Mission Statement

Pine Lake Preparatory prepares students for college and a purposeful life.

Lower School Discipline Goals

Help our students become positive and responsible students and citizens:

- Perseverance
- Respect
- Integrity
- Drive to Excellence
- Empathy

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The Lower School discipline policy was developed to support the attainment of the school's mission and core values.

Our high expectations for student conduct is a means to facilitate a positive school environment and one that sets the stage for academic excellence.

The Lower School discipline policy consists of a tiered approach, involving the student, parents/guardians, teachers and school administration. It is our intention to use the plan to promote positive habits, reinforce desired behaviors and to increase communication between school and home.

While this communication is intended as information for parents/guardians, students will experience the discipline plan at a developmentally appropriate level.

Culture of Respect Statement

As a school we will be conscious of our words and actions. We will commit to care for every student we serve. We will not tolerate racism, discrimination or hate speech in our school.

Pine Lake Preparatory will be:

Free from slurs, demeaning comments or biased "jokes": Insults, whether in person or online, related to ability, appearance, culture, gender, language, race, ethnicity, religion, sexual orientation or social class, will not be tolerated. Even in a joking manner, and even among friends, biased jokes contribute to the normalization of hurtful behavior and consequently will not be tolerated - we will choose kindness over hurtful humor.

It is our expectation that each student and staff member will be accepting of others' opinions and beliefs.

Please understand that both discriminatory verbal comments in addition to online/social media posts can have long-term/permanent consequences in middle school, high school and beyond. The comments and/or digital presence that you create now has the potential to follow you through college and your eventual career. More so than a consequence, however, we will take a collective stand because it is the right thing to do.

Together we will stand for respect, empathy and inclusion - a place where all are welcome and appreciated.

Statement of Affirmation: ***A Collective Responsibility***

At Pine Lake Preparatory we recognize our collective responsibility to model growth and acceptance as we build a community of trust and courage.

Each day we will <u>strive</u> to practice empathy through meaningful experiences and appreciation for each student, staff member and family to create a sense of belonging for **everyone** in the Pine Lake Preparatory community.

Discipline Matrix Introduction

Administrators have the authority to apply the following behavior policy for inappropriate behavior. The matrix of behaviors is a guide and is not binding to Administrators. Each disciplinary case will be evaluated before a consequence is applied.

According to the research, punitive techniques that are not combined with other disciplinary methods have either no long-term impact or a negative long-term impact. This is due to the fact that purely punitive techniques do not take into account that a child may not possess the skills to change his/her behavior. If a punitive technique is utilized, it should be coupled with an investigation into the cause of the behavior and then matched with replacement techniques that will help the student learn how to act in a more productive and socially acceptable manner.

Pine Lake will couple the following with student reflections on why the behavior occurred and then create a plan either formally or informally to assist the student to behave in an appropriate manner. This approach may include written reflections, articles for students to read or videos for students to watch and reflect on, and/or verbal discussions with the teacher, counselor and/or administrator. For example, In School Suspension will focus on continuing the curriculum, while therapeutically debriefing to identify and eliminate the root cause of an acting-out episode, providing an alternative to exclusion.

In School Suspension

In-School Suspension (ISS) is an alternative to students being suspended. During this time, the students will be removed from their regular educational setting without being removed from school. The students will be able to complete school work under the supervision of a staff member. A student that does not comply with all rules of ISS will be assigned Out of School Suspension. Only school administration may assign a student to ISS.

Out of School Suspension

Out of School Suspension (OSS) is a more extreme punishment. This will be assigned by administration if we believe that the student's action warrants being completely removed from the educational setting. For a student serving OSS, he or she is not allowed on campus for any reason throughout the duration of the punishment including any school sponsored extracurricular activity. Only administration may assign OSS.

Cell Phone Policy

Cell phones or other communication devices (such as watches with communication abilities and ear buds) can be a disruption to the school-learning environment. Additionally, the ability to capture unwarranted recordings, photos and/or videos creates a potentially distressing culture. Therefore, use or display of cell phones, and such communication devices are banned during normal school hours – including arrival, dismissal, passing time, recess and lunch.

- *1st violation* - phone confiscated and held through the school day (teacher).

- *2nd violation* - phone confiscated and turned in to office; student must pick up the phone from LS administration.

- *3rd violation* - phone is confiscated and turned in to office; student must pick up the phone from the LS administration. Parents will be contacted/notified.

- A student who needs to make a phone call is invited to use the school phone in the office of our Administrative Associate or in the classroom with permission of the teacher. Families wishing to contact their child are also encouraged to do so through our Administrative Associate (704-237-5312).

Dress Code Policy Pine Lake Preparatory requires uniforms for all students. Please see the Family Quick Links on the Pine Lake website for details. The Uniform Policy is designed to provide students a safe and orderly learning environment. The policy is in effect every school day, including field trips or any trip off campus. Advance notice will be given for any event that requires specific uniforms or events that do not require uniforms. In such instances, students are required to follow non-uniform guidelines. Students out of compliance with the PLP Uniform Policy will not be allowed in the classroom. If students are without the proper classroom attire, a PLP staff member will call a parent or guardian to bring appropriate classroom attire to campus. The student will be held at the office until they comply with the PLP Uniform Policy and will be marked absent for the portion of the day missed.

A copy of the Pine Lake Preparatory Dress Code may be accessed at the following link – Click Here!

Tardy Policy

A student is tardy if not inside the assigned room at 8:00 am. The Lower School recognizes that student achievement is directly dependent on timely and consistent daily attendance. Tardiness not only interferes with the student's education, but displays lack of courtesy toward the teachers and other students. Students must understand the importance of developing the habit of punctuality. There must be a strong effort by each person in our community to help students get to class on time. In addition, excessive early sign-out of students will be addressed. Students who arrive late to class will receive a Tardy Slip to present to their teacher, and the tardy will be recorded in PowerSchool. Excessive

tardiness will be addressed by the teacher and/or administration and will be reported to parents at the end of each grading period.

Field Trip Policy

Field trips at the Lower School are a privilege. Students may be excluded from attending field trips based on previous discipline concerns. All school rules apply in addition to any rules of the travel company and or location. If your child does have a known, challenging behavior that would create a risk to himself or to others outside of the structured setting of the school, they can be excluded. In some circumstances a parent or guardian may be asked to attend and chaperone their child at their own cost.

General Discipline Matrix

It should be noted: North Carolina General Statutes authorize schools the right to enforce disciplinary action for conduct not occurring on educational property, if the student's conduct otherwise violates the Code of Student Conduct and the conduct has or is reasonably expected to have a direct and immediate impact on the orderly and efficient operation of the school or the safety of individuals in the school environment.

Tier 1 Behaviors – Minor Behavior Violations These offenses will be handled initially by the classroom teacher, Encore teacher or specialists. These offenses will not be referred to the office, unless a student fails to change a behavior despite teacher intervention and consequences. On the third minor offense, administration action will occur.
Defiance – Behavior of non-compliance and disrespect. Some examples include arguing, "talking back," using a negative tone of voice, refusal to comply, etc.
Disruptions – Any behavior or action, which interrupts/disrupts the orderly operation of the classroom. Some examples include moving around the classroom without permission, continuously blurting out in class, inappropriate noises, etc.
Dress Code – Students must be in dress code each day.
Gum – Chewing gum is not permitted in the building or in the classroom.
Inappropriate Comments/Disrespect – Directed at another student or the course content
Learning – Student is not prepared to learn (materials or work).
Littering - Purposefully littering on campus or in the classroom

Physical Contact – Any physical contact , such as pushing and horseplay (unnecessary "playing" that risks the safety of others).
Property Misuse – Use of property other than its intended function
Technology/Phone Violation – Minor offense. Ex: Playing games – Students are not permitted to use their computers or tablets for games during the school day (without permission of teacher), or communicate with other students. See "Acceptable Computer Use Policy" in the Family Guidebook. Students found in violation are also subject to loss of device or internet access on campus.
Unauthorized Area – Students are not allowed in unauthorized areas. Some examples include, playing out of bounds on the playground, asking to use the bathroom yet going to another area, leaving the school without permission, etc.
Consequence Guidelines
• Warning(s)/Student Conference • Parent Contact- Phone call, e-mail, or conference. Student may also be referred to the school counselor. • Referral to administration.

Tier 2 Behavior - Major Behavior Violations These offenses are referred to and handled by school administration.
Abusive or Inappropriate Language – Use of vulgar or indecent language or gestures directed at staff members or students
Bullying – See "PLP Bullying Policy." Unwanted, aggressive behavior that involves a real or perceived power imbalance. The behavior is *repeated* over time. Bullying often includes actions such as making threats, spreading rumors, attacking someone physically or verbally, and excluding someone from a group on purpose.
Bus Behavior - Students are expected to follow all directives from the school bus driver and/or designated safety monitor at all times while riding a school bus or any school-owned or operated vehicle. Failure to comply may result in the suspension or revocation of transportation privileges, and/or suspension from school. **The following behaviors are strictly prohibited:**

➔ **Delaying the bus schedule** **Fighting or physical aggression** **Use of profanity or disrespectful language** **Refusal to follow the driver's instructions** **Tampering with or damaging the vehicle** **Getting off at unauthorized stops** **Distracting the driver through disruptive behavior** **Throwing objects inside or from the vehicle** **Ignoring bus safety procedures** School transportation is an extension of the school environment, and all students are expected to behave in a safe, respectful, and responsible manner while riding.
Communication of a Threat - Willfully threatening to physically injure a person or willfully threatens to damage the property of another. The threat is communicated to the other person, orally, in writing, or by any other means.
Dishonesty/Cheating – Lying to others, including school personnel. Giving or receiving another student's work (any portion thereof), allowing another student to copy his/her work, plagiarism, or using unauthorized notes or other information on a quiz, test or assignment. No credit will be given for the assignment or assessment. Students shall follow the PLP Honor Code.
Disrespectful Behavior – Blatant disrespect directed at any staff member or student
Fighting – Any physical exchange between two or more individuals.
Harassment – Aggressive pressure or intimidation applied to others, including sexual harassment outlined below.
Insubordination/Non-Compliance – Defying reasonable requests or directives from any teacher or staff member when in the school or school event setting.
"**Pantsing**" - Pulling down another person's pants under any circumstance will result in disciplinary action and may be treated as sexual harassment.
Physical Aggression - Behavior that causes physical harm to others, or threatens to.
Photographing other students or teachers without their permission - taking, sharing, or posting to social media any photo or video of another person without their permission.
Racial and/or demeaning comments and/or acts – it is our expectation that each student and staff member will be accepting of others opinions, beliefs, attitudes, appearance, dress, color, religion and/or sexual orientation.
Safety – Creating an unsafe environment for self and/or others or impeding the safety of

others.
Sexual Harassment – Unwelcomed sexual attention; rumors; offensive sexual remarks about looks, orientation and behavior**;** and sexual images being shown. This includes cyber, digital, verbal or written communications or behaviors. ***See Title IX** Types of conduct which are prohibited in at PLP and which may constitute sexual harassment include, but are not limited to: ● Unwelcome sexual flirtations or propositions. ● Sexual slurs, epithets, threats, verbal abuse, derogatory comments, or sexually degrading descriptions. ● Sexual jokes, stories, drawings, pictures, or gestures. ● Spreading sexual rumors. ● Touching an individual's body or clothes in a sexual way.
Teacher-In-Charge – Inappropriate behavior or comments while a substitute teacher is serving in a classroom.
Technology/Phone Misuse – Obscene, pornographic, threatening, or otherwise inappropriate use of technology is strictly prohibited. This includes, but is not limited to, email, social media, instant messaging, cyberbullying, web content, AI generated, deep fakes or the use of hardware and software in a manner that disrupts or compromises the safety and welfare of the school community. These rules apply regardless of whether the behavior occurs on or off school property, including at home or on private networks. Additionally, altering or tampering with the pre-set PLP (Personalized Learning Platform) software image or configuration is not permitted and may result in disciplinary action. Pine Lake Prep adheres to the provisions of the Children's Internet Protection Act (CIPA).
Vandalism – The malicious or willful damage or destroying of school property or other's property.
Violence/Aggression through writing or depiction- Students may not depict, write , or communicate about the use of weapons or violence.
Weapons – The possession of and/or use of
Consequence Guidelines
• Administrative Conference with student • Administrative Conference with parents /guardians • In-School Suspension (1-3 days) • Out-of-School Suspension (1-10 days)

- Possible DSS or Police Intervention

Pine Lake Preparatory Bullying Consequence Matrix

Pine Lake Preparatory (PLP) is committed to implementing methods and strategies for promoting school environments that are free of bullying, harassing and/or intimidating behavior. Bullying or harassing behavior is any pattern of gestures or written, electronic or verbal communication, or any physical act or any threatening communication that takes place on school property, at any school sponsored function or on a school bus. Behaviors include, but are not limited to, acts reasonably perceived as being motivated by any actual or perceived differentiating characteristics, such as race, color, religion, ancestry, national origin, gender socioeconomic status, academic status, gender identity or expression, physical appearance, sexual orientation, or mental, physical development, sensory disability, or by association with a person who has or is perceived to have one more ore of these characteristics.

This policy will apply, including but not limited to, the following circumstances:

1. While at school or on school grounds before, during and after school hours
2. While being transported to or attending any school activity.
3. During any and all school functions, extracurricular, co-curricular, or other school activity or event.
4. Any time or place when the behavior has a direct and immediate effect on maintaining order and discipline in the schools.

Additional information related to the Bullying Policy at PLP can be obtained in the Pine Lake Preparatory Family Guidebook.

Type of Bullying	**School Consequence**
Repeated and Targeted Verbal/Social Relational Bullying: direct insults, put downs, name calling, spreading rumors/lies about someone to damage their reputation or punish them socially. Verbal, Non-Verbal Threats. AND/OR **Cyber Bullying**: verbal and social using social media /technology.	**1st Offense:** ● Discipline Referral ● Contact parent/both offender and target ● 1-3 Days ISS/OSS (depending on investigation) ● Referral to Counselor for follow up and support/mediation **2nd Offense:** ● Discipline Referral ● Contact parents of both offender and target ● 1-5 days OSS

	● Offender and target referred to counselor **3rd Offense:** ● Discipline Referral ● Contact Parent of both offender and target ● 3-10 days OSS ● Offender and target referred to counselor
Physical: intentional, imbalanced and *repeated* hitting, punching and pinching, etc.	**1st Offense:** ● Discipline Referral ● Contact parent of both offender and target ● Offender and target potentially referred to Counselor for individual intervention and support ● 1-5 Days ISS/OSS (pinching, shoving) ● 1-5 Days OSS (spitting, assault, hazing, biting) **2nd Offense:** ● Discipline Referral ● Contact parents of both offender and target ● 1-5 Days OSS (pinching, shoving, etc) ● 5 -10 Days OSS (assault, hazing, biting) ● 10 Days OSS (spitting, assault w/injury) ● SRO involvement at the discretion of Principal. ● Offender and target referral to Counselor for follow up and support **3rd Offense:** ● Discipline Referral ● Contact parent/both offender and target ● 5-10 Days OSS (pinching, shoving, spitting, etc) ● 10 Days OSS or recommendation for long term suspension (assault w/injury) ● SRO/Police involvement

Sexual Harassment/Sexual Discrimination - Physical, Verbal and/or Cyber: continued, unwanted attention of a sexual nature	**Title IX :** In order to give rise to a complaint under **Title IX**, sexual harassment must be sufficiently severe, persistent, or pervasive that it adversely affects a student's education or creates a hostile or abusive educational environment. For a one-time incident to rise to the level of harassment, it must be severe. We will follow procedure under **Title IX** for sexual harassment that is sufficiently severe, persistent or pervasive that is adversely affects a student's education or creates a hostile or abusive educational environment **No formal Title IX complaint:** **1st Offense:** ● Discipline Referral ● Contact parent of both offender and target ● 1-10 days ISS or OSS (depending on investigation) ● Referral of both parties to counselor ● SRO Involvement **2nd Offense:** ● Discipline Referral ● Contact parent of both offender and target ● 1-10 days of OSS ● Referral of both parties to counselor ● SRO Involvement **3rd Offense:** ● Discipline Referral ● Contact parent of both offender and target ● 1-10 days of OSS ● Referral of both parties to counselor ● SRO/Police Involvement

North Carolina Reportable Offenses

Reportable Offenses – The following offenses must be reported by state law, along with a detailed description of each offense, to local law enforcement. These offenses can be found at https://www.dpi.nc.gov/media/1785/open.

1. Assault Resulting in Serious Personal Injury

- An intentional offer or attempt by force or violence to do injury to the person of another that causes reasonable apprehension of immediate bodily harm resulting in one of the following: (1) substantial risk of death, (2) serious permanent disfigurement, (3) a coma, (4) a permanent or protracted condition that causes extreme pain, (5) permanent or protracted loss or impairment of the function of any bodily member or organ, or (6) that results in prolonged hospitalization.

2. Assault Involving Use of a Weapon

- An intentional offer or attempt by force or violence to do injury to the person of another that causes reasonable apprehension of immediate bodily harm through the use of one of the following: (1) any gun, rifle, pistol, or other firearm, (2) BB gun, (3) stun gun, (4) air rifle, (5) air pistol, (6) bowie knife, (7) dirk, (8) dagger, (9) slingshot, (10) leaded cane, (11) switchblade knife, (12) blackjack, (13) metallic knuckles, (14) razors and razor blades, (15) fireworks, or (16) any sharp-pointed or edged instrument except instructional supplies, unaltered nail files and clips and tools used solely for preparation of food, instruction, and maintenance.

3. Assault on School Officials, Employees, and Volunteers

- An intentional offer or attempt by force or violence to do injury to a school official, employee, or volunteer that causes reasonable apprehension of immediate bodily harm while the school official, employee, or volunteer is discharging or attempting to discharge his/her duties.
    - The "duties" of a school official, employee, or volunteer include the following: (1) all activities on school property, (2) all activities during a school authorized event or the accompanying of students to or from that event, and (3) all activities relating to the operation of school transportation.
    - An "employee" includes (1) one who is employed by a local board of education, (2) one who is employed by a charter school, (3) one who is employed by a nonpublic school that operates under Part 1 or Part 2 of Article 39 of Chapter 115C of the General Statutes, or (4) an independent contractor if the independent contractor or employee of the independent contractor carries out duties customarily performed by employees of the school.

- A "volunteer" is one who volunteers his/her services or presence at any school activity and is under the supervision of an employee.
- This offense includes assaults on school personnel that do not involve the use of a weapon and do not result in apparent serious injury.

4. Making Bomb Threats or Engaging in Bomb Hoaxes -

- A person who, with intent to perpetrate a hoax, conceals, places, or displays in or at a public building any device, machine, instrument, or artifact, so as to cause any person reasonably to believe the same to be a bomb or other device capable of causing injury to persons or property.
  - A "public building" encompasses all educational property, as defined in G.S. 14-269.2, including: (1) any school building or bus, and (2) school campus, grounds, recreational area, athletic field, or other property owned, used, or operated, by any board of education or school board of trustees or directors for the administration of any school.
  - "Public buildings" also include: (1) hospitals, and (2) buildings that house only State, federal, or local government offices, or the offices of the State, federal, or local government located in a building that is not exclusively occupied by the State, federal, or local government.
  - This offense includes when a person communicates a bomb threat by any means.

5. Willfully Burning a School Building

- A person who wantonly and willfully sets fire to, burns, causes to be burned, or aids, counsels, or procures the burning of any schoolhouse or building owned, leased, or used by any public school, private school, college, or educational institution.

6. Homicide

- A murder which is perpetrated by one of the following means: (1) nuclear, biological, or chemical weapon of mass destruction, (2) poison, (3) lying in wait, (4) imprisonment, (5) starving, (6) torture, (7) any other kind of willful, deliberate, and premeditated murder, (8) during the perpetration or attempted perpetration of an arson, rape, sex offense, robbery, kidnapping, burglary, or other felony committed or attempted with the use of a deadly weapon, (9) the unlawful distribution and ingestion by someone of opium or any other synthetic or natural salt, compound, derivative, or preparation of opium, cocaine, or methamphetamine resulting in death, or (10) all other types of murder.

7. Kidnapping

- A person who unlawfully confines, restrains, or removes from one place to another, any other person 16 years of age or over without the consent of such

person, or any other person under the age of 16 years old without the consent of a parent or legal guardian of such person, shall be guilty of kidnapping if such confinement, restraint, or removal is for the purposes of one of the following: (1) holding such other person for a ransom, as a hostage, or using such other person as a shield, (2) facilitating the commission of any felony or facilitating the flight of any person following the commission of a felony, (3) doing serious bodily harm to or terrorizing the person so confined, restrained, or removed by any other person, (4) holding such other person in involuntary servitude, (5) trafficking another person with the intent that the person be held in involuntary servitude or sexual servitude, or (6) subjecting or maintaining such other person for sexual servitude.

8. Unlawful, underage sales, purchase, provision, possession, or consumption of alcoholic beverages

- It shall be unlawful for a person younger than 21 years of age to possess, sell, give, or purchase any alcoholic beverages. It is also unlawful for any person to aid and abet a person under the age of 21 years old in his/her attempt to obtain an alcoholic beverage.
    - An "alcoholic beverage" includes the following: (1) malt beverage, (2) fortified wine, (3) unfortified wine, (4) spirituous liquor, (5) mixed beverages, or (6) beer.

9. Possession of Controlled Substance in Violation of Law

- It is unlawful for a person to possess or have in his/her immediate control any of the following: Marijuana, Heroin, LSD, Methamphetamine, Cocaine, Fentanyl, or any other drug listed in Schedules I - VI of the North Carolina Controlled Substances Act. (G.S. §90-89 through 90-94.)
    - The unauthorized possession of a prescription drug is included under this offense.
    - The principal should confer with law enforcement personnel if there is doubt as to whether or not a certain drug is considered a controlled substance.

10. Possession of a Firearm

- It is unlawful for any person to possess or carry any gun, rifle, pistol, or other firearm of any kind on educational property or to a curricular or extracurricular activity sponsored by a school.
    - This offense does not apply to a BB gun, stun gun, air rifle, or air pistol.
    - Persons authorized to carry weapons on school property are individuals carrying a concealed handgun with a permit as authorized by Chapter 14, Article 54B of the NC General Statutes as amended by Session Law

2013-369, and law enforcement officers, firefighters, and emergency service personnel when discharging their official duties.

11. Possession of a Weapon

- It is unlawful for any person to possess or carry, whether openly or concealed, any of the following weapons on campus or other educational property: (1) any BB gun, (2) stun gun, (3) air rifle, (4) air pistol, (5) bowie knife, (6) dirk, (7) dagger, (8) slingshot, (9) leaded cane, (10) switchblade knife, (11) blackjack, (12) metallic knuckles, (13) razors and razor blades, (14) fireworks, or (15) any sharp-pointed or edged instrument, except instructional supplies, unaltered nail files, clips, and tools used solely for preparation of food, instruction, maintenance.
    - "Educational Property" refers to any school building or bus, school campus, grounds, recreational area, athletic field, or other property owned, used, or operated by any board of education or school board of trustees, or directors for the administration of any school.
    - Persons authorized to carry weapons on school property are law enforcement officers, firefighters, and emergency service personnel when discharging their official duties

12. Rape

- A person is guilty of rape if that person engages in vaginal intercourse with another person by force and against the will of the other person, or if the person being assaulted is mentally disabled, mentally incapacitated, or physically helpless and the person performing the act knows or should reasonably know that the other person is mentally disabled, mentally incapacitated, or physically helpless.

13. Robbery With a Dangerous Weapon

- Any person or persons who, having in possession or with the use or threatened use of any firearms or other dangerous weapon, implement or means, whereby the life of a person is endangered or threatened, unlawfully takes or attempts to take personal property from another or from any place of business, residence, or banking institution or any other place where there is a person or persons in attendance, at any time, either day or night, or who aids or abets any such person or persons in the commission of such crime.

14. Sexual Assault (not involving rape or sexual offense)

- A person is guilty of sexual battery if he/she, for the purpose of sexual arousal, sexual gratification, or sexual abuse, engages in sexual contact with another person by force and against the will of the other person, or if the person being assaulted is mentally disabled, mentally incapacitated, or physically helpless and

the person performing the act knows or should reasonably know that the other person is mentally disabled, mentally incapacitated, or physically helpless.

15. Sexual Offense

- First-degree sexual offense: A person is guilty of a sexual offense in the first degree if the person engages in a sexual act with (1) a victim who is a child under the age of 13 years and the defendant is at least 12 years old and is at least four years older than the victim, or (2) with another person by force and against the will of the other person, and (a) employs or displays a dangerous or deadly weapon or an article which the person reasonably believes to be a dangerous or deadly weapon, (b) inflicts serious personal injury upon the victim or another person, or (c) the person commits the offense aided and abetted by one or more other persons.
- Sexual offense with a child (adult offender): A person is guilty of sexual offense with a child if the person is at least 18 years of age and engages in a sexual act with a victim who is a child and under the age of 13 years.
- Second-degree sexual offense: A person is guilty of a sexual offense in the second degree if the person engages in a sexual act with another person (1) by force and against the will of the other person, or (2) who is mentally disabled, mentally incapacitated, or physically helpless, and the person performing the act knows or should reasonably know that the other person is mentally disabled, mentally incapacitated, or physically helpless.

16. Taking Indecent Liberties With A Minor

- A person is guilty of taking indecent liberties with a child if, being 16 years of age or more and at least five years older than the child in question, he/she either: (1) willfully takes or attempts to take any immoral, improper, or indecent liberties with any child of either sex under the age of 16 years for the purpose of arousing or gratifying sexual desire, or (2) willfully commits or attempts to commit any lewd or lascivious act upon or with the body or any part or member of the body of any child of either sex under the age of 16 years.
    - A "lewd and lascivious act" is defined as an act that is obscene, lustful, or indecent, or tending to deprave the morals with respect to sexual relations.

Reportable Offenses Consequence Guidelines

- 1 – 10 days Out of School Suspension
- Potential recommendation to the Board for Education and Executive Director for an extended suspension and/or expulsion
- Required Police intervention
- Possible required counseling and/or threat assessment

Revised June 2025