff, professional support personnel, school volunteers, administrators, community representatives, local law enforcement agencies, students, parents and guardians, consistent with the requirements of this policy, as well as state and federal laws. The bullying prevention and intervention plan shall be reviewed and updated at least biennially.

The Principal is responsible for the implementation and oversight of the bullying prevention and intervention plan within their school.

### **Reporting**

Students, who believe that they are a victim of bullying, observe an act of bullying, or who have reasonable grounds to believe that these behaviors are taking place, are obligated to report incidents to a member of the school staff. The victim shall, however, not be subject to discipline for failing to report bullying.

Each school shall have a means for anonymous reporting by students of incidents of bullying and retaliation for reporting bullying as well. No formal disciplinary action shall be taken solely on the basis of an anonymous report.

Any student who knowingly makes a false accusation of bullying shall be subject to disciplinary action.

Parents or guardians, or members of the community, are encouraged to report an incident of bullying or retaliation for reporting bullying as soon as possible to a member of the school staff.

A member of a school staff shall immediately report any instance of bullying or retaliation for reporting bullying that the staff member has witnessed or become aware of to the school principal or their designee.

### **Investigation Procedures**

The school principal or a designee shall promptly investigate the report of bullying, using a Bullying/Cyber-bullying Report Form which may include interviewing the alleged victim, alleged perpetrator, staff members, students and/or witnesses.

The principal or their designee, upon receipt of a viable report, shall contact the parents or guardians of a student who has been the alleged victim or alleged perpetrator of bullying. The actions being taken to prevent further acts of bullying shall be discussed.

Support staff shall assess an alleged victim's needs for protection and, if necessary, create and implement a safety plan that shall restore a sense of safety for that student.

Confidentiality shall be used to protect a person who reports bullying, provides information during an investigation of bullying, or is witness to or has reliable information about an act of bullying.

If the school principal or a designee determines that bullying has occurred he/she shall take appropriate disciplinary action and if it is believed that criminal charges may be pursued against the perpetrator, the

principal shall consult with the school's resource officer and the Superintendent to determine if criminal charges are warranted. If it is determined that criminal charges are warranted, the local law enforcement agency shall be notified.

The investigation shall be completed within fourteen school days from the date of the report. The parents or guardians shall be contacted upon completion of the investigation and informed of the results including whether the allegations were found to be factual, whether a violation of this policy was found, and whether their child will face disciplinary action. There may be a temporary delay of the process or the limited extension of time frames for good cause with written notice to the complainant and the respondent of the delay or extension and the reasons for the action. Good cause may include, but is not limited to, considerations such as the absence of a party, a party's advisor, or a witness; concurrent law enforcement activity; or the need for language assistance or accommodation of disabilities.

Disciplinary actions for students who have committed an act of bullying or retaliation shall be in accordance with district disciplinary policies.

Each school shall document any incident of bullying that is reported per this policy and a file shall be maintained by the principal or designee. A monthly report shall be provided to the Superintendent.

Confidentiality shall be maintained to the extent consistent with the school's obligations under law.

#### **Retaliation**

Retaliation against a person who reports bullying, provides information during an investigation of bullying, or witnesses or has reliable information about bullying shall be prohibited.

#### **Training and Assessment**

Annual training shall be provided for school employees and volunteers who have significant contact with students in preventing, identifying, responding to, and reporting incidents of bullying.

Age-appropriate, evidence-based instruction on bullying prevention shall be incorporated into the curriculum for all Pre-K to 12+ students.

#### **Publication and Notice**

Annual written notice of the relevant sections of the bullying prevention and intervention plan shall be provided to students and their parents or guardians, in age-appropriate terms.

Annual written notice of the bullying prevention and intervention plan shall be provided to all school staff. The faculty and staff at each school shall be trained annually on the bullying prevention and intervention plan applicable to the school.

Relevant sections of the bullying prevention and intervention plan relating to the duties of faculty and staff shall be included in the school employee handbook.

The bullying prevention and intervention plan shall be posted on the Holliston Public Schools website.

REFERENCES: Massachusetts Department of Elementary and Secondary Education's  
Model Bullying Prevention and Intervention Plan

First Reading:	January 5, 2006
Second Reading:	March 16, 2006
Third Reading:	Waived

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Legal References:	LEGAL REFS.: Title VII, Section 703, Civil Rights Act of 1964 as amended Federal Regulation 74676 issued by EEO Commission Title IX of the Education Amendments of 1972 603 CMR 26:00 M.G.L. 71:37O; 265:43, 43A; 268:13B; 269:14A
Policy Cross References:	AC (Notice of Nondiscrimination); ACA (Harassment); ACAB, (Sexual Harassment) JIC (Student Discipline); JICFA (Hazing – Prohibition of); IJNDB (Technology Acceptable Use Policy)
Procedure Reference:	

9/14/23