

Bonneville Joint School District No. 93

CODE OF STUDENT CONDUCT

**Updated 2018
Unabridged Version**

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Introduction

In order to maximize educational opportunities for students, Bonneville Joint School District No. 93 has adopted this Code of Student Conduct to support the creation of a safe, positive learning environment for every student, employee, and school visitor.¹ Effective learning in school requires discipline, which is defined as the absence of disturbances that interfere with the effective functioning of the school community and the presence of a friendly, business-like atmosphere where students and school personnel work cooperatively toward mutual goals. Every student has the right to learn and every teacher has the right to teach. Anything or anyone interfering with these rights should be corrected or removed from the school environment.

In addition to this Code, the Board of Trustees has adopted policies and procedures that govern conduct in the District. Policies are referenced herein and can be viewed www.d93schools.org by clicking on About D93 tab → Board of Trustees → Board Policies. Code of Student Conduct can be viewed under the Parent & Students tab. Copies of both policies and Code of Student Conduct can be printed from the website or obtained from any school office or the District Office at 3497 N. Ammon Road, Idaho Falls, Idaho.

Students and parents/guardians should review all information in the Code of Student Conduct carefully and discuss the consequences of violating the rules. When a student registers for school, either as a new student or a returning student, parents/guardians and students will acknowledge they have reviewed the Code of Student Conduct together. This acknowledgement is required for each student for each year the student attends school in District 93. This acknowledgement will indicate they have reviewed the Code of Student Conduct and are aware of the explanation of rules it provides.

Questions regarding the Code of Student Conduct should be directed to the building principal or to either the Superintendent or Deputy Superintendent at 208-525-4400.

Purpose of the Code of Conduct

This Code of Student Conduct is not comprehensive nor is it a contract between the District and students or their parents or guardians and may be amended at any time. The purpose is to assist students, teachers, and administrators in maintaining an environment conducive to learning. It establishes a zero-tolerance policy for conduct that may endanger the safety of students, staff, or the community and/or disrupts the educational experience for other students. The Code clearly states the District's standards for acceptable student conduct and explains the consequences for unacceptable and serious misbehavior.

The Code of Student Conduct will:

1. Describe the scope of the code, equal opportunity, language access, and reporting discrimination or harassment;
2. Describe the roles of parents/guardians, students, and school personnel regarding cooperation required to facilitate effective learning;
3. Describe student and parent/guardian rights and responsibilities regarding general information, student enrollment, consistent and timely attendance, counseling services, promotion or retention, grades and/or credit, appropriate dress and grooming, student driving and parking on school premises, free speech/expression and student publications, privacy of student records, privacy and property rights, search and seizure, use of technology, and student activities and assembly;
4. Describe the right to appeal including grievance procedures;

¹IDAPA 08.02.03.160 Safe Environment and Discipline

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5. Describe disciplinary actions;
6. Describe the process for reporting discrimination or harassment;
7. Identify levels of offenses and how rule violations are labeled;
8. List the Code of Student Conduct rules.
9. Identify and standardize procedures for administering formal disciplinary actions when violations occur; and
10. List pertinent definitions.

Scope of the Code

Although increasing age and maturity should lead to students assuming greater responsibility for their actions and may require different types of disciplinary action, the procedures identified in this Code of Student Conduct shall apply to all Bonneville Joint School District No. 93 students.¹

School officials may discipline students for misconduct as defined in this Code that occurs:

1. on school premises at any time;
2. during any school-sponsored activity, function, or event regardless of location;
3. while being transported to and from school, including at bus stops; or to school sponsored events, field trips, or extracurricular or co-curricular activities on school buses or other conveyances at public expense; or
4. off school grounds whenever the conduct may reasonably be expected to:
 - a. undermine the proper disciplinary authority of District employees;
 - b. be detrimental to the health, safety, and/or welfare of the school community; or
 - c. disrupt the school environment.

Equal Opportunity Statement

Bonneville Joint School District No. 93 complies with all federal, state, and local laws, and provides an equal opportunity for all students. Discrimination in admission, grading, discipline, or any other activity based on race, creed, color, national origin, religion, ancestry, age, marital status, sexual orientation (known or perceived), gender identity expression (known or perceived), gender, handicap, nationality, or citizenship is prohibited.² All decisions will be administered without regard to any of these categories.

¹ To ensure the safety and well-being of all students and staff, rules of conduct also apply to visitors to District schools during school hours or during school activities. All visitors shall report to the individual school's office prior to entering hallways or classrooms (Policy #3557 School Visitations). Failure to do so may be cause for removal and/or prosecution for loitering.

² Policy #3280 Equal Education, Non-discrimination, and Sex Equity, Policy #3220 Student Use of Buildings: Equal Access, and Policy #3382 Student Clubs and Organizations

Language Access Statement

Regarding school related information, students and parents or guardians whose first language is not English have the right, where feasible, to translation and interpretation services free of charge. If requested by the student or his/her parent or guardian, the District will provide language access services through qualified personnel as far as it is practicable. To request copies of this Code in languages other than English, please contact Special Services at 208-557-6893.

SECTION 1

COOPERATION REQUIRED TO FACILITATE EFFECTIVE LEARNING

Effective learning requires cooperation among parents or guardians, students, and educators.

1.1 COOPERATION IS FACILITATED BY PARENTS OR GUARDIANS WHO:

- 1.1.1. Communicate regularly with school personnel concerning their child's progress and conduct¹ including the use of the PowerSchool Parent Portal.²
- 1.1.2. Encourage their child's daily attendance and promptly report and explain an absence or tardiness to school authorities.³
- 1.1.3. Provide their child with resources needed to complete schoolwork.⁴
- 1.1.4. Assist their child to be healthy, neat, and clean.
- 1.1.5. Notify school personnel of any problem affecting their child or other students.⁵
- 1.1.6. Discuss report cards and work assignments with their child.⁶
- 1.1.7. Maintain up-to-date telephone numbers (home, work, and emergency) at the school, including doctor and hospital preferences, and emergency health care forms.⁷

¹ Policy #2655 Parent Teacher Conferences

² This is the online site for parents/guardians to view student progress. Parents/guardians will have a login for their student(s). They can view their student's grades and attendance, grade history, attendance history, email notification, teacher comments, and the school bulletin. The school will send a letter to parents/guardians containing parent and student login information at the beginning of the school year.

³ Policy #3040 Compulsory Attendance, Policy #3050 Attendance, Policy #3055 Attendance for Driving Privileges, and Idaho Code 33-202 School Attendance Compulsory

⁴ Policy #2630 Homework and Policy #2635 Make-up Work

⁵ Policy #4110 Public Complaints, Policy #4112 Uniform Grievance, #4112F1 Uniform Grievance Concern Form, and #4112F2 Uniform Grievance Response Form

⁶ Policy #2620 Grading and Progress Reports

⁷ Policy #3540 Emergency Treatment, Policy #3510 Student Medication, #3510E Parent's Medication Request and Release Overview, #3510F1 Medication Release and Request Form, #3510F2 Authorization for Self-Administered /Emergency Medication, #3510F3 Indemnification/Hold Harmless Agreement, Policy #3515 Managing Anaphylaxis, #3515F1 Authorization for Self-Administered and Emergency Medication, #3515F2 Indemnification-Hold Harmless Agreement

1.2 COOPERATION IS FACILITATED BY STUDENTS WHO:

- 1.2.1. Punctually attend all classes daily.¹
- 1.2.2. Come to class with appropriate materials.
- 1.2.3. Respect all individuals and property.
- 1.2.4. Refrain from profane or inflammatory statements.
- 1.2.5. Behave in a safe and responsible manner.²
- 1.2.6. Are clean, neat, and properly dressed.
- 1.2.7. Are responsible for their own work.
- 1.2.8. Follow transportation, school, and classroom rules.³
- 1.2.9. Seek to make changes in an orderly, recognized manner.⁴

1.3 COOPERATION IS FACILITATED BY SCHOOL PERSONNEL WHO:

- 1.3.1. Attend school regularly and punctually.
- 1.3.2. Perform their duties with appropriate materials.⁵
- 1.3.3. Respect all individuals and property.
- 1.3.4. Refrain from profane or inflammatory statements.
- 1.3.5. Behave in a safe and responsible manner.⁶
- 1.3.6. Are clean, neat, and appropriately dressed.
- 1.3.7. Abide by and enforce the rules of the school and policies of the Board of Trustees.
- 1.3.8. Seek changes in and orderly, recognized manner.⁷
- 1.3.9. Use a variety of informal disciplinary and guidance methods prior to, during, and after formal disciplinary action, including:⁸
 - Conferences and/or contacts with administrators, students, parents or guardians, and teachers.
 - Student program adjustments.
 - Referral to counseling and/or special services for help deemed necessary.
 - Referral to appropriate outside agencies for specific concerns.

¹ Policy #3050 Attendance

² Policy #3285 Student Conduct

³ Policy #8240 Student Conduct/Discipline on Buses; and Idaho Code 33-512 (6) Governance of schools

⁴ Policy #4112 Uniform Grievance

⁵ Policy #2110 Lesson Plans; Policy #2113 Use of Curriculum; Policy #2150 Copyright Compliance; Policy #2160 Classroom Use of Videos and Movies; Policy #2180 Flag Displays; Policy #2185 Pledge of Allegiance – National Anthem; and Policy #2340 Controversial Issues and Academic Freedom

⁶ Policy #5200 Code of Ethics for Idaho Professional Educators; Policy #5240 Personal Conduct; and IDAPA 08.02.02.076 Code of Ethics for Idaho Professional Educators

⁷ Policy # 4112 Uniform Grievance

⁸ Policy #3285 Student Conduct; Policy #3350 Student Detention; Policy #3355 Student Suspension; Policy #3360 Student Expulsions – Denial of Enrollment; and Idaho Code 33-512 (6) Governance of schools

SECTION 2

RIGHTS AND RESPONSIBILITIES

Individual rights involve associated responsibilities, and are related to the health, safety, and welfare of the school community as a whole. Each school principal is responsible for managing his/her school, under the supervision of the Superintendent or his/her designee and pursuant to the policies of the Board of Trustees. All parents or guardians and students share with the administration and faculty responsibility to develop a safe learning environment.¹ The administration, faculty, and staff shall assist in orderly operation of the school and help to assure rights of students and parents or guardians.

2.1 GENERAL

STUDENT RIGHTS <i>Each student has the right to:</i>	STUDENT RESPONSIBILITY Students shall have the responsibility to:
2.1.1 A free appropriate public education if the student is between the ages of seven (7) and twenty-one (21) years of age. ²	2.1.8 Have knowledge of and conform to applicable laws as well as District policy and transportation, school, and classroom rules and regulations.
2.1.2 <u>Not</u> be excluded from public schools or from school privileges because of disability or eligibility for special education services and programs or because of race, gender, color, religion, sexual orientation (known or perceived), gender identity expression (known or perceived), or national origin. ³	2.1.9 Dress and groom in conformity with <u>Dress and Grooming Section 2.7</u> of this Code.
2.1.3 A safe and orderly school environment. ⁴	2.1.10 <u>Not</u> use indecent, obscene, or foul language.
2.1.4 Be treated with respect and honesty.	2.1.11 Obey school officials. ⁷
2.1.5 <u>Not</u> be subjected to corporal punishment. ⁵	2.1.12 Show good sportsmanship while participating in school related events. ⁸
2.1.6 Request and receive interpretation and translation assistance for school-related matters if English is not their primary language (where feasible). ⁶	2.1.13 Report incidents or activities that may threaten or disrupt the school environment to a teacher, staff member, principal or designee, Student Resource Officer (SRO) or the Director of Safe Schools. ⁹
2.1.7 The procedures set forth in Section 3 of this Code, <u>Right to Appeal Unfair Penalties</u> .	

¹ IDAPA 08.02.03.160 Safe Environment and Discipline

² Idaho Code § 33-202 School attendance compulsory
20 U.S.C. § 1400 et seq Individuals with Disabilities Education Act

³ Policy #3280 Equal Education, Non-discrimination, and Sex Equity

⁴ Policy #3295 Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing,

⁵ Policy #3345 Corporal Punishment

⁶ Policy #2415 Parent Involvement in Title 1 Schools

⁷ Policy #3285 Student Conduct

⁸ Policy #3387 Extracurricular/Co-Curricular Activities Code of Conduct

⁹ See note 4

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2.1 GENERAL (continued)

<p>PARENT/GUARDIAN RIGHTS <i>Each parent/guardian shall have the right to:</i></p>	<p>PARENT/GUARDIAN RESPONSIBILITY <i>Each parent/guardian shall have the responsibility to:</i></p>
<p>2.1.14 Request and be granted a conference with the teacher and/or principal.¹</p> <p>2.1.15 Receive translations and/or interpretations of any written or verbal communications regarding their child where feasible.²</p> <p>2.1.16 Appeal disciplinary actions as provided in Section 3 of this Code.</p> <p>2.1.17 Receive reasonable accommodations for any disability, upon request and proof of medical necessity, to facilitate participation in their child's education, to the extent all parents/guardians are permitted to participate.³</p>	<p>2.1.18 Present to school officials any concern or complaint in a calm, reasoned manner.⁴</p> <p>2.1.19 Work with the school on academic, disciplinary, or other related matters pertaining to their child.</p> <p>2.1.20 Plan a time and place for homework assignments and provide necessary supervision.</p> <p>2.1.21 Talk with their child about school activities and expected behavior.</p> <p>2.1.22 Know the rules set forth in this Code and review them with their child.</p>

<p>RIGHTS OF VICTIMS IN SCHOOL RELATED OFFENSES <i>Any victims have the right to:</i></p>
<p>2.1.23 Contact a teacher, counselor, staff member, principal, superintendent or designee, or Director of Safe Schools.</p> <p>2.1.24 Appear at a student's disciplinary hearing to testify to the facts of any Level 4 violation of this Code as it relates to the victim.</p> <p>2.1.25 <u>File a grievance pursuant to the District's policy #4112 <i>Uniform Grievance</i> or #4110 <i>Public Complaints</i>.</u></p> <p>2.1.26 Pursue criminal charges through the Criminal Justice or Juvenile Court Systems. To do so, a victim may initiate charges with the Bonneville County Sheriff's Office or file a private criminal complaint.</p>

¹ Policy #2655 Parent – Teacher Conferences

² Policy #2415 Parent Involvement in Title 1 Schools

³ Policy #4150 Accommodating Individuals with Disabilities

⁴ Policy # 4112 Uniform Grievance; Uniform Grievance Concern Form #4112F1; Policy #4110 Public Complaints; Policy #4105 Public Participation in Board Meetings; Request to Appear Before the Board #4105F

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2.2 STUDENT ENROLLMENT

Parents or guardians are obligated to abide by student entrance age, identification, and immunization requirements of Idaho State law.¹ A certified birth certificate and immunization records shall be required prior to student admission to any District school. Proof of residence may also be required.

PARENT/GUARDIAN RIGHTS <i>Each parent/guardian shall have the right to:</i>	PARENT/GUARDIAN RESPONSIBILITY <i>Each parent/guardian shall have the responsibility to:</i>
<p>2.2.1. Be informed of District policy regarding enrollment requirements.</p> <p>2.2.2. Enroll homeless children irrespective of the ability to produce normally required records.²</p> <p>2.2.3. A maximum forty (40) day grace period to produce a child's certified birth certificate or other legal proof of the child's identity and age.³</p> <p>2.2.4. Produce other reliable proof of the child's identity and birth date accompanied by an affidavit explaining the inability to produce a certified birth certificate.⁴</p> <p>2.2.5. Provide at the time of first admission a statement upon the State of Idaho <u>SCHEDULE OF INTENDED IMMUNIZATIONS</u> form for a child who is in the process of receiving or has been scheduled to receive required immunizations.⁵</p> <p>2.2.6. Supply valid immunization exemption documentation for reasons of immunity due to having had the disease, endangerment of life or health, or objection on religious or other grounds.⁶</p>	<p>2.2.7. Present a certified birth certificate from the Bureau of Vital Statistics or other legal proof of their child's identity and age upon enrollment or within forty (40) calendar days of enrollment.⁷</p> <ul style="list-style-type: none"> • Understand that the principal or designee will immediately notify the Bonneville County Sheriff's Office of parent/guardian failure to provide a child's birth certificate within the time limits. • Understand that the principal or designee will immediately notify the Bonneville County Sheriff's Office of any documentation or affidavit received that appears suspicious in form or content. • Understand that failure to comply with birth certificate or immunization records requirements constitutes a misdemeanor. • Understand that a child, <u>not</u> in compliance with the birth certificate requirement, will be suspended and/or denied attendance at any school within the District until requirements are met. <p>2.2.8. Present an immunization certificate statement signed by a physician or physician's representative stating the type, number, and dates of immunizations or a valid medical, religious, or personal exemption recorded on the State of Idaho <u>IMMUNIZATION REQUIREMENTS EXEMPTION</u> form for each child upon enrollment.⁸</p> <ul style="list-style-type: none"> • Understand that a student <u>not</u> in compliance with the immunization records requirement will be suspended and/or denied attendance at any District school. • Understand that a child who is admitted to school and fails to continue the schedule of intended immunizations will be excluded until documentation is presented to the principal or designee. • Understand that a student exposed to a contagious or infectious disease for which they have <u>not</u> been immunized will be excluded from school. <p>2.2.9. Provide proof of residency when a student initially enrolls in a school and whenever a change of residence occurs.⁹</p>

¹ Idaho Code § 33-201 School age; Idaho Code § 18-4511 School duties—Records of missing child—Identification upon enrollment—Transfer of student records; Idaho Code §39-4801 Immunization required; and IDAPA 16.02.15 Immunization Requirements for Idaho Children

² Policy #3060 Education of Homeless Children

³ Policy #3002 Birth Certificate; and Idaho Code 18-4511 School duties – records of missing child – identification upon enrollment – Transfer of student records

⁴ See note 3

⁵ Policy #3004 Immunization Requirements

⁶ See note 5

⁷ Policy #3000 Entrance Age; Policy #3002 Birth Certificate; Idaho Code 18-4511 School duties – Records of missing Child – Identification upon enrollment – Transfer of student records

⁸ See note 5; Idaho Code §39-4801 Immunization required; Idaho Code 39-4802 Exemptions; and IDAPA 16.02.15 Immunization Requirements for Idaho Children

⁹ Policy #3006 Proof of Residency

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2.3 ATTENDANCE

Under Idaho State law, parents or guardians are obligated to enforce the compulsory school attendance laws.¹ Such laws are intended to facilitate development of skills and knowledge necessary for students to learn to function in a modern democratic society through regular school attendance.

STUDENT RIGHTS <i>Each student has the right to:</i>	STUDENT RESPONSIBILITY <i>Each student shall have the responsibility to:</i>
<p>2.3.1. Be informed of District and individual school policies regarding absenteeism and tardiness.</p> <p>2.3.2. Appeal a decision pertaining to an absence.</p> <p>2.3.3. Make-up class work within the prescribed time limits for excused absences.²</p> <p>2.3.4. Remain in the regular school program or attend an alternative program if married, a parent, or an expectant mother.³</p>	<p>2.3.6. Be on time and attend school daily at least ninety percent (90%) of the time school is in session.⁴</p> <p>2.3.7. Remain on campus at the elementary and middle schools after arriving at school for the day, unless departure with parent, guardian, or other designee has been cleared through the school office.⁵</p> <p>2.3.8. Obtain make-up assignments from teachers after an excused absence.⁶</p> <ul style="list-style-type: none"> • Complete make-up work within two (2) school days or within the time equal to number of days absent plus one. The make-up time <u>shall not</u> exceed six (6) school days. • Understand that additional make-up time may be granted by the teacher only in extenuating circumstances. • Understand that credit for make-up work <u>is not</u> allowed after unexcused absences or truancies. <p>2.3.9. Obtain permission from teachers and/or school officials in advance when planning to be absent to participate in school-sponsored activities.</p> <p>2.3.10. Obtain permission from the school administrator in advance when planning to be absent because of participation in school-related honors or rewards earned in local, regional, state, or national competitions.</p> <p>2.3.11. Understand that final exams <u>shall not</u> be taken early to facilitate a planned absence.⁷</p> <p>2.3.12. Attend Saturday school when required and work on school assignments.</p> <p>2.3.13. Understand that failure to attend Saturday school may result in suspension or loss of credit.⁸</p>

¹ Idaho Code 33-201 School age; Idaho Code 33-202 School attendance compulsory; Idaho Code 33-207 Proceedings against parents or guardians; Idaho Code 33-208 Kindergartens and child attendance not compulsory; Idaho Code 33-211 Students' driver's licenses; and Policy #3040 Compulsory Attendance

² Policy #2635 Make-Up Work

³ Policy #3280 Equal Education, Non-discrimination, and Sex Equity

⁴ Policy #3050 Attendance

⁵ Policy #3558 Releasing Students to Authorized Individuals; Policy #3550 Removal of Students during School Hours; Policy #3610 Relations with Non-Custodial Parents

⁶ Policy # 2630 Homework; Policy #2635 Make-Up Work

⁷ See note 3

⁸ Policy #3350 Student Detention

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2.3 ATTENDANCE (continued)

STUDENT RIGHTS <i>Each student has the right to:</i>	STUDENT RESPONSIBILITY <i>Each student shall have the responsibility to:</i>
2.3.5. Be protected from exposure to communicable diseases and infestations when at school. ¹	2.3.14. <u>Not</u> attend school if afflicted with a communicable or contagious disease. ² 2.3.15. Understand that failing to meet enrollment and attendance requirements may result in suspension of driving privileges. ³

PARENT/GUARDIAN RIGHTS <i>Each parent/guardian has the right to:</i>	PARENT/GUARDIAN RESPONSIBILITY <i>Each parent/guardian has the responsibility to:</i>
2.3.16. Receive a prompt report of their child's tardiness or absence from one or more classes. ⁴ 2.3.17. Be informed of the date and time of required Saturday School at least two (2) school days in advance. ⁵ 2.3.18. Appeal a decision pertaining to an absence of their student. ⁶	2.1.19 Pursuant to Idaho state law, encourage and facilitate regular and timely attendance at school for the whole school day for each child who is between the ages of seven (7) and sixteen (16). 2.1.20 Provide school officials an adequate explanation and appropriate proof of the reason for their child's absence from school. ⁷ 2.1.21 Understand that if their children, who are within the age of compulsory attendance, are in violation of the attendance requirements, such children shall come under the purview of the juvenile corrections act. ⁸ 2.1.22 Understand that when parents or guardians fail, neglect, or refuse to place their child (between the ages of seven (7) and sixteen (16) in school or to have him/her comparably instructed, or knowingly allow their child to become a habitual truant, proceedings shall be brought directly against the parents or guardians. ⁹ 2.1.23 Understand that if such parent or guardian is found to have knowingly allowed their child to become a habitual truant, they shall be guilty of a misdemeanor. ¹⁰

¹ Policy #3520 Contagious or Infectious Diseases; Policy #3525 Head Lice; Policy #3535 Bloodborne Pathogens

² See note 1

³ Policy #3055 Attendance for Driving Privileges

⁴ Policy #3050 Attendance

⁵ See note 4

⁶ See note 4

⁷ See note 4

⁸ Idaho Code 33-206 Habitual truant defined

⁹ Idaho Code 33-207 Proceedings against parents or guardians

¹⁰ See note 9

2.4 COUNSELING

Because personal concerns of students can seriously limit educational development, school personnel shall provide a counseling and guidance program and make relevant information available to students.¹

STUDENT RIGHTS Each student has the right to be:	STUDENT RESPONSIBILITIES Each student has the responsibility to:
2.4.1. Informed of guidance services available at the school.	2.4.3. Use guidance services for his/her own educational and personal improvement.
2.4.2. Granted time for scheduled counseling appointments when such appointments <u>will not</u> seriously interfere with class work.	2.4.4. Schedule counseling appointments in advance unless the problem is an emergency.

2.5 PROMOTION OR RETENTION (K-6)

Students thrive best when placed in or promoted to grade levels with other students who have compatible age, physical, social, and emotional status. Students who demonstrate reasonable effort to meet grade-level expectations, commensurate with their ability and rate of learning should be promoted. Those students who do not demonstrate reasonable effort should be retained.²

STUDENT RIGHTS Each student has the right to:	STUDENT RESPONSIBILITIES Each student has the responsibility to:
2.5.1. Know grade-level expectations.	2.5.3. Put forth his/her best effort in meeting grade level expectations.
2.5.2. Be promoted or retained commensurate with their demonstrated effort, rate of learning, and/or ability.	2.5.4. Understand that absent reasonable effort he/she may be retained.

PARENT/GUARDIAN RIGHTS Each parent/guardian has the right to:
2.5.5. Make the decision to have their student retained or promoted regardless of recommendations made by school personnel.
2.5.6. Understand that a notice of such decision will be placed in the child's cumulative file.

¹ Idaho Code 33-1212 *Elementary School Counselors*; Idaho Code 33-1212A *College and career advisors and student mentors*; and IDAPA 08.02.03.108 *Guidance Programs*

² Policy #2600 *Promotion/Retention (K-6)*

2.6 GRADES AND/OR CREDIT

An academic grade should reflect the teacher’s objective assessment of a student’s achievement. Therefore, academic grades should not be used to maintain order in a classroom. Neither should student behavior be included as a negative factor in calculating such grades.

STUDENT RIGHTS <i>Each student has the right to:</i>	STUDENT RESPONSIBILITIES <i>Each student has the responsibility to:</i>
<p>2.6.1. Receive a teacher’s class standards, procedures, and requirements to earn each letter grade at the beginning of each year or semester course.¹</p> <p>2.6.2. Receive the grade earned in each class.</p> <p>2.6.3. Receive reasonable notification from teachers when <u>unsatisfactory</u> academic work is being performed.</p> <p>2.6.4. Receive a grade for work performed when being disciplined when the discipline <u>is not</u> directly related to an academic performance requirement.</p>	<p>2.6.5. Know the grading procedures for each class.</p> <p>2.6.6. Put forth conscientious effort in classroom work and homework.</p> <p>2.6.7. Perform at his/her best academic level.</p> <p>2.6.8. Make every effort to improve if notified of unsatisfactory performance.</p> <p>2.6.9. Understand that grades granted for partial credit <u>will not</u> be computed for purposes of determining membership in honor groups or class rank.</p> <p>2.6.10. Understand that grades for classes designated as pass or fail <u>will not</u> be included in the student’s overall grade point average.</p> <p>2.6.11. Make up an incomplete grade by the end of the next succeeding grading period.</p> <p>2.6.12. Understand that an incomplete grade will be recorded as an “F” on the permanent record.²</p> <p>2.6.13. Know that credit for make-up work <u>is not</u> allowed during temporary suspensions when the suspension is related directly to an academic performance requirement.³</p> <p>2.6.14. Understand that suspension or expulsion may adversely affect specific academic grades.</p>

PARENT/GUARDIAN RIGHTS <i>Each parent/guardian has the right to:</i>
<p>2.6.15. Receive regular official reports of their student’s academic progress.⁴</p> <p>2.6.16. Receive notification of their student’s grade status prior to a “D” or an “F” (or the elementary equivalent) grade being issued.⁵</p> <p>2.6.17. Receive an explanation for the basis of any grade given by the teacher.</p>

¹ Policy #2620 Grading and Progress Reports

² See note 1

³ Policy # 2630 Homework, Policy #2635 Make-Up Work,

⁴ See note 1

⁵ See note 1

2.7 DRESS AND GROOMING

One of the fundamental purposes of school is to provide the foundation for creation and development of a proper attitude toward education. To further this purpose, it is essential to create and maintain an effective teaching and learning environment. Student attire impacts the teaching and learning environment as well as the responses of others toward them. Clothing can either promote an effective educational environment, or it can disrupt the educational climate and process. Student dress and grooming remain the primary responsibility of the student and his/her parents or guardians. However, dress or grooming that disrupts the learning process or endangers the health or safety of the school community shall become a disciplinary matter.¹

STUDENT RIGHTS

Each student has the right to:

- 2.7.1. Be informed of the school dress and grooming code at the beginning of each school year.
- 2.7.2. Wear clothes of their choice as long as those clothes are appropriate for school, are not dangerous to health, safety, or morals, and do not create a substantial and material disruption to the educational climate.
- 2.7.3. Appeal judgments of inappropriate dress and/or grooming.

STUDENT RESPONSIBILITIES

Each student has the responsibility to:

- 2.7.4. Keep dress and grooming clean, healthy, sanitary, and safe.
- 2.7.5. Exercise sound judgment based upon the standard of appropriateness for the school setting.
- 2.7.6. Follow dress and grooming standards established by school authorities for participating in school activities.
- 2.7.7. Wear items of apparel (clothing, cosmetics, tattoos, jewelry) that do not disrupt the favorable learning atmosphere or decorum of the school. The following are not acceptable:
 - a. See-through clothing or clothing that depicts see-through clothing.
 - b. Clothing that exposes undergarments or that portrays exposure of undergarments.
 - c. Clothing that permits excessive exposure of bare skin (including but not limited to: shorts, short skirts, bare midriffs, bare backs, off the shoulder shirts or blouses, spaghetti straps, strapless garments, tank tops, revealing necklines that expose excessive cleavage, etc.).
 - d. Excessively tight or revealing clothing (tights worn as outerwear, spandex, bathing/swimming wear, sleep wear, etc.).
 - e. Clothing that depicts or alludes to, by color, picture, symbol, or word:
 - alcohol or tobacco;
 - drugs or controlled substances;
 - drug paraphernalia;
 - gangs;
 - violence;
 - sexually explicit, lewd, profane, vulgar, indecent, suggestive, or offensive material; or
 - illegal acts.
 - f. Wearing jewelry, emblems, badges, symbols, signs, codes, or other things that evidence membership or affiliation in any gang.²

¹ Idaho Code § 33-512 Governance of schools

² Policy #3310 Gangs and Gang Activity

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2.7 DRESS AND GROOMING (continued)

STUDENT RESPONSIBILITIES

Each student has the responsibility to:

- 2.7.8. Not wear head coverings (scarves, curlers, bandanas, sweatbands, caps, hats, hoods, or other similar coverings) in the school.
- 2.7.9. Not wear sunglasses to class or in the school building unless prescribed by a physician.
- 2.7.10. Always wear appropriate footwear.
- 2.7.11. Button shirts/blouses appropriately.
- 2.7.12. Zip zippers on pants and skirts.
- 2.7.13. Fasten belts worn with pants or shorts.
- 2.7.14. Understand that class entrance may be denied if dressed or adorned inappropriately.
- 2.7.15. Understand that all class time missed to change inappropriate attire will be deemed unexcused absences.
- 2.7.16. Understand that insubordination or refusal to change improper attire may result in suspension or expulsion.
- 2.7.17. Understand that repeated dress code violations may result in suspension or expulsion.

PARENT/GUARDIAN RIGHTS

Each parent/guardian has the right to:

- 2.7.18. Be notified each time their student is asked to change inappropriate attire or leave school because of inappropriate attire.

2.8 STUDENT DRIVING AND PARKING ON SCHOOL PREMISES

Regulations governing student travel to and from school in private vehicles are necessary to protect both drivers and non-drivers. Driving and parking on District property is not a right; it is a privilege that must be controlled in order to fulfill District accountability to parents and guardians and to control loiterers.

STUDENT RIGHTS <i>Each student has the right to:</i>	STUDENT RESPONSIBILITIES <i>Each student has the responsibility to:</i>
<p>2.8.1. Be informed that elementary and middle school campuses are closed.</p> <p>2.8.2. Be informed of parking policies and procedures at the high schools.</p>	<p>2.8.3. Follow regulations established by the school administration.</p> <p>2.8.4. Park only in designated areas.</p> <p>2.8.5. Obey local and state traffic laws.</p> <p>2.8.6. Consent in writing to school searches of his/her vehicle and personal effects therein, when reasonable suspicion of wrongdoing exists.¹</p> <p>2.8.7. Provide access to the interior of his/her vehicle upon request of the principal or his/her designee.²</p> <p>2.8.8. Remain on campus at all high schools, except when released appropriately through the principal's office.</p>

2.9 FREE SPEECH/EXPRESSION AND STUDENT PUBLICATIONS

Because citizens in the United States are guaranteed self-expression in the First and Fourteenth Amendments of the Constitution, one of the basic purposes of public education is to prepare students for responsible self-expression. One of the important roles of the school is to provide opportunities for students to express themselves on a wide range of subjects.

STUDENT RIGHTS <i>Each student has the right to:</i>	STUDENT RESPONSIBILITIES <i>Each student has the responsibility to:</i>
<p>2.9.1. Affirm identity with American ideals through pledging allegiance to the flag, etc.³</p> <p>2.9.2. Refrain from any activity that violates the precepts of their religion.</p> <p>2.9.3. Hear all sides of subjects about which people disagree.⁴</p>	<p>2.9.4. Be informed about all sides of controversial issues.⁵</p> <p>2.9.5. Express disagreement or viewpoints in a manner that <u>does not</u> infringe on the rights of others and <u>does not</u> interfere with the educational process.⁶</p>

¹ Policy #3370 Searches and Seizure

² See note 1

³ Policy #2180 Flag Displays; Policy #2185 Pledge of Allegiance – National Anthem

⁴ Policy #2340 Controversial Issues and Academic Freedom; Policy #2341 Speakers in the Classroom and at School Functions

⁵ See note 4

⁶ Policy #4112 Uniform Grievance; Uniform Grievance Concern Form #4112F1; Policy #4283 Distribution of Non-school Sponsored Materials on School Premises; Policy #3250 Use of School Property for Posting Materials and District Electronic Equipment or Students for Distributing Information

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2.9 FREE SPEECH/EXPRESSION AND STUDENT PUBLICATIONS (continued)

STUDENT RIGHTS <i>Each student has the right to:</i>	STUDENT RESPONSIBILITIES <i>Each student has the responsibility to:</i>
<p>2.9.6. Give their opinions and points of view.</p> <p>2.9.7. Assemble peaceably on school grounds, or in school buildings, provided such assembly <u>does not</u> violate applicable Federal, State, and local regulations.¹</p> <p>2.9.8. Develop and distribute publications that have been deemed to be part of the educational process.²</p> <p>2.9.9. Develop non-school sponsored materials, outside of school property, and distribute such on school premises pursuant to school rules and District policies.³</p> <p>2.9.10. Expect that non-school sponsored materials distributed in schools <u>will not</u> sell a commercial product.</p> <p>2.9.11. Expect that materials distributed in schools <u>will not</u> be interpreted as illegal, defamatory, obscene, pornographic, slanderous, libelous, profane, vulgar, lewd, or likely to create a material and substantial disruption.⁴</p>	<p>2.9.12. At <u>no</u> time engage in speech or written expression that:</p> <ul style="list-style-type: none"> • is illegal; • is defamatory; • is obscene or pornographic; • is slanderous or libelous; • is profane, vulgar, or lewd; or • presents the likelihood of substantial disorder. <p>2.9.13. At <u>no time</u> distribute non-school sponsored material for the purpose of selling a commercial product or attempting to make a profit from the sale of products.</p> <p>2.9.14. Act with respect for the dignity of patriotic observances.⁵</p> <p>2.9.15. Respect the religious and personal beliefs of others.</p> <p>2.9.16. Plan, have approved, and conduct activities consistent with the policies of the school.⁶</p> <p>2.9.17. Make official student publications representative of viewpoints of the entire student body.⁷</p>

2.10 PRIVACY OF STUDENT RECORDS

STUDENT RIGHTS <i>Each student has the right to:</i>	STUDENT RESPONSIBILITIES <i>Each student has the responsibility to:</i>
<p>2.10.1 Expect that schools will keep student records safe, secure, and private.⁸</p> <p>2.10.2 See their own school records if eighteen (18) years of age or older.⁹</p>	<p>2.10.3 Learn how the information in their school records is gathered, how it is used, and what it means.</p>

¹ Policy #3220 Student Use of Buildings: Equal Access; Policy #3382 Student Clubs and Organizations; Policy #2340 Controversial Issues and Academic Freedom

² Policy #2395 School Year Books; Policy #3240 School Sponsored Student Publications

³ Policy #3245 Distribution of Non-school Sponsored Materials on School Premises; Policy #3250 Use of School Property for Posting Materials and District Electronic Equipment or Students for Distributing Information

⁴ See notes 2 and 3

⁵ Policy #2180 Flag Displays; Policy #2185 Pledge of Allegiance – National Anthem

⁶ See note 1

⁷ See note 2

⁸ Policy #3600 Student Records; Student Records – Notification of Parents Rights #3600E; Student Directory Information Opt-Out Form #3600F

⁹ See note 8

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PARENT/GUARDIAN RIGHTS <i>Each parent/guardian has the right to:</i>	
2.10.4	Inspect, copy, and challenge according to the appropriate guidelines all information contained in their minor child's records. ¹
2.10.5	Withhold the release of their minor child's name, address, and telephone number to Idaho colleges and universities, United States Armed Forces Recruiting Agencies, and other authorized agencies by completing the District Opt-Out Form and returning it to the school each year. ²

2.11 PRIVACY AND PROPERTY RIGHTS

To facilitate a school climate that is conducive to learning, and that assures the safety and welfare of students and personnel, video surveillance on District property is authorized. School officials may search the person and personal property of individuals on school property or at any school sponsored activity regardless of location. Such searches may include facilities furnished to students by the District. Property deemed to be a threat to the safety and welfare of the school community may be seized if there is reason to believe that an illegal act or violation of school rules is being or is about to be committed.

STUDENT RIGHTS <i>Each student has the right to:</i>	STUDENT RESPONSIBILITIES <i>Each student has the responsibility to:</i>
2.11.1. Notification that video surveillance may occur on District property.	2.11.4. <u>Not bring</u> to school or school activities materials prohibited by law or by District policy, or other items that will detract from the educational process.
2.11.2. Have privacy of personal possessions, unless school personnel have reasonable suspicion that a student possesses material prohibited by law or District policy. ³	2.11.5. Respect public and private property and refrain from damaging such property. ⁴
2.11.3. Attend schools where personal property is respected.	2.11.6. Understand that video surveillance may be used for investigations of criminal activity by appropriate law enforcement agencies and may be used by the principal or his/her designee to investigate violations of District policy. ⁵
	2.11.7. Understand that video recordings may become part of a student's educational record.

¹ Policy #3600 Student Records; #3600E Student Records – Notification of Parents Rights

² Student Directory Information Opt-Out Form #3600F

³ Policy #3370 Searches and Seizure

⁴ Policy #3325 Abuse of School Property

⁵ Policy #3560 Video Surveillance

2.12 SEARCH AND SEIZURE

To maintain order and security, school officials are authorized to conduct reasonable searches of school property and equipment as well as of students, their personal effects, and student vehicles parked on school property. The principal or his/her designee may request the assistance of law enforcement officials to conduct inspections and searches using specially trained dogs.¹

STUDENT RIGHTS <i>Each student has the right to:</i>	STUDENT RESPONSIBILITIES <i>Each student has the responsibility to:</i>
<p>2.12.1. Maintain personal items in student lockers as long as such items <u>do not</u> present a danger to persons or property or <u>are not</u> in violation of school rules and regulations or of the law.</p> <p>2.12.2. Assurance that any search <u>will not</u> be excessively intrusive.</p> <p>2.12.3. Assurance that whenever circumstances allow, searches will be conducted by school personnel of the same gender as the student being searched.</p> <p>2.12.4. Assurance that any search will be conducted in a manner that is reasonably related to its objectives.</p>	<p>2.12.5. Store only those items in student lockers that <u>are not</u> dangerous or in violation of school rules or the law.</p> <p>2.12.6. Understand that the principal or his/her designee has the authority to conduct random searches of lockers and cars or containers on school property <u>without</u> student notice or consent.</p> <p>2.12.7. <u>Not</u> obstruct, prevent, or hinder any reasonable search authorized by the principal or his/her designee.</p> <p>2.12.8. Understand that the principal or his/her designee has the authority to seize any contraband and turn such over to law enforcement personnel.</p>

PARENT/GUARDIAN RIGHTS <i>Each parent/guardian has the right to:</i>
<p>2.12.9. Notification when contraband or other illegal substances are found as a result of a search involving their child.</p>

2.13 USE OF TECHNOLOGY

Internet access and interconnected computer systems are available to the District's students, faculty, and staff. Electronic networks, including the Internet, are a part of the District's instructional program to promote educational excellence by facilitating resource sharing, innovation, and communication. Use is a privilege, not a right. Students and staff have no expectation of privacy in any materials that are stored, transmitted, or received via the District's electronic network or District computers.² Students may have cellular phones in their possession so long as they are not used in a manner that is disruptive of the educational process.³

¹ Policy #3335 Prohibition of Weapons; Policy #3370 Searches and Seizure; Policy #3372 Detection Dog Use; Policy #3375 Student Interviews; Policy #3377 Investigations and Arrests by Police; Policy #3401 Reasonable Suspicion Drug and Alcohol Testing
² Policy #3270 Computer Use Agreement; Policy #3275 Wireless Internet Access; Policy #3279 Internet Publishing
³ Policy #3265 Student-Owned Electronic Communications Devices

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STUDENT RIGHTS <i>Each student has the right to:</i>	STUDENT RESPONSIBILITIES <i>Each student has the responsibility to:</i>
<p>2.13.1. Use online telecommunications and networks to access information and resources as long as he/she adheres to stipulations contained in policy #3270 <u>Computer Use Agreement</u></p> <p>2.13.2. Use online telecommunications and networks to create intellectual products, collaborate, and communicate for educational purposes as long as he/she adheres to stipulations contained in policy #3270 <u>Computer Use Agreement</u></p> <p>2.13.3. Use online telecommunications and networks <u>without</u> fear that products or personal reputation will be violated, misrepresented, tampered with, destroyed, or stolen.</p> <p>2.13.4. Possess cellular phones pursuant to regulations in policy #3265 <u>Student-Owned Electronic Communications Devices</u>.</p>	<p>2.13.5. Be polite.</p> <p>2.13.6. Only use electronic devices as determined by the building administrators.</p> <p>2.13.7. Obtain permission from a staff member before using District provided access to electronic services and networks.</p> <p>2.13.8. Be responsible for safeguarding personal devices brought to school.</p> <p>2.13.9. Use appropriate language (<u>do not swear</u>, use vulgarities, or any other inappropriate language).</p> <p>2.13.10. Be cautious when revealing personal information.</p> <p>2.13.11. Use District provided access to electronic services and networks for educational benefit.</p> <p>2.13.12. Transmit email only to individuals who have a need to receive them.</p> <p>2.13.13. Understand the difference between appropriate and unacceptable uses of District provided electronic services and networks.</p> <p>2.13.14. Use District provided access to electronic services and networks in a responsible, efficient, ethical, and legal manner.</p> <p>2.13.15. Recognize that the use of District provided access to electronic services and networks is a privilege that can be withdrawn if engaged in unacceptable or illegal use of this resource.</p> <p>2.13.16. Notify System Administrators of any identified security problem.</p> <p>2.13.17. Notify System Administrators if passwords are no longer secure.</p> <p>2.13.18. Be responsible for use of the District network and internet and avoid sites that may include inappropriate materials for school-aged students.</p> <p>2.13.19. <u>No use</u> of cameras in any type of electronic device to take photographs in restrooms, locker rooms, and any other area where privacy is assumed.</p> <p>2.13.20. Obtain permission from a certified District employee before taking a photograph or video of any individual in an educational setting or during instructional time, including, but not limited to a classroom or lab.</p> <p>2.13.20. <u>Not sending</u> or receive personal messages, data, or information that would contribute to cheating on tests or exams.</p> <p>2.13.21. <u>Not engaging</u> in sexting.</p>

2.14 STUDENT ACTIVITIES AND ASSEMBLY

School activities give students a chance to interact in positive ways as they learn how to work together toward common goals. The primary purpose of the extracurricular and co-curricular program is to promote

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the physical, mental, aesthetic, social, emotional, and moral well-being of students through participation and competition.¹

STUDENT RIGHTS <i>Each student has the right to:</i>	STUDENT RESPONSIBILITIES <i>Each student has the responsibility to:</i>
2.14.1. Take part in extracurricular and co-curricular activities, assemblies, and school-approved organizations without discrimination based on age, color, disability, ethnicity, gender, linguistic differences, marital status, national origin, race, religion, socioeconomic background, sexual orientation, physical appearance, or for any other reason.	2.14.9. Always meet high standards of behavior and set a good example.
2.14.2. Use available school facilities for meetings.	2.14.10. Show respect to faculty and other members of the school community.
2.14.3. Publicize approved student organizations within established guidelines.	2.14.11. Keep extracurricular and co-curricular activities from interfering with academic work.
2.14.4. Consult with faculty advisors of school-approved clubs and groups.	2.14.12. Know and follow the rules for activities in which they choose to participate.
2.14.5. Take part in electing officers for student government.	2.14.13. Where applicable, know and follow the eligibility rules of the Idaho High Schools Activities Association (IHSAA), conferences, conventions, or contests.
2.14.6. Seek office in student government and/or school-approved clubs and groups without discrimination based on age, color, disability, ethnicity, gender, linguistic differences, marital status, national origin, race, religion, socioeconomic background, sexual orientation, or physical appearance, or for any other reason.	2.14.14. Meet academic eligibility requirements for participation. ³
2.14.7. Attend educational field trips or school sponsored activities. ²	2.14.15. Maintain school attendance requirements.
2.14.8. To make-up work in the same manner as students with excused absences when attending educational field trips or school sponsored activities.	2.14.16. Meet medical insurance and examination requirements for athletic participation.
	2.14.17. Purchase an activity card if involved in any activity sponsored by IHSAA.
	2.14.18. Follow bus rules when being transported to and from extracurricular or co-curricular activities. ⁴
	2.14.19. Ensure actions as members of school clubs and groups meet the standards set by the school administration. ⁵
	2.14.20. Become educated regarding qualities needed for leadership and choose officers who have those qualities.
	2.14.21. Fulfill the job and perform the duties for which they are elected, support the goals of the group that elected them, and treat other members of the group fairly.

¹ Policy #3220 *Student Use of Buildings: Equal Access*; Policy #3382 *Student Clubs and Organizations*; Policy #3384 *Extracurricular and Co-Curricular Activities*; Policy #3387 *Extracurricular Code of Conduct*; Policy #3389 *Suspension from Extracurricular and Co-Curricular Activities*; Policy #3390 *Extra and Co-curricular Chemical Use*; Policy #3405 *Student Travel to and from Extracurricular Activities*; Policy #2560 *Elementary Field Trips*

² Policy #2560 *Elementary Field Trips*

³ Policy #3385 *Extracurricular Athletic Participation*

⁴ Policy #8240 *Student Conduct and Discipline on Buses*

⁵ Policy #3382 *Student Clubs and Organizations*

SECTION 3

RIGHT TO APPEAL UNFAIR PENALTIES

There may be times when students feel they have been unfairly penalized. When this is the case, they should follow policy #4112 Uniform Grievance to obtain a prompt and equitable solution at the lowest administrative level.

Most problems can be solved if a student will discuss the matter with the teacher or staff member who was involved. If a student feels uncomfortable with that person, he/she may request a conference with the next level of authority. The student or parents or guardians may also request the presence of a third party, such as a counselor, assistant principal, other staff person, translator, or interpreter. If discussing the matter does not resolve the matter, the student or his/her parent or guardian should submit a written statement, using the Uniform Grievance Concern Form #4112F1, to the building principal or his/her designee within the required timelines. The concern form should contain a statement of what happened, who was involved, and suggested solutions. The principal or his/her designee should respond using the Uniform Grievance Response Form #4112F2.

If the matter is not resolved with the principal or his/her designee, the student or his/her parent or guardian may, pursuant to policy #4112 timelines, request in writing that the Superintendent or his/her designee review the decision. The Superintendent's or his/her designee's decision shall be final for the appeal of any penalties that are fewer than ten (10) days. Parents or guardians may also appeal a disciplinary reassignment recommendation to the Superintendent or his/her designee within five (5) days of notification of such.

If the student or his/her parents or guardians believe that District policy has not been followed or the imposed penalty is ten (10) days or more, a written appeal may be made to the Board of Trustees. The decision of the Board will be final.

SECTION 4

DISCIPLINE

All students shall submit to the reasonable rules of the Bonneville Joint School District No. 93. Refusal to comply shall constitute sufficient cause for discipline, suspension, or expulsion.

Corporal Punishment

The District does not permit corporal punishment as a means for discipline.¹ No teacher, other school employee, or administrator shall use physical force or physical contact against a student or strike a student as punishment for a violation of the Code of Student Conduct. This prohibition also extends to parents, guardians, or visitors on school grounds. However, a teacher, other school employee, or administrator shall be authorized to use reasonable and necessary physical force to restrain a student to protect one's self or other persons, prevent the destruction of property, or to prevent any illegal overt act on the part of a student.

Manifest Determination

If a student with disabilities violates the Code of Student Conduct and disciplinary action involves suspension, recommendation for expulsion, or other actions involving removal from a program for more than ten (10) days, the Individual Education Plan (IEP) team must meet to determine whether the

¹ Policy #3345 Corporal Punishment

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misconduct resulted from the disability. If the behavior is determined to be a manifestation of the disability, a functional behavioral assessment must be conducted and a behavior intervention plan either implemented or reviewed and modified to address the behavior. If this meeting determines the misconduct was not a result of the disability, the student can be suspended or expelled. Educational services can be terminated after an expulsion. When this happens, the principal or his/her designee should work with the IEP team to determine if alternative education programs can be put into place so that the student can continue his or her education.¹

Activity or Privilege Suspension

Violations of School Bus Safety Rules

The District Transportation Supervisor and school bus drivers, along with building principals or their designees will manage school bus safety rules violations. The principal/designee has the authority to take appropriate reasonable disciplinary action whenever a student poses an immediate safety hazard to the bus driver, other passengers, and/or passersby while transportation services are being provided. In addition, students may be suspended or expelled from attendance at school because of severe misbehavior on a school bus or other public conveyance.

Suspension or Exclusion from Extracurricular or Co-Curricular Activities

A student will be immediately suspended from all extracurricular and co-curricular activities when he/she receives a suspension (not including an in-school detention) from school for any reason.² Violation of this Code may cause further disciplinary action from the coach or adviser.³ Any display of unsportsmanlike conduct toward an opponent or official, or the use of profanity, vulgarity, or lewd or obscene comments or gestures is prohibited while participating in a practice, a contest, or a performance. Such actions will result in counseling by the head coach or advisor and/or school administrator. A possible suspension from the extracurricular or co-curricular activity may result up to and including the remainder of the season or duration of the activity in that scholastic year. Such suspension will only be from the activity where the violation occurred.⁴ Students may be required to sign and comply with a behavior contract before being reinstated to active participation.

A student may be suspended from extracurricular and co-curricular activities for a period of time up to and including the remainder of his/her attendance in the District when he/she has been knowingly present, commits a **Level 4 Violation** of this Code, has been arrested, or it reasonably appears to the District that he/she has violated criminal law (other than infractions or minor traffic violations).⁵

If an investigation discloses that a student knowingly or in a malicious manner falsely accused another, he/she may be excluded from any form of extracurricular or co-curricular activity for a period of time up to and including the remainder of his/her attendance in the District.⁶

¹ FAQs About IDEA 2004 <http://opi.mt.gov/pdf/speced/faq/ManDet.pdf>

² Policy #3389 *Suspension from Extracurricular and Co-Curricular Activities*

³ Policy #3385 *Extracurricular Athletic Participation*

⁴ Policy #3387 *Extracurricular Code of Conduct*

⁵ See note 4

⁶ See note 2

SECTION 5

REPORTING DISCRIMINATION AND/OR SEXUAL HARASSMENT, INTIMIDATION, BULLYING, CYBER BULLYING, HAZING, OR MENACING OFFENSES

Students who believe they have been discriminated against, or a victim of sexual harassment, intimidation, bullying, cyber bullying, hazing, harassment, or menacing should contact a counselor, teacher, administrator, or Title IX coordinator (Assistant Superintendent, who is the District's appointed Nondiscrimination Coordinator - 208-525-4400), who will assist them in the complaint process.¹ Information may be reported anonymously by completing the *Harassment Reporting Form* #3290F² and delivering it to a teacher, counselor, administrator, or District Title IX coordinator. Students should understand however, that an anonymous report will be much more difficult to investigate.

SECTION 6

LEVELS OF OFFENSES, LABELING OF RULE VIOLATIONS, AND INTERVENTIONS

Levels of Offenses

This Code divides violations into four levels. The level of offense dictates the severity of the remedial measure imposed. Interventions will generally become progressively more severe if rule infractions persist. However, the teacher or principal or his/her designee may move to the most severe penalty at any time based on the circumstances involved in an incident and the disciplinary history of the student. The principal or his/her designee may also reduce disciplinary sanctions when warranted.

Before determining the appropriate remedial measure to impose, the student's explanation shall be heard along with further consultation with school personnel, if necessary. However, the determination of sanctions shall be at the sole discretion of the principal or his/her designee pursuant to applicable law and District policy. No student shall be expelled, suspended, or disciplined in any manner for any act not related to the orderly operation of the school or school-sponsored activities or any aspect of the educational process.

Level 1 Violations

Level 1 violations are those infractions that are minor in nature and should be managed by the classroom teacher. Each teacher will manage classroom disruptions using in-class disciplinary action as well as student conferences, contacting parents or guardians, asking the parents or guardians to shadow the student, and/or conferring with other school staff. Students should only be referred to the principal or his/her designee for formal disciplinary action when interventions by the teacher have been ineffective or the disruption sufficiently severe.

Level 2 Violations

Level 2 violations are those infractions that are more disruptive and require removal of a student from the classroom or activity when it has been documented that the behavior has seriously disrupted the educational environment. These are managed by the principal or his/her designee in consultation with the student's parents or guardians when necessary and generally result in the student serving in-school

¹ Policy #3290 *Sexual Harassment-Intimidation of Students*; Policy #3295 *Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing, Hazing, Harassment*

² Form #3290 *Harassment Reporting Form for Students*

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detention, after-school detention, before-school detention, or Saturday School. If parents or guardians agree, students can be assigned a work detail at the school. Detention and work assignments will be under the supervision of a staff member. Parents or guardians will be notified prior to a student serving after-school or before-school detention¹ and will be informed of the date and time at least two school days in advance of Saturday School.²

The student may be temporarily suspended if rule infractions at this level persist. The following may be considered before deciding to suspend:

- Has the student been sent to the principal or his/her designee at least once before?
- Have parents or guardians been informed that the behavior is a problem and that the student may be suspended?
- Has the student been referred to a guidance counselor?
- Has the student been given a work assignment before?
- Has the student been referred to an outside agency for assistance?

Level 3 Violations

Level 3 violations are major infractions managed by the principal or his/her designee and generally give rise to in-school suspension, out of school suspension, or disciplinary reassignment of the student. The student may be placed in an alternative education program or recommended for expulsion at the discretion of the principal after consultation with the Superintendent or his/her designee.

Level 4 Violations

Level 4 violations are severe infractions managed by the principal or his/her designee and law enforcement agencies. Students will be suspended and recommended to the Board of Trustees for expulsion. If a student commits an offense that causes critical human injury, extensive property damage, or excessive school disruption, the Board may decide not to allow her/him to attend any school in the District, including Lincoln Alternative High School, Bonneville Technical Careers High School, District 93 eCenter, Bonneville Online Elementary School or Bonneville Online High School. Referrals to community resources may be made. If a student is expelled during the last semester of his/her senior year, he/she will not be allowed to participate in the graduation ceremony.³

Labeling Rule Violations

This Code separates violations at each level into two divisions: (1) **Elementary** and (2) **Secondary**. Rule violations are labeled by using **E** for elementary students followed by a **1, 2, 3, or 4** to indicate the level and then the **number** of the rule that was violated (such as E1:2 – Elementary level 1: Rule 2); or **S** for secondary students followed by a **1, 2, 3 or 4** to indicate the level and then the **number** of the rule that was violated (such as S1:2 – Secondary level 1: Rule 2). A rule violation may be placed at one level for elementary students and at a different level for secondary students or it may be placed at the same level for both. Placement of a rule at a certain level will depend on the perceived ability of students to understand or cause harm or damage.

Examples:

The Same Rule Listed at Different Levels

E2:12 means the violation is in the **Elementary** division under **Level 2** (Violations resulting in detention) and the rule that was violated is **Rule 12: Assault toward School Personnel**.

¹ Policy #3350 Student Detention

² Policy #3055 Attendance, Policy #3350 Student Detention

³ Policy #3360 Student Expulsion or Denial of Enrollment

S3:12 means the violation is in the **Secondary** division under **Level 3** (Violations resulting in suspension) and the rule that was violated is **Rule 12: Assault toward School Personnel**.

The Same Rule Listed at the Same Level

E4:69 means the violation is in the **Elementary** division under **Level 4** (Violations resulting in recommendation to the Board for expulsion) and the rule that was violated is **Rule 69: Possession or Use of Firearms**.

S4:69 means the violation is in the **Secondary** division under **Level 4** (Violations resulting in recommendation to the Board for expulsion) and the rule that was violated is **Rule 69: Possession or Use of Firearms**.

The tables in Section 7 suggest interventions or disciplinary actions at each level for elementary and secondary students that may be followed by the principal or his/her designee.

SECTION 7

CODE OF STUDENT CONDUCT RULES

The following is a list of rules describing possible student misconduct. In addition to specific offenses set forth, the District has the right to discipline any student who engages in conduct that is not listed, but threatens the health, safety, or welfare of others or disrupts the learning environment.

ARSON

Rule 1: Arson

1.1 The willful and deliberate burning of, or attempting to burn, school property.

(E3:1; S4:1)

(Policy #3286 *Conduct on School Property*; Policy #3325 *Abuse of School Property*)

ATTENDANCE

Rule 2: Tardiness

2.1 Not in the assigned classroom when the bell rings.

(E1:2; S1:2)

(Policy #3050 *Attendance*)

Rule 3: Absence/Truancy

- 3.1 Absent from school or class in excess of six (6) days during a grading period (K-8 students).
- 3.2 Absent from school or class in excess of six (6) days during a grading period (9-12 students).
- 3.3 Absent without prior approval of the student's parent or guardian.
- 3.4 Departure from school or class during the school day without the permission of the principal or his/her designee and without checking out through the office or attendance office.
- 3.5 Missing class with parental/guardian permission and remaining on school grounds.
- 3.6 Any child whose parents or guardians have failed or refused to cause such child to be instructed as provided in Idaho Code 33-202.

(E2:3; S2:3)

(Policy #3050 *Attendance*; Policy #3055 *Attendance for Driving Privileges*)

Rule 4: Leaving Campus or Class without Permission

- 4.1 Leaving campus without prior consent and authorization from school administration and/or parents or guardians.
- 4.2 Leaving or missing a class without permission from a teacher, school administrator, and/or parents or guardians.

(E1:4; E2:4; S2:4)

(Policy #3055 *Attendance*)

CHEATING

Rule 5: Cheating/Plagiarism

- 5.1 Misleading, breaking rules, deceiving, or acting dishonestly on purpose on any school premises or at any school sponsored activity, regardless of location.
- 5.2 Plagiarizing in whole or in part assignments, research papers, compositions, projects, etc.

(E1:5; S1:5)
(Policy #2150 Copyright Compliance)

DISRESPECT

Rule 6: Insubordination – Failure or Refusal to follow School Rules and Regulations and/or Reasonable Directives of School Staff

- 6.1 Refusal to stop, provide name, and/or other information when asked to do so by school personnel.
- 6.2 Failure or refusal to obey school rules.
- 6.3 Failure or refusal to obey legal directives from teachers, administrators, instructional aides, bus drivers, or any other authorized District employee.
- 6.4 Failing or refusing to serve detention or in-school suspension when directed to do so by the principal or his/her designee or other authorized school personnel.
- 6.5 Failing to serve Level 1 sanctions when directed to do so by the principal or his/her designee or other authorized school personnel.

(E2:6; S2:6)
(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; Policy #3286 Conduct on School Property)

Rule 7: Disrespect

- 7.1 Responding in a rude and/or impertinent manner toward school personnel.

(E1:7; S1:7)
(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; Policy #3286 Conduct on School Property)

Rule 8: Hindering or Interfering with a School Function

- 8.1 Inappropriate behavior that substantially disrupts or interferes with or is likely to disrupt or interfere with a school function, activity, or program.

(E2:8; S3:8)
(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; Policy #3286 Conduct on School Property)

DISORDERLY CONDUCT

Rule 9: Gambling

- 9.1 Playing a game of chance for something of tangible value on a school campus, a school bus, during the school day, or during a school related activity unless approved by school administration.

(E1:9; S2:9)
(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; Policy #3286 Conduct on School Property)

Rule 10: Conspiracy

- 10.1 Any two (2) or more persons mutually agreeing to do any unlawful act.

(E2:10; S3:10)
(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; Policy #3286 Conduct on School Property)

Rule 11: Endangerment

- 11.1 Failure to report any knowledge of illegal or dangerous activities that could harm others.

(E1:11; S1:11)
(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; Policy #3286 Conduct on School Property; Policy #3295 Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing)

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Rule 12: Assault toward School Personnel

- 12.1 The use of violent, abusive, or obscene language or gestures addressed to teacher or other District personnel in a threatening manner.

(E2:12; S3:12)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3286 *Conduct on School Property*; Policy #3295 *Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing*; Policy #3315 *Assault and Battery*)

Rule 13: Battery of School Personnel

- 13.1 Inappropriate physical contact (including intentional pushing or shoving).
13.2 The act of striking or attempting to strike some teacher or other school personnel (including School Resource Officers). **NOTE: Staff should not block a student's egress unless to protect the health and safety of others or to protect property.**

(E3:13; S4:13)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3286 *Conduct on School Property*; Policy #3295 *Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing*; Policy #3315 *Assault and Battery*)

Rule 14: Assault

- 14.1 An unlawful attempt, coupled with apparent ability, to commit a violent injury on another person.
14.2 An intentional, unlawful threat by word or act to do violence to another person, coupled with an apparent ability to do so, and doing some act which creates a well-founded fear in another person that such violence is imminent.

(E2:14; S2:14)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3286 *Conduct on School Property*; Policy #3295 *Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing*; Policy #3315 *Assault and Battery*; Policy #3382 *Student Organizations and Clubs*)

Rule 15: Battery

- 15.1 Any intentional and unlawful touching or striking of another person against the will of the other.
15.2 Willful and unlawful use of force or violence upon another person.
15.3 Acting as a decoy/accomplice in a physical attack.

(E2:15; S2:15)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3286 *Conduct on School Property*; Policy #3295 *Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing*; Policy #3315 *Assault and Battery*; Policy #3382 *Student Organizations and Clubs*)

Rule 16: Aggravated Battery

- 16.1 The act of purposely and/or recklessly causing physical injury to another person by beating or striking either directly or with an object.
16.2 Battery involving a hate crime.
16.3 When a deadly weapon or other instrument is used to inflict bodily injury on a person that requires medical treatment, including but not limited to: treatment for bone fractures, cuts requiring stitches, disfigurement, dislocations, or any similar or more serious injury.

(E3:16; S4:16)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3286 *Conduct on School Property*; Policy #3295 *Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing*; Policy #3315 *Assault and Battery*; Policy #3335 *Prohibition of Firearms and Weapons*; Policy #8240 *Student Conduct and Discipline on Buses*)

Rule 17: Disorderly Conduct

- 17.1 Behaving in a violent or seriously inappropriate manner that disrupts the educational process. **NOTE: This rule is used when the police are called to cite a student for extreme disruption. It is not used when recording classroom disorders that only result in student referrals to the office.**

(E3:17; S3:17)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3286 *Conduct on School Property*; Policy #3287 *Disruption of School Operations*; Policy #3295 *Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing*; Policy #3310 *Gangs and Gang Activity*; and Policy #3315 *Assault and Battery*)

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Rule 18: Fighting

18.1 Mutual combat where participants intentionally inflict bodily injury to another person.

(E2:18; S3:18)

(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; Policy #3286 Conduct on School Property; Policy #3295 Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing; Policy #3310 Gangs and Gang Activity; and Policy #3315 Assault and Battery)

Rule 19: Provoking/Instigating Behavior

19.1 Encouraging or urging other students to violate school rules or regulations.

(E1:19; S2:19)

(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; Policy #3286 Conduct on School Property; Policy #3287 Disruption of School Operations; Policy #3295 Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing; and Policy #3310 Gangs and Gang Activity)

Rule 20: Inciting to Riot

20.1 A group of three (3) or more angry people creating a public disturbance for private purposes, becoming noisy and out of control, often damaging property and acting violently.

(E3:20; S4:20)

(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; Policy #3286 Conduct on School Property; Policy #3287 Disruption of School Operations; Policy #3295 Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing; Policy #3310 Gangs and Gang Activity; and Policy #3382 Student Organizations and Clubs)

Rule 21: Harassment

21.1 Verbal acts (demeaning jokes, taunting, intimidation, hate speech, slurs, derogatory nicknaming, innuendoes, or other negative remarks).

21.2 Allowing another person to use a telephone or other electronic device under the student's control for the purpose of harassing or intimidating.

21.3 Written acts (letters or other hard copy communications and email or text messages that contain demeaning, taunting, intimidating language, or hate speech, slurs, derogatory nicknaming, innuendoes, or other negative remarks).

21.4 Visual acts (graffiti, slogans, or visual displays such as cartoons or posters depicting derogatory sentiments);

21.5 Criminal acts (acts in violation of Idaho Code, Federal Criminal Codes, or Idaho or Federal Human Rights Commission Code).

21.6 Falsely accusing another of harassment or intimidation.

21.7 Retaliating against an individual who in good faith reports, associates with the individual reporting, participates in the investigation, or investigates alleged harassment.

(E2:21; S2:21)

(Policy #3265 Student-owned Electronic Communications Devices; Policy #3270 Computer Use Agreement; Policy #3285 Student Conduct; Policy #3286 Conduct on School Property; Policy #3295 Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing; and Policy #3382 Student Organizations and Clubs)

Rule 22: Bullying, Cyber Bullying, Intimidation, or Menacing

22.1 Any intentional gesture toward another person.

22.2 Any intentional written or verbal act or threat either in person or through the use of a landline, cell phone, or through data or computer software accessed through a computer, computer system, or computer network.

22.3 Any intentional physical act or threat that a reasonable person under the circumstances should know will have the effect of harming a student, damaging property, or placing a student in reasonable fear of harm or damage to his/her property.

22.4 Physical acts (aggression or assault, battery, damage to property, intimidation, vandalism, or implied or overt threats of violence).

22.5 Acts sufficiently severe, persistent, or pervasive that it creates an intimidating, threatening, or abusive educational environment.

22.6 Conduct that has the effect of humiliation, embarrassment, or discomfort.

22.7 Expressing or using threats against another person or being annoying, dangerous, or harmful.

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22.8 Retaliating against an individual who in good faith reports, associates with the individual reporting, participates in the investigation, or investigates alleged bullying.

(E2:22; S2:22)

(Policy #3265 Student-owned Electronic Communications Devices; Policy #3270 Computer Use Agreement; Policy #3285 Student Conduct; Policy #3286 Conduct on School Property; Policy #3295 Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing; and Policy #3382 Student Organizations and Clubs)

Rule 23: Hazing or Initiation

23.1 Subjecting a person to hazing or falsely accusing another of hazing.

23.2 Requiring unauthorized initiation into a group or club.

23.3 Retaliating against an individual who in good faith reports, associates with the individual reporting, participates in the investigation, or investigates alleged hazing.

(E3:23; S3:23)

(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; Policy #3295 Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing; and Policy #3382 Student Organizations and Clubs)

Rule 24: Kidnapping

24.1 Unlawful seizure, transportation, and/or detention of another against his/her will, or without parental/guardian consent, including taking of hostages.

(E3:24; S4:24)

(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; and Policy #3295 Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing)

Rule 25: Extortion

25.1 To obtain or attempt to obtain money or property from an individual by false pretenses.

25.2 Maliciously threatening injury to the person, property, or reputation of another (verbally or in writing) with the intent to extort money or personal property.

25.3 Maliciously threatening injury to the person, property, or reputation of another (verbally or in writing) with the intent to compel an individual to act against his/her will.

(E3:25; S3:25)

(Policy #3265 Student-owned Electronic Communications Devices; Policy #3270 Computer Use Agreement; Policy #3285 Student Conduct; Policy #3286 Conduct on School Property; Policy #3295 Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing; and Policy #3382 Student Organizations and Clubs)

Rule 26: Off-campus Commission of a Crime

Any crime committed off campus where the student's continued attendance at school would have an adverse impact on order, discipline, or the educational process, or could pose a threat of violence or disruption and where the prosecuting attorney formally charges the student with a felony or with a delinquent act that would be a felony if an adult. This includes but is not limited to the following:

26.1 Any felony involving violence.

26.2 Rape or sexual battery.

26.3 Lewd and lascivious act on a student under 16 years of age.

26.4 Possession of a concealed weapon.

26.5 Armed robbery.

26.6 Sale of illegal drugs.

26.7 Possession of a bomb.

26.8 Any felony involving the use of a firearm.

26.9 Battery on a school employee or official.

26.10 Aggravated battery.

(E4:26; S4:26)

(Policy #3290 Sexual Harassment – Intimidation of Students; Policy #3295 Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing; Policy #3300 Drug Free School Zone; Policy #3310 Gangs and Gang Activity; Policy #3315 Assault and Battery; and Policy #3335 Prohibition of Firearms and Weapons)

DISTRIBUTION OF MATERIALS

Rule 27: Distribution of Inappropriate Materials

Distributing material containing language or graphics that:

- 27.1 Are obscene to minors;
- 27.2 Are libelous or slanderous;
- 27.3 Are pervasively indecent or vulgar;
- 27.4 Advertises or promotes any product or service not permitted to minors by law;
- 27.5 Advocates violence or other illegal conduct;
- 27.6 Constitutes insulting or fighting words; the very expression of which injures or harasses other people;
- 27.7 Presents a clear and present likelihood that it will cause a material and substantial disruption of the school or school activities;
- 27.8 Presents a clear and present likelihood that it will cause the commission of unlawful acts;
- 27.9 Presents a clear and present likelihood that it will cause the violation of lawful school regulations.

(E3:27; S3:27)

(Policy #3245 Distribution of Non-school-sponsored Materials; Policy #3250 Use of School Property for Posting Materials and District Electronic Equipment or Students for Distributing Information)

Rule 28: Distribution of Non-school-sponsored Materials

- 28.1 Distributing materials that promote private gain of any individual or commercial firm.
- 28.2 Distributing materials that advertise any product or private fund-raising project.
- 28.3 Distributing material during and at the place of a normal school activity when it is likely to cause a material and substantial disruption of that activity.
- 28.4 Blocking the safe flow of traffic within corridors and entrance ways of the school or the school parking lots while distributing material.
- 28.5 Distribution that impedes entrance to or exit from school premises.
- 28.6 Coercing a student or staff member to accept any publication.

(E2:28; S2:28)

(Policy #3245 Distribution of Non-school-sponsored Materials and Policy #3250 Use of School Property for Posting Materials and District Electronic Equipment or Students for Distributing Information)

DRESS

Rule 29: Inappropriate Dress

- 29.1 Dressing or grooming in a manner that disrupts the teaching and learning of others as described in **Section 2.7** of this Code of Conduct.

(E1:29; S1:29)

(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; Policy #3287 Disruption of School Operations; Policy #3310 Gangs and Gang Activity)

DRUGS, ALCOHOL, TOBACCO, NICOTINE INNOVATIONS

Rule 30: Knowingly Present

- 30.1 Attending a gathering of two (2) or more individuals where one or more of the attendees (other than the student at issue) were using or in possession of drug paraphernalia, controlled substances, drugs, or alcohol, tobacco, or nicotine innovations and knowing or reasonably should have known that such use or possession was occurring.

(E2:30; S2:30)

(Policy #3300 Drug Free School Zone; Policy #3305 Smoking or Use of Tobacco Products and Nicotine Innovations; Policy #3389 Suspension from Extracurricular and Co-Curricular Activities; Policy #5320 Drugs and Alcohol Free Workplace)

Rule 31: Possession or Use of Tobacco Products, Nicotine Innovations, or Paraphernalia

- 31.1 Smoking.
- 31.2 Using smokeless tobacco.
- 31.3 Possession of tobacco products or use of paraphernalia of any kind on school premises or at a school-related activity regardless of location.
- 31.4 Possession of matches, lighters, lighter fluids.
- 31.5 Using nicotine innovations on school premises or at a school-related activity regardless of location.

(E3:31; S3:31)
(Policy #3286 Conduct on School Property; Policy #3300 Drug-Free School Zone; Policy #3305 Smoking or Use of Tobacco Products and Nicotine Innovations; Policy #3389 Suspension from Extracurricular and Co-curricular Activities; Policy #3390 Extra- and Co-curricular Chemical Use; and Policy #3401 Reasonable Suspicion Drug and Alcohol Testing; Policy #5320 Drugs and Alcohol Free Workplace)

Rule 32: Use, Concealment, Possession, or Under the Influence of Alcohol

- 32.1. Use, concealment, possession, and/or under the influence of alcohol on school premises or at any school related activity regardless of location.

(E3:32; S3:32)
(Policy #3286 Conduct on School Property; Policy #3300 Drug-Free School Zone; Policy #3370 Searches and Seizure; Policy #3372 Detection Dog Use; Policy #3389 Suspension from Extracurricular and Co-curricular Activities; Policy #3390 Extra- and Co-curricular Chemical Use; and Policy #3401 Reasonable Suspicion Drug and Alcohol Testing; Policy #5320 Drugs and Alcohol Free Workplace)

Rule 33: Use, Concealment, or Possession of Drug Paraphernalia, and/or Under the Influence of Drugs, Controlled Substances, or Unauthorized Drugs or Substances

- 33.1. Use, concealment, and/or possession, paraphernalia, drugs, hallucinogens, marijuana, or any unauthorized drug or substance on school premises or at any school related activity regardless of location.
- 33.2. The use, concealment, and/or possession of, drug paraphernalia, drugs, hallucinogens, marijuana, or any unauthorized drug or substance within District Drug-Free School Zones.

(E3:33; S3:33)
(Policy #3286 Conduct on School Property; Policy #3300 Drug-Free School Zone; Policy #3370 Searches and Seizure; Policy #3372 Detection Dog Use; Policy #3389 Suspension from Extracurricular and Co-curricular Activities; Policy #3390 Extra- and Co-curricular Chemical Use; and Policy #3401 Reasonable Suspicion Drug and Alcohol Testing; Policy #5320 Drugs and Alcohol Free Workplace)

Rule 34: Drug and/or Alcohol Sale or Distribution

- 34.1 The sale of alcohol, marijuana, non-prescribed or prescribed drugs, hallucinogens, or similar prohibited substances.
- 34.2 Giving away, and/or distribution of alcohol, marijuana, non-prescribed or prescribed drugs, hallucinogens, or similar prohibited substances.

(E3:34; S3:34, S4:34)
(Policy #3286 Conduct on School Property; Policy #3300 Drug-Free School Zone; Policy #3389 Suspension from Extracurricular and Co-Curricular Activities; Policy #3390 Extra- and Co-curricular Chemical Use; Policy #3401 Reasonable Suspicion Drug and Alcohol Testing; Policy #5320 Drugs and Alcohol Free Workplace)

Rule 35: Possession and/or Use of Other Dangerous Substances or Materials

- 35.1 Possessing, using, or having under one's control any substances, materials, or related paraphernalia that are dangerous to health or safety, or that disrupt the educational process including, but not limited to: non-alcoholic beer, look-a-likes, etc.

(E2:35; S2:35)
(Policy #3286 Conduct on School Property; Policy #3300 Drug-Free School Zone; Policy #3370 Searches and Seizure; Policy #3372 Detection Dog Use; Policy #3389 Suspension from Extracurricular and Co-curricular Activities; Policy #3390 Extra- and Co-curricular Chemical Use; Policy #3401 Reasonable Suspicion Drug and Alcohol Testing; Policy #5320 Drugs and Alcohol Free Workplace)

EXTRACURRICULAR OR CO-CURRICULAR ACTIVITIES

Rule 36: Display of Unsportsmanlike Conduct at an Extracurricular or Co-Curricular Event

- 36.1 Any act that shows unsportsmanlike conduct toward an opponent or official.
- 36.2 The use of profanity, vulgarity, or lewd or obscene comments or gestures while participating in a practice, contest, or performance.

(E1:36; S2:36)
Policy #3387 *Extra/Co-curricular Activities Code of Conduct*

Rule 37: Disruption or Hazard on the Bus

- 37.1 Violating school bus safety rules.
- 37.2 Bringing food or drink in glass containers onto the bus.
- 37.3 Refusing to clean up before leaving the bus at the end of the trip.

(E2:37; S2:37)
(Policy #3405 *Student Travel to and from Extracurricular or Co-curricular Activities*; Policy #8240 *Student Conduct and Discipline on Buses*)

FORGERY OR FALSE REPORTS

Rule 38: Forgery or Falsification of Information

- 38.1 Falsifying any other person's signature.
- 38.2 Providing false information on official school records, hall passes, documents, and any items requiring staff signatures.

(E2:38; S2:38)
(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3287 *Disruption of School Operations*; and Policy #3585 *Reporting Child Abuse Abandonment or Neglect*)

Rule 39: False Alarm

- 39.1 Intentionally pulling or attempting to pull a fire alarm without cause.
- 39.2 Calling in an alarm of a fire without a lawful purpose.
- 39.3 The act of communicating a false alarm or other emergency to or about a school, a school bus, or a school-sponsored or related activity.

(E3:39; S3:39)
(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3287 *Disruption of School Operations*)

Rule 40: Reporting False Information

- 40.1 Knowingly providing false information to school authorities or law enforcement regarding an alleged policy violation or criminal conduct by another.

(E2:40; S2:40)
(Policy #3070 *Students of Legal Age*; Policy #3287 *Disruption of School Operations*; Policy #3290 *Sexual Harassment – Intimidation of Students*; Policy #3295 *Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing*)

GANGS OR PROHIBITED CLUBS

Rule 41: Participation in Prohibited Clubs, Street Gangs, Fraternities and Sororities, or Similar Organizations

- 41.1 Participation in street gangs, hate groups, cults, or similar groups.
- 41.2 Establishing a fraternity, sorority, or other secret society (gangs) whose membership is comprised in whole or in part of students enrolled in the District's schools.
- 41.3 Soliciting a student in any of the District's schools to become a member of a gang.
- 41.4 Disrupting and/or intimidating others at school by displaying any gang behavior including but not limited to:
 - 41.4.1 Gesturing of any sign, handshake, or signal;
 - 41.4.2 Use of language;
 - 41.4.3 Visible body markings or adornments;

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- 41.4.4 Wearing bandanas, scarves, or colors;
- 41.4.5 Wearing clothing, jewelry, emblems, badges, symbols, or signs;
- 41.4.6 Confrontations identified or associated with gangs that could lead to violence;
- 41.4.7 Verbal or written language that implies street gang affiliations and/or membership in other prohibited groups;
- 41.5 Soliciting any person to pay for protection from a gang.
- 41.6 Painting, writing, or otherwise inscribing gang-related graffiti, messages, symbols, or signs on school property.
- 41.7 Participation in gang related violence, extortion, or similar disturbance at school, in school vehicles, or at school-related activities regardless of location.

(E2:41; S2:41)

(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; Policy #3287 Disruption of School Operations; Policy #3310 Gangs and Gang Activity; and Policy #3382 Student Organizations and Clubs; Policy #3325 Abuse of School Property)

LANGUAGE OR GESTURES

Rule 42: Use of Profane Language or Sexual Connotations

- 42.1 The use of language that is profane or has sexual connotations (verbal or written).

(E1:42; S2:42)

(Policy #3070 Students of Legal Age, Policy #3245 Distribution of Non-school-sponsored Materials, Policy #3250 Use of School Property for Posting Materials and District Electronic Equipment or Students for Distributing Information, Policy #3265 Student-owned Electronic Communications Devices, Policy #3270 Computer Use Agreement; Policy #3285 Student Conduct, Policy #3287 Disruption of School Operations, Policy #3295 Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing, Policy #3310 Gangs and Gang Activity, and Policy #3382 Student Organizations and Clubs.)

Rule 43: Use of Abusive or Sexually Explicit Language, Racial Slurs, or Obscene Gestures

- 43.1. The use of inflammatory, intimidating, or abusive language or sexually explicit comments.
- 43.2. The use of racial slurs (verbal or written).
- 43.3. The use of obscene gestures.

(E1:43; S2:43)

(Policy #3070 Students of Legal Age, Policy #3245 Distribution of Non-school-sponsored Materials, Policy #3250 Use of School Property for Posting Materials and District Electronic Equipment or Students for Distributing Information, Policy #3265 Student-owned Electronic Communications Devices, Policy #3270 Computer Use Agreement; Policy #3285 Student Conduct, Policy #3287 Disruption of School Operations, Policy #3295 Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing, Policy #3310 Gangs and Gang Activity, and Policy #3382 Student Organizations and Clubs.)

STALKING

Rule 44: Stalking

- 44.1 Engaging in malicious and repeated following or harassing another person.
- 44.2 Engaging in a series of acts over a period of time directed at a specific person that seriously alarms, annoys, or harasses the person.

(E2:44; S3:44)

(Policy #3070 Students of Legal Age, Policy #3265 Student-owned Electronic Communications Devices, Policy #3270 Computer Use Agreement; Policy #3285 Student Conduct, Policy #3287 Disruption of School Operations, Policy #3295 Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing, and Policy #3310 Gangs and Gang Activity)

PERSONAL PROPERTY

Rule 45: Inappropriate Personal Property

Possession or use of personal property prohibited by school rules and otherwise disruptive to the teaching and learning of others including, but not limited to:

- 45.1 Sexually explicit material.

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- 45.2 Food.
- 45.3 Beverages.
- 45.4 Electronic equipment.
- 45.5 Cell Phones.
- 45.6 Laser pointers.
- 45.7 Other similar objects.

(E1:45; S1:45)
(Policy #3070 Students of Legal Age; Policy #3265 Student-owned Electronic Communications Devices; Policy #3270 Computer Use Agreement; Policy #3285 Student Conduct; and Policy #3287 Disruption of School Operations)

RECORDS

Rule 46: Failure to Provide Legal Proof of Identity and Age

- 46.1 Failing to present a certified birth certificate from the Bureau of Vital Statistics upon enrollment or within the established grace period of thirty (30) calendar days of enrollment.
- 46.2 Presenting any documentation or affidavit that appears suspicious in form or content.

(E3:46; S3:46)
(Policy #3000 Entrance Age; Policy #3002 Birth Certificate; and Policy #3060 Education of Homeless Children)

Rule 47: Failure to Provide Immunization Records

- 47.1 Failing to present an immunization certificate statement signed by a physician or physician's representative upon enrollment.
- 47.2 Failing to present a valid medical, religious, personal or immunity exemption recorded on the State of Idaho Certificate of Exemption Form upon enrollment.
- 47.3 Failing to continue the schedule of intended immunizations as outlined on the Idaho Conditional Admission to School (Schedule of Intended Immunizations) Form, 3004F2.

(E3:47; S3:47)
(Policy #3004 Immunization Requirements; Idaho School Immunization Requirements Exemption form # 3004F1; and Policy #3060 Education of Homeless Children)

SEARCHES

Rule 48: Failure to Permit a Lawful Search or Inspection by a School Official

- 48.1 Preventing or impeding a school official from conducting an authorized search or inspection.

(E3:48; S3:48)
(Policy #3070 Students of Legal Age; Policy #3287 Disruption of School Operations; Policy #3370 Searches and Seizure; Policy #3372 Detection Dog Use; Policy #3401 Reasonable Suspicion Drug and Alcohol Testing)

SEXUAL ACTS

Rule 49: Public Display of Affection

- 49.1 Behaviors of affection which are not appropriate for public places such as kissing, hugging, etc.

(E1:49; S1:49)
(Policy #3070 Students of Legal Age; and Policy #3285 Student Conduct)

Rule 50: Sexual Misconduct, Inappropriate Touching, Indecent Exposure, or Sexual Harassment

- 50.1 Behavior intended to result in sexual gratification without force or threat of force.
- 50.2 Deliberately showing private body parts or organs in a public place.
- 50.3 Deliberately touching private body parts or organs in a public place.
- 50.4 Unlawful, unwelcome, or offensive touching of another person.

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- 50.5 Unwelcome sexual advances.
- 50.6 Requests for sexual favors.
- 50.7 Accessing, distributing, or possessing pornography via the internet, cell phone, or printed form.
- 50.8 Addressing another person by using sexually explicit language or gestures.
- 50.9 Teasing related to sexual characteristics.
- 50.10 Written or verbal reference to sexual acts. Telling crude jokes or showing crude pictures.
- 50.11 Sexting via the internet or cell phone.
- 50.12 Discussions of sexual experiences.
- 50.13 Spreading rumors related to a person's alleged sexual activities.
- 50.14 Written or verbal propositions to engage in sexual acts.
- 50.15 Engaging in intercourse.
- 50.16 Intimidation by words, actions, insults, or name calling.
- 50.17 Retaliating against persons who file a complaint of sexual harassment.
- 50.18 Knowingly making a false accusation regarding sexual harassment.

(E3:50; S3:50)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3290 *Sexual Harassment – Intimidation of Students*; Policy #3295 *Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing*; and Policy #3315 *Assault and Battery*)

Rule 51: Sexual Acts

Acts of a sexual nature, including but not limited to:

- 51.1 Engaging in sexual battery.
- 51.2 Attempted rape.
- 51.3 Engaging in the act of rape.

(E3:51; S3:51)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3290 *Sexual Harassment – Intimidation of Students*; Policy #3295 *Hazing, Harassment, Intimidation, Bullying, Cyber Bullying, Menacing*; and Policy #3315 *Assault and Battery*)

STEALING

Rule 52: Possession of Stolen Property

- 52.1 Having in one's possession, property obtained without permission of the owner.
- 52.2 Knowingly receiving stolen property.

(E2:52; S2:52)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3325 *Abuse of School Property*; and Policy #3387 *Extra/Co-curricular Activities Code of Conduct*)

Rule 53: Robbery

- 53.1 The taking of any goods, money, or other valuable items from another person by force, threats, violence, assault, putting in fear of the same, or with a weapon.

(E3:53; S3:53)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3325 *Abuse of School Property*; and Policy #3387 *Extra/Co-curricular Activities Code of Conduct*)

Rule 54: Petit Theft

- 54.1 Taking school or personal property through fraud or stealth with the intent to deprive another of it permanently where the value is \$1,000 or less.

(E2:54; S2:54)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3325 *Abuse of School Property*; and Policy #3387 *Extra/Co-curricular Activities Code of Conduct*)

Rule 55: Grand Theft

- 55.1 Theft of school or personal property where the value exceeds \$1,000.
- 55.2 Entering or remaining in a District structure or conveyance with the intent to commit an act of burglary or larceny therein during the hours the premises are closed to the public.

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(E3:55; S3:55)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3325 *Abuse of School Property*; and Policy #3387 *Extra/Co-curricular Activities Code of Conduct*)

TECHNOLOGY, ELECTRONIC DEVICES, OR COMPUTERS

Rule 56: Inappropriate Use of Technology or Computers

- 56.1 Publishing information that violates or infringes on the rights of others.
- 56.2 The use of the computer to access, store, or distribute abusive, profane, defamatory, inaccurate, obscene, pornographic, inappropriately suggestive, threatening, racially offensive, or illegal material.
- 56.3 Publishing information that encourages the use of controlled substances.
- 56.4 Unapproved publishing of information that contains advertising or solicitation of others to use goods or services.
- 56.5 Conducting business or activity or soliciting the performance of any activity that is prohibited by law or District policy.
- 56.6 Promoting or soliciting funds for political or charitable causes or organizations.
- 56.7 Accessing or hacking into the computer files of the District or of other students or staff members.
- 56.8 Restricting or inhibiting other users.
- 56.9 Unlawful transmission of materials, information, or software.
- 56.10 Connecting unauthorized equipment to the network.
- 56.11 Performing unauthorized maintenance on any equipment connected to the network.
- 56.12 Downloading any software having the purpose of damaging other users' systems or the network (e.g. computer viruses).
- 56.13 Placing unauthorized copyrighted material on any system connected to the network.
- 56.14 Unauthorized non-commercial re-distribution of copyrighted programs.
- 56.15 Using another person's account.
- 56.16 Attempting to login using another person's account or as a System Administrator.
- 56.17 Attempting to harm or destroy data of another user.
- 56.18 Playing games on the network.
- 56.19 Conducting personal or commercial business on District time.
- 56.20 Accessing or transferring information that is password protected, belongs to someone else, or is not for general access.

(E2:56; S2:56)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3265 *Student-owned Electronic Communications Devices*; and Policy #3270 *Computer Use Agreement*)

Rule 57: Possession or Use of Smart Phones, Cellular Phones and/or Other Electronic Communication Devices

- 57.1 Misusing electronic communication devices such as smart phones, cellular telephones, pagers/beepers, laptops, tablets, e-readers, or other related electronic devices on a school campus, a school bus, or at a school-related activity during the regular school day as determined by the building administrators.
- 57.2 Using electronic communication devices in a way that poses a threat to academic integrity by sending or receiving data or information that would contribute to or constitute cheating on tests or examinations.
- 57.3 Using electronic communication devices in a way that violates the confidentiality or privacy rights of another individual.
- 57.4 Using any electronic communication device to connect to a wireless unfiltered internet to view inappropriate, unethical, or illegal materials.
- 57.5 Using any electronic communication device to take photographs without prior permission.

(E2:57; S2:57)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3286 *Conduct on School Property*; and Policy #3265 *Student-owned Electronic Communications Devices*)

THREATS

Rule 58: Bomb, Chemical, or Biological Threats

- 58.1 Making a bomb threat, by any means that has the effect of causing disruption of the educational process.
- 58.2 Making a chemical or biological threat against the school, a school function, or an individual at school or a school function.

(E4:58; S4:58)
(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; Policy #3286 Conduct on School Property; and Policy #3287 Disruption of School Operations)

Rule 59: Threat with Intent to Kill

- 59.1 Any willful or unlawful offer with force or violence to kill another coupled with the demonstrated intent and/or means to do so.

(E4:59; S4:59)
(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; and Policy #3287 Disruption of School Operations)

TRESPASSING

Rule 60: Trespassing

- 60.1 Entering any school property or facility without proper authority (includes any entry during a period of suspension or expulsion).

(E3:60; S3:60)
(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; Policy #3286 Conduct on School Property; and Policy #3287 Disruption of School Operations)

VANDALISM

Rule 61: Vandalism under \$100

- 61.1 While on school premises or at a school sponsored activity regardless of location, the act of intentionally destroying, cutting, defacing, or otherwise damaging property belonging to another person.
- 61.2 The act of intentionally destroying, cutting, defacing, or otherwise damaging buses, or other property belonging to the District.
- 61.3 The act of physically damaging, modifying, or abusing computer hardware or software owned by the District.
- 61.4 The act of physically damaging, modifying, or abusing files stored on or originating from District owned computers.

(E2:61; S2:61)
(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; Policy #3286 Conduct on School Property; Policy #3287 Disruption of School Operations; and Policy #3325 Abuse of School Property)

Rule 62: Vandalism more than \$100

- 62.1 The act of intentionally destroying, cutting, defacing, or otherwise damaging property belonging to another person while on District property or at a school sponsored activity regardless of location.
- 62.2 The act of intentionally destroying, cutting, defacing, or otherwise damaging buses, or other property belonging to the District.
- 62.3 The act of physically damaging, modifying, or abusing computer hardware or software owned by the District.

(E3:62; S3:62)
(Policy #3070 Students of Legal Age; Policy #3285 Student Conduct; Policy #3286 Conduct on School Property; Policy #3287 Disruption of School Operations; and Policy #3325 Abuse of School Property)

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VEHICLE OPERATION

Rule 63: Impermissible Driving to School

63.1 The act of elementary or middle school students or students not properly licensed driving a motorized or self-propelled vehicle to or from school.

(S2:63)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3286 *Conduct on School Property*; and Policy #3287 *Disruption of School Operations*)

Rule 64: Reckless Vehicle Use

64.1 Using any motorized or self-propelled vehicle on or near school grounds in a reckless manner or as a threat to health and safety, or as a disruption to the educational process.

(S2:64)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3286 *Conduct on School Property*; and Policy #3287 *Disruption of School Operations*)

Rule 65: Violation of Parking Rules

65.1 Failure to comply with or follow established procedures for student parking at school.

(S2:65)

(Policy #3070 *Students of Legal Age*; Policy #3285 *Student Conduct*; Policy #3286 *Conduct on School Property*; and Policy #3287 *Disruption of School Operations*)

WEAPONS

Rule 66: Purchase or Sale of a Weapon

66.1 Sale or purchase of an instrument or object designed to inflict harm on other persons on school premises or at a school sponsored activity regardless of location.

(E4:66; S4:66)

(Policy #3070 *Students of Legal Age*; Policy #3286 *Conduct on School Property*; Policy #3287 *Disruption of School Operations*; and Policy #3335 *Prohibition of Firearms and Weapons*)

Rule 67: Threat with a Dangerous Object or Weapon

67.1 Using a sharp or dangerous object or weapon to threaten another person with bodily injury.

(E3:67; S4:67)

(Policy #3070 *Students of Legal Age*; Policy #3286 *Conduct on School Property*; Policy #3287 *Disruption of School Operations*; and Policy #3335 *Prohibition of Firearms and Weapons*)

Rule 68: Possession of a Weapon or Facsimile Weapon

68.1 While on school premises or at any school-related activity regardless of location having in one's possession a knife, box cutter, dirk, brass knuckle, martial arts implement, razor, ice pick, BB gun, pellet gun, pump gun, stun gun, blackjack, unauthorized tools, sword, spear in a cane, billy club, sap, facsimile weapon, or any other instrument that is specifically designed, made or adapted, or is capable of inflicting physical injury to another person.

68.2 While on school premises or at any school-related activity regardless of location having in one's possession a facsimile weapon.

(E2:68; E3:68, S2:68; S3:68)

(Policy #3070 *Students of Legal Age*; Policy #3286 *Conduct on School Property*; Policy #3287 *Disruption of School Operations*; and Policy #3335 *Prohibition of Firearms and Weapons*)

Rule 69: Possession or Use of Firearms

69.1 Possession of a firearm, whether loaded or unloaded, without written permission from school authorities.

69.2 Possession of any device that will, is intended to, or may readily be converted to expel a projectile by the action of an explosive.

69.3 Possession of the frame or receiver of any weapon.

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69.4 Possession of any firearm muffler or silencer.

69.5 Discharging any pistol, rifle, shotgun, air gun, BB gun, or any other such device.

(E4:69; S4:69)

(Policy #3070 Students of Legal Age; Policy #3286 Conduct on School Property; Policy #3287 Disruption of School Operations; and Policy #3335 Prohibition of Firearms and Weapons)

Rule 70: Use of Mace or Chemical Agents

70.1 Use of mace, pepper spray, or other chemical agents that may cause irritation or physical discomfort and/or bodily harm.

(E3:70; S3:70)

(Policy #3070 Students of Legal Age; Policy #3286 Conduct on School Property; Policy #3287 Disruption of School Operations; and Policy #3335 Prohibition of Firearms and Weapons)

Rule 71: Possession or Use of Explosives or Fireworks

71.1 Preparing, possessing, using, or threatening to use any explosives or other such devices capable of inflicting bodily harm or property damage.

71.2 Possession of fake devices or devices that are claimed to be explosive devices.

71.3 Possession of any destructive device.

71.4 Possession and/or igniting of fireworks on District property.

(E3:71; S4:71)

(Policy #3070 Students of Legal Age; Policy #3286 Conduct on School Property; Policy #3287 Disruption of School Operations; and Policy #3335 Prohibition of Firearms and Weapons)

Rule 72: Making or Planning a Bomb or Fake Bomb

72.1 Involved in making a bomb, plans for a bomb, or a fake bomb while at school or a school sponsored activity regardless of location.

72.2 Involved in making a bomb, plans for a bomb, or a fake bomb for use at school or at a school sponsored function regardless of location.

(E4:72; S4:72)

(Policy #3070 Students of Legal Age, Policy #3287 Disruption of School Operations, and Policy #3335 Prohibition of Firearms and Weapons)

Rule 73: Chemical and Biological Attacks

73.1 Involved in making a chemical or biological attack with the intent to harm or destroy school premises.

73.2 Involved in making a chemical or biological attack with the intent to harm or destroy an individual on school premises or at school function regardless of location.

(E4:73; S4:73)

(Policy #3070 Students of Legal Age, Policy #3287 Disruption of School Operations, and Policy #3335 Prohibition of Firearms and Weapons)

SECTION 8

Suggested Interventions/Disciplinary Actions by Division (Elementary or Secondary) and Level

Elementary (grades K-6) Level 1 – Minor Violations		
<ol style="list-style-type: none"> These occurrences are considered minor in nature and should be dealt with by school building teachers and staff in consultation with the student's parents/guardians. Normally, disciplinary actions for Level 1 occurrences will become progressively more severe if minor rule infractions persist. However, the teacher may choose a more severe consequence at any time based on the student's past disciplinary record and may reduce disciplinary sanctions when warranted. If a parent/guardian or the student refuses to cooperate, then a detention may be invoked. When an in-school, before school, or after school detention or Saturday school is imposed on a student, the parent/guardian will be notified. 		
Rule Designation	Description	Suggested Interventions/Disciplinary Actions
E1:2	Tardiness	Possible disciplinary actions include but are not limited to: <ol style="list-style-type: none"> Warning Student work assignments (must have parental/guardian consent) Student, teacher, and/or parent/guardian conference Parent/guardian shadow student Behavior management plan Conflict mediation Detention Supervised school suspension
E1:4	Leaving Class without Permission	
E1:5	Cheating/Plagiarism	
E1:7	Disrespect	
E1:9	Gambling	
E1:11	Endangerment	
E1:19	Provoking/Instigation Behavior	
E1:29	Inappropriate Dress	
E1:36	Display of Unsportsmanlike Conduct at an Extracurricular or Co-Curricular Event	
E1:42	Use of Profane Language or Sexual Connotations	
E1:43	Use of Abusive or Sexually Explicit Language, Racial Slurs, or Obscene Gestures	
E1:45	Inappropriate Personal Property	
E1:49	Public Display of Affection	

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Elementary (grades K – 6)
Level 2 – Intermediate Violations

1. These occurrences are more disruptive than Level 1 violations, are disruptive to the educational environment, and require removal of the student from the classroom or activity.
2. These violations are managed by the principal or his/her designee in consultation with the student’s parents or guardians when necessary and generally result in the student serving in-school detention, after-school detention, before-school detention, or Saturday School.
3. When a before school detention, after school detention, or Saturday School is imposed on a student, the parent/guardian will be notified.
4. The principal or his/her designee may choose a more severe consequence at any time based on the student’s past disciplinary record and may reduce disciplinary sanctions when warranted.

Rule Designation	Description	Suggested Interventions/Disciplinary Actions
E2:3	Absence/Truancy	<p>Possible disciplinary actions include but are not limited to:</p> <ol style="list-style-type: none"> 1. Removal from class 2. Student and/or parent/guardian conference 3. In-school detention 4. Before-school or after-school detention 5. Saturday School 6. Student work assignments (must have parental/guardian consent) 7. Supervised school suspension 8. Out-of-school suspension
E2:4	Leaving Campus without Permission	
E2:6	Insubordination – Failure or Refusal to Follow School Rules and Regulations and/or Reasonable Directives of School Staff	
E2:8	Hindering or Interfering with a School Function	
E2:10	Conspiracy	
E2:12	Assault toward School Personnel	
E2:14	Assault	
E2:15	Battery	
E2:18	Fighting	
E2:21	Harassment	
E2:22	Bullying, Intimidation, Cyber Bullying or Menacing	
E2:28	Distribution of Non-school-sponsored Materials	
E2:30	Knowingly Present	
E2:35	Possession and/or Use of Other Dangerous Substances or Materials	

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Elementary (grades K – 6) Level 2 – Intermediate Violations (Continued)		
Rule Designation	Description	Suggested Interventions/Disciplinary Actions
E2:37	Disruption or Hazard on the Bus	<p>Possible disciplinary actions include but are not limited to:</p> <ol style="list-style-type: none"> 1. Removal from class 2. Student and/or parent/guardian conference 3. In-school detention 4. Before-school or after-school detention 5. Saturday School 6. Supervised school suspension 7. Out-of-school suspension 8. Student work assignments (must have parental/guardian consent)
E2:38	Forgery or Falsification of Information	
E2:40	Reporting False Information	
E2:41	Participation in Prohibited Clubs, Gangs, Fraternities and Sororities, or Similar Organizations	
E2:44	Stalking	
E2:52	Possession of Stolen Property	
E2:54	Petit Theft	
E2:56	Inappropriate Use of Technology or Computers	
E2:57	Possession or Use of Smart Phones, Cellular Phones, and/or Other Electronic Communication Devices	
E2:61	Vandalism under \$100	
E2:68	Possession of a Weapon or Facsimile Weapon	

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Elementary (grades K – 6)
Level 3 – Major Violations

1. Level 3 violations are major infractions managed by the principal or his/her designee and generally give rise to in-school suspension, out of school suspension, or disciplinary reassignment of the student.
2. If a student is suspended, he/she will not be permitted on school premises or to attend any school activities regardless of location.
3. The principal or his/her designee may choose a more severe consequence at any time based on the student's past disciplinary record and may reduce disciplinary sanctions when warranted.
4. Violations that are felony occurrences will be reported to law enforcement agencies.

Rule Designation	Description	Suggested Interventions/Disciplinary Actions
E3:1	Arson	<p>Possible disciplinary actions include but are not limited to:</p> <ol style="list-style-type: none"> 1. Removal from class 2. Student and/or parent/guardian conference 3. Temporary suspension 4. Extended temporary suspension 5. Prolonged temporary suspension 6. Supervised school suspension 7. Recommendation for expulsion or denial of attendance 8. Referral to Law enforcement agencies
E3:13	Battery of School Personnel	
E3:16	Aggravated Battery	
E3:17	Disorderly Conduct	
E3:20	Inciting to Riot	
E3:23	Hazing or Initiation	
E3:24	Kidnapping	
E3:25	Extortion	
E3:27	Distribution of Inappropriate Materials	
E3:31	Possession or Use of Tobacco Products, Nicotine Innovations, or Paraphernalia	
E3:32	Use, Concealment, Possession, or Under the Influence of Alcohol	
E3:33	Use, Concealment, or Possession of Drug Paraphernalia, and/or Under the Influence of Drugs, Controlled Substances, or Unauthorized Drugs or Substances	
E3:34	Drug and/or Alcohol Sale or Distribution	
E3:39	False Alarm	

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Elementary (grades K – 6)
Level 3 – Major Violations (Continued)

E3:46	Failure to Provide Legal Proof of Identity and Age	<p>Possible disciplinary actions include but are not limited to:</p> <ol style="list-style-type: none"> 1. Removal from class 2. Student and/or parent/guardian conference 3. Temporary suspension 4. Extended temporary suspension 5. Prolonged temporary suspension 6. Supervised school suspension 7. Recommendation for expulsion or denial of attendance 8. Referral to Law enforcement agencies
E3:47	Failure to Provide Immunization Records	
E3:48	Failure to Permit a Lawful Search or Inspection by a School Official	
E3:50	Sexual Misconduct, Inappropriate Touching, or Indecent Exposure, or Sexual Harassment	
E3:51	Sexual Acts	
E3:53	Robbery	
E3:55	Grand Theft	
E3:60	Trespassing	
E3:62	Vandalism in Excess of \$100	
E3:67	Threat with a Dangerous Object or Weapon	
E3:68	Possession of a Weapon or Facsimile Weapon	
E3:70	Use of Mace or Chemical Agents	
E3:71	Possession or Use of Explosives or Fireworks	

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Elementary (grades K – 6)
Level 4 – Severe Violations

1. Level 4 violations are severe infractions managed by the principal or his/her designee and law enforcement agencies.
2. Students will be suspended and recommended to the Board of Trustees for expulsion.
3. If a student commits an offense that causes serious human injury, extensive property damage, or excessive school disruption, the Board may decide not to allow her/him to attend any school in the District, including Lincoln Alternative High School, Bonneville Online Elementary School, Bonneville Online High School, District 93 eCenter, Bonneville Technical Careers High School, Behavioral Health Alternative, etc.

Rule Designation	Description	Suggested Disciplinary Actions
E4:26	Off-campus Commission of a Crime	Possible disciplinary actions include but are not limited to: <ol style="list-style-type: none"> 1. Any contraband will be confiscated 2. Law enforcement agencies will be immediately notified 3. Supervised school suspension 4. Out of school suspension 5. Recommendation to the Board for expulsion 6. A minimum of a calendar year expulsion is required by law for firearm violations 7. Violators may be prosecuted to the fullest extent of the law
E4:58	Bomb, Chemical, or Biological Threats	
E4:59	Threat with Intent to Kill	
E4:66	Purchase or Sale of a Weapon	
E4:69	Possession or Use of Firearms	
E4:72	Making or Planning a Bomb or Fake Bomb	
E4:73	Chemical and Biological Attacks	

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Secondary (grades 7 – 12)
Level 1 – Minor Violations

1. These occurrences are considered minor in nature and should be dealt with by school building teachers and staff in consultation with the student’s parents/guardians.
2. Normally, disciplinary actions for Level 1 occurrences will become progressively more severe if minor rule infractions persist. However, the teacher may choose a more severe consequence at any time based on the student’s past disciplinary record and may reduce disciplinary sanctions when warranted.
3. If a parent/guardian or the student refuses to cooperate, then a detention may be invoked.
4. When a before school or after school detention or Saturday School is imposed on a student, the parent/guardian will be notified.

Rule Designation	Description	Suggested Interventions/Disciplinary Actions
S1:2	Tardiness	Possible disciplinary actions include but are not limited to: <ol style="list-style-type: none"> 1. Warning 2. Student, teacher, and/or parent/guardian conference 3. Parent/guardian shadow student 4. Behavior management plan 5. Conflict mediation 6. Detention
S1:5	Cheating/Plagiarism	
S1:7	Disrespect	
S1:11	Endangerment	
S1:29	Inappropriate Dress	
S1:45	Inappropriate Personal Property	
S1:49	Public Display of Affection	

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Code of Student Conduct

Secondary (grades 7 – 12)
Level 2 – Intermediate Violations

1. These occurrences are more disruptive than Level 1 violations, are disruptive to the educational environment, and require removal of the student from the classroom or activity.
2. These violations are managed by the principal or his/her designee in consultation with the student’s parents or guardians when necessary and generally result in the student serving in-school detention, after-school detention, before-school detention, or Saturday School.
3. When a before school detention, after school detention, or Saturday School is imposed on a student, the parent/guardian will be notified.
4. The principal or his/her designee may choose a more severe consequence at any time based on the student’s past disciplinary record and may reduce disciplinary sanctions when warranted.

Rule Designation	Description	Suggested Interventions/Disciplinary Actions
S2:3	Absence/Truancy	Possible disciplinary actions include but are not limited to: <ol style="list-style-type: none"> 1. Removal from class 2. Student and/or parent/guardian conference 3. In-school detention 4. Before-school or after-school detention 5. Saturday School 6. Supervised school suspension 7. Out-of-school suspension 8. Student work assignments (must have parental/guardian consent)
S2:4	Leaving Campus or Class without Permission	
S2:6	Insubordination –Failure or Refusal to follow School Rules and Regulations and/or Reasonable Directives of School Staff	
S2:9	Gambling	
S2:14	Assault	
S2:15	Battery	
S2:19	Provoking/Instigating Behavior	
S2:21	Harassment	
S2:22	Bullying, Intimidation, Cyber Bullying, or Menacing	
S2:28	Distribution of Non-school-sponsored Materials	
S2:30	Knowingly Present	
S2:35	Possession and/or Use of Other Dangerous Substances or Materials	
S2:36	Display of Unsportsmanlike Conduct at an Extracurricular or Co-curricular Event	

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Secondary (grades 7 – 12)
Level 2 – Intermediate Violations (Continued)

Rule Designation	Description	Suggested Interventions/Disciplinary Actions
S2:37	Disruption or Hazard on the Bus	<p>Possible disciplinary actions include but are not limited to:</p> <ol style="list-style-type: none"> 1. Removal from class 2. Student and/or parent/guardian conference 3. In-school detention 4. Before-school or after-school detention 5. Saturday School 6. Supervised school suspension 7. Temporary suspension 8. Student work assignments (must have parental/guardian consent)
S2:38	Forgery or Falsification of Information	
S2:40	Reporting False Information	
S2:41	Participation in Prohibited Clubs, Street Gangs, Fraternities and Sororities, or Similar Organizations	
S2:42	Use of Profane Language or Sexual Connotations	
S2:43	Use of Abusive or Sexually Explicit Language, Racial Slurs, or Obscene Gestures	
S2:52	Possession of Stolen Property	
S2:54	Petit Theft	
S2:56	Inappropriate Use of Technology or Computers	
S2:57	Possession or Use of Smart Phones, Cellular Phones, and/or Other Electronic Communication Devices	
S2:61	Vandalism under \$100	
S2:63	Impermissible Driving to School	
S2:64	Reckless Vehicle Use	
S2:65	Violation of Parking Rules	
S2:68	Possession of a Weapon or Facsimile Weapon	

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Secondary (grades 7 – 12)
Level 3 – Major Violations

1. Level 3 violations are major infractions managed by the principal or his/her designee and generally lead to in-school suspension, out of school suspension, or disciplinary reassignment of the student.
2. If a student is suspended, he/she will not be permitted on school premises or to attend any school activities regardless of location.
3. The principal or his/her designee may choose a more severe consequence at any time based on the student's past disciplinary record and may reduce disciplinary sanctions when warranted.
4. Violations that are felony occurrences will be reported to law enforcement agencies.

Rule Designation	Description	Suggested Interventions/Disciplinary Actions
S3: 8	Hindering or Interfering with a School Function	Possible disciplinary actions include but are not limited to: <ol style="list-style-type: none"> 1. Removal from class 2. Student and/or parent/guardian conference 3. Temporary suspension 4. Extended temporary suspension 5. Prolonged temporary suspension 6. Referral to law enforcement agencies 7. Supervised school suspension 8. Recommendation for expulsion or denial of attendance
S3:10	Conspiracy	
S3:12	Assault toward School Personnel	
S3:17	Disorderly Conduct	
S3:18	Fighting	
S3:23	Hazing or Initiation	
S3:25	Extortion	
S3:27	Distribution of Inappropriate Materials	
S3:31	Possession or Use of Tobacco Products, Nicotine Innovations, or Paraphernalia	
S3:32	Use, Concealment, Possession, or Under the Influence of Alcohol	
S3:33	Use, Concealment, or Possession of Drug Paraphernalia, and/or Under the Influence of Drugs, Controlled Substances, or Unauthorized Drugs or Substances	
S3:34	Drug and/or Alcohol Sale or Distribution	
S3:39	False Alarm	
S3:44	Stalking	

Bonneville Joint School District No. 93
Code of Student Conduct

Secondary (grades 7 – 12)
Level 3 – Major Violations (Continued)

Rule Designation	Description	Suggested Interventions/Disciplinary Actions
S3:46	Failure to Provide Legal Proof of Identity and Age	<p>Possible disciplinary actions include but are not limited to:</p> <ol style="list-style-type: none"> 1. Removal from class 2. Student and/or parent/guardian conference 3. Temporary suspension 4. Extended temporary suspension 5. Prolonged temporary suspension 6. Referral to law enforcement agencies 7. Supervised school suspension 8. Recommendation for expulsion or denial of attendance
S3:47	Failure to Provide Immunization Records	
S3:48	Failure to Permit a Lawful Search or Inspection by a School Official	
S3:50	Sexual Misconduct, Inappropriate Touching, Indecent Exposure, or Sexual Harassment	
S3:51	Sexual Acts	
S3:53	Robbery	
S3:55	Grand Theft	
S3:60	Trespassing	
S3:62	Vandalism more than \$100	
S3:68	Possession of a Weapon	
S3:70	Use of Mace or Chemical Agents or Facsimile Weapon	

Bonneville Joint School District No. 93
Code of Student Conduct

Secondary (grades 7 – 12)
Level 4 – Severe Violations

1. Level 4 violations are severe infractions managed by the principal or his/her designee and law enforcement agencies.
2. Students will be suspended and recommended to the Board of Trustees for expulsion.

If a student commits an offense that causes critical human injury, extensive property damage, or excessive school disruption, the Board may decide not to allow her/him to attend any school in the District, including Lincoln Alternative High School or Bonneville Online Elementary School, Bonneville Online High School, District 93 eCenter, Bonneville Technical Careers High School, Behavioral Health Alternative, etc.

Rule Designation	Description	Suggested Disciplinary Actions
S4:1	Arson	<p>Possible disciplinary actions include but are not limited to:</p> <ol style="list-style-type: none"> 1. Any contraband will be confiscated 2. Law enforcement agencies will be immediately notified 3. Supervised school suspension 4. Out of school suspension 5. Recommendation to the Board for expulsion 6. A minimum of a calendar year expulsion is required by law for firearm violations 7. Violators may be prosecuted to the fullest extent of the law
S4:13	Battery of School Personnel	
S4:16	Aggravated Battery	
S4:20	Inciting to Riot	
S4:24	Kidnapping	
S4:26	Off-campus Commission of a Crime	
S4:34	Drugs and /or Alcohol Sale or Distribution	
S4:58	Bomb, Chemical, or Biological Threats	
S4:59	Threat with Intent to Kill	
S4:66	Purchase or Sale of a Weapon	
S4:67	Threat with a Dangerous Object or Weapon	
S4:69	Possession or Use of Firearms	
S4:71	Possession or Use of Explosives or Fireworks	
S4:72	Making or Planning a Bomb or Fake Bomb	
S4:73	Chemical and Biological Attacks	

SECTION 9

Definitions

Activity Suspension or Suspension from Extracurricular or Co-Curricular Activities: Is a suspension where students are not allowed to travel, dress in uniform, associate, or participate with the team or group at scheduled events.

Suspended students may be allowed to participate in practices or meetings if deemed appropriate by the principal or designee.

Administrative Hearing: A hearing conducted by an administrator appointed by the Superintendent and/or Board of Trustees.

After-School Detention: Assignment of a student to a designated room on campus at the end of the regular school day for a specified period of time. Parents or guardians must arrange for the student's transportation home.

Age of Compulsory Attendance: Ages seven (7) through sixteen (16).

Alcoholic Beverage: Any beverage that contains alcohol.

Alert: A predetermined change of a detection dog's behavior, which is recognized by the canine handler as indicating the presence of the odor of the suspected substance.

Alternative School Placement: A school or program placement that is focused on improving student behavior, attendance, and academic performance.

Assault: An unlawful attempt or intentional unlawful threat by word or act to inflict violent injury upon another person, when coupled with an apparent ability to do so, and any act that creates a well-founded fear in such other person that such violence is imminent (Idaho Code §18-901 Assault defined).

- An assault may be committed without touching, striking, or doing bodily harm to another person.

Battery: Any unlawful touching of another person.

Board of Trustees: Refers to the governing body of the District composed of five elected representatives. The Board of Trustees sets District policy and acts as the final appeal panel for prolonged suspensions and expulsions.

Bullying: Pursuant to Idaho Code §18-917A Student harassment – Intimidation - Bullying, bullying behavior is any:

- Intentional gesture, or
- Intentional written, verbal, or physical act or threat by a student that a reasonable person under the circumstances should know will have the effect of:
 - harming a student;
 - damaging a student's property;
 - placing a student in reasonable fear of harm to his or her person; or
 - placing a student in reasonable fear of damage to his or her property.
- Act sufficiently severe, persistent, or pervasive that it creates an intimidating, threatening, or abusive educational environment for a student.

Bullying can be committed using:

- A landline, smart phone, or cellular phone; or
- Data or computer software that is accessed through a computer, computer system, or computer network.

A student who personally violates any provision of Idaho Code 18-917A may be guilty of an infraction.

Cheating: When a person misleads, breaks rules, deceives, or acts dishonestly on purpose. Cheating creates an unfair advantage that is usually in one's own interest, and often is at the expense of others. Plagiarism is a form of cheating.

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Chemical Involvement: Whenever a student has consumed or is under the influence of drugs or alcohol.

Club: A sponsored club, sports club, or a non-sponsored or non-curriculum club of students in the school who wish to organize and meet to form common goals, objectives, or purposes, but does not include school activities.

Cyber-Bullying: includes but is not limited to the following misuses of technology (computers, electronic communication devices, the Internet, pagers, etc.): harassing, teasing, intimidating, threatening, or terrorizing another person by sending inappropriate and hurtful e-mail messages, instant messages, text messages, digital pictures or images, sexting, website postings, and blogs through use of the District's computer network or the Internet, whether accessed on campus or off campus, during or after school hours.

Code: Shall mean this Code of Student Conduct.

Co-curricular Activities: Are held outside the regular school day but are integral to the classroom as part of the stated curriculum. Such activities include but are not limited to: Idaho High Schools Activities Association (IHSAA) sanctioned Speech Arts, Spirit, and Music activities.

Contraband: Is any illegal or prohibited property, the possession of which is forbidden under school policy or illegal under federal or state laws. Contraband shall consist of, but is not limited to: weapons, stolen property, pornography, alcohol, tobacco, nicotine innovations, illicit drugs, prescription or nonprescription drugs designed to alter the feeling or behavior of an individual, or drugs or substances that appear to be any of the above.

Controlled Substances: Shall include, but are not limited to: opiates, opium derivatives, hallucinogenic, depressant or stimulant substances, including cocaine, cannabis and synthetic equivalents of the substances contained in the plant; any material, compound, mixture, or preparation with substances having a depressant effect on the central nervous system.

Corporal Punishment: Physically punishing a student. Corporal Punishment does not include teachers' and school authorities' use of force (1)

to quell a disturbance; (2) to obtain possession of weapons or other dangerous objects; (3) for the purpose of self-defense; or (4) for the protection of a person or property.

Dangerous Objects/Instruments: Anything that, although not specifically designed to hurt someone, is used to cause injury or to put someone in fear. Examples may include belts, scissors, combs, writing utensils, compasses, chains, etc. Such items should be considered dangerous instruments when they are used to cause injury or to put someone in fear.

Dangerous Weapon: a weapon, device, instrument, material, or substance, animate or inanimate, that is used for, or is readily capable of causing death or serious bodily injury, except that such term does not include a pocket knife with a blade of less than 2½ inches in length as defined in 18 United States Code (U.S.C.) Section 930.

Disability: A physical or mental impairment that (1) substantially limits one or more of the major life activities of an individual; (2) a record of such an impairment; or being regarded as having such an impairment; or (3) a specific disability such as: multiple disabilities, autism, mental retardation, specific learning disability, hearing impairment, speech or language impairment, visual impairment, serious emotional disturbance, orthopedic impairment, traumatic brain injury, or other health impairment.

Destructive Device: Pursuant to 26 U.S.C. § 5845(f) a destructive device is defined as follows:

- Any explosive, incendiary, or poison gas including but not limited to:
 - bombs;
 - grenades;
 - non-hobby rockets having a propellant charge of more than four (4) ounces;
 - missiles having an explosive or incendiary charge of more than one-quarter (¼) ounce;
 - mines;
 - fireworks; or

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- similar devices.
- Any type of weapon that will, or may be readily converted to, expel a projectile by the action of an explosive or other propellant, and that has any barrel with a bore of more than one-half (½) inch in diameter except a shotgun or shotgun shell that is generally recognized as particularly suitable for sporting purposes; and
- Any combination of parts either designed or intended for use in converting any device into a destructive device as defined above and from which a destructive device may be readily assembled.
- A destructive device shall not include:
 - an antique firearm;
 - a rifle or shotgun that the owner intends to use solely for sporting, recreational, or cultural purposes; or
 - any device that is not designed or redesigned for use as a weapon.

Detention: For minor infractions of school rules or regulations, or for minor misconduct, school officials may detain students in school, before school, or after school. Students may also be required to attend Saturday school for up to four (4) hours.

- **After-School Detention:** Assignment to a designated room on campus at the end of the regular school day for a specified period of time. Parents or guardians must arrange for the student's transportation home.
- **Before-School Detention:** Assignment to a designated room on campus for a specified period before school. Parents or guardians must arrange for the student's transportation to school.
- **In-School Detention:** The student remains in school, isolated from peers, and assigned to designated rooms or programs. The student is considered present in school for attendance purposes. Make-up work is allowed.

- **Saturday School:** Supervised detention that is assigned by a school administrator where a student is required to attend school on Saturday or other non-school days. Students will be required to work on school assignments or complete work assignments to evaluate their behavior. Parents or guardians must arrange for the student's transportation.

Discipline: Constitutes forms of corrective action or punishment, that include brief exclusions from a class for not more than the remainder of the class period and exclusion from any other type of activity conducted by or for the District. Discipline shall not adversely affect a specific academic grade, subject, or graduation requirements, if all required work is performed pursuant to District policy.

Disciplinary Reassignment: If the principal or his/her designee determines that removal from the regular school program is in the best interest of the student, the student will be suspended for five (5) school days and requested to attend an alternative school within the District (such as Bonneville Online Elementary School, Bonneville Online High School, Lincoln Alternative High School, District 93 eCenter, Bonneville Technical Careers High School, Behavioral Health Alternative, etc.).

The principal or his/her designee must recommend transfer in writing and provide parents or guardians with a copy of the recommendation. The Superintendent or his/her designee may extend the suspension for an additional ten (10) school days to accommodate reassignment procedures.

Disruptive Conduct: Includes, but is not limited to:

- Any conduct intended to, or having the effect of, obstructing, disrupting, or interfering with teaching, service, administrative disciplinary functions, or any school sponsored activity;
- Physical abuse or threat of harm to any person;
- Sexual harassment of any person; or

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- Forceful or unauthorized entry to or occupation of school facilities or the facilities of an authorized school activity.

Distribution: To share and/or sell alcohol, drugs, tobacco products, nicotine innovations, or any controlled or dangerous substance to other students or persons.

District/School District: Shall mean the Bonneville Joint School District No. 93, Idaho Falls, Idaho.

District Official: Includes, but is not limited to: teacher, school counselor, school nurse, principal, assistant principal, or another District administrator.

District Premises: Shall include but is not limited to: buildings, facilities and grounds on the school campuses, school busses, properties leased by the District, and school parking areas.

Drugs: Shall include any alcohol or malt beverage, illegal inhalant, tobacco product, nicotine innovations, controlled substance, illegal substance, abused substance, look-alike or counterfeit drug, medication not approved and registered by the school authorities, substance intended to alter mood, and/or substance that is misrepresented and sold or distributed as a restricted or illegal drug.

Drug Free Zone: The area on or within one thousand (1,000) feet of school property.

Drug Paraphernalia: All equipment, products, and materials that are used, intended for use, or designed for use, in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing; or injecting, ingesting, inhaling, smoking, or otherwise introducing into the human body a controlled substance.

Electronic Communication Devices: may include, but not be limited to, smart phones, cellular telephones, pagers/beepers, laptops, tablets, e-readers, or other related electronic devices.

Emergency: Any event that threatens the safety and security of students, staff, or visitors.

Emergency Activity Suspension: An activity suspension imposed by the principal/designee prior to an informal hearing regarding the reasons for the suspension and the opportunity to challenge those reasons when it is necessary to protect the health and safety of the individual(s) involved and immediate action is appropriate.

Emergency Suspension: A suspension imposed by the principal/designee prior to an informal hearing regarding the reasons for the suspension and the opportunity to challenge those reasons when it is necessary to protect the health and safety of the individual(s) involved and immediate action is appropriate.

Event: A performance, match, game, meet, or other competition including regional, state, and/or national tournaments or competitions.

Excused Absence: Is an absence from school with the knowledge and approval of the student's parent or guardian. Such absences are counted toward the maximum number of absences allowed per grading period.

Expulsion: The removal or exclusion of a student from the immediate supervision and control of school beyond the balance of the school semester. Only the Board of Trustees has the authority to expel or deny enrollment to any student. Students who are expelled cannot attend any Bonneville Joint School District No. 93 school except as allowed by the Board. Any student who is expelled is prohibited admission to any school premises or to any school sponsored activity, regardless of location

Extracurricular Activities: Are held outside the regular school day. These include IHSAA sanctioned athletics and activities. Although many of these activities involve travel or participation during school time, the basis of the organization for meeting and practice is held outside of the school timetable.

Firearm:

- Any weapon (including an athletic event starter gun) that will or is designed to or may readily be converted to expel a projectile by the action of an explosive;
- The frame or receiver of any such weapon;

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- Any firearm muffler or silencer; or
- Any destructive device including any explosive, incendiary or poisonous gas bombs, grenades, rocket, missile, mine, or similar devices as defined in 18 U.S.C. Section 921.

Fraternity, Sorority, or Secret Society: Any organization where active membership is comprised, in whole or in part, of pupils enrolled in the District, and that exists or perpetuates itself wholly or partly by selecting members on the basis of the decision of its membership rather than upon the basis of the right of any pupil, qualified by the rules and regulations of the school, to be a member. Exceptions include Boy Scouts of America, Girl Scouts of America, Campfire Girls, DeMolay, YMCA, and similar organizations.

Gang: Any ongoing organization, association, or group of three (3) or more people, whether formal or informal, that has a common name or common identifying sign or symbol, and whose members individually or collectively advocate, conspire, or commit:

- Any criminal act(s); or
- Any acts that threaten the safety or well-being of property or persons, including, but not limited to: harassment and intimidation (Idaho Code §18-85 Criminal Gang Enforcement Act).

Grand Theft: Any theft where the property is obtained by extortion committed by instilling in the victim a fear of physical injury to some person, damage to property, or use or abuse of position as a public servant to affect some person adversely.

- The value of the property taken exceeds one thousand dollars (\$1,000).
- The property consists of a public record.
- The property is taken from the person of another.
- The property is obtained by extortion. (Idaho Code §18-2407)

Habitual Truant: Any pupil with three (3) truanties in a grading period or four (4) truanties over the three (3) year period of grades seven (7) through nine (9) or grades ten (10) through twelve (12) (Policy #3050 Attendance).

Any child whose parents or guardians, have failed or refused to cause such child to be instructed as provided in Idaho Code 33-202 (Idaho Code §33-206).

Harmful to Minors: Any picture, image, graphic image file, or other depiction (text, audio, or video) that:

- Appeals to a prurient interest in nudity, sex, or excretion;
- Depicts, describes, or represents, in a patently offensive way an actual or simulated:
 - sexual act or sexual contact defined in Section 2246 of Title 18, United States Code,
 - normal or perverted sexual acts; or
 - a lewd exhibition of the genitals;
- Lacks serious literary, artistic, political, or scientific value as to minors; or
- Would endorse or promote any of the following:
 - abusive or threatening material;
 - alcohol, tobacco, nicotine innovations, and drug use or abuse;
 - gambling;
 - hate/discrimination materials;
 - murder/suicide material;
 - racially offensive material;
 - school cheating information; or
 - violence, and weapons.

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Harassment: Any verbal, written, graphic, or physical conduct by an individual or group that is sufficiently severe, persistent, pervasive, and offensive to:

- Substantially and systemically undermine, disrupt, detract from, interfere with, or limit the ability of an individual to participate in or benefit from the District's programs, activities, or resources;
- Create an intimidating, hostile, threatening, or abusive educational or work environment;
- Substantially or unreasonably interfere with a person's performance; or
- Adversely affect a person's educational or work opportunities.

Actions that may constitute harassment include, but are not limited to:

- Physical acts (i.e. aggression or assault, battery, damage to property, intimidation, vandalism, or implied or overt threats of violence);
- Verbal acts (i.e. demeaning jokes, taunting, intimidation, hate speech, slurs, derogatory nicknaming, innuendoes, or other negative remarks);
- Written acts (i.e. letters or other hard copy communications and email or text messages that contain demeaning, taunting, intimidating language, or hate speech, slurs, derogatory nicknaming, innuendoes, or other negative remarks);
- Visual acts (i.e. graffiti, slogans, or visual displays such as cartoons or posters depicting derogatory sentiments); or
- Criminal acts (i.e. acts in violation of Idaho or Federal Criminal Codes or Idaho Federal Human Rights Commission Code).

Hazardous Material: Includes any substance or mixture of substances that poses a fire, explosive, reactive, or health hazard.

Hazing: To subject a person to bodily danger, physical harm, severe emotional harm, extreme embarrassment, or personal degradation; to

subject a person to the likelihood of any of the above.

- To require, encourage, authorize or permit a person to be subjected to any of the following:
 - Total or substantial nudity on the part of the person;
 - Compelled ingestion of any substance;
 - Wearing or carrying of any obscene or physically burdensome article;
 - Physical assaults upon or offensive physical contact;
 - Transportation and abandonment;
 - Confinement to unreasonably small, unventilated, unsanitary, or unlighted areas;
 - Sleep deprivation;
 - Assignment to perform pranks;
 - Any forced activity that could adversely affect the mental or physical health or safety of the person; or
 - Any other activities intended to degrade or humiliate.
- Hazing does not include customary athletic events or activities or similar contests or competitions and is limited to those actions taken and situations created in connection with initiation into or affiliation with any group or organization.
- Hazing does not include corporal punishment administered by officials or employees of the District when such actions are pursuant to Corporal Punishment Policy #3345.
- Any activity described herein as hazing shall be presumed to be "forced" activity, the willingness of an individual to participate in such activity notwithstanding.

IEP: Shall mean an *Individual Education Plan* to support a student with disabilities who requires specially designed instruction and related services.

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Infraction: a civil public offense, not constituting a crime, which is punishable only by a penalty not exceeding three hundred dollars (\$300) and for which no period of incarceration may be imposed.

Intimidation: includes, but is not limited to, any threat or act intended to:

- Tamper, substantially damage, or interfere with another's property;
- Cause substantial inconvenience;
- Subject another to offensive physical contact, or
- Inflict serious physical injury based on race, color, religion, national origin or sexual orientation.

Intimidating, Hostile, and Offensive: Includes conduct that has the effect of humiliation, embarrassment, or discomfort.

Knowingly Present: Shall mean that a student attended a gathering of two (2) or more individuals where one (1) or more of the attendees (other than the student at issue) were using or in possession of drug paraphernalia, controlled substances, drugs, alcohol, or tobacco, nicotine innovations, and the student knew or reasonably should have known that such use or possession was occurring.

LCA: Loss of credit due to attendance. When a high school student has exceeded the limit of absent days allowed in any class during the grading period.

Look Alike Weapons: Objects that closely resemble a weapon or explosive and could put persons in fear of their safety. Examples include toy guns, smoke bombs, etc.

Manifestation Determination: A review of a special education student's program and disability to determine if misconduct is related to the disability.

MDT: Multi-disciplinary team composed of persons knowledgeable about the student's school history and individual needs, the meaning of evaluation data, and placement options.

Member of the School Community: Any student, parent/guardian, teacher, administrator, or employee of the District or visitor at any school.

Menacing: Means to express or use threats against another person or to be annoying, dangerous, or harmful to another or to cause a fear of imminent serious physical injury.

Nicotine Innovation: a device such as electronic vapor cigarettes, e-cigarettes, or another device that is meant to satisfy the smoker's oral fixation as well as deliver nicotine to the bloodstream.

No Tolerance: Means that consequences will occur if provisions of District policy and this Code are violated, and that the consequences will be commensurate with the circumstances of each situation.

On Any School Premises or at Any School Sponsored Activity, Regardless of Location:

Shall include, but not be limited to buildings, facilities, and grounds on the school campus, school buses, school parking areas; and the location of any school sponsored activity. This includes instances where the conduct occurs off the school premises but impacts a school related activity.

Paraphernalia: Any object being used in the consumption, production, sale, or distribution of a controlled or illegal substance.

Parent/Guardian Shadow Student: The parent or guardian attends classes with the student for a specific amount of time.

Petit Theft: Taking personal property through fraud or stealth with the intent to deprive another of it permanently (where the value of property is under \$200).

Plagiarism: An act of fraud committed by submitting or presenting someone else's work as if it is your own work. It includes the use or close imitation of the language and thoughts of another author and representing them as your own original work.

Possession: To have drugs, tobacco products, nicotine innovations, and/or alcohol on a student's person or within an area of the student's control (including but not limited to: car,

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locker, books, desks, and clothing) on or near school premises any time during school hours or at a school-sponsored activity regardless of location.

Reasonable Grounds to Suspect: More than a generalized suspicion or a mere hunch, but not requiring certainty that a violation has occurred. It may be based upon direct observations or the reported observations or experiences of others. It involves common-sense conclusion about human behavior based upon all the circumstances presented.

Reasonable Suspicion: An act of judgment by a District employee that leads to a reasonable and prudent belief that a student is in violation of the Code of Student Conduct. Said judgment shall be based on training in recognizing the signs and symptoms of drug, alcohol, tobacco, and nicotine innovation use.

- The fact that a student has previously disclosed use of a controlled substance shall not be deemed a factor in determining reasonable suspicion later.

Referral to Law Enforcement: A request for assistance regarding information gained through a person or event that reveals a student's possible involvement in illegal activities.

Riot: A public disturbance where a group of angry people become noisy and out of control, often damaging property and acting violently. In law, a riot is typically defined as a group of three (3) or more persons disturbing the peace for private purposes.

Saturday School: Makeup time on Saturdays where students who have excessive absences will be required to work on school assignments.

School: Any school in the Bonneville Joint School District No. 93.

School Board Hearing: A hearing by the Board of Trustees with the parent or guardian, student, and school personnel where all are given an opportunity to speak.

School Bus Suspension: Denial of the privilege of riding a school bus based on misconduct occurring while the student was transported at public expense.

School Days: Those days when school is in session.

School District Employee: Any individual hired by the Board of Trustees for work on either a part-time or full-time basis.

School Premises: Any property owned or utilized by the District or property utilized by any vendor under contract with the District. Includes but is not limited to: buildings, facilities, and grounds on the school campus, school buses, school bus stops, school parking areas, and any facility being used for a school function.

School Privileges: Any school-related activity or program including but not limited to: graduation ceremonies, class trips, dances, extracurricular or co-curricular activities, clubs, riding a bus, driving and parking on school property, or recesses.

Search: A physical examination of a person's property or self for discovering contraband. A search is permissible in the school setting, including school sponsored activities and events, where a school official has reasonable suspicion based on the totality of the circumstances, for believing that the search will reveal evidence that the student has violated either the law, District policy, or the rules of the school.

Serious Bodily Injury: Injury that creates a substantial risk of death or causes serious, permanent disfigurement, or loss or impairment of the function of any bodily member or organ.

Sexting: The sharing of sexually explicit photos, videos, Email, text, or chat via cell phone or the Internet.

Sexual Harassment: Includes, but is not limited to: unwelcome touching, crude jokes or pictures, discussions of sexual experiences, pressure for sexual activity, intimidation by words, actions, insults, or name calling, teasing related to sexual characteristics, and spreading rumors related to a person's alleged sexual activities.

- Unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature, comments, sexual name calling, gestures, and profanity.

Bonneville Joint School District No. 93
Code of Student Conduct

Stalking: Willful, malicious, and repeated following or harassing another person or a member of that person's immediate family.

- A pattern of conduct composed of a series of acts over a period of time directed at a specific person that seriously alarms, annoys, or harasses the person, and which serves no legitimate purpose.

Student: Means any individual (preschool through twelfth grade) that is full-time, part-time, or dually enrolled in any school facility or program of Bonneville Joint School District No. 93.

Suspension: Involuntary removal of a student from the regular classroom environment.

- **In-School Suspension:** The student remains in school, isolated from peers and is considered present in school for attendance purposes. Make-up work along with credit for such work is allowed.
- **Out-of-School Suspension:** The student is supervised by a family member at home. A suspended student will not be counted as truant but is considered absent for attendance purposes and make-up work will be allowed.
 - **Temporary Suspension:** Is the exclusion from school or individual classes for a specific period up to five (5) school days. Principals/ designees are authorized to temporarily suspend.
 - **Extended Temporary Suspension:** Is an extension of an initial temporary suspension for up to an additional ten (10) school days. Only the Superintendent/designee or the Board of Trustees has the authority to impose an extended temporary suspension.
 - **Prolonged Temporary Suspension:** Is the addition of up to five (5) school days to an extended temporary suspension.

Only the Board of Trustees can prolong a suspension and only upon a finding that immediate return to school attendance by the temporarily suspended student would be detrimental to other pupils' health, welfare, or safety.

- **Supervised School Suspension:** A student is required to attend school at the Supervised Suspension Center classroom.

Sweep: The use of a trained detection dog pursuant to a general inspection plan to detect the odor of contraband. A sweep is distinct from a search in that it is minimally intrusive to the individual and does not require reasonable suspicion because it does not include intrusion into areas or property that an individual has a reasonable expectation of privacy. However, the results of a sweep may generate the reasonable suspicion needed for a school official to execute a legal search.

Trespass: Shall mean the entrance onto school grounds when an individual has been prohibited.

Truancies: Absences without prior approval of the student's parent or guardian and includes departure from school or class during the school day without the permission of the principal/ designee and without checking out through the attendance office.

- When a student misses class and remains on school grounds, parental/guardian permission does not validate the absence.

Weapon: Is defined in Section 92I of Title 18, United States Code and Section 18-3302D, Idaho Code and includes firearms, dirk knife, bowie knife, dagger, metal knuckles, and other deadly or dangerous weapons.

Work Assignments: Supervised activities for upkeep and maintenance of school facilities. Assignments will not disrupt a student's class schedule.