

ACEB - HAZING

Definitions

- *Hazing* is defined in N.D.C.C. § 12.1-17-10. Under this policy, “hazing” means willfully engaging in conduct against a student or coercing a student into engaging in conduct that creates a substantial risk of physical or psychological injury to a person in order for the student to be initiated into or affiliated with a school-sponsored student organization or for any other school-related purpose. Hazing includes, but is not limited to:
 - a. Any type of physical brutality such as whipping, beating, striking, branding, electric shocking, or placing a harmful substance on the body.
 - b. Any type of physical activity that adversely affects the mental or physical health or safety of the student such as, but not limited to: sleep deprivation, exposure to extreme weather, confinement in a restricted area, calisthenics, or other activity that subjects the student to a substantial risk of harm.
 - c. Any activity involving the consumption of any alcoholic beverage, drug, tobacco product or any other food, liquid, or substance that subjects the student to a substantial risk of harm or that adversely affects the mental or physical health or safety of the student.
 - d. Any activity that intimidates or threatens the student with ostracism; subjects a student to stress, embarrassment, shame or humiliation; adversely affects the mental health or dignity of the student; or discourages the student from remaining in school.
 - e. Any activity that causes or requires the student to perform a task that involves violation of state or federal law or of school district policies or regulations.
 - f. Any conduct that is committed in the course of an initiation into, an affiliation with, or the maintenance of membership in, a student organization and creates a substantial risk of physical or psychological injury.
- *Retaliation* includes, but is not limited to, any form of intimidation, reprisal, or harassment against another person who is subject to, participated in, or witnessed hazing as defined under this policy.

Prohibitions

The Board believes that hazing is seriously disruptive to school operations and the educational environment and is therefore strictly prohibited on school property; at school-sponsored events and activities; and off school property when the conduct meets the definition of hazing under this policy and is connected to a student group and/or school activity. No student, district employee, volunteer, or contractor shall plan,

direct, encourage, aid, or engage in hazing. No district employee, volunteer, or contractor shall permit, condone, or tolerate hazing.

Individuals found to be in violation of this policy shall be subject to disciplinary consequences in accordance with district policy and law. In addition, the District may report or refer individuals in violation of this policy to law enforcement.

Apparent permission or consent by a person being hazed does not lessen the prohibitions or consequences contained in this policy.

Reporting Requirements

Any person who believes they have been the victim of hazing, or any person with knowledge or belief that conduct that may constitute hazing has occurred, shall report the alleged acts immediately to a teacher, building principal, or the Superintendent. Teachers who receive a hazing complaint shall immediately report it to administration.

Submission of a good faith complaint or report of hazing will not affect the complainant's future employment, grades, or work assignments. Any district student, employee, volunteer, or contractor shall be subject to disciplinary action in accordance with policy and law if any such individual retaliates against an individual who makes a good faith report of alleged hazing or any person who testifies, assists, or participates in an investigation, proceeding, or hearing relating to hazing.

The District must receive actual notice of hazing in order to respond in accordance with the investigation procedure contained in this policy. Every report of hazing shall be investigated by administration, except when an administrator is the subject of the complaint. In such cases, the administrator's immediate supervisor shall conduct the investigation. The Board President shall conduct the investigation when the Superintendent is the subject of the complaint. The investigator may request assistance or designate a third party to conduct the investigation. The District may take immediate steps at its discretion to institute supportive measures and/or to protect the complainant, students, or others pending completion of an investigation of hazing.

Upon completion of the investigation, the District will take appropriate action. Such action may include, but is not limited to, a warning, in-school or out-of-school suspension, expulsion, transfer, remediation, termination, or discharge. Disciplinary consequences will be sufficiently severe to deter violations and to appropriately discipline prohibited behavior. District action taken for violation of this policy will be consistent with applicable statutory authority and district policies and regulations. Administration's decision shall be final and binding.

Complementing Policies:

- DE, Staff Code of Conduct
- FFK, Suspension and Expulsion
- FFK-BR, Suspension and Expulsion Regulations

End of Jamestown Public School District Policy ACEB . Adopted:11/18/2019 Amended 6/1/2026