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STUDENT CODE OF CONDUCT

The Purpose of the Student Code of Conduct

The KAPS Student Code of Conduct communicates the expectations of the KAPS Board of Trustees, administrators, and staff regarding student behavior; identifies a range of disciplinary management techniques that may be used to address misconduct of KAPS students; and delineates the misconduct outlined in Chapter 37 of the Texas Education Code that carries specific disciplinary consequences and procedures for implementation of such discipline under laws of the United States and the State of Texas.

As required by law, the District has developed and adopted a Student Code of Conduct that prohibits certain behaviors and establishes standards of acceptable behavior– both on and off campus– and consequences for violation of the standards. Students need to be familiar with the standards set out in the Student Code of Conduct, as well as campus and classroom rules.

All students of KAPS are entitled to basic rights of citizenship recognized and protected by law for persons of their age and maturity. In addition, students are expected to demonstrate respect for the rights, privileges, and property of others. The District supports the position that the benefits of education are dependent upon positive student attitudes toward learning and student adherence to high principles of behavioral conduct.

Students who violate the rights of others and/or who violate classroom, campus, or District rules and/or state and federal law will be subject to appropriate disciplinary measures. These actions are designed to correct misconduct and to promote adherence by all students to their responsibilities as responsible citizens in the KAP school community.

In accordance with state law, the Student Code of Conduct will be posted at each school campus or will be available for review at the office of the campus Superintendent. Parents shall be notified of any Student Code of Conduct violation that may result in a student being suspended, expelled, or taken into custody by a law enforcement officer under Chapter 37 of the Education Code.

Because the Code of Conduct is adopted by the district's board of trustees, it has the force of policy. In the event of a conflict between the Code of Conduct and the Student Handbook, the Code of Conduct shall prevail.

Please note: The discipline of students with disabilities who are eligible for series under federal law (Individuals with Disabilities Act and Section 504 of the Rehabilitation Act of 1973) is subjected to the provisions of those laws.

Expectations for Student Behavior

Schools are places of learning. For individual students and schools as a whole to succeed; courtesy, respect, and diligence are essential and are required. Overall, each student is expected to:

1. Demonstrate courtesy and respect for others by words and actions.
2. Behave in a responsible manner.
3. Be honest and exercise self-discipline.
4. Attend all classes, regularly and on time.
5. Be prepared for each class with appropriate materials and assignments.
6. Meet district and campus standards of grooming and dress.
7. Obey all classroom, campus, and District rules.
8. Respect the rights and privileges of students, teachers, and other district staff and volunteers.
9. Demonstrate respect for the rights, privileges, and property of others, including District property and facilities.
10. Cooperate with the school staff in maintaining safety, order, and discipline.
11. Adhere to the requirements of the Student Code of Conduct.

The Disciplinary Authority of the School District

Classroom, campus and/or District rules may be used to enforce the expectations for student behavior as identified above. Rules may be posted in classrooms, listed in the student handbook, found in District policy, or listed in the Student Code of Conduct the District has the authority to administer discipline whenever the interest of the school is involved on or off school grounds in conjunction with, or independent of, classes and school-sponsored activities. The District's disciplinary authority encompasses, but is not limited to, the following:

The district has disciplinary authority over a student:

1. During the regular school day and while the student is going to and from school or a school sponsored or school-related activity on district transportation;
2. While the student is traveling on the district transportation
3. While the student attends any school-related activity, regardless of time or location;
4. For any school-related misconduct, regardless of time or location;
5. When retaliation against a school employee, board member, or volunteer occurs or is threatened, regardless of time or location;
6. When a student engages in cyberbullying, as provided by Education Code 37.0832;
7. When criminal mischief is committed on or off school property school-related event;
8. For certain offenses committed within 300 feet of school property as measured from any point on the school's real property boundary line;
9. For certain offenses committed while on school property or while attending a school-sponsored or school-related activity of another district in Texas;
10. When a student is charged or commits a felony, as provided by Education Code 37.006 or 37.0081.
11. When the student is required to register as a sex offender.

The school district and administrators have the right to discipline students for improper phone use i.e. recording and/or posting videos of improper conduct that distracts from the learning environment.

The District has the right to search a vehicle driven to school by a student and parked on school property whenever there is reasonable cause to believe it contains articles or materials prohibited by the District.

The District has the right to search a student's personal belongings whenever there is reasonable cause to believe that it contains articles or materials prohibited by the District (KAPS Local)

The Superintendent or designee and other school administrators as appropriate shall report crimes as required by law and shall call local law enforcement when an administrator suspects that a crime has been committed on campus.

The District has the right to revoke the transfer of a transfer student for violating the District's code of conduct (KAPS Local Bus Permission Form).

The District may impose campus or classroom rules in addition to those found in the Student Code of Conduct. These rules may be posted in classrooms or given to the student and may or may not constitute violations of the Student Code of Conduct.

Threat Assessment and Safe and Supportive School Team

The Superintendent and/or administrator will work closely with the campus threat assessment safe and supportive school team to implement the district's threat assessment policy and procedures, as required by law, and shall take appropriate disciplinary action in accordance with the Code of Conduct.

Security Personnel

The board utilizes a School Guardian or School Marshall to ensure sufficient security and protection of students, staff, and property. In accordance with TEC 37.081(a),37.0811, the board has coordinated with the Superintendent and other district employees to ensure appropriate law enforcement duties are assigned to these persons. The law enforcement duties of a school guardian are to work in conjunction with the Hays County Sheriff's Department and KAPS ISD.

ESSENTIAL DUTIES OF SCHOOL GUARDIANS / SCHOOL MARSHALS

When the District establishes a School Guardian/School Marshal program, the individual shall operate strictly within the authority granted by Texas law, TCOLE licensing requirements, District written regulations, and the individual's appointment.

The primary purpose of the School Guardian/School Marshal role is prevention of murder or serious bodily injury on school premises.

Primary Responsibilities

A School Guardian/School Marshal shall:

1. Maintain a high level of situational awareness.
2. Monitor conditions that may indicate an immediate threat.
3. Recognize potential threats to students, staff, and visitors.
4. Respond to active attacks within the scope of legal authority and training.
5. Take appropriate action to prevent or stop an imminent threat of serious bodily injury or death.

6. Protect students, staff, and visitors during an active threat.
7. Coordinate with responding law enforcement.
8. Provide emergency information to the Incident Commander or appropriate authority.
9. Assist with emergency medical response when trained and appropriate.
10. Secure or protect assigned areas as authorized.
11. Maintain required equipment.
12. Complete required reports.
13. Immediately report circumstances affecting the individual's eligibility or authorization to serve.
14. Maintain all required TCOLE qualifications and training.

Texas law provides that a School Marshal may exercise specified peace-officer authority, subject to the governing body's written regulations, and may act as necessary to prevent or abate an offense threatening serious bodily injury or death on school premises.

Active Attack Response

When an active attack occurs, the School Guardian/School Marshal shall:

- immediately recognize the threat;
- activate or support emergency notification;
- respond consistent with training and legal authority;
- protect students, employees, and visitors;
- coordinate with responding law enforcement;
- provide information concerning the threat;
- follow applicable District emergency procedures;
- transition command and operational responsibilities to responding law enforcement as appropriate; and
- participate in the after-action review.

The School Marshal's authority shall never exceed the authority granted by law, TCOLE license, appointment, and District written regulations.

Firearm Responsibilities

If the School Guardian/School Marshal is authorized to carry a firearm, all firearm possession, storage, access, carry, security, inspection, and use shall comply with:

- Texas law;
- TCOLE requirements;

- the individual's license and appointment;
- District written regulations;
- applicable District weapons policies; and
- all applicable training requirements.

Firearms shall not be carried, displayed, stored, or used outside the authority granted by law and District policy.

Use of Force

Any use of force shall be:

- lawful;
- objectively reasonable under the circumstances;
- consistent with training;
- consistent with District policy;
- limited to the level reasonably necessary for the circumstances; and
- immediately reported and documented.

Any use of deadly force shall comply with applicable Texas law.

Psychological Fitness

School Marshals shall maintain all psychological-fitness requirements established by TCOLE and applicable law.

TCOLE requires psychological-fitness evaluation for School Marshal licensing and renewal/reapplication processes.

Participating in Graduation Activities

The district has the right to limit a student's participation in graduation activities for violating the district's Code of Conduct. Students eligible to give open and closing remarks at graduation shall be notified by the campus Superintendent or designee . Notwithstanding any other eligibility requirements, in order to be considered eligible, a student shall not have engaged in any misconduct that resulted in an out-of-school suspension, or expulsion during the semester immediately preceding graduation.
The valedictorian and salutatorian may also have speaking roles at graduation. No student shall be eligible to have such a speaking role if he or she engaged in any misconduct that resulted in

an out-of-school suspension, or expulsion during the semester immediately preceding graduation.

Unauthorized Persons

In accordance with Education Code 37.105, Superintendent, a school administrator, School Guardian, School Marshall shall have the authority to refuse entry to or eject a person from district property if the person refuses to leave peaceably on request and:
1. The person poses a substantial risk of harm to any person; or
2. The person behaves in a manner that is inappropriate for a school setting and persists in the behavior after being given a verbal warning that the behavior is inappropriate and may result in refusal of entry or ejection.

Discipline Management Techniques

▪ Verbal correction, oral or written
▪ Cooling-off time or brief, “time out” period in accordance with law.
▪ Seating changes in the classroom
▪ Counseling by teachers, counselors, or administrative personnel Behavioral contracts
▪ Parent telephone calls, letters and/or conferences
▪ Behavior Coaching
▪ Mediation
▪ Family group conferencing
▪ Grade reductions for cheating, plagiarism, and as otherwise permitted by policy.
▪ Temporary confiscation of items that disrupt the educational process and/or grade reduction as permitted by local policy
▪ Sending the student to the office or other assigned areas
▪ Assigning school duties other than class tasks
▪ Excluding student from school for remainder of the day
▪ Withdrawal of privileges, such as attendance at or participation in school sponsored or school related activities, eligibility for seeking and holding honorary offices.
▪ Restricting or withdrawing bus privileges
▪ Assigning students to at-home suspension
▪ Restitution to the District or an individual
▪ Referral to outside agency(ies) and/or legal authority(ies) for criminal prosecution in addition to disciplinary measures imposed by the District
▪ Other strategies and consequences as specified by school officials

▪ Detention– Before school, during lunch, or after school
▪ The Superintendent or Designee may restrict a student from attending or participating in extracurricular activities based on behaviors at school or school events.

Disciplinary action will draw upon the professional judgment of teachers and administrators and on a range of discipline management techniques including restorative practices. Disciplinary action will be correlated to the seriousness of the offense, the student's age, grade level, individual educational plan (IEP) for a student receiving special education services, frequency of the misbehavior, the student's attitude, the effect of the misconduct on the school environment, and statutory requirements. Because of these factors, discipline for a particular offense (unless otherwise specified by law) may bring into consideration varying techniques and responses.

In accordance with the Texas Education Code Subchapter A, Chapter 29, a student who is enrolled in a special education program may not be disciplined for conduct meeting the definition of bullying, harassment, or making a hit list until an ARD Committee has been held to review the conduct.

In deciding whether to order suspensions, or expulsion the District will take into consideration a disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct.

Student Code of Conduct Violations That Will Result in an In-School Consequence or an At-Home Suspension

The following Student Code of Conduct violations will result in an in-school consequence or an at-home suspension:

▪ Engaging in scholastic dishonesty which includes, but is not limited to, cheating on a test,

▪ Plagiarism, or unauthorized collaboration with another person in preparing written work

▪ Engaging in activities that can cause injury

▪ Leaving school grounds or school-sponsored events without permission

▪ Using profanity, vulgar language, or obscene gestures

▪ Fighting which does not cause bodily injury

▪ Stealing

▪ Disobeying school rules about conduct on school buses

▪ Failing to comply with lawful directives given by school personnel

▪ Committing extortion, coercion, or blackmail (obtaining money or another object of value from an unwilling person), or forcing an individual to act through the use of force or

▪ Threat of force (if less than a felony act)

▪ Committing or assisting in a robbery or theft that does not constitute a felony according to the Penal Code

▪ Engaging in ethnic or racial slurs

▪ Engaging in verbal abuse or derogatory remarks addressed to others

▪ Engaging in any misbehavior that gives school officials reasonable cause to believe that such conduct will substantially disrupt the school program or incite violence

▪ Engaging in inappropriate physical or sexual contact

▪ Possessing, smoking, or using tobacco products.

▪ Non-tobacco nicotine product, including nicotine pouches

▪ Possessing or using matches or a lighter

▪ Possessing or using a pocket knife or any other small knife

▪ Possessing or using a location-restricted knife

▪ A hand instrument designed to cut or stab another by being thrown

▪ Truancy

▪ Possessing a radio, CD player, iPod, gaming computer, Switch, speaker, or any other electronic device which disrupts the educational environment.

▪ Unless the use of such devices at special events or activities has been approved by the coach/sponsor or teacher

▪ Gambling of any kind

▪ Violating safety rules

▪ Violating dress and/or grooming standards

▪ Skateboards and rollerblades. Due to safety and liability implications, skateboards and roller blades will not be permitted on school grounds and will be confiscated for the semester.

▪ Damaging or vandalizing school property less than $1500.00

▪ Possessing or using a laser pointer for other than an approved use

▪ Possessing material that is pornographic

▪ Violating extracurricular standards of behavior

▪ Possessing ammunition

▪ Possessing mace or pepper spray

▪ Possessing razors, box cutters, chains, or any other object used in any way that threatens or inflicts bodily injury to another person

▪ Possessing air guns or BB guns

▪ Possessing fireworks of any kind, smoke or stink bombs, or any other pyrotechnic device

▪ Discharging a fire extinguisher

▪ Possessing or selling a ‘look-alike’ weapon that is intended to be used as a weapon or could reasonably be perceived as a weapon

▪ Possessing a stun gun

▪ A Firearm

▪ Possessing or using any articles not generally considered to be weapons, including school supplies, when the principal or designee determines that a danger exists

▪ Using a cellular telephone, watch with talk, text, or internet capabilities, or other telecommunications device at school during structured class time

▪ Forcing an individual to act through the use of force or threat of force

▪ Committing or assisting in a robbery or theft even if it does not constitute a felony according to the Penal Code. (Felony robbery or theft offenses are addressed later in the Student Code of Conduct.)

▪ Inappropriate or indecent exposure of a student's private body parts

▪ Possessing or selling look-alike drugs or items attempted to be passed off as drugs or contraband

▪ Possessing or selling seeds or pieces of marijuana in less than a usable amount.

▪ Possessing, using, selling, under the influence of, or distributing any amount of CBD, VAPES or other marijuana product in any form on school grounds, school event, or within 300 feet of district property

▪ Possessing, using, giving, or selling paraphernalia related to any prohibited substance (See glossary)

▪ Abusing the student’s own prescription drug, giving a prescription drug to another student, or possessing or being under the influence of another person’s prescription drug on school property or at a school-related event

▪ Violating the District’s policy of taking prescription drugs and over-the-counter drugs at school

▪ Violating computer use policies, rules, or agreements signed by the student, and/or agreements signed by the student's parent

▪ Using the Internet or other electronic communications to threaten students or employees, or cause disruption to the educational program or infringes on the rights of another student at school

▪ Sending, posting, delivering or possessing electronic messages that are abusive, obscene, sexually oriented, threatening, harassing, damaging to another's reputation, or illegal, including cyberbullying and “sexting” either on or off school property, if the conduct causes a substantial disruption to the educational environment or infringes on the rights of another student at school

▪ Engaging in verbal or written exchanges that threaten the safety of another student, a school employee, or school property

▪ Possessing published or electronic material that is designed to promote or encourage illegal behavior or that could threaten school safety; using e-mail or Web sites at school to encourage illegal behavior; or threatening school safety

▪ Urinating outside in the back yard or other areas outside of designated facilities.

▪ Placing illegal, dangerous, or poisonous items in another student’s food or drink or deceiving a student by giving them a substance, represented to be a safe substance, which may cause the student to become ill.

▪ Selling or buying items at school that are not part of a school related fundraiser, for example trading cards, cd’s, video games, etc.

▪ Encouraging, promoting, or attempting to assist another student in violating the Code of Conduct can result in a Level 1 or Level 2 consequence depending on the type of violation that is being promoted

General misconduct identified in the list of prohibited behaviors will result in application of one or more discipline management techniques consistent with law and the Student Code of Conduct. The Superintendent, designee or appropriate administrator will notify a student’s parent by phone or in person of any violation of the Student Code of Conduct that may result in

a suspension or expulsion. Notification will be made within three school days after the administrator becomes aware of the violation. The Superintendent or School Guardian shall also notify a student's parent if the student is taken into custody by a law enforcement officer under the disciplinary provisions of the education code.

The discipline of students with disabilities is subject to applicable state and federal law in addition to the Student Code of Conduct. To the extent any conflict exists, state and/or federal law. For more information regarding discipline of students with disabilities.

General misconduct violations will not necessarily result in the formal removal of the student from class or another placement but may result in a routine referral, formal removal, or the use of one or more discipline management techniques.

In deciding whether to order suspension, the District will take into consideration: self-defense, intent or lack at the time the student engaged in the conduct, and the student's disciplinary history.

Each day of at-home suspension is considered an unexcused absence. A student who is suspended at home may not attend or participate in school sponsored or school-related events and shall receive a grade no higher than 70 for all graded work. Students will be responsible for securing all make-up work; one day of make-up time will be allowed for each two days of at home suspension time. A student who is suspended at home may not visit the District campus unless arrangements have been made with the campus Superintendent. If a student appears on KAPS campus without the Superintendent's permission, the student may be charged with criminal trespass.

The district shall ensure a student receives access to coursework for foundation curriculum courses while the student is placed in out-of-school suspension, including at least one method of receiving this coursework that doesn't require the use of the internet.

A student removed from the regular classroom to in-school suspension or another setting, other than a DAEP, will have an opportunity to complete before the beginning of the next school year each course the student was enrolled in at the time of removal from the regular classroom. The district may provide the opportunity by any method available, another distance learning option, or summer school. The district will not charge the student for any method of completion provided by the district.

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Note: ***All students participating in a fight, recording a fight, posting a recorded school fight, or inciting a fight by words or deed, or by any other action*** contributing to a fight (regardless of who starts it) may be suspended. Other students in the area should try to prevent the fight to seek assistance, or to move away from the fight. Students involved may receive a citation for fighting and the incident may be reported to the Justice of the Peace.

First Offense– Up to 5 Days Suspension and may result in a citation by local law enforcement

Second Offense– may result in expulsion

Scholastic Dishonesty
The penalty for any form of scholastic dishonesty (cheating, plagiarism, etc.) may be a zero for the work involved. In addition, there will also be discipline consequences assigned.

Dress Code
The district's dress code is established to teach grooming and hygiene, prevent disruption, and minimize safety hazards. Students and parents may determine a student's personal dress and grooming standards, provided that they comply with the following:

- **General Appearance**
    - All students are required to wear a shirt or blouse; pants, skirts, or dress; and appropriate footwear at all times. Clothes must not disrupt school activities. Accessories and makeup must not be distracting or disrupt school activities. Clothing and footwear will be clean, neat, and in good repair. Pants with excessive holes or tears in them will not be acceptable and students wearing such clothing will be required to change (no holes are permitted above the fingertips when arms and fingers are fully extended at the sides of the student). Pajama-type clothing and house slippers/shoes may not be worn, unless it is a scheduled school spirit day. Shoes with wheels or rollers are not permitted on school property at any time. No undergarments or underwear shall be visible at any time. Students are required to adhere to these guidelines in the interest of maintaining the educational environment and safety.

- **Extracurricular Activities: Guidelines for Dress**

  Extracurricular activities directors may make their own rules, in accordance with District policy, concerning dress and hair that is deemed necessary to insure that participants' appearance and/or conduct will make a favorable impression at home or at

out-of-town activities. The principal, in conjunction with the sponsor, coach, or other person in charge of an extracurricular activity, may regulate the dress and grooming of students who participate in the activity.

- **Writing on clothing/Person**
    - Shirts, caps, jackets and other apparel and attire with writing that is vulgar, obscene, or uses profanity will not be worn. The advertising of, or emblems of, alcoholic beverages, drugs, tobacco products, profanity, or emblems of seductive or sexually insinuating nature are against dress code policy. These will not be worn or displayed.

- **Final authority**
    - Final judgment in enforcing this policy and determining appropriate student attire will rest with the administration.

- **Consequences**
    - If the campus administration determines that a student's grooming or clothing violates the school's dress code, the student will be given an opportunity to correct the problem at school. Students will not be permitted to go home to change into appropriate clothing.

Code of Conduct Violations That Will Result in an At-Home Suspension and/or Expulsion:

• Engaging in conduct punishable as a felony, other than those listed as offenses involving injury to a person in Title 5 of the Penal Code, that occurs off school property and not at a school-sponsored or school-related event, if the student's presence in the regular classroom threatens the safety of other students or teachers or will be detrimental to the educational process

▪ The student receives deferred prosecution for conduct defined as a felony offense in Title 5 of the Penal Code; or

▪ The student has been found by a court to have engaged in delinquent conduct for conduct defined as a felony offense in Title 5 of the Penal Code.

• The Superintendent, Behavioral Threat Assessment team or designee determine that the student's presence in the regular classroom meets the criteria from The Texas School Safety Center Behavioral Threat Assessment.

• Conduct that contains the elements of a weapons offense, as provided in Penal Code Section 46.02 or 46.05;

• Conduct that contains the elements of assault, sexual assault, aggravated assault, or aggravated sexual assault, as provided by the Penal Code; or

• Selling, giving, or delivering to another person or possessing, using, or being under the influence of any amount of marijuana, an alcoholic beverage, or a controlled substance or dangerous drug as defined by federal or state law

Students will be Subject to Expulsion is the student engages in any of the following:

- the student engages in conduct relating to a false alarm or report (including a bomb threat) or a terrorist threat involving a public school.

- if the student commits these offenses on school property or within 300 feet of school property as measured from any point on the school's real property boundary line, or while attending a school-sponsored or school-related activity on or off school property:

- engages in conduct punishable as a felony

- commits an assault under Penal Code 22.01(a)(1). (See glossary) Assault (no bodily injury) with threat of imminent bodily injury. Assault by offensive or provocative physical contact

- Sells, gives, or delivers to another person, or possesses, uses, or is under the influence of a controlled substance, or dangerous drug in an amount not constituting a felony offense, or any other mind-altering substance; including, but not limited to synthetic drugs, e-cigarettes, or vapes.

- Sells, gives, or delivers to another person an alcoholic beverage; commits a serious act or offense while under the influence of alcohol; or possesses, uses, or is under the influence of alcohol.
- Engages in conduct that contains the elements of the offense of retaliation against any school employee on or off school property. (Committing retaliation in combination with another expellable offense is addressed in the expulsion section of this Student Code of Conduct.)

- Engages in conduct punishable as a felony listed under Title 5 of the Penal Code when the conduct occurs off school property and not at a school-sponsored or school-related event and:

- the student receives deferred prosecution (See glossary)

- a court or jury finds that the student has engaged in delinquent conduct (See glossary)

- The Superintendent or designee has a reasonable belief that the student engaged in the conduct.

- For any offense that is a state-mandated expellable offense if the offense is committed on the property of another District in Texas or while the student is attending a school sponsored or school-related activity at a school in another District in Texas

- Selling, giving, or delivering to another person, or possessing, using, or being under the influence of any amount of marijuana, a controlled substance, or a dangerous drug, if the conduct is not punishable as a felony

- Selling, giving, or delivering to another person, or possessing, using, or being under the influence of any amount of alcohol; or committing a serious act or offense while under the influence of alcohol, if the conduct is not punishable as a felony

- Engaging in conduct that contains the elements of an offense relating to abusing volatile chemicals

- Engaging in conduct that contains the elements of assault under Section 22.01(a)(1) against an employee or a volunteer

- Engaging in deadly conduct

- Committing aggravated assault, sexual assault, or aggravated sexual assault

- Using, exhibiting, or possessing a firearm (as defined by state law, an illegal knife, a club, or prohibited weapon, or possessing a firearm (as defined by federal law)

- Engaging in conduct that contains the elements of assault under Penal Code 22.01(a)(1) in retaliation against a school employee or volunteer

Retaliation against a school employee combined with one of the above-listed offenses on or off school property or at a school-related activity

A student who violates classroom, campus, or District rules, which are not specifically listed in the Student Code of Conduct, may be disciplined by one or more discipline management techniques. For violations not specifically referenced in the Student Code of Conduct, the teacher/administrator is not required to make a Student Code of Conduct violation report, and the Superintendent is not required to notify the parent/guardian. Discipline shall be designed to improve conduct and to encourage students to adhere to their responsibilities as members of the school community. Disciplinary action shall draw on the professional judgment of teachers and administrators and on a range of discipline management techniques, including restorative practices. Discipline shall be based on seriousness of the offense, the student's age and grade level, the frequency of misbehavior, the student's attitude, the effect of the misconduct on the school environment, and statutory requirements. Any one or more of the procedures described in this document will be followed when assigning or recommending:

1. Routine referral
2. In School Suspension
3. At Home Suspension
4. Expulsion

Note: *Prior to the placement of a special education student in an AEP or expulsion of a special education student, the appropriate Admissions, Review, and Dismissal (ARD) committee will determine whether or not the misconduct is a manifestation of the student's disability.*

Consequences for At-home Suspension:

If the Student Code of Conduct violation requires at-home suspension, the administrator will explain the allegations to the student and allow the student an opportunity to respond to the allegations. The administrator will render a ruling based on the information and notify the parent/guardian within 72 hours if a consequence is administered. A student who is suspended at home may not attend or participate in school sponsored or school-related activities. Students may be suspended for any behavior listed in the Student Code of Conduct as a general

misconduct violation, or expellable offense. State law allows a student to be suspended for as many as three school days per behavior violation, with no limit on the number of times a student may be suspended in a semester or school year.

A student who is to be suspended will have an informal conference with the Superintendent or appropriate administrator advising the student of the alleged misconduct. The student will have the opportunity to respond to the allegation before the administrator decides. The number of days of a student's suspension will be determined by the Superintendent or other appropriate administrator, but will not exceed three school days. The Superintendent or other appropriate administrator will determine any restrictions on participation in school sponsored or school-related extracurricular and co-curricular activities. Students with disabilities are subject to applicable state and federal law in addition to the Student Code of Conduct. To the extent any conflict exists, state and/or federal law will prevail.

Formal removal from class will be initiated by a teacher if:

1. The student's behavior has been documented by the teacher as repeatedly interfering with the teacher's ability to teach his or her class; or

2. The behavior is so unruly, disruptive, or abusive that the teacher cannot teach, and the students in the classroom cannot learn.

A teacher or administrator must remove a student from class if the student engages in behavior that under the Education Code requires or permits the student to be placed in a DAEP or expelled. A teacher or administrator may remove a student from class for a behavior that the District has determined is a violation of the Student Code of Conduct.

Within three school days, the Superintendent or designee will schedule a conference with the student’s parent, the student and the teacher in the case of a teacher, superintendent, or administrator removal

At the conference, the superintendent or appropriate administrator will inform the student of the misconduct for which he or she is charged and will give the student an opportunity to give his or her version of the incident. The superintendent or administrator will notify the student of the consequences of the Student Code of Conduct violation. When a teacher removes a student from the regular classroom and a conference is pending, the superintendent or appropriate administrator may place a student in:

▪ Another appropriate classroom or
▪ Out-of-school suspension.

Returning a Student to the Classroom

A student who has been formally removed from class by a teacher for conduct against the teacher containing the elements of assault, aggravated assault, sexual assault, or aggravated sexual assault may not be returned to the teacher's class without the teacher's consent.

A student who has been formally removed by a teacher for any other conduct may be returned to the teacher's class without the teacher's consent if the placement review committee determines that the teacher's class is the best or only alternative available.

Removal From The Bus

A bus driver may refer a student to the Administration office to maintain effective discipline on the bus. The superintendent or appropriate administrator must employ additional discipline management techniques, as appropriate, which can include restricting or revoking a student's bus riding privileges.

Anyone in the state of Texas that rides a school bus that is equipped with seatbelts, MUST ride with the seatbelt on and fastened. Students may be given a discipline referral from an adult on the bus if they do not abide by this rule. A repeated offense can result in the student being removed from the bus in accordance with law.