

BCSD Middle School Progressive Discipline Plan | Classroom/Teacher Managed/Minor Incidents

Classroom Managed/Teacher Managed: Behaviors which adversely affect a student’s educational progress. Classroom/Teacher Managed infractions should be handled by the classroom teacher and are not processed through a formal referral for disciplinary actions from administration. However, these infractions are documented by the teacher. Cases of multiple or chronic offenses may require administrative/guidance action (assistance) and referral for interventions.

INFRACTION	DEFINITION	
Cheating	Plagiarizing, providing, receiving, or viewing answers to assignments, quizzes, or tests; accessing academic materials without permission	Each school should establish MTSS systems to provide a protocol for teachers to address classroom managed referrals.
Dishonesty	Failure to knowingly tell the truth; also includes obtaining petty objects without permission like food and school supplies (not technology)	
Disrupting Class	Behavior that interferes with instruction, learning, and a safe and orderly environment which includes, but not limited to, chronic talking, teasing, being out of the seat/not sitting in the assigned seat, rude noises, selling items on campus, etc.	Possible Interventions: <ul style="list-style-type: none"> • Classroom Behavior contract • Clarify expectations • Reteach expectations • Explicit instruction • Modify activity • Alternate assignment • Peer buddy/ Peer Tutor • Problem-solving sheet • Proximity control • Quiet correction • Positive reinforcement of appropriate behavior • Restorative conversation • Seat change • Teacher/student conference
Dress Code Violation	Noncompliance with the District and/or school dress code (with ability to immediately correct noncompliance)	
Electronic Device	Failure to adhere to the authorized time of use outlined in the school's electronic device policy in the classroom	
Failure to Complete Work	The act of not completing assigned written, oral, or physical work	
Hall Pass Violation	To be in a hallway without written permission; to alter or change a hall pass from its original intent	
Horseplay	Rough or boisterous play or pranks that could harm another or disrupt the learning environment	
Identification Violation	Failure to comply with school identification rules	
Inappropriate Affection	Unsuitable or improper physical contact, action or gestures, or display of public affection which creates an uncomfortable/ stressful environment for the recipient person	
Inappropriate Behavior	Actions or gestures of conducting oneself in a disruptive or disrespectful manner to include tone, attitude, and body language that is negative or abrasive towards another student or adult- this also includes not following classroom rules and expectations	
Inappropriate Language	Inappropriate or irreverent language that is not demeaning or not directed to another student or adult	
Inappropriate Materials	Related to the possession or viewing of items considered to be unsuitable for school or school related activities	Possible Actions: <ul style="list-style-type: none"> • Confiscate items • Detention • Verbal or written apology • Loss of privilege • Parent/teacher conference • Parent/teacher contact (phone, email, text, letter) • Verbal warning • Written or verbal reflection • Written warning • Mediation
Littering	Placing trash improperly so as to be a nuisance or health concern	
Running	Running in the hallway, classroom, cafeteria, or any other unauthorized area in the school that could pose a safety issue	
Tardy	Arriving late to school or class. Refer to the school's tardy plan.	
Throwing Objects	To propel or cast in any way anything that is visible or tangible without proper authorization	

OCCURRENCE CONSEQUENCE/INTERVENTION

1st DOCUMENTED Occurrence/ Intervention- Conference with student and parent phone call

2nd DOCUMENTED Occurrence/Intervention- Student Conference; teacher assigned detention along with student and parent conference (face to face or zoom)

3rd DOCUMENTED Occurrence/Intervention- Mandatory intervention conference to include student, teacher, parent *counselor, and administrator

BCSD Middle School Progressive Discipline Plan | Level 1

Behavioral Misconduct

Behavioral misconduct is defined as those activities engaged in by student(s) which tend to impede orderly classroom procedures or instructional activities, orderly operation of the school, or the frequency or seriousness of which disturb the classroom or school. The provisions of this regulation apply not only to within-school activities, but also to student conduct on school bus transportation vehicles, and during school-sponsored activities.

LEVEL 1 CODE	INFRACTION	DEFINITION	1ST OCCURRENCE	2ND OCCURRENCE	3RD OCCURRENCE
190	Cheating	Plagiarizing, providing, receiving, or viewing answers to assignments, quizzes, or tests; accessing academic materials without permission	Reteach Expectations "0" on the assignment Parent/Guardian Contact by Administrator; Administrative Interventions	"0" on the assignment, Parent/Guardian Conference with Administrator, Support from School-based Student Services Team, MTSS Plan, Parent/Guardian Contact by Administrator, 1 Day ISS; Administrative Interventions	Parent/Guardian Conference with Administrator, "0" on the assignment, Support from School-based Student Services Team, MTSS Plan Review, 1-3 Days ISS; Administrative Interventions
220	Computer Violation (Non-criminal)	Unauthorized or inappropriate use of computers or use of computer resources without permission; unauthorized modifications of school system computers that do not permanently damage the system resources (i.e., unauthorized websites, bypassing filters)	Conference with Student; Review of the AUP that the Student Signed; Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team; Administrative Interventions	Limited Use/Loss of Usage of the Device; Parent/Guardian Conference; MTSS Plan; Support from School Based Student Services Team; Administrative Interventions	Alternative Methods of Completing Assignments; Parent/Guardian Conference; MTSS Plan Review; Support from School Based Student Services Team; Administrative Interventions
400	Excessive Noise	Any loud sound that is unnecessary or interferes with the learning environment or activity; senseless shouting or outcry	Reteach Expectations by Teacher; Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team; Administrative Interventions	Parent/Guardian Conference; MTSS Plan; Support from School Based Student Services Team; Administrative Interventions	Parent/Guardian Administrative Conference; MTSS Plan Review; Support from School Based Student Services Team; Administrative Interventions
011	Forgery	Purpose of signing another person's name or altering, copying or imitation of something, without the authority or right, with the intent to deceive or fraud by passing the copy or thing altered and imitation as that original	Reteach Expectations by Teacher; Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team	Parent/Guardian Conference; MTSS Plan; Support from School Based Student Services Team; Administrative Interventions	Parent/Guardian Administrative Conference; MTSS Plan Review; Support from School Based Student Services Team; Administrative Interventions
017	Inappropriate Behavior	Actions or gestures of conducting oneself in a disruptive or disrespectful manner to include tone, attitude, and body language that is negative or abrasive towards another student or adult	Reteach Expectations by Teacher; Administrative Interventions; Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team	Parent/Guardian Conference; MTSS Plan; Support from School Based Student Services Team; Administrative Interventions	Reteach Expectations; Parent/Guardian Administrative Conference; MTSS Plan Review; Support from School Based Student Services Team; Administrative Interventions; 1 - 2 Days ISS
016	Inappropriate Language	Inappropriate or irreverent language that is not demeaning or not directed at another person (student or adult)	Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team; Administrative Interventions	Parent/Guardian Administrative Conference; MTSS Plan; Support from School Based Student Services Team; Administrative Interventions	Parent/Guardian Administrative Conference; MTSS Plan Review; Support from School Based Student Services Team; Administrative Interventions; 1 - 3 days ISS

LEVEL 1 CODE	INFRACTION	DEFINITION	1ST OCCURRENCE	2ND OCCURRENCE	3RD OCCURRENCE
320	Leaving Class	Departing from class without permission before the class period is complete	Reteach Expectations by Teacher; Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team; Administrative Interventions	Parent/Guardian Administrative Conference; MTSS Plan; Support from School Based Student Services Team; Administrative Interventions	Parent/Guardian Administrative Conference; MTSS Plan Review; Support from School Based Student Services Team; Administrative Interventions
240	Loitering	Standing or waiting around idly or without an apparent purpose	Reteach Expectations by Teacher; Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team; Administrative Interventions	Parent/Guardian Administrative Conference; MTSS Plan; Support from School Based Student Services Team; Administrative Interventions	Parent/Guardian Administrative Conference; MTSS Plan Review; Support from School Based Student Services Team; Administrative Interventions
200	Off Limits	Wandering on school premises in an area that is off limits to students or when there is no reason to be there	Reteach Expectations by Teacher; Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team; Administrative Interventions	Parent/Guardian Administrative Conference; MTSS Plan; Support from School Based Student Services Team; Administrative Interventions	Parent/Guardian Administrative Conference; MTSS Plan Review; Support from School Based Student Services Team; Administrative Interventions
023	Property Misuse	Minor damage or defacement of property belonging to the school or others	Reteach Expectations by Teacher; Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team; Administrative Interventions	Community Service/Restitution; Parent/Guardian Administrative Conference; MTSS Plan; Support from School Based Student Services Team; Administrative Intervention	Community Service/Restitution; Parent/Guardian Administrative Conference; MTSS Plan Review; Support from School Based Student Services Team; Administrative Interventions
151	Truant	A student, ages 6 to 17 years old, who has three consecutive days of unlawful absences or a total of five unlawful absences during the current school year	(After 3 consecutive or 5 total) Parent/ Guardian Contact by Teacher; Documentation by School Social Worker; Student Attendance Intervention Plan	(After 7 total absences) Student Attendance Intervention Plan; School Social Worker conference with teacher and parent/guardian and administration; Attendance Agreement	(After 10 absences) Review Student Attendance Intervention Plan; Parent/Guardian Conference; Truancy Intervention Hearing
153	Truant – Chronic	A student, ages 12-17 years old, who has been through the school intervention process, has reached the level of a “habitual” truant, has been referred to Family Court and placed on an order to attend school, AND continues to accumulate unlawful absences	(Violates court order) Parent/ Guardian Contact by Administrator; Documentation by School Social Worker; Truancy Intervention Hearing (TIP)		
152	Truant – Habitual	A student ages 12-17 years old, who fails to comply with the intervention plan developed by the school, the child, and the parent(s) or guardian(s) and who accumulates two or more additional unlawful absences	(Misses 2 more days (unexcused) after 3rd occurrence for 151 Truant) Review MTSS Plan; Parent/Guardian Conference; School Social Worker referral. Documentation by School Social Worker; Truancy Intervention Hearing		

Administrative Interventions Include, but are not limited to:

• Administrative conference	• Mediation		
• Lunch intervention	• Mentor		
• After school intervention	• Reflection Sheet		
• Conditional ISS	• Community Service		

<ul style="list-style-type: none">• Conditional Searches	<ul style="list-style-type: none">• Student / Teacher mediation/conference		
<ul style="list-style-type: none">• Loss of Privileges	<ul style="list-style-type: none">• Parent/Guardian Shadowing		
<ul style="list-style-type: none">• Saturday School			

BCSD Middle School Progressive Discipline Plan | Level 2

Disruptive Conduct

Disruptive conduct is defined as those activities engaged in by student(s) which are directed against persons or property, and the consequences of which tend to endanger the health or safety of oneself or others in the school. Some instances of disruptive conduct may overlap certain criminal offenses, justifying both administrative sanctions and court proceedings. The provisions of this regulation apply not only to within-school activities, but also to student conduct on school transportation vehicles, and during other school-sponsored activities.

LEVEL 2 CODE	INFRACTION	DEFINITION	1ST OCCURRENCE	2ND OCCURRENCE	3RD OCCURRENCE
001	Aiding Others	A person who assists in or supports the commission of an offense and who usually has knowledge before or after the fact. This includes, but it not limited to inciting a fight, impeding school officials from reaching a fight, recording a fight, and posting videos of a fight on a social media site	Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team; 1 - 2 Days ISS	Parent/Guardian Administrative Conference Involving SRO; MTSS Plan; Support from School Based Student Services Team; ;1 Day OSS	Parent/Guardian Administrative Conference Involving SRO; MTSS Plan Review; Support from School Based Student Services Team; Outside Agency Referral; 1 - 2 Days OSS
003	Bite/Pinch/Spit	To cut, wound, or tear with the teeth; to constrict or squeeze painfully; to eject saliva from the mouth onto another person or possession	Parent/ Guardian Contact by Administrator Referral to School Based Student Services Team or SRO; 1 - 2 Days ISS	Parent/Guardian Administrative Conference; MTSS Plan; Support from School Based Student Services Team; Outside Agency Referral (if necessary); 1 Day OSS	Parent/Guardian Administrative Conference; MTSS Plan Review; Support from School Based Student Services Team; Outside Agency Referral; 1 - 2 Days OSS
530	Bribery	Offering, giving, receiving, or soliciting of money or other items of value to sway the judgment or action of a person	Reteach Expectations by Teacher; Parent/ Guardian Conference with Administrator and/or SRO; Referral to School Based Student Services Team;	Parent/Guardian Administrative Conference; MTSS Plan; Support from School Based Student Services Team and/or SRO; 1 - 2 Days ISS	Parent/Guardian Administrative Conference; MTSS Plan Review; Support from School Based Student Services Team; Outside Agency Referral, (if necessary); 1 Day OSS
407	Confrontation/ Altercation	An exchange of words between students resulting in conflict; a heated or angry dispute; a noisy argument or controversy	Reteach Expectations by Teacher, Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team;	Parent/Guardian Administrative Conference; MTSS Plan; Support from School Based Student Services Team; 1 - 2 Days ISS	Parent/Guardian Administrative Conference; MTSS Plan Review; Support from School Based Student Services Team; ;1 Day OSS
004	Contraband	Related to the possession or viewing of items considered to be unsuitable for school or school related activities (magazines, materials to promote discriminatory practices/speech, lighters, chemicals)	Administrator Confiscation of Contraband; Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team; 1 day ISS	Confiscation of Contraband; Parent/Guardian Administrative Conference; MTSS Plan; Support from School Based Student Services Team; Outside Agency Referral (if necessary) 1 - 2 days ISS or 1 Day OSS	Confiscation of contraband; Parent/Guardian Administrative Conference involving SRO; MTSS Plan Review; Support from School Based Student Services Team; Outside Agency Referral, (if necessary); 1 - 2 Days OSS
160	Cutting Class	Failure to attend or complete scheduled class	Reteach Expectations, Detention, Parent/Guardian Contact by Administrator, Saturday School (if offered by school) or Comparable Time in ISS	Parent/Guardian Conference with Administrator, Support from School-based Student Services Team, MTSS Plan, Parent Shadowing, 1 Day ISS	Parent/Guardian Conference with Administrator, Support from School-based Student Services Team, MTSS Plan Review, OSS 1 Day
170	Cutting Activity	Failure to attend or complete an assigned school activity or event (examples: lunch, pep rally)	Reteach Expectations by Teacher; Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team;	Parent/Guardian Administrative Conference; MTSS Plan; Support from School Based Student Services Team;	Parent/Guardian Administrative Conference; MTSS Plan Review; Support from School Based Student Services Team;

LEVEL 2 CODE	INFRACTION	DEFINITION	1ST OCCURRENCE	2ND OCCURRENCE	3RD OCCURRENCE
150	Cutting School	Failure to attend or complete a school day	Reteach Expectations by Teacher; Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team;	Parent/Guardian Administrative Conference; MTSS Plan; Support from School Based Student Services Team; ;1 Day ISS	Parent/Guardian Administrative Conference; MTSS Plan Review; Support from School Based Student Services Team; 1 - 2 Days ISS; Referral/School Social Worker
005	Detention Violation	Failure to serve a period of time during recess, lunch before or after the school day as a consequence for a behavior infraction (This refers to a teacher violation)	Reteach Expectations by Teacher; Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team;	Parent/Guardian Administrative Conference; MTSS Plan; Support from School Based Student Services Team;	Parent/Guardian Administrative Conference; MTSS Plan Review; Support from School Based Student Services Team;
420	Disrespect	Demeaning or discriminatory language and/or insult towards an adult, guest, or staff member including but not limited to any verbal, written, or electronic communication without profanity	Reteach Expectations by Teacher; Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team;	Reteach Expectations; Parent/Guardian Administrative Conference; MTSS Plan; Support from School Based Student Services Team;	Clarification of Expectations; Parent/Guardian Administrative Conference; MTSS Plan Review; Support from School Based Student Services Team; Outside Agency Referral (if necessary); 1 - 2 Days ISS
031	District Medication violation	Prescription or non-prescription drugs found on a student's person without proper documentation	Parent/ Guardian Conference; Reteach Expectations by Nurse; Referral to School Based Student Services Team; Outside Agency Referral (Drug/Alcohol); Contact SRO/Local Law Enforcement Agency; 1 day of OSS	Parent/ Guardian Conference; Reteach Expectations by Nurse; MTSS Plan; Support from School Based Student Services Team; Outside Agency Referral (Drug/Alcohol); Contact SRO/Local Law Enforcement Agency; Behavior Contract; 1 - 2 Days OSS	Parent/ Guardian Conference; MTSS Plan Review; Support from School Based Student Services Team; Outside Agency Referral (Drug/Alcohol); Contact SRO/Local Law Enforcement Agency; 1 - 3 Days OSS
009	Fighting	An incident involving two or more students with mutual physical contact, such as hitting, kicking, and/or punching	Reteach Expectations by Administrator Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team; 1 - 4 Days OSS	Review Expectations by Administrator; Administrative Conference with Parent/ Guardian; Support from School Based Student Services Team; MTSS Plan; Outside Agency Referral; 3 - 6 Days OSS	Parent/ Guardian Conference with Administrator; MTSS Plan Review; Support from School Based Student Services Team; Outside Agency Referral; 5-10 Days OSS; Recommendation for Alternative
010	Fireworks	Possession and/or detonation of an explosive pyrotechnic device that makes a display of light or noise on school property but does not cause harm to others	Reteach Expectations by Administrator; Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team; 1 - 2 Days OSS	Parent/ Guardian Contact by Administrator; Support from School Based Student Services Team; MTSS Plan; 1 - 4 Days OSS	Parent/ Guardian Contact by Administrator; MTSS Plan Review; Support from School Based Student Services Team; Outside Agency Referral; 1 - 6 Days OSS
620	Fraud	Deceiving another in order to damage him/her; usually, to obtain property or services from him or her unjustly	Parent/ Guardian Contact by Administrator, Referral to School Based Student Services Team; Outside Agency Referral(ies), Contact SRO/Local Law Enforcement Agency; 1 Day OSS	Parent/ Guardian Contact by Administrator, Contact SRO/Local Law Enforcement Agency, Support from School Based Student Services Team; MTSS Plan; 1 - 2 Days OSS	Parent/ Guardian Contact by Administrator; MTSS Plan Review; Support from School Based Student Services Team; 1 - 5 Days OSS
630	Gambling	Betting on a game of chance or an activity where money is exchanged	Reteach Expectations by Teacher; Parent/ Guardian Contact by Administrator; Administrative Conference; Referral to School Based Student Services Team; 1 - 2 Days ISS	Parent/ Guardian Contact by Administrator; Support from School Based Student Services Team; MTSS Plan; Outside Agency Referral(ies); Contact SRO/Local Law Enforcement Agency; 1 - 2 Days OSS	Parent/ Guardian Contact by Administrator; MTSS Plan Review; Support from School Based Student Services Team; 1 - 5 Days OSS

LEVEL 2 CODE	INFRACTION	DEFINITION	1ST OCCURRENCE	2ND OCCURRENCE	3RD OCCURRENCE
012	Harassment	FROM STATE MANUAL: intimidation or abusive behavior toward a student due to race of victim, disability of victim, gender of victim, religion of victim, national origin of victim, sexual orientation of victim, or other unknown. Harassing conduct may take many forms, including verbal acts and name-calling, as well as non-verbal behavior, such as graphic and written statements, or conduct that is physically threatening, harmful, or humiliating.	Parent/ Guardian Contact by Administrator, Referral to School Based Student Services Team or Outside Agency; Reflection/Apology Letter; 1 - 2 Days ISS	Parent/ Guardian Contact by Administrator, Contact SRO/Local Law Enforcement Agency, Support from School Based Student Services Team; MTSS Plan; 1 - 2 Days OSS; Refer to District Title IX Coordinator	Parent/ Guardian Contact by Administrator; MTSS Plan Review; Support from School Based Student Services Team; Recommendation for Alternative Placement; 5-8 Days OSS; Refer to District Title IX Coordinator
014	Hit/Kick/Push	To deal a blow to, meet, to trip, or strike; to strike with foot or feet; to push, apply pressure with the intent to cause harm	Reteach Expectations by Teacher; Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team; ISS 1-2 Days	Parent/ Guardian Contact by Administrator; Support from School Based Student Services Team; MTSS Plan; Outside Agency Referral(ies), Administrative Conference; 1 - 2 Days OSS	Parent/Guardian Conference with administrator and SRO; MTSS Plan Review; Support from School Based Student Services Team; 1 - 4 Days OSS
015	Inappropriate Affection	Unsuitable or improper physical contact, action or gestures, or display of public affection which creates an uncomfortable/stressful environment for the recipient person	Reteach Expectations by Administrator; Parent/ Guardian Contact by Administrator; Referral to School Based Student Services Team; 1 - 3 Days ISS	Parent/ Guardian Conference with Administrator; Reteach Expectations by Administrator; Support from School Based Student Services Team; MTSS Plan; 1 - 2 Days OSS	Parent/Guardian Conference with administrator; Reteach Expectations by Administrator; MTSS Plan Review; Support from School Based Student Services Team; 1 - 4 Days OSS
022	Inappropriate Physical Contact	Touching or immediate proximity of another person exceeding personal boundaries unsuitable or improper for the location or setting	Parent/ Guardian Conference with Administrator; Reteach Expectations by Administrator; Referral to School Based Student Services Team; 1 Day OSS	Parent/ Guardian Conference with Administrator; Reteach Expectations by Administrator; Support from School Based Student Services Team; MTSS Plan; 1 - 2 Days OSS	Parent/ Guardian Conference with administration and SRO; MTSS Plan Review; Support from School Based Student Services Team; 1 - 4 Days OSS
650	Intimidation	FROM STATE MANUAL: Physical, verbal, written, or electronic action which immediately creates fear of harm, without displaying weapons and without subjecting the victim to actual physical attack. (This only includes verbal incidents that cause fear. It does not include insubordination, lack of respect, defiance of authority, etc.) Federal definition-C030	Parent/ Guardian Contact by Administrator; Administrative Conference; Referral to School Based Student Services Team and Outside Agency(ies), 1 - 2 Days ISS	Parent/ Guardian Conference with Administrator; Support from School Based Student Services Team; MTSS Plan; 1 Day OSS	Parent/ Guardian Contact by Administrator; Administrative Conference; MTSS Plan Review; Support from School Based Student Services Team; Recommendation for Alternative Placement with documentation of interventions; 1 - 3-5 Days OSS
310	Leaving School	Departing from campus without permission before the school day is complete	Parent/ Guardian Contact by Administrator; Administrative Conference; Referral to School Based Student Services Team; 1 - 2 Day of OSS	Administrative Conference with parent/guardian; Support from School Based Student Services Team; MTSS Plan; 1 - 3 Days of OSS	Administrative Conference with Parent/Guardian; Support from School Based Student Services Team; MTSS Plan Review; 1 - 4 Days of OSS
020	Major Disruption	Behavior that interrupts the learning environment for a specific period in a confined area	Parent/ Guardian Contact by Administrator; Administrative Conference; Referral to School Based Student Services Team; 1 - 2 Days of ISS	Administrative Conference with parent/guardian; Support from School Based Student Services Team; MTSS Plan; Outside Agency Referral; 1 - 3 Days of ISS	Administrative Conference with Parent/Guardian; Support from School Based Student Services Team; MTSS Plan Review; Outside Agency Referral; 1 - 4 Days of OSS

LEVEL 2 CODE	INFRACTION	DEFINITION	1ST OCCURRENCE	2ND OCCURRENCE	3RD OCCURRENCE
290	Obscene Gesture	An offensive expression of an idea, opinion, or emotion through gesture, comments, or writing. A movement or position of the hand, arm, body, head, or face that is expressive of an offensive idea, opinion, and emotion	Parent/ Guardian Conference by Administrator; Referral to School Based Student Services Team; 1 - 2 Days of ISS	Administrative Conference with parent/guardian; Support from School Based Student Services Team; MTSS Plan; 1 day of OSS	Administrative Conference with Parent/Guardian; Support from School Based Student Services Team; MTSS Plan Review; Outside Agency Referral; 1 - 7 Days of OSS
710	Pornography	Possession, manufacturing, or distribution of sexually explicit/obscene material	Parent/ Guardian Conference by Administrator; Referral to School Based Student Services Team; Contact SRO/Local Law Enforcement Agency if children are involved; 1 - 2 Days OSS	Administrative Conference with parent/guardian; Contact SRO/Local Law Enforcement Agency if children are involved; Support from School Based Student Services Team; MTSS Plan; Outside Agency Referral; 3 Days of OSS	Administrative Conference with Parent/Guardian involving SRO; Support from School Based Student Services Team; MTSS Plan Review, Outside Agency Referral; Recommendation for Alternative Placement; 3 - 10 Days OSS
380	Probation Violation	A direct violation of a District Probation contract administered through a hearing.	Parent/ Guardian Conference by Administrator; Recommendation for Alternative Placement; 1 - 5 days OSS	Administrative Conference with Parent/ Guardian; Contact SRO/Local Law Enforcement Agency; recommendation for Alternative Placement or Expulsion; 1 - 7 Days OSS	Administrative Conference with Parent/ Guardian; Recommendation for Alternative Placement or Expulsion; 3 - 10 days OSS
210	Profanity	Abusive, vulgar, or irreverent language, wearing, cursing, foul speech, or speech that shows disrespect or dishonor toward another person	Parent/ Guardian Conference by Administrator; Referral to School Based Student Services Team; Community Service/Restitution; Reflection/Apology Letter; 1 - 3 Days ISS	Parent/ Guardian Conference by Administrator; Support from School Based Student Services Team; Community Service/Restitution; Reflection/Apology Letter; MTSS Plan; Outside Agency Referral; 1 - 5 Days OSS	Administrative Conference with Parents; Recommendation for Alternative Placement; Reflection/Apology Letter; Support from School Based Student Services Team; MTSS Plan Review; Outside Agency Referral; 1 - 8 Days OSS
270	Refusal to Obey/Defiant	Refusing to follow a request or a specific direction/instruction of an adult through disobedience, defiance, unruliness, or noncompliance	Parent/ Guardian Conference by Administrator; Restitution/Community Service; Reflection/Apology Letter; Detention; Behavior Contract	Parent/ Guardian Conference by Administrator; Support from School Based Student Services Team; MTSS Plan; 1 - 2 Days ISS	Administrative Conference with Parents and the Student; Support from School Based Student Services Team; MTSS Plan Review; Outside Agency Referral, (if needed); 1 - 2 Days OSS
025	Sex Violation	The act of touching, groping, slapping, or any other physical contact of a sexual nature made with another person, whether unwanted or wanted	Parent/ Guardian Conference by Administrator; Referral to School Based Student Services Team; 1 - 3 Days OSS	Parent/ Guardian Conference by Administrator; Support from School Based Student Services Team; MTSS Plan; 1 - 5 Days OSS; Refer to District Title IX Coordinator	Conference with Parents and the Student by administrator; Support from School Based Student Services Team; MTSS Plan Review; Recommendation for Alternative Placement; 5 - 10 Days OSS; Refer to District Title IX Coordinator
740	Stolen Property	Having in possession goods obtained by larceny, by stealing, by robbing, by theft; something unlawfully taken from its rightful owner (Less than \$2000 in damages. Greater than \$2000 moves to Level 3 offense theft)	Parent/ Guardian Conference by Administrator; Referral to School Based Student Services Team; Contact SRO/Local Law Enforcement Agency, Community Service/Restitution (if needed); 1 - 2 Days ISS;	Parent/ Guardian Conference by Administrator; Contact SRO/Local Law Enforcement Agency; Community/ Restitution (if needed); MTSS Plan; Support from School Based Student Services Team; 1 - 2 Days OSS	Parent/ Guardian Conference by Administrator; Contact SRO/Local Law Enforcement Agency; Community Service/Restitution (if necessary); Support from School Based Student Services Team; MTSS Plan Review; Recommendation for Alternative Placement; 1 - 5 Days OSS

LEVEL 2 CODE	INFRACTION	DEFINITION	1ST OCCURRENCE	2ND OCCURRENCE	3RD OCCURRENCE
027	Threat	Making statements or gestures of intent to do physical harm to a staff member or student	Parent/ Guardian Conference with administration; Reteach Expectations by Administrator; Referral to School Based Student Services Team and to Outside Agency; School Based Threat Assessment Screener completed – move to full threat assessment if necessary; 1 - 3 Days OSS	Parent/ Guardian Conference with administration and SRO; Support from School Based Student Services Team MTSS Plan; Outside Agency Referral; School Based Threat Assessment Screener completed – full threat assessment (if needed); 1 - 4 Days OSS	Parent/ Guardian Conference with administration and SRO; Support from School Based Student Services Team; MTSS Plan Review; Outside Agency Referral; School Based threat-Assessment Screener completed – full threat assessment (if needed); Recommendation for Alternative Placement; 1 - 6 Days OSS
230	Tobacco	Possession and/or use of cigarettes, cigars, and/or other tobacco products; possession and/or use of smokeless tobacco products, electronic cigarettes, and vaporizers	Parent/ Guardian Conference with administration; Referral to School Based Student Services Team; 1 - 2 Days ISS; Mandatory Enrollment in Tobacco Education Cessation Program	Parent/ Guardian Conference with administration; Support from School Based Student Services Team; MTSS Plan; 1 - 2 Days OSS; Mandatory Enrollment in Tobacco Education Cessation Program	Parent/ Guardian Conference with administration; Support from School Based Student Services Team; MTSS Plan Review; Outside Agency Referral; 1 - 4 Days OSS; Mandatory Enrollment in Tobacco Education Cessation Program
680	Alcohol/Liquor Law Violation	Violation of laws prohibiting sale, purchase, barter, transportation, possession, distribution, consumption, or being under the influence of alcoholic beverages	Parent/Guardian Conference with Administrator, Support from School Based Student Services Team; MTSS Plan; Enrollment in Drug and Alcohol Education and/or Cessation Program OSS 5-10 days (with approval from principal), Notification to Law Enforcement, Referral for alt placement/expulsion, *Interim Alternative Educational Settings (for Special Education Students - 45 days)		
750	Trespassing	Being on school property or at a school sponsored event without permission, including while on suspension or after expulsion; entry of a structure without intent to commit a serious crime or theft	Parent/ Guardian Contact by Administration; Referral to School Based Student Services Team; Outside Agency Referral; 1 - 2 Days OSS	Parent/ Guardian Conference with administration; Support from School Based Student Services Team; MTSS Plan; Outside Agency Referral; 1 - 6 Days OSS	Parent/ Guardian Conference with administration; Support from School Based Student Services Team; MTSS Plan Review; Outside Agency Referral; 6 - 8 Days OSS
029	Urination	Willfully urinating on school property or another student's property (shoes, floor, walls, bus, etc.)	Parent/ Guardian Contact by Administration; Referral to School Based Student Services Team; Community Service/Restitution if applicable; Outside Agency Referral; 1 - 2 Days OSS	Parent/ Guardian Conference with administration; Support from School Based Student Services Team; MTSS Plan; Outside Agency Referral; 1 - 3 Days OSS	Parent/ Guardian Conference with Administration, Recommendation for Alternative Placement; Outside Agency Referral; MTSS Plan; 1 - 5 Days OSS
760	Vandalism	Willfully or maliciously destroying, damaging, or defacing real or personal property with "illegal graffiti" meaning 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 school property and that are publicly viewable, without the consent of the owner, manager, or agent in charge of the property. (Less than \$500 in damages. Greater than \$500 moves to level 3 offense)	Parent/ Guardian Contact by Administration; Referral to School Based Student Services Team; Community Service/Restitution; Outside Agency Referral; MTSS Plan; 1 - 3 days ISS	Parent/ Guardian Conference with administration; Support from School Based Student Services Team; MTSS Plan; Community Service/Restitution; Outside Agency Referral; 1 - 2 Days OSS	Parent/ Guardian Conference with administration; Support from School Based Student Services Team; MTSS Plan Review; Community Service/Restitution; Outside Agency Referral; 1 - 5 Days OSS
789 Sub Code: OBJ Misc. Objects	Weapons: Misc. Objects	Weapons such as: toy guns, toy cap guns, toy pellet guns, bullet, nerf guns, and other devices that do not inflict injury	Reteach Expectations by Administration; Parent/Guardian Contact by Administration; Item Confiscated; Referral to School Based Student Services Team; 1 - 2 Days ISS	Item Confiscated; Parent/ Guardian Contact by Administration; Support from School Based Student Services Team; MTSS Plan; 1 - 2 Days OSS;	Item Confiscated; Parent/ Guardian Contact by Administration; Support from School Based Student Services Team; MTSS Plan Review; Referral to BMS; Outside Agency Referral; 1 - 5 Days OSS

BCSD Middle School Progressive Discipline Plan | Level 3

Criminal Conduct

Criminal conduct is defined as those activities engaged in by student(s) which result in violence to oneself or another's person or property or which pose a direct and serious threat to the safety of oneself or others in the school. When school officials have a reasonable belief that students have engaged in such activities, then these activities usually require administrative actions which result in the immediate removal of the student from the school, the intervention of the School Resource Officer or other local law enforcement authorities, and/or action by the local school board. The provisions of this regulation apply not only to within-school activities, but also to student conduct on school transportation vehicles, and during other school-sponsored activities.

LEVEL 3 CODE	INFRACTION	DEFINITION	1ST OCCURRENCE	2ND OCCURRENCE
500	Arson	Any willful and malicious burning of any part of a dwelling, structure, building, or conveyance	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 5-10 days OSS, Notification to Law Enforcement, Referral for Expulsion	
510	Assault, Aggravated	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. This category 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	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 5-10 days OSS, Notification to Law Enforcement, Referral for Alt. Placement/Expulsion	
520	Assault, Simple	An unprovoked physical attack by one person upon another where the offender neither uses nor displays a weapon and the victim does not suffer obvious severe or aggravated bodily injury	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 3-5 days OSS, Notification to Law Enforcement, Referral for Alt. Placement/Expulsion	
260	Bomb Threat	Indicating the presence of a bomb or explosive device on school grounds, school bus, or at any school activity	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 5-10 days OSS, Notification to Law Enforcement, Referral for Expulsion	



LEVEL 3 CODE	INFRACTION	DEFINITION	1ST OCCURRENCE	2ND OCCURRENCE
651	Bullying	A deliberate, repeated act with intention to hurt, insult, or threaten another person in school, on school grounds, in school vehicles, or at school events. 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: a) a reasonable person should know, under the circumstances, that the act(s) will have the effect of harming a student, physically 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 b) 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. (Due to Race of Victim, Disability of Victim, Gender of Victim, Religion of Victim, Due to National Origin of Victim, Due to Sexual Orientation of Victim or Other/Unknown)	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 3-5 days OSS, School based bullying intervention, Notification to Law Enforcement, Behavior Plan, Referral to Alt. Placement	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan Review, 5-10 days OSS, Notification to Law Enforcement, Referral for Expulsion
540	Burglary	Unlawful entry or attempt to unlawfully enter a building or other structure with the intent to commit a felony or theft	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 5-10 days OSS, Notification to Law Enforcement, Referral for Expulsion	
220	Computer Violation-Criminal	Using school computers to commit a criminal act such as hacking into servers, piracy, altering school data, etc.; purposely damaging school system computer resources	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 5-10 days OSS, Notification to Law Enforcement, Referral for Alt. Placement/Expulsion	
652	Cyber Bullying	Refer to Definition for Bullying (651) / Bullying that takes place over digital devices such as cell phones, computers, and tablets. Cyberbullying can occur through SMS, text, and apps, or online in social media, forums, or gaming where people can view, participate in, or share content. Cyberbullying includes sending, posting, or sharing negative, harmful, or false, content about someone else. It can include sharing personal or private information about someone else causing embarrassment or humiliation.	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 3-5 days, School based bullying intervention, Notification to Law Enforcement, Behavior Plan, Referral to Alt. Placement	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan Review, OSS 10 days (with approval from Principal), Notification to Law Enforcement, Referral for Expulsion
570	Drug Distribution	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) to create, distribute, dispense, deliver, or purchase; or to aid, abet, attempt, or conspire to create, distribute, dispense, deliver, or purchase; or to possess with intent to distribute, dispense, deliver, or purchase a counterfeit substance	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, Enrollment in Drug and Alcohol Education Program OSS 5-10 days, Notification to Law Enforcement, Referral for expulsion, *Interim Alternative Educational Settings (for Special Education Students - 45 days)	
575	Drug Usage	The use or being under the influence of an illegal substance; solicitation of any chemical compound or material which is categorically not permitted on school grounds or at school related activities such as prescription or nonprescription medication; being under the influence of unauthorized legal or any illegal substances	Referral to Drug and Alcohol Treatment Parent/Guardian Conference with Administrator, Support from School-based Student Services Team, MTSS Plan/Plan Review OSS 5-10 days (with approval from principal), Notification to Law Enforcement, Referral for alt placement/expulsion, *Interim Alternative Educational Settings (for Special Education Students - 45 days)	

LEVEL 3 CODE	INFRACTION	DEFINITION	1ST OCCURRENCE	2ND OCCURRENCE
585	Drug Paraphernalia	Paraphernalia” as “any instrument, device, article, or contrivance used, designed for use, or intended for use in ingesting, smoking, administering, manufacturing, or preparing a controlled substance and does not include cigarette papers and tobacco pipes but includes, but is not limited to: (a) metal, wooden, acrylic, glass, stone, plastic, or ceramic marijuana or hashish pipes with or without screens, permanent screens, hashish heads, or punctured metal bowls; (b) water pipes designed for use or intended to use with marijuana, hashish, hashish oil, or cocaine; (c) carburetion tubes and devices; (d) smoking and carburetion masks; (e) roach clips; (f) separation gins designed for use or intended for use in cleaning marijuana; (g) cocaine spoons and vials; (h) chamber pipes; (i) carburetor pipes; (j) electric pipes; (k) air- driven pipes; (l) chilams; (m) bong; (n) ice pipes or chillers.	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, Enrollment in Drug and Alcohol Education Program OSS 5-10 days, Notification to Law Enforcement, Referral for alt placement/expulsion, *Interim Alternative Educational Settings (for Special Education Students - 45 days)	
580	Drug Possession	Possession of an illegal substance represented as drugs, and/or a mood-altering substance (prescription medication). Student under the influence of drugs who admitted to smoking / possessing drugs on campus / school /district sponsored event	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, Enrollment in Drug and Alcohol Education Program OSS 5-10 days, Notification to Law Enforcement, Referral for alt placement/expulsion, *Interim Alternative Educational Settings (for Special Education Students - 45 days)	
590	Embezzlement	The unlawful misappropriation by the offender of money, property, or some other thing of value for personal use while entrusted to his/her care, custody, or control	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 5-10 days, Notification to Law Enforcement, Referral for Alt. Placement/Expulsion	
600	Extortion	To unlawfully obtain money, property, or any other thing of value without that person’s consent through the use or threat of force, misuse of authority, threat of destruction of reputation or social standing, or through other coercive means	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 5-10 days OSS (with approval from Principal), Notification to Law Enforcement, Referral for Alt. Placement/Expulsion	
350	Fire Alarm	In the absence of an emergency, to activate or set off a fire signal indicating the presence of a fire emergency	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 1-3 days, Notification to Law Enforcement	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan Review, OSS 3-5 days, Notification to Law Enforcement, Refer Alt. Placement
610	Forced Sexual Offense	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. 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 mental or physical incapacity), and/or forcible fondling (child molesting)	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 5-10 days, Notification to Law Enforcement, Referral for Expulsion	
250	Gang Activity	Any group of individuals or organizations, whether formal or informal, which advocate or promote activities threatening the safety or wellbeing of persons or property on school grounds or disrupt the school environment are harmful to the educational process. The existence of such group of individuals associated may be established by evidence of a common name or common identifying signs, symbols, tattoos, graffiti, or attire or other distinguishing characteristics	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 10 days, Notification to Law Enforcement, Referral for Expulsion	

LEVEL 3 CODE	INFRACTION	DEFINITION	1ST OCCURRENCE	2ND OCCURRENCE
640	Homicide	The killing of one human by another, not including manslaughter or attempted murder	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 10 days (approval from Principal), Notification to Law Enforcement, Referral for Expulsion	
019	Indecent Exposure	The deliberate exposure in public of one's genitalia or private area(s) of one's body	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 5 days, Referral to Alt. Placement	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan Review, OSS 10 days, Notification to Law Enforcement, Referral for Expulsion
650	Intimidation	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.)-Federal definition-C030. See Threat Assessment Information and Proceed Accordingly.	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 1-3 days, Notification to Law Enforcement, Referral to Alt. Placement *See Threat Assessment Information and Proceed Accordingly	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan Review, OSS 3-10 days, Referral for Expulsion, Notification to Law Enforcement, *See Threat Assessment Information and Proceed Accordingly
660	Kidnap/Abduction	The 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 category includes hostage taking	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 5-10 days, Notification to Law Enforcement, Referral for Expulsion	
670	Larceny/Theft	To steal or possess property without the permission of the owner (Greater than \$2000 in damages)	Reteach Expectations, Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 1-3 Days, Notification to Law Enforcement, Community/Restitution if needed	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan Review, 3-5 Days OSS, Referral to Alt. Placement, Notification to Law Enforcement
020	Major Disruption-Level 3	Behavior that disturbs the learning environment for a significant number of students for an extended period of time or school sponsored events and requires the intervention of a number of staff members	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 3-5 days, Notification to Law Enforcement, Referral to Alt. Placement, Social Skill Intervention, Referral to School Counselor	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan Review, OSS 10 days, Notification to Law Enforcement, Referral for Expulsion
690	Non-Forcible Sexual Offense	Unlawful, unforced sexual acts or indecent exposure that is overtly sexual in nature, or other sexually inappropriate behavior	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 3-5 Days, Sexual Harassment Protocol/Intervention, Notification to Law Enforcement, Referral to Alt. Placement	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan Review, OSS 5 Days, Refer for Expulsion, Notification to Law Enforcement
700	Other Offenses-Criminal	Other acts of criminal conduct as set forth in State and Federal Law not covered in the existing list of codes; includes offenses) committed off-campus that is deemed serious enough by the state regulations to be a danger to the school environment (see complete list)	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 5-10 days, Notification to Law Enforcement, Referral for Expulsion	
720	Prostitution	To engage in or promote sexual activities for profit	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 5-10 days, Notification to Law Enforcement, Referral for Alt. Placement or Expulsion	
730	Robbery	The 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	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 5-10 days, Notification to Law Enforcement, Referral for Expulsion	

LEVEL 3 CODE	INFRACTION	DEFINITION	1ST OCCURRENCE	2ND OCCURRENCE
013	Sexual Harassment	In accordance with Title IX, sexual harassment is conduct on the basis of sex that satisfies one or more of the following: <ul style="list-style-type: none"> - an employee of the district conditioning the provision of an aid, benefit, or service of the district on an individual's participation in unwelcome sexual conduct - unwelcome conduct determined by a reasonable person to be so severe, pervasive, and objectively offensive that it effectively denies a person equal access to the district's education program or activity "sexual assault" as defined in 20 USC 1092(f)(6)(A)(v), "dating violence" as defined in 34 USC 12291(a)(10), "domestic violence" as defined in 34 USC 12291(a)(8), or "stalking" as defined in 34 USC 12291(a)(30)	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 5 days, Referral to Alt. Placement, Sexual Harassment Protocol	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan Review, OSS 10 days (with approval from Principal), Notification to Law Enforcement, Sexual Harassment Protocol, Referral for Expulsion
025	Sexual Violation	Acts that are overtly sexual in nature including masturbation, most consensual intercourse and oral sex	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 3-5 Days, Referral to Counselor, Referral to Alt. Placement, Notification to Law Enforcement	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan Review, OSS 5 Days, Referral for Expulsion, Notification to Law Enforcement
027	Threat	Act where there was no physical contact between the offender and victim, but the victim felt that physical harm could have occurred based on verbal or nonverbal communication by the offender. This includes nonverbal threats (e.g., brandishing a weapon), and verbal threats of physical harm which are made in person. Threats made over the telephone or threatening letters are excluded. A threat of physical attack with a weapon includes displaying, brandishing, or discharging a weapon, but with no actual physical contact of any person. A threat is made in person. Threats made over the telephone or threatening letters are excluded. A threat of physical attack using words that refer to a weapon would not be considered a threat with a weapon. A threat of physical attack without a weapon refers to a threat without any display, brandishment, or discharge of a weapon, and with no actual physical contact of any person. A threat is made in person. Threats made over the telephone or threatening letters are excluded. A threat of physical attack using words that refer to a weapon would be considered a threat without a weapon.	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 5-10 days (with approval from Principal), Notification to Law Enforcement, Referral for Expulsion	
230	Tobacco Distribution	Sell, dispense or distribution of any tobacco related product included but not limited to cigarettes, cigars, and/or other tobacco products; possession and/or use of smokeless products, electronic cigarettes, and vaporizers	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 3-5 days, Mandatory Enrollment in Tobacco Education Cessation Program	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan Review, OSS 5-10 Referral for Alt. Placement/Expulsion
760	Vandalism	Willfully or maliciously destroying, damaging, or defacing real or personal property (Less than \$500 in damages is Level 2. Greater than \$500 moves to Level 3 offense.)	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 3-5 days, Referral to Alt. Placement, Community Service/Restitution, Notification to Law Enforcement	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan Review, OSS 10 days, Community Service/Restitution, Notification to Law Enforcement, Referral for Expulsion
770	Vehicle Theft	To steal from or possess a vehicle without permission of the owner	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, OSS 5-10 days, Notification to Law Enforcement, Referral for Expulsion	

BCSD Middle School Progressive Discipline Plan | Code 700 |

Other Criminal Offenses

Other acts of criminal conduct as set forth in state and federal law not covered in the existing list of codes; includes offenses committed off-campus that are deemed serious enough by the state regulations to be a danger to the school environment. Under South Carolina Law, section 16-1-60, those infractions that are considered violent crimes are listed below:

abuse or neglect of a vulnerable adult resulting in death (Section 43-35-85(F))
abuse or neglect of a vulnerable adult resulting in great bodily injury (Section 43-35-85(E))
accessory before the fact to commit any of the above offenses (Section 16-1-40)
aggravated voyeurism (Section 16-17-470(C))
aiding and abetting homicide by child abuse (Section 16-3-85(A)(2))
allowing great bodily injury to be inflicted upon a child (Section 16-3-95(B))
attempt to commit any of the above offenses (Section 16-1-80)
attempted murder (Section 16-3-29)
boating under the influence resulting in death (Section 50-21-113(A)(2))
carjacking (Section 16-3-1075)
criminal domestic violence of a high and aggravated nature (Section 16-25-65)
damaging an airport facility or removing equipment resulting in death (Section 55-1-30(3))
detonating a destructive device resulting in death with malice (Section 16-23-720(A)(1)) Code
detonating a destructive device resulting in death without malice (Section 16-23-720(A)(2))
detonating a destructive device upon the capitol grounds resulting in death with malice (Section 10-11-325(B)(1))
failure to stop when signaled by a law enforcement vehicle resulting in death (Section 56-5-750(C)(2))
felony driving under the influence or felony driving with an unlawful alcohol concentration resulting in death (Section 56-5-2945(A)(2))
inflicting great bodily injury upon a child (Section 16-3-95(A))
interference with traffic-control devices, railroad signs, or signals resulting in death (Section 56-5-1030(B)(3))
obstruction of a railroad resulting in death (Section 58-17-4090)
putting destructive or injurious materials on a highway resulting in death (Section 57-7-20(D))
spousal sexual battery (Section 16-3-615)
taking of a hostage by an inmate (Section 24-13-450)
trafficking in persons (Section 16-3-930)
vessel operator's failure to render assistance resulting in death (Section 50-21-130(A)(3))
attempt to commit any of the above offenses (Section 16-1-80). Only those offenses specifically enumerated in this section are considered violent offenses.

Parent/Guardian Conference; Support from School Based Student Services Team; **5-10 days OSS, Referral for Expulsion**

BCSD Middle School Progressive Discipline Plan | Level 3

Weapons

Weapons: All weapons are coded as 789 in PowerSchool. Then a sub code is used to identify the type of weapon. All weapons codes except misc. Weapons are Level 3 offenses by State Code.

LEVEL 3 CODE	INFRACTION	DEFINITION	1ST OCCURRENCE
789	Weapons - all coded as 789, then sub-code is added	Weapons: Firearms, handguns, rifles, shotguns or bombs (including look-alike); pellet gun, paintball gun, stun gun, BB gun, flare gun, nail gun, or airsoft gun or any other type of weapon, devices or object which may be used to inflict bodily harm or death shall not be allowed on any school district property (including vehicles) or at any school sponsored event. This shall also include, but not limited to, knives, tasers, dirks, slingshots, bludgeons, blackjacks, Chinese star, razors (including straight or retractable razor), ice pick, metal knuckles, box cutters, nunchucks, spiked glove, spiked wristband, any mace derivative, tear gas device, or pepper spray	See individual sub codes below
780	Weapons - other	Pellet gun, paintball gun, stun gun, BB gun, flare gun, nail gun, or airsoft gun or any other type of weapon, devices or object which may be used to inflict bodily harm or death. This also includes, but not limited to tasers, dirks, slingshots, bludgeons, blackjacks, Chinese star, razors (including straight or retractable razor), ice pick, metal knuckles, box cutters, nunchucks, spiked glove, spiked wristband, any mace derivative, tear gas device, or pepper spray	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 5-10 days OSS (with approval from Principal), Notification to Law Enforcement, Referral for Expulsion
781	Weapons: Handguns	A handgun with or without ammunition	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 5-10 days OSS (with approval from Principal), Notification to Law Enforcement, Referral for Expulsion, *Interim Alternative Educational Settings (for Special Education Students - 45 days)
782	Weapons: Rifles/Shotguns	A rifle or shotgun with or without ammunition	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 5-10 days OSS (with approval from Principal), Notification to Law Enforcement, Referral for Expulsion, *Interim Alternative Educational Settings (for Special Education Students - 45 days)
783	Weapons: Other Firearms	Devices designed to expel a projectile, grenade, explosive	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 5-10 days OSS (with approval from Principal), Notification to Law Enforcement, Refer for Expulsion
784	Weapons: Knife Blade More than 2"	A knife with a blade of more than 2 inches	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 3-5 days OSS, Notification to Law Enforcement, Referral for Expulsion
785	Weapons: Knife Blade More than 2.5"	A knife with a blade of more than 2.5 inches	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 5-10 days OSS (with approval from Principal), Notification to Law Enforcement, Referral for Expulsion, *Interim Alternative Educational Settings (for Special Education Students - 45 days)
786	Weapons: Knife Blade Less than 2"	A knife with a blade of less than 2 inches	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 3-5 days OSS, Notification to Law Enforcement, Referral for Expulsion
787	Weapons: Discharged Firearm	A discharged handgun	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 5-10 days OSS (with approval from Principal), Notification to Law Enforcement, Referral for Expulsion, *Interim Alternative Educational Settings (for Special Education Students - 45 days)

LEVEL 3 CODE	INFRACTION	DEFINITION	1ST OCCURRENCE
788	Weapons: Discharged Firearm	A discharged rifle or shotgun	Parent/Guardian Conference; Support from School Based Student Services Team; MTSS Plan, 5-10 days OSS (with approval from Principal), Notification to Law Enforcement, Referral for Expulsion, *Interim Alternative Educational Settings (for Special Education Students - 45 days)
Misc.	Misc. Weapons	Weapons such as: toy guns, toy cap guns, toy pellet guns, and bullets that do not inflict injury	see Level 2 sheet

For some level 2 and 3 infractions, alternative placement may be an option in lieu of suspension. Consult with your principal prior to a referral to alternative placement or a referral for expulsion.

Guideline sanctions are found herein; however, school officials may aggravate or mitigate sanctions. School administrators may impose more or less severe disciplinary actions based on mitigating and aggravating factors and in keeping with the principles set out in Board policy and administrative regulations.