

Disciplinary Actions for Code of Conduct Violations

**Board Work Session
12/7/23**

Agenda

- Finalize continuum of all recommended consequences for offenses referred to a hearing
- Revisit concerns about permanent expulsion for middle school students
- Discuss length of consequences for repeat offenders (students with prior expulsions/alternative school placements)

Norms

1. Be present and engaged in the work.
2. Share openly.
3. Respect opinions/ideas that are different from yours.

Fist to Five Protocol



5 = LOVE IT!

4 = Good idea.

3 = Yeah, I can support it.

2 = I have reservations, let's discuss further.

1 = Opposed. Do not move forward.

Continuum of Recommended Consequences for Offenses Referred to a Hearing

[Code of Conduct Recommended Consequences](#)

Permanent Expulsion without TLC

- 3-3 Battery (against school personnel)
- 9-3 Homicide
- 10-3 Kidnapping
- 14-3 Sexual Battery (penetration against one's will)
- 22-3 Knife (intentional possession with intent to harm)
- 25-3 Handguns (with intent to harm)
- 26-3 Rifle/Shotgun (with intent to harm)
- 28-3 Other Firearms
- 44-3 Violence Against a Teacher

Permanent Expulsion with TLC

- 13-3 Robbery (weapon involved)
- 17-3 Threat/Intimidation (school-wide threat)
- 25-3 Handguns (w/o intent to harm)
- 26-3 Rifle/Shotgun (w/o intent to harm)
- 35-3 Gang Related (solicitation, violence, threats, defacement of property)

Expulsion for Two Semesters

- 1-3 Alcohol (intentional possession)
- 2-3 Arson (significant damage)
- 3-3 Battery (severe injury)
- 4-3 Breaking and Entering / Burglary
- 7-3 Drugs (Illegal)
- 8-3 Fighting (severe injury)
- 11-3 Larceny/Theft (above \$250)
- 12-3 Motor Vehicle Theft
- 13-2 Robbery (no weapon involved)
- 16-3 Sex Offense (consensual sexual activities)
- 20-3 Vandalism (must be replaced)
- 23-3 Weapons - Other (intentional possession)
- 29-3 Bullying (3rd offense)
- 34-3 Unapproved items (THC distribution)
- 42b-3 Electronic Smoking Devices w/ THC (distribution)

Expulsion for One Semester (Slide 1 of 2)

- 1-2 Alcohol (under the influence)
- 2-2 Arson (no major damage)
- 3-2 Battery (mild/moderate injuries)
- 5-3 Computer Trespass (altering records)
- 6-3 Disorderly Conduct (major disturbance)
- 8-2 Fighting (mild/moderate injuries)
- 11-2 Larceny/Theft (\$100-\$250)
- 14-3 Sexual Battery (inappropriate touch against one's will)
- 15-3 Sexual Harassment (multiple offenses)
- 16-2 Sex Offense (inappropriate sexually-based behavior)
- 18-3 Tobacco (distribution)
- 19-3 Trespassing (refusing to leave)

Expulsion for One Semester (Slide 2 of 2)

- 20-2 Vandalism* (could be repaired)
- 22-2 Knife (intentional possession w/o intent to harm)
- 23-2 Weapons - Other (unintentional possession)
- 29-2 Bullying (2nd offense)
- 33-3 Student Incivility (repeated offenses)
- 34-3 Unapproved items (pepper spray w/ injuries)
- 34-3 Unapproved items (THC)
- 35-2 Gang Related (conveying membership)
- 42a-3 Electronic Smoking Devices w/o THC (distribution)
- 42b-2 Electronic Smoking Devices w/ THC (intentional possession)

Handled at School Level (Slide 1 of 2)

- 1-1 Alcohol (unintentional possession)
- 3-1 Battery (no injuries)
- 5-2 Computer Trespass (computer misuse)
- 6-1 Disorderly Conduct (minor disturbance)
- 6-2 Disorderly Conduct (moderate disturbance)
- 7-1 Drugs (unintentional possession of lawful drug)
- 7-2 Drugs (failure to report)
- 8-1 Fighting (no injuries)
- 11-1 Larceny/Theft (\$25-\$100)
- 15-1 Sexual Harassment (unwelcomed comments not directed towards an individual)
- 15-2 Sexual Harassment (unwelcomed comments directed towards an individual)
- 16-1 Sex Offense (inappropriate physical contact)
- 17-2 Threat/Intimidation (individual threat)
- 18-1 Tobacco (unintentional possession)
- 18-2 Tobacco (intentional possession)
- 19-2 Trespassing (unauthorized presence)

Handled at School Level (Slide 2 of 2)

- 22-1 Knife (unintentional possession)
- 29-1 Bullying (1st offense)
- 30-1 Attendance Related
- 31-1 Dress Code
- 31-2 Dress Code
- 31-3 Dress Code
- 32-1 Academic Dishonesty
- 32-2 Academic Dishonesty
- 32-3 Academic Dishonesty
- 33-1 Student Incivility (general disrespect)
- 33-2 Student Incivility (profanity directed towards school staff)
- 34-1 Unapproved Items (possession)
- 34-2 Unapproved Items (use)
- 34-3 Unapproved Items (dangerous)
- 42a-1 Electronic Smoking Devices w/o THC (unintentional possession)
- 42a-2 Electronic Smoking Devices w/o THC (intentional possession)
- 42b-1 Electronic Smoking Devices w/ THC (unintentional possession)

Permanent Expulsion with TLC

Based on previous discussions about concerns about middle school students who are permanently expelled....

New Proposed Option:

Students (middle or high) who have *Permanent Expulsion with TLC* could be allowed to return to their home school after serving a minimum of 4 semesters at TLC if they meet the terms of the *Early Return Agreement*.

Early Return Agreement

1. participation in mental health services
2. on track academically
3. no major code of conduct violations while at TLC

*This option would be presented at the hearing when a student is found guilty (effective 2024-2025 school year).

Repeat Offenders

For students who have previously been expelled/enrolled in an alternative setting prior to a discipline incident that results in a hearing, should the length of the recommended consequence (Expulsion w/ TLC or Expulsion w/o TLC) be extended?

If yes, which option?

1. Add one semester to the length of recommendation for each time the student has been expelled/enrolled in an alternative setting (current practice)
2. Adjust the recommendation to Permanent Expulsion w/ TLC
3. Adjust the recommendation to Permanent Expulsion w/o TLC

*This would be part of the recommendation to the hearing officer effective with the 2024-2025 school year.

Next Steps

- Approval of updated Code of Conduct at December 14th board meeting (Electronic Smoking Devices & Unapproved Items)
- Discipline Committee Meeting on Jan. 2nd to work on *Administrator Guidance Document for Code of Conduct Offenses* (for offenses handled at the school level)
- Final products to be posted on BCS website upon completion (effective 2024-2025 school year)
 - *Board's Recommended Consequences for Code of Conduct Offenses Referred to a Hearing* (continuum of consequences for offenses referred to a hearing)
 - *Administrator Guidance Document for Code of Conduct Offenses* (for offenses handled at the school level)