

Restorative work : SA education is required and in addition to the referral for services

"In alignment with Va. Code § 22.1-277.2:1, ACPS requires any student involved in Code of Conduct violations related to alcohol or drug use or distribution to be referred to SA Services for evaluation and/or assessment for drug or alcohol abuse or both. If recommended by the SA Counselor (SAC) and with the consent of the student's parent/guardian, the student may be referred to participate in a community-based treatment program." (Source: [Policy JFC-Student Conduct- section](#) related to Prevention, Intervention, and Treatment programs).

Restorative Approach

The referral ACPS SA services is a reasonable response to the incident: *"In alignment with the SBAR system, disciplinary responses to misconduct should start at the lowest possible level reasonably calculated to change the student's behavior and to minimize the loss of instructional time." . (Source: [JFC-Student-Level System Section](#))*

Definition: AOD Offenses

- Use and attempt to use
 - Possess and attempt to possess
 - Procure or attempt to procure
 - Purchase or attempt to purchase
 - Distribute or attempt to distribute
 - Solicitation or attempt to solicit
- (Source: [Student Code pg. 49](#), & [JFCF-R/JFCI-R](#))

Restorative -MTSS

The Opportunity seminar is one of several interventions available that address the incidence from the restorative approach. Details at ACPS webpage: [The Opportunity Seminar](#), [Tiered services and CASEL competencies](#))

Principal's Authority and Due Process

The principal determines the **type of suspension** and whether the infraction warrants long-term suspension or expulsion. Students are entitled to due process, including **notice of the violation, an opportunity to respond**, and the **right to appeal**. Policy JFCF-R/JFCI-R states: *"When a violation of the Student Code of Conduct occurs that is considered to be especially serious (i.e., weapon at school, drugs or alcohol, physical altercation), the principal will make a determination as to whether or not the violation warrants consideration for long-term suspension or expulsion. Prior to this determination, your child has the right to due process, which means they will: 1) Be informed of the rule violation and evidence, 2) Be provided with an opportunity to present his/her side of the situation, 3) Be provided with an opportunity to appeal the decision. Once this has occurred, and your child has been suspended with a recommendation for expulsion or a disciplinary hearing, a representative from the Department of Student Services and Equity will contact you to schedule a hearing. Parents are encouraged to proactively contact the Department of Student Services and Equity at 703-619-8108 to establish a date and time for the hearing." **Note:** Not all disciplinary decisions are appealable, and not all disciplinary decisions have the same appeal process.* (Source: [Student Code of Conduct](#), pg. 45, 39-45)

Intervention Levels

AOD is considered corresponding to the Intervention and consequences level of infraction II and/or III. Not level I. The code advises that: *"Staff can identify tiered interventions and strategies for addressing unwanted behaviors from a preventative and restorative lens"*. On page 34, the infractions levels 1, 2, and 3 are outlined. However, regarding AOD, Substance Abuse Counseling is outlined as a level of infraction II and/or III, which indicates that the intervention includes administrative support and is solely administered by the administration at the school. (Source: [S Code of Conduct](#), pg. 36,35)

Disciplinary Obligations

Administrators can enforce **other alternatives consequences** to include: Restorative circle, Losing privileges(Sports, activities), Confiscation of item(s), Phone call to parent, Teacher-parent conference, Parent-teacher-student contract, Counseling, Behavioral contract, Request medical clearance, Manifestation determination review, Alternative program placement, Community service, Referred for assessment, 30 days suspension from activities, Detention, IEP modifications, Child study meeting, In school suspension, Loss or parking privilege, Long term removal, Referral to corresponding services, Suspension, Disciplinary hearing, Expulsion, Referral for services, BIP Plan, Police involvement, Possible criminal charges, Mandated drug education, Possible Court involvement, and Long term suspension (Source: [AOD policies](#) JFC, JFCF/JFCI, JFCF-R/JFCI-R, GBEC/JFCH/KGC , plus the Standards of Student Conduct and JFCF/JFCI, KNAJ title IV, CLA; JFCF-R/JFCI-R, in addition to, Va. Code 22.1-6).

Overview

Based on the policies outlined, the referral for SA services and restorative work is required, and the administrator has the authority to mandate such interventions under the corresponding level. The code indicates that other interventions do not replace referral to SA counselors when there are corresponding incidents related to AOD. On the contrary, they complement each other. If the student and or parent disagrees, they can submit an appeal letter, and the appeal meeting will decide. Also, not all disciplinary decisions are appealable, and not all disciplinary decisions have the same appeal process.