



Duval County Public Schools 2008-2009 Student Code of Conduct

Ed Pratt-Dannals, Superintendent

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**DUVAL COUNTY PUBLIC SCHOOLS
JACKSONVILLE, FLORIDA**

SCHOOL BOARD

The Honorable Betty Burney
Chairman, District 5

The Honorable Tommy Hazouri
Vice Chairman, District 7

The Honorable Kris Barnes
District 3

The Honorable Martha Barrett
District I

The Honorable Nancy Broner
District 2

The Honorable Vicki Drake
District 6

The Honorable Brenda A. Priestly Jackson
District 4

Ed Pratt-Dannals
Superintendent of Schools

JURISDICTION OF THE SCHOOL BOARD

Duval County Public School students are subject to the rules and regulations of the Duval County School Board. This jurisdiction of the Board is in effect during the school day and at regular school-sponsored activities, while being transported on school buses or at public expense, to and from school or other educational activities, at all times and places, including, but not limited to, school-sponsored events, field trips, athletic functions, and other activities where appropriate school personnel have jurisdiction over students.

All school regulations and prohibitions pertain to automobiles driven or parked on school property. In addition to the foregoing, jurisdictional control over the student may be extended to the immediate vicinity of the school when the conduct of the student is deemed to have a detrimental effect on the health, safety, and welfare of the school.

DUVAL COUNTY PUBLIC SCHOOLS CODE OF STUDENT CONDUCT

INTRODUCTION AND PHILOSOPHICAL BASIS

Instruction should occur in an environment that is conducive to learning. Good order and discipline are essential to effective instruction and to the ability of students and school personnel to work cooperatively toward mutually recognized and accepted goals. The rules outlined in the Code are designed to ensure that this primary reason for the existence of school is achieved. Any behavior that prevents learning from taking place is unacceptable and will result in the appropriate consequence.

To assist students, parents, administrators, and school personnel in maintaining such an environment, the Code of Student Conduct will:

- ❖ Identify classifications of violations and describe procedures for disciplinary actions
- ❖ Identify formal disciplinary actions
- ❖ Standardize procedures for administering formal disciplinary actions
- ❖ Describe roles of the home, student, school and school personnel
- ❖ Describe rights and responsibilities of all students and parents
- ❖ Outline general code of appearance
- ❖ Describe rights of disabled students relating to discipline
- ❖ Inform parents and students of the district's Internet Safety and Acceptance Use Agreement

It is the responsibility of both student and parents to know the rules of the Code and to support the fair and impartial administering of the rules. With age and maturity students will be expected to assume greater responsibility for their actions. Students are responsible for accepting the consequences for actions that may violate the Code of Student Conduct.

It is the responsibility of school personnel to be aware of the specifics of the Code of Student Conduct and to apply them appropriately. It is the responsibility of the school to convey information regarding individual school policies and procedures to students and parents via a school planner or through other appropriate means.

The School Board and personnel appointed at the district level are responsible for ensuring that the Code of Student Conduct and the consequences for the identified violations are legal and fair. The Board is also responsible for conveying to the community and parents/guardians, that once these conditions are met, the actions taken by the local school will be supported for the good of the school system and the community as a whole.

Should you have any questions regarding the Code of Student Conduct, please contact the assistant principal at the school level or call Alternative Education Programs and Behavioral Support at 390-2081.



PARENTS ARE REQUIRED TO READ, SIGN AND RETURN TO THEIR STUDENT(S)' SCHOOL(S) FIVE (5) DOCUMENTS THAT APPEAR ON PAGES 48 through 52 AT THE END OF THE CODE OF STUDENT CONDUCT.

(Additional copies are provided for parents to keep for their records.)

CLASSIFICATIONS OF VIOLATIONS

Violations of the Code of Student Conduct are grouped into four classes:

❖ Minor	Class I
❖ Intermediate	Class II
❖ Major	Class III
❖ Zero Tolerance	Class IV

Each classification is followed by a disciplinary procedure that is to be implemented by the principal/designee.

It is understood that when a violation of the Code of Student Conduct occurs, the student's explanation shall be heard by the principal/designee before determining the classification of the violation. The principal or designee will review each case, including all documentation provided by staff and other witnesses, individually before assigning consequences. Florida Statutes 1003.31, 1003.32, 1006.07, and 1006.09 describes responsibilities of the school principal or other designated staff.

Classroom teachers will address general classroom disruptions by taking appropriate in-class disciplinary actions. These include, but are not limited to, personal calls to parents, parent/teacher conferences, referral to a guidance counselor, etc. If such measures do not desist the disruption, a disciplinary referral is appropriate. (Failure to bring notebook, pencil, books, required materials and equipment to class, or failure to work in class, are not cause for disciplinary referrals.)

NOTE I: Repeated violations of the Code of Student Conduct in school and/or on the school bus will be considered willful disobedience and/or open defiance of authority resulting in possible suspension or expulsion from school and/or the school bus for the remainder of the school year or a specific period of time.

NOTE II: There shall be no type of hazing during any district sponsored event, club, organization, or class within the school or off campus. Hazing shall be defined as any action or situation for the purpose of initiation or admission into or affiliation with any organization operating under the sanction of the school which recklessly or intentionally endangers a student's mental or physical health or safety. Acts of hazing shall be addressed and will result in the appropriate consequence being administered in accordance with the Code of Student Conduct.

NOTE III: Federal and state laws grant individuals reasonable expectations of privacy and freedom from unreasonable search and seizure of property. Such guarantees are not unlimited and must be balanced by the school's responsibility to protect the health, safety and welfare of all students. Students may be subject to search of person or property if a reasonable suspicion exists that the student may have violated the Code of Student Conduct or state or federal law. Be advised that, upon reasonable suspicion, student lockers and other storage areas (including, but not limited to, motor vehicles, book bags, pocketbooks, notebooks, pockets, etc.) may be searched.

NOTE IV: Be advised that students will be held responsible for prohibited items in their personal control, such as items located in vehicles, book bags, clothing or items belonging to someone else.

NOTE V: Technology-based infractions may result in a suspension of network and/or Internet access. Alternative instructional materials may be provided.

NOTE VI: Bus riding is a privilege, which may be revoked. Misconduct by any student while riding a school bus represents a serious threat to the safety of all occupants of the bus as well as other motorists, pedestrians, and members of the community. Parents are urged to discuss with their children appropriate school bus conduct in order to ensure bus safety. All students who misbehave while riding the school bus will be disciplined according to the Code of Student Conduct.

A bus suspension is separate from a school suspension and applies only to the loss of bus riding privileges unless subject to other disciplinary actions, such as out-of-school suspension. Students are required to attend school. Bus suspension does not affect or excuse school attendance.

Suspension or revocation of school bus privileges applies to all vehicles in the Duval County Public School Transportation System. This does not apply to transportation authorized by School Administration for field trips.

NOTE VII: A student may be required to obtain counseling and/or attend a recognized treatment program at parental expense and show proof of completion of such counseling or program. Such offenses may include, but are not limited to, substance abuse, stalking, threats, intimidation, harassment, or acts motivated by hate or bias.

NOTE VIII: A senior student who commits a Class III or IV violation, described in the Code of Student Conduct, shall forfeit the right to participate in graduation exercises and other senior-related activities until the student has successfully completed all assigned consequences and disciplinary actions. School Board Policies and Procedures regarding assignment to alternative centers shall apply to students who commit a Class III or Class IV violation.

NOTE IX: A student who willfully damages school property, a school bus, or bus equipment shall be properly disciplined. The parent(s) or legal guardian of a minor student (or the student, if he/she is an adult) shall reimburse the owner of the bus for restoration or for replacement of any damaged school property in accordance with the true value as determined by the appropriate administrative staff. Students who damage school property, a school bus or bus equipment shall be subject to disciplinary action according to the Code of Student Conduct.

NOTE X: The School Board may expel a student from school based on grounds specified in the Code of Student Conduct. "Expulsion" means the removal of the right and obligation of a student to attend a public school under conditions set by the district school board, and for a period of time not to exceed the remainder of the term or school year and one (1) additional year of attendance. Expulsions may be imposed with or without continuing educational services and shall be reported accordingly. The School Board has the sole authority to expel students pursuant to Florida Statute 1006.07.

NOTE XI: During FCAT and other testing which is determined by the principal or his/her designee, students may not have any electronic or recording devices, such as cell phones, pagers, or electronic games, in their pockets, at their desk or anywhere they can reach them, before, during, or after the testing session. Possession of any electronic device that reproduces, transmits, records, or calculates (except for the FCAT calculator), will result in the student's test being invalidated.

MINOR OFFENSES
CLASS I

1.01 (ZZZ) Disruption in Class – Any conduct which is so disruptive as to interfere with the teacher’s ability to communicate with the students in class and/or with the ability of other students to learn.

NOTE: Continuous/repeated disruptive behavior may constitute a Class II Offense (see 2.01).

1.02 (ZZZ) Illegal Organization – Any participation in prohibited secret clubs or societies.

1.03 (ZZZ) Disorder Outside of Class - A student must not bother other students outside of class or participate in disruptive conduct that interferes with maintaining order in areas subject to school authority or the failure to follow directions to cease such conduct.

NOTE: Continuous/repeated disruptive behavior may constitute a Class II Offense (see 2.01).

1.04 Deleted 6/03 (see 2.25)

1.05 (ZZZ) Tardiness – Reporting late to school or class (refer to individual school’s tardy procedures).

NOTE: Pursuant to Florida law, suspension is not an appropriate disciplinary action for this violation for students who are of compulsory attendance age.

See Elementary Tardiness and Early Check Out on page 42.

1.06 (ZZZ) Use of Abusive, Profane, or Obscene Language or Gestures – Must not use inappropriate language.

1.07 (ZZZ) Nonconformity to the General Code of Appearance (see page 40)

1.08 Deleted

1.09 (ZZZ) Inappropriate Public Display of Affection

1.10 (ZZZ) Unauthorized Absence from Class or School

NOTE: Pursuant to Florida law, suspension is not an appropriate disciplinary action for this violation for students who are of compulsory attendance age.

1.11 (ZZZ) Moved 6/04 (See 2.26)

1.12 (ZZZ) Possession of Electronic Entertainment Devices – Such devices include, but are not limited to, iPods, CD players, radios, DVD players, Gameboys, computers or other electronic games, hand-held televisions, etc. This does not include district-approved electronic devices used for educational purposes. **(Any student who chooses to bring a wireless communication device to school shall do so at his or her own risk.)**

1.13 (ZZZ) Inappropriate Conduct or Disruption on School Bus – Any conduct or disruption on the school bus including, but are not limited to, the following: eating, drinking, or littering; failure to sit in assigned seat; improper boarding or departing in an orderly manner; failure to keep aisle and step wells clear; failure to utilize required safety equipment (e.g., seatbelts); and failure to present bus permit/student ID if one has been issued and is requested.

Disciplinary Actions
Minor Offenses – Class I

First Offense

Disciplinary actions may include the use of in-school conferences and parental contact when warranted. Specific circumstances may warrant disciplinary action outlined under subsequent offenses.

Subsequent Offenses

Disciplinary actions may include the use of parental contact and/or any formal disciplinary action as described on pages 28 – 31.

Disciplinary Actions
Minor Bus Code Offenses – Class I

First Bus Code Offense

Commission of a Class I offense on a bus may result in the use of in-school conferences and parental contact when warranted. Specific circumstances may warrant disciplinary action outlined under subsequent offenses.

Subsequent Bus Code Offenses

Subsequent bus code violations may result in the suspension of bus privileges for one to three school days and/or the use of any formal disciplinary action as described on pages 28 – 31.

INTERMEDIATE OFFENSES
CLASS II

2.01 (ZZZ) Failure to Follow Directions Relating to Safety and Order in Class, School, School-Sponsored Activities or on the School Bus – Any refusal to comply with lawful and reasonable directions of a school district employee or agent that relates to the safety of students or school personnel, or to the maintenance of order while a student is under school jurisdiction.

NOTE: Any conduct which significantly disrupts all or portions of campus activities, (greater than one classroom) school sponsored events and school bus transportation may constitute a Class III offense (see 3.15).

Suspension or revocation of school bus privileges applies to all vehicles in the Duval County Public School Transportation System. This does not apply to transportation authorized by School Administration for field trips.

2.02 (TBC) Possession, Use, Distribution and/or Sale of Tobacco Products

NOTE: It is illegal to possess or use tobacco products if under the age of 18.

Tobacco products shall include, but not be limited to, cigarettes, cigars, pipe tobacco, all smokeless tobacco products, snuff and chewing tobacco.

To safeguard the health and safety of school district employees and students, the use of tobacco products on any School Board property is prohibited. School Board property, as used herein, shall mean any building owned or part thereof owned or used by the School Board, and the grounds upon which such building is located.

2.03 (ZZZ) Simple Battery Upon Students – Any actual and intentional pushing or striking of another student against the will of the other student. **(For an assault see 2.31)**

2.04 (ZZZ) Dispute – Lower level confrontations such as, mutual pushing and shoving or altercations which stop upon verbal command and are resolved without injury or need for physical restraint. (formerly 2.18)

NOTE: Out-of-school suspension shall not be a disciplinary action for a first offense of a dispute.

2.05 (FIT) Fighting (Mutual combat, mutual altercation) – When two or more persons mutually participate in physical violence that requires physical restraint and/or results in injury.

NOTE: Self defense is described as an action to block an attack by another person or to shield yourself from being hit by another person. Retaliating by hitting a person back is not self-defense and will be considered as fighting.

2.06 (ZZZ) Vandalism – Any intentional and deliberate action resulting in injuries or damages by any means of less than \$200 to public property, school district property, or the real estate or personal property belonging to another including, but not limited to, the placement of graffiti thereon or other acts of vandalism thereto as defined by Florida Statute 806.

NOTE: Damage to property valued at \$200 to \$1,000 constitutes a Class III Offense (See 3.07)

A student who willfully damages school property, a school bus, or bus equipment shall be properly disciplined. The parent(s) or legal guardian of a minor student (or the student, if he/she is an adult) shall reimburse the owner of the bus for restoration or for replacement of any damaged property in accordance with the true value as determined by the appropriate administrative staff. Students who damage school property, a school bus or bus equipment shall be subject to disciplinary action according to the Code of Student Conduct. See School Board Policy ECA.

2.07 (ZZZ) Stealing or Use of Counterfeit Bills – Any intentional unlawful taking and/or carrying away of property valued at less than \$300 belonging to, or in the lawful possession or custody of another, including, but not limited to, money, jewelry and personal items located in lockers, cars, book bags, clothing, or anywhere else on school property or the use of counterfeit money for procuring school items (i.e., lunch, fundraisers, uniforms, etc.)

NOTE: The taking of property valued at \$300 or more constitutes a Class III Offense (see 3.05).

2.08 (ZZZ) Possession of Stolen Property (with the knowledge that it is stolen)

2.09(ZZZ) Threats of Extortion/Intimidation - Any verbal, written, or printed communication maliciously threatening any injury to the person, property, or reputation of another, with or without the intent to extort money or any pecuniary advantage whatsoever; or with intent to compel the person so threatened, or any other person, to do any act or refrain from doing any act against his/her will.

NOTE: Completion of the threat, either by the victim complying with the demands, or the carrying out of threats against the victim, constitutes a Class III Offense (see 3.04).

2.10(TRS) Trespassing – Willfully entering or remaining in any structure, conveyance, or school property without being authorized, licensed, or invited; or having been authorized, licensed, or invited, is warned by an authorized person to depart and refuses to do so. **A student who has been suspended or expelled from school or school bus and returns to any School Board property without being authorized to do so is considered to be trespassing and is subject to arrest.**

NOTE: Suspension or revocation of school bus privileges applies to all vehicles in the Duval County Public School Transportation System. This does not apply to transportation authorized by School Administration for field trips.

2.11 (ZZZ) Possession of Fireworks, Firecrackers, Smoke Bombs, or Other Similar Items

2.12 Deleted 6/05

2.13 Deleted 6/07 (See 2.30)

2.14 (ZZZ) Sexual Harassment – Any unwelcome sexual advances, requests for sexual favors, and/or other inappropriate verbal, written, electronic, or physical contact of a sexual nature when submitting to or rejecting the conduct affects or unreasonably interferes with the learning environment or creates an intimidating, hostile, or offensive educational environment (6A-19.008 SBE Rule). It includes, but is not limited to, sexually-oriented jokes, verbal/physical advances, touching, pinching, patting, sexually-oriented kidding, teasing, using language that has a double meaning and is sexually suggestive.

There is no requirement in School Board policies that specific body parts must be touched (e.g., sexual organs), or that sexual harassment, in any form, must be shown to have occurred repeatedly, over a long period of time, and/or be severe.

NOTE: Violation of the School Board’s sexual harassment policy may be grounds for in-school suspension, out-of-school suspension, expulsion, or the imposition of other disciplinary action by the school, and may also result in criminal charges by State or local units of government. In addition, severe and/or repeated inappropriate or unwelcome conduct or speech that is sexual in nature may constitute a Class III offense.

2.15 Deleted 6/05

2.16 (ZZZ) Directing Obscene, Profane, or Offensive Language or Gestures to a School District Employee or Agent – Any behavior offensive to common propriety or decency directed to a school district employee or agent including, but not limited to, any verbal, written, electronic, or physical conduct such as threats, bullying, slurs, innuendos, or harassment, which has the purpose or the effect of creating an intimidating, hostile, or offensive educational environment.

2.17 (ZZZ) Leaving School Grounds or the Site of Any School Activity Without Permission

2.18 (ZZZ) Simple Assault on School District Employee or Agent – An intentional threat by word or act to do violence to the person of another, a school district employee or agent, coupled with the apparent ability to do so, and doing some act, which creates fear in that person. (formerly 2.04)

2.19 (ZZZ) Multiple Class II Offenses - The commission of five (5) or more Class II offenses by secondary students or three (3) or more Class II offenses by an elementary student. Students who commit multiple Class II Code of Conduct offenses must be referred to the Student Option for Success (SOS) Program.

NOTE: Students or parents who refuse to participate, fail to enroll, or do not complete the SOS program will be referred to the Hearing Officer for placement of the student in an Alternative Education Center. Participation should begin at first available class.

- Any Exceptional Education student (other than gifted) must be referred first to the Multidisciplinary Referral Team for manifestation determination and recommendation prior to referral to the Hearing Officer.
- A student with a Section 504 accommodation plan must be referred first to the Section 504 Team for manifestation determination and recommendation prior to referral to the hearing officer.

Students who commit a subsequent Class II offense and/or violate their contract while they are enrolled in the SOS program will be placed at an Alternative Education Center by the Hearing Officer.

- Any Exceptional Education student (other than gifted) must be referred first to the Multidisciplinary Referral Team for manifestation determination and recommendation prior to referral to the Hearing Officer.
- A student with a Section 504 accommodation plan must be referred first to the Section 504 Team for manifestation determination and recommendation prior to referral to the hearing officer.

In cases of extreme and excessive misbehavior, the SOS program may not be an option, and the student could be referred directly to the Hearing Officer for placement consideration in an alternative school setting.

2.20 (ZZZ) False Information – Students must always tell the truth. Intentionally providing false information to a school district employee or agent including giving false student information data and concealment of information directly relating to school business. This includes, but is not limited to, failure to provide correct name, correct phone number or other pertinent data, forgery of school notes, readmit slips, tardy slips, excuse blanks, report cards, hall passes, field trip forms, scholarship warnings, notes to or from parents/guardians, or any other related materials.

NOTE: A student is responsible for ensuring that parents receive any materials sent home by the school and for ensuring that school personnel receive any materials sent to school by the parent.

2.21 (ZZZ) Possession of Firearm Facsimiles – Possession, sale, or discharge of any facsimile or toy-type replica of a firearm or other item resembling a firearm that is not included under 3.10 or 4.08.

2.22 Deleted 6/02 (see 1.11)

2.23 (ZZZ) Refusal to Attend or Participate in Other Previously Assigned Discipline

2.24 (ZZZ) Unauthorized Use of Instructional Technology

- ❖ Any attempt to access websites blocked by district policy, including the use of proxy services, software, or web sites.
- ❖ Students will not use computers without permission and must abide by the district's AUP (Acceptable Use Policy).
- ❖ Any attempt, whether successful or not, to bypass computer or network security and control systems to gain access to e-mail, chat, bulletin boards, messaging, file sharing, or unauthorized web sites.
- ❖ Any attempt, whether successful or not, to access non-instructional district systems, such as student information systems or business systems.
- ❖ Any downloading or installation of unauthorized software or media including personal, copyrighted, shareware, or freeware.
- ❖ Any use of technology for personal gain, profit, or any illegal conduct, such as fraud, copyright infringement, pornography, hacking, cheating, or distributing viruses that result in minor disruptions.
- ❖ Students must not share personal information, logins, username or passwords with anyone. Students are responsible for any activity that occurs under their account.
- ❖ Any attempt, whether successful or not, to bypass a firewall, intrusion detection/prevention system or any security system designed to secure the network.
- ❖ Any attempt, whether successful or not, to use sniffing (unauthorized monitoring of network traffic/usage) or remote access technology to monitor the network or other users activity.
- ❖ Any use of any wired or wireless network (including third party internet service providers) with equipment brought from home. **Example: The use of a home computer on the DCPS network or accessing the internet from any device not owned by the district.**
- ❖ Use of district equipment, network, or credentials to threaten employees, or cause a disruption to the educational program.
- ❖ Possessing published or electronic material that is designed to promote or encourage illegal behavior or that could threaten school safety, using the internet or websites at school to encourage illegal behavior, or threatening school safety.
- ❖ Use of district equipment, network, or credentials to send or post electronic messages that are abusive, obscene, sexually-oriented, threatening, harassing, damaging to another's reputation, or illegal.

NOTE: Violations, which constitute any major disruption of an educational or business process, may result in a Class III or IV Offense (see 3.24 or 4.17).

2.25 (ZZZ) Gambling – Any participation in games of chance for money and/or other things of value.

2.26 (ZZZ) Use of Wireless Communication Devices

Wireless communication devices may be brought to school, but **must** be **out of sight and** kept in an “off” mode while on the school property during regular school hours. Use of a wireless communication device may include the imposition of criminal penalties if the device is used in a criminal act. **(Any student who chooses to bring a wireless communication device to school shall do so at his or her own risk.)**

NOTE: Violation of the conditions in this paragraph will result in confiscation of the device by school officials, and may result in other disciplinary actions set forth in the Code of Student Conduct under Class II Offenses. The confiscated device will be returned to the student’s parent/guardian only.

NOTE: During FCAT and other testing which is determined by the principal or his/her designee, students may not have any electronic or recording devices, such as cell phones, pagers, or electronic games, in their pockets, at their desk or anywhere they can reach them, before, during, or after the testing session. Possession of any electronic device that reproduces, transmits, records, or calculates (except for the FCAT calculator), will result in the student’s test being invalidated.

2.27 (ZZZ) Failure to Adhere to Safety Considerations on School Bus – Failure to adhere to expected school bus safety considerations include, but are not limited to, failure to remain seated, spitting out of the bus window, boarding or attempting to board a school bus other than the one to which the student is assigned, boarding or departing a school bus at a location other than assigned pick-up or drop-off bus stop without prior school administration permission, yelling out of the bus and making any gesture to others outside of the bus that may be considered offensive to decency or common propriety.

A student who boards or attempts to board a school bus other than the one to which the student is assigned or who boards or departs a school bus at a location other than assigned pick-up or drop-off bus stop without prior school administration permission is considered to be a 2.27 Code of Student Conduct offense and subject to formal disciplinary action.

2.28 (ZZZ) Cheating and/or Copying the Work of Others – Intentionally copying or using another’s work to receive credit or improve grades. Examples would include, but are not limited to, plagiarizing, giving or receiving answers during testing.

2.29 (ZZZ) Possession, and/or Use, Distribution of a Facsimile of a Drug, Alcohol, Tobacco Product or Any Substance with a Potential for Abuse.

2.30 (ZZZ) Bullying/Harassment – Unwanted and repeated written, verbal, electronic or physical behavior, including any threatening, insulting, or dehumanizing acts. Any act of violence, threat of violence, or harassment based on actual or perceived race, color, national origin, gender, disability, sexual orientation, religion, or other distinguishing characteristics of a student that is directed at one or more students; substantially interferes with educational opportunities or educational programs of the targeted student(s); or, adversely affects the ability of a student(s) to participate in or benefit from the school’s educational programs or activities by placing that student(s) in reasonable fear of physical or emotional harm, or because the conduct as perceived by the student(s) is severe, pervasive or objectively offensive.

2.31 (ZZZ) Simple Assault on a Student - An intentional threat, by word or act, to do violence to a student, coupled with the apparent ability to do so, and doing some act, which creates fear in that person.

2.32 (ZZZ) Possession and/or Use of Matches or Lighters

Disciplinary Actions **Intermediate Offenses – Class II**

First Offense

Disciplinary actions may include the use of parental contact and/or any formal disciplinary action as described on pages 28 - 31, including, but not limited to, suspension for one (1) to three (3) days. Specific circumstances may warrant disciplinary action as outlined under subsequent offenses.

Disputes: Out-of-school suspension shall not be a disciplinary action for a first offense of a dispute.

Subsequent Offenses

Disciplinary actions include the use of any formal disciplinary action deemed appropriate as described on pages 28 -31, including, but not limited to, suspension for one (1) to five (5) days. If an alternative program is recommended, the proper documentation should immediately be delivered to the Hearing Office for review. Special circumstances may warrant a recommendation to the School Board Hearing Officer for disciplinary hearing.

NOTE: Court action does not dictate or govern school disciplinary action.

A student who has been suspended or expelled from school and returns to any School Board property without being authorized to do so is considered to be trespassing and is subject to arrest.

Students who commit multiple Class II Offenses can be placed in an alternative school program or recommended for expulsion in order to maintain an effective learning environment in the regular school.

A student who is recommended for an alternative school will be processed for such assignment within the suspension period.

Criminal Offenses

Students who commit criminal offenses may be referred to the appropriate law enforcement agency, in addition to action taken by the school.

Missed work shall be made up for **all** absences which includes suspension. It is the student's and/or parent's responsibility to request assignments during the suspension period. A day of make-up work shall be allowed for each day of absence, when appropriate, pursuant to the Student Progression Plan, Appendix D. Each student shall receive full credit for such work.

Exceptional Education Students

Exceptional Education students (other than gifted) may be suspended for up to three (3) days at one time.

Students with Section 504 Plans

Students with Section 504 Plans may be suspended for up to three (3) days at one time.

Disciplinary Actions Intermediate Bus Code Offenses – Class II

First Bus Code Offense

Commission of a Class II offense on a bus may result in the use of in-school conferences and parental contact when warranted. Specific circumstances may warrant disciplinary action outlined under subsequent offenses.

Subsequent Bus Code Offenses

Subsequent Class II bus code violations will result in:

2nd report	-	Suspension of bus privileges for up to 3 days
3rd report	-	Suspension of bus privileges for up to 5 days
4th report	-	Suspension of bus privileges for up to 10 days
5th report	-	Suspension of bus privileges for up to 15 days

NOTE: A student may be suspended or expelled from riding the bus at any point in the discipline process.

A student who has been suspended or expelled from the school bus that boards, rides, or attempts to ride a school bus, without being authorized to do so, is considered to be trespassing and is subject to arrest.

A student who repeatedly displays inappropriate behavior on a bus will be referred to the appropriate Chief Officer (Elementary, Middle or High School) for possible revocation of bus privileges. A bus suspension is separate from a school suspension and applies only to the loss of bus riding privileges unless subject to other disciplinary actions, such as out-of-school suspension. Students are required to attend school. Bus suspension does not affect or excuse school attendance.

Exceptional Student Education Students Bus Offenses

An Exceptional Education Student (other than gifted) may be suspended from the bus for up to three (3) days at one time per incident. Multiple Class II bus violations that result in a cumulative total of ten (10) days suspension from the bus must be referred to the Multidisciplinary Referral Team for a manifestation determination.

Bus Offenses Committed by Students with Section 504 Plans

Students with Section 504 plans may be suspended from the bus for up to three (3) days at one time per incident. Multiple Class II bus violations that result in a cumulative total of ten (10) days suspended from the bus must be referred to the Section 504 Team for a manifestation determination decision.

MAJOR OFFENSES
CLASS III

3.00 (ALC) Alcohol – Possession or use of alcoholic beverages, or being under the influence of alcoholic beverages.

NOTE: It is illegal to possess or use alcoholic beverages if under the age of 21.

The first time a student commits a Class 3.00, Alcohol and/or 3.01, Drug Offense the student must be referred to the Night-time Substance Use Prevention Counseling Education Program. The first time a student is charged with a 3.00 or 3.01 offense he/she shall be placed in in-school suspension pending the parent agreeing to participate in the district's Night-time Substance Use Prevention Counseling Education Program. This in-school suspension may not exceed ten (10) school days and shall end immediately upon the parent agreeing to enroll in the substance abuse program. Once enrolled a student must resume his/her regular class schedule. Students whose parents refuse the Night-time Substance Use Prevention Counseling Education Program shall be referred to the Alternative Education Center.

Students charged with a Class 3.00, Alcohol and/or 3.01, Drugs offense that are recommended for the Night-time Substance Use Prevention Counseling Education Program may enroll and participate in the program during any suspension period.

A senior student who commits a Class III or IV violation, described in the Code of Student Conduct, shall forfeit the right to participate in graduation exercises and other senior-related activities until the student has successfully completed all assigned consequences and disciplinary actions. School Board Policies and procedures regarding assignment to alternative centers shall apply to students who commit a Class III or Class IV violation.

3.01 (DRU) Drugs – Unauthorized possession or use of drugs, being under the influence of drugs, inhalants or any other substance with a potential for abuse, which might create a hazard to the user's health or the safety of another. This includes any substances used for a medical condition. (For additional information, please refer to the district's Policy Manual and/or the School Health Services Manual.)

NOTE: The possession or use of illicit drugs is illegal and harmful.

The first time a student commits a Class 3.00 Alcohol and/or 3.01 Drug Offense the student must be referred to the Night-time Substance Use Prevention Counseling Education Program. The first time a student is charged with a 3.00 or 3.01 offense he/she shall be placed in in-school suspension pending the parent agreeing to participate in the district's Night-time Substance Use Prevention Counseling Education Program. This in-school suspension may not exceed ten (10) school days and shall end immediately upon the parent agreeing to enroll in the substance abuse program. Once enrolled a student must resume his/her regular class schedule.

Students whose parents refuse the Night-time Substance Use Prevention Counseling Education Program shall be referred to the Alternative Education Center. Students charged with a Class 3.00 Alcohol and/or 3.01 Drugs offense that are recommended for the Night-time Substance Use Prevention Counseling Education Program may enroll and participate in the program during any suspension period.

A senior student who commits a Class III or IV violation, described in the Code of Student Conduct, shall forfeit the right to participate in graduation exercises and other senior-related activities until the student has successfully completed all assigned consequences and disciplinary actions. School Board Policies and procedures regarding assignment to alternative centers shall apply to students who commit a Class III or Class IV violation.

3.02 (TRE) Threat to Kill/Intimidate – Any premeditated, repeated or threat to cause physical harm to another person with or without the use of a weapon, whether made verbally, in writing, electronically, or by conduct or action, to kill another person or do any act of violence which may cause death and creates fear of apprehension in that person that such violence is a serious expression of an intent to cause a present or future harm along with the individual having the capability to actually carry out the threat.

3.03 (BAT) Simple Battery Upon School District Employee or Agent – **Actually or** intentionally touching or striking another person against the will of another; or intentionally causing bodily harm to another or throwing of an object at a school district employee or agent.

3.04 (ROB) Robbery/Extortion – **A student must not get someone to do something or** complete a threat to extort (see 2.09) or take money or other property from the person or custody of another by force, violence, or assault or putting another in fear of same.

3.05 (STL) Stealing/Larceny/Theft – Any intentional unlawful taking, carrying, riding away, or concealing the property of another valued at \$300 or more belonging to, or in the lawful possession or custody of, another without threat of violence or bodily harm. This offense also includes the theft of credit cards, debit cards, checks, school keys, and motor vehicles.

3.06 (BRK) Burglary of School Property – Breaking, entering, or remaining in a dwelling, structure or conveyance without justification with the intent to commit an offense therein, unless the premises are at the time open to the public or the individual is licensed or invited to enter or remain as defined in Florida Statute 810.02.

3.07 (ZZZ) Criminal Mischief/Vandalism – Any intentional and deliberate action resulting in damages of \$200 to \$1,000 to school district property, public property or the real or personal property of another not limited to the placement of graffiti thereon or other acts of vandalism thereto as defined in Florida Statute 806.13. (See 2.06)

NOTE: Damage to property valued more than \$1,000 constitutes a Class IV offense (See 4.20).

3.08 Deleted 6/95 (see 4.08)

3.09 (WPO) Weapons – Possession of any object, which is used in a threatening manner, and is perceived by the individual being threatened as capable of inflicting physical harm.

3.10 (ZZZ) Possession of Prohibited Substance or Objects – Possession of any blade (switchblade, razor, box cutter, X-Acto knife, steak or kitchen knife, sword, common pocket knife, etc.), metallic knuckles, martial arts weapons, syringes, BB guns, paint guns, air strike guns, electric or chemical weapons, over-the-counter drugs*, drug paraphernalia*, inhalants* or devices including, but not limited to, mace, pepper spray, or any other object that may puncture, wound, or otherwise injure another person as defined by Florida Statute 790.115.

***NOTE: The first time a student brings over-the-counter drugs, drug paraphernalia, or inhalants, the student may be referred to the Night-time Substance Use Prevention Counseling Education Program. The student shall be placed in in-school suspension pending the parent agreeing to participate in the district's Night-time Substance Use Prevention Counseling Education Program. This in-school suspension may not exceed ten (10) school days and shall end immediately upon the parent agreeing to enroll in the substance abuse program. Once enrolled a student must resume his/her regular class schedule.**

Students whose parents refuse the Night-time Substance Use Prevention Counseling Education Program shall be referred to the Alternative Education Center. Students charged with over-the-counter drugs, drug paraphernalia, or inhalants that are recommended for the Night-time Substance Use Prevention Counseling Education Program may enroll and participate in the program during any suspension period.

A senior student who commits a Class III or IV violation, described in the Code of Student Conduct, shall forfeit the right to participate in graduation exercises and other senior-related activities until the student has successfully completed all assigned consequences and disciplinary actions. School Board Policies and procedures regarding assignment to alternative centers shall apply to students who commit a Class III or Class IV violation.

3.11 (ZZZ) Lewd, Indecent, or Offensive Behavior – Any behavior offensive to common propriety or decency, including, but not limited to, “mooning,” offensive touching, indecent exposure, possession, distribution, or display of obscene or “hate” material, possession/display of electronic images or text, or similar behavior.

3.12 (SXH) Sexual Harassment – Unwanted and repeated verbal or physical behavior with sexual connotations by an adult or student that is severe or pervasive enough to create an intimidating, hostile or offensive educational environment, cause discomfort or humiliation or unreasonably interfere with the individual’s school performance or participation (6A-19.008(3) SBE Rule - An incident when one person demands a sexual favor from another under the threat of physical harm or adverse consequence). There is no requirement in School Board policies that specific body parts must be touched (i.e., sexual organs), or that sexual harassment, in any form, must be shown to have occurred repeatedly, over a long period of time, and/or be severe.

NOTE: Violation of the School Board’s sexual harassment policy relating to a student is grounds for in-school suspension, out-of-school suspension, expulsion, or imposition of other disciplinary action by the school and may also result in criminal penalties being imposed. However, severe and/or repeated inappropriate conduct or speech that is sexual in nature may constitute a Class III offense. Conduct outside of school, including threats, intimidation, harassment, or discrimination, where the incident (conduct) is well known or of public concern, which has a detrimental effect on the health, safety and welfare of the school, and which causes a substantial disruption of, or interferes with, the educational process at school may also constitute a violation of the Code of Student Conduct.

3.13 (SXO) Sexual Offenses – Law enforcement must be notified to investigate other sexual contact, including intercourse, without force or threat of force, or subjecting an individual to lewd, sexual gestures, sexual activities, or exposing private body parts in a lewd manner. (Law enforcement must be notified to investigate.)

3.14 (BAT) Battery upon Student Resulting in Bodily Harm – Any actual and intentional striking of another student against the will of the other student which causes bodily harm. **(Requires medical documentation)**

3.15 (DOC) Inciting or Participating in Major Student Disorder – Disruptive behavior that poses a serious threat to the learning environment, health, safety, or welfare of others (disruption of all or significant portion of campus activities, school-sponsored events, or school bus transportation).

3.16 (DOC) Unjustified Activation of a Fire Alarm System

3.17 Deleted 6/95 (see 4.17)

3.18 (ZZZ) Igniting Fireworks, Firecrackers, or Flammable Materials

3.19 (DOC) Unjustified Activation of Bus Emergency Systems – Any unjustified activation of bus emergency doors, emergency windows, or other systems unless directed by the bus operator/attendant, or other authorized school district employee or agent in an emergency or in the case of an evacuation drill.

3.20 (ZZZ) Failure to Adhere to Safety Procedures on School Bus – Failure to adhere to expected school bus safety considerations which may or may not cause injury to persons or physical damage to property, including, but not limited to, placing head, arms, legs, or objects outside of the window or door of the bus, throwing objects, substances, or material in or out of the window or door of the bus, throwing objects at a bus, or any other act considered offensive to decency or common propriety.

3.21 (DOC) Fighting or Battery on a School Bus

3.22 (ZZZ) Defamation of Character – A false communication either oral or written that is harmful or injurious to a staff member's reputation and/or exposes that person to contempt, scorn or ridicule and jeopardizes the staff member's employment with the District.

3.23 (ZZZ) Stalking – Engaging in a pattern of behavior or activity that involves willful, malicious, and repeated following, harassing, or cyberstalking of another as defined under Florida Statute 784.048 (2).

NOTE: The above-referenced code infraction shall be applicable in accordance with the jurisdiction of the School Board as defined on page 1 of the Code of Student Conduct.

3.24 (ZZZ) Unauthorized Use of Instructional Technology – Abuse/misuse of technology to purposely access, create, produce or distribute pornography and subsequent misuse of technology following a 2.24 Code of Student Conduct violation.

3.25 (BHA) Bullying/Harassment – Any unwanted and repeated written, verbal, electronic, or physical behavior, including threatening, insulting, or dehumanizing acts, by a student that is severe and pervasive and that creates an intimidating, hostile or offensive educational environment, cause discomfort or humiliation, or unreasonably interfere with the individual's school performance or participation. Severe and pervasive behavior will be determined by the building principal. Prohibited acts include an act of violence, threat of violence, or harassment based on actual or perceived race, color, national origin, gender, disability, sexual orientation, religion or other distinguishing characteristics of a student that is directed at one or more students; substantially interferes with educational opportunities or educational programs of the targeted student(s); or adversely affects the ability of a student(s) to participate in or benefit from the schools' educational programs or activities by placing that student(s) in reasonable fear of emotional or physical harm, or because the conduct as perceived by the student(s) is objectively offensive.

3.26 (DOC) Major Dispute or Altercation - The willful act of participating in a disruption involving physical contact, including gang-related activity as defined in Chapter 874, Florida Statutes **or** incidents with multiple participants in a major dispute or altercation as determined by the principal.

3.27 (ZZZ) Simple Assault Upon School District Employee or Agent – Repeated intentional threats by word or acts to do violence to the person of another, coupled with an apparent ability to do so; and after having been disciplined in accordance with 2.18 of the Code for a first violation, doing a second (or repeated) act(s) which create(s) a well-founded fear in such other person that such violence is imminent, when the person committing the offense knows or has reason to know the identity or position or employment of the victim.

**Disciplinary Action
Major Offenses – Class III**

Commission of a Class III offense will necessitate a disciplinary conference with the principal/designee and the parent/guardian.

First Offense

The student will be suspended for a minimum of five (5) school days, but no more than ten (10) school days. The principal may, at his/her discretion, refer the student for consideration of placement at an alternative school or other program provided by the school district. If an alternative program is recommended, the proper documentation should immediately be delivered to the Hearing Office for review.

NOTE: A student who has been suspended or expelled from school and returns to any School Board property without being authorized to do so is considered to be trespassing and is subject to arrest.

A student who is recommended for an alternative school will be processed for such assignment within the suspension period.

The first time a student commits a Class 3.00 Alcohol and/or 3.01 Drug Offense the student must be referred to the Night-time Substance Use Prevention Counseling Education Program. The first time a student is charged with a 3.00 or 3.01 offense he/she shall be placed in in-school suspension pending the parent agreeing to participate in the district's Night-time Substance Use Prevention Counseling Education Program. This in-school suspension may not exceed ten (10) school days and shall end immediately upon the parent agreeing to enroll in the substance abuse program. Once enrolled a student must resume his/her regular class schedule. Students whose parents refuse the Night-time Substance Use Prevention Counseling Education Program shall be referred to the Alternative Education Center.

Students charged with a Class 3.00 Alcohol and/or 3.01 Drugs offense that are recommended for the Night-time Substance Use Prevention Counseling Education Program may enroll and participate in the program during any suspension period.

Missed work shall be made up for all absences, which include suspension. It is the student's and/or parent's responsibility to request assignments during the suspension period. A day of make-up work shall be allowed for each day of absence, when appropriate, pursuant to the Student Progression Plan, Appendix D. Each student shall receive full credit for such work.

Subsequent Offense

The student will be suspended for ten (10) school days. The principal may, at his/her discretion, refer the student to an alternative school or other program provided by the school district. If an alternative program is recommended, the proper documentation should immediately be delivered to the Hearing Office for review. Any student who has previously attended an alternative school and is being recommended for subsequent alternative school assignment must be referred to the School Board Hearing Officer.

NOTE: A student who is recommended for an alternative school will be processed for such assignment within the suspension.

If a student is voluntarily withdrawn in lieu of attending an alternative school/program, he/she must remain out of the Duval County Public Schools for the remainder of the current school year and one additional year. If the student chooses to return to the Duval County Public Schools before the time has expired, he/she must complete the alternative school assignment before entering another public school in Duval County.

Students sixteen (16) years of age and older who commit a Class III offense and have attended Grand Park Center may be recommended for expulsion.

Criminal Offenses

Students who commit criminal offenses will be referred to the appropriate law enforcement agency in addition to action taken by the school.

Exceptional Education Students

Parents/guardians of Exceptional Education students (other than Gifted) are to be involved in planning for disciplinary action or suspension from school or bus through the development of an Individual Education Plan (IEP).

An Exceptional Education student (other than Gifted) who engages in a Class III offense may be suspended from school or bus for up to three (3) days, pending a Conduct Review meeting. The purpose of the Conduct Review meeting is to determine whether the violation committed by the student is a manifestation of the specific disability. If the Conduct Review committee determines that the offense was not a manifestation of the student's disability, the student may be disciplined in the same manner as a student without a disability. If the Conduct Review committee determines that the offense was a manifestation of the student's disability, the student shall be referred back to the school for appropriate behavioral planning through an IEP conference or Multidisciplinary Referral Team determination of program appropriateness. In certain offenses involving illegal drugs, controlled substances, weapons and/or serious bodily injury and following a Conduct Review meeting and a referral to the Hearing Office, the student may be placed in an interim alternative educational setting without regard to whether the behavior is determined to be a manifestation of his/her disability. (*Parents should contact Intervention Services at 858-6353 if they have any questions about these procedures.*)

Provisions for expulsion, which is a change in placement, invoke procedural safeguards ensured by state and federal statutes.

Students with Section 504 Plans

Students with Section 504 Plans may be suspended for up to three (3) days at one time.

Parents/guardians are to be involved in planning for disciplinary action or suspension from school or bus through the updating of the student's Section 504 accommodation plan.

A student with a Section 504 Plan who engages in a Class III offense may be suspended from school or bus for up to three (3) days, pending the outcome of a Section 504 Team's manifestation determination decision. This decision involves the determination of whether or not the violation committed by the student is a manifestation of his/her disability. If the Section 504 Team determines that the offense was not aligned with the student's disability, the student shall be referred for appropriate disciplinary action. If the Section 504 Team determines that the offense was aligned to the student's disability, the student may not be subjected to a disciplinary change in placement for more than ten days. Additionally, a series of small removals exceeding ten total days over the school year may establish a pattern of exclusions that are considered a violation of Section 504 regulations. In certain offenses involving illegal drugs, controlled substances, weapons and/or serious bodily injury and following a Conduct Review meeting and a referral to the Hearing Office, the student may be placed in an interim alternative educational setting without regard to whether the behavior is determined to be a manifestation of his/her disability.

Disciplinary Actions **Major Bus Code Offenses – Class III**

First Bus Offense

Commission of a Class III offense on a bus will result in the suspension of bus privileges for a minimum of twenty (20) school days.

NOTE: A student who has been suspended or expelled from the school bus that boards, rides, or attempts to ride a school bus, without being authorized to do so, is considered to be trespassing and is subject to arrest.

Subsequent Bus Code Offenses

Commission of a subsequent offense on the school bus will result in the suspension of bus privileges for a minimum of forty (40) school days.

If a student repeatedly displays inappropriate behavior on a bus, the student will be referred to the appropriate Chief Officer (Elementary, Middle or High School) for possible revocation of bus privileges.

NOTE: Court action does not dictate or govern school disciplinary action.

Exceptional Student Education Bus Code Offenses

An Exceptional Education student (other than Gifted) may be suspended from the bus for up to three (3) days at one time per incident.

An Exceptional Education student (other than Gifted) who engages in a Class III offense may be suspended from school or bus for up to three (3) days, pending a Conduct Review meeting. The purpose of the Conduct Review meeting is to determine whether the violation committed by the student is a manifestation of the specific disability. If the Conduct Review committee determines that the offense was not a manifestation of the student's disability, the student may be disciplined in the same manner as a student without a disability. If the Conduct Review committee determines that the offense was a manifestation of the student's disability, the student shall be referred back to the school for appropriate behavioral planning through an IEP conference or Multidisciplinary Referral Team determination of program appropriateness. In certain offenses involving illegal drugs, controlled substances, weapons and/or serious bodily injury and following a Conduct Review meeting and a referral to the Hearing Office, the student may be placed in an interim alternative educational setting without regard to whether the behavior is determined to be a manifestation of his/her disability. *(Parents should contact Intervention Services at 858-6353 if they have any questions about these procedures.)*

Bus Offenses Committed by Students with Section 504 Plans

Students with Section 504 Plans may be suspended for up to three (3) days at one time per incident.

Parents/guardians are to be involved in planning for disciplinary action or suspension from school or bus through the updating of the student's Section 504 accommodation plan.

A student with a Section 504 Plan who engages in a Class III offense may be suspended from the bus for up to three (3) days, pending the outcome of a Section 504 Team's manifestation determination meeting. This decision involves the determination of whether or not the violation committed by the student is a manifestation of his/her disability. If the Section 504 Team determines that the offense was not aligned with the student's disability, the student shall be referred for appropriate disciplinary action. If the Section 504 Team determines that the offense was aligned to the student's disability, the student may not be subjected to a disciplinary change in transportation for more than ten (10) days. Additionally, a series of small removals exceeding ten (10) total days over the school year may establish a pattern of exclusions that are considered a violation of Section 504 regulations. In certain offenses involving illegal drugs, controlled substances, weapons and/or serious bodily injury and following a Conduct Review meeting and a referral to the Hearing Office, the student may be placed in an interim alternative educational setting without regard to whether the behavior is determined to be a manifestation of his/her disability.

ZERO TOLERANCE OFFENSES
CLASS IV

The Duval County School Board has adopted a zero tolerance policy with respect to the following offenses. Students who commit these offenses shall receive the most severe consequences, including possible expulsion.

NOTE: The highlighted (**) offenses are defined under Florida Statute 1006.13 and carry the recommendation of expulsion for a period not to exceed the remainder of the school year and one (1) additional year of attendance.

4.00 (ALC) Alcohol – Any possession of an alcoholic beverage with the intent to sell, give away, or otherwise distribute to another person.

NOTE: It is illegal to possess or use alcoholic beverages if under the age of 21.

A senior student who commits a Class III or IV violation, described in the Code of Student Conduct, shall forfeit the right to participate in graduation exercises and other senior-related activities until the student has successfully completed all assigned consequences and disciplinary actions. School Board policies and procedures regarding assignment to alternative centers shall apply to students who commit a Class III or Class IV violation.

4.01 (DRD) Drugs – Any possession of a drug with the intent to sell, or give away, or otherwise distribute to another person including any substance alleged to be a drug, regardless of its content.

NOTE: The possession or use of illicit drugs is illegal and harmful.

A senior student who commits a Class III or IV violation, described in the Code of Student Conduct, shall forfeit the right to participate in graduation exercises and other senior-related activities until the student has successfully completed all assigned consequences and disciplinary actions. School Board policies and procedures regarding assignment to alternative centers shall apply to students who commit a Class III or Class IV violation.

4.02 (ARS) Arson – Any willful and malicious burning of any part of a building or conveyance, whether occupied or not, or its contents.

4.03 (BAT) **Aggravated Battery upon a School District Employee or Agent – Intentionally causing bodily harm, disability, or permanent disfigurement to a school district employee or agent.

NOTE: Violence against any School Board personnel by a student is grounds for in-school suspension, out-of-school suspension, expulsion, or imposition of other disciplinary action by the school and may also result in criminal penalties being imposed.

4.04 (ROB) **Armed Robbery – The taking of money or other property from the person or custody of another by use of a weapon, or putting another in fear of same.

4.05 Reserved for future use

4.06 Reserved for future use

4.07 Reserved for future use

4.08(WPO)Possession of a Firearm** – Possession, discharge, use, or sale of any firearm or destructive device on school property, school-sponsored transportation, or during a school-sponsored activity. A firearm is any weapon (including a starter gun) which will, is designed to, or may readily be converted to expel a projectile by the action of an explosive; the frame or receiver of such a weapon; any firearm muffler or firearm silencer, any destructive device, or any machine gun. A “destructive device” means any bomb, grenade, mine, rocket, missile, pipebomb, bullet, or similar device containing an explosive, incendiary, or poison gas and includes any frangible (breakable) container filled with an explosive, incendiary, explosive gas, or expanding gas, which is designed or so constructed as to explode by such filler and is capable of causing bodily harm or property damage.

NOTE: Under the Gun-Free School Act, any student who is determined to have brought a firearm, as defined in 18 U.S.C. 921, to school, any school function, or on any school-sponsored transportation will be expelled, with or without continuing educational services, from the student’s regular school for a period of not less than one (1) full year. (The expulsion requirement is subject to modification, on a case-by-case basis, as allowed by law.) A student who is determined to have brought a firearm to school will be referred for criminal prosecution.

4.09 (WPO)Use of a Deadly Weapon** – Possession of any deadly weapon, other than a firearm, which is used in a threatening manner and is perceived by the individual being threatened as capable of inflicting physical harm.

NOTE: The possession of a firearm, knife, other type of weapon, or any item that can be used as a weapon by any student while the student is on school property or in attendance at a school function, is grounds for disciplinary action and may also result in criminal prosecution.

4.10 (WPO) Use of a Prohibited Object or Substance – Use of any prohibited object or substance (see 3.10) to strike or to threaten in a manner, which is perceived by the individual being threatened as capable of inflicting physical harm.

4.11 (DOC)Bomb Threats – Reporting to school district employees or agents, police, or fire officials the presence of a bomb on or near school property without a reasonable belief that a bomb is actually present.

4.12 (WPO)Explosives** – Preparing, possession, or igniting on School Board property, explosives likely to cause serious bodily injury or property damage.

NOTE: Under the Gun-Free School Act, any student who is determined to have brought a firearm, as defined in 18 U.S.C. 921, (see note under 4.08) to school, any school function, or on any school-sponsored transportation will be expelled, with or without continuing educational services, from the student’s regular school for a period of not less than one (1) full year. (The expulsion requirement is subject to modification, on a case-by-case basis, as allowed by law.) A student who is determined to have brought a firearm to school will be referred for criminal prosecution.

4.13 (SXB) **Sexual Battery/Rape – Any sexual act directed against another person with force, violence, and/or against the person’s will, including, but not limited to, sexual battery, attempted rape or rape.

4.14(BAT) **Aggravated Battery – Intentionally causing great bodily harm, disability, or permanent disfigurement to another person.

4.15 **Reserved for future use

4.16 (TRE) Aggravated Stalking – Engaging in a pattern of behavior or activity that involves willful, malicious, and repeated following, harassing, or cyberstalking of another and making a credible threat with the intent to place that person in reasonable fear of death or bodily injury of the person, or the person’s child, sibling, spouse, parent, or dependent, as defined in Florida Statute 784.048(3).

NOTE: The above-referenced code infraction shall be applicable in accordance with the jurisdiction of the School Board as defined on page 1 of the Code of Student Conduct.

4.17(OMC) Any Other Offense Which Is Reasonably Likely to Cause Great Bodily Harm or Serious Disruption of the Educational Process

4.18 (KID) **Kidnapping/Abduction

4.19 (HOM)Homicide/Murder/Manslaughter**

4.20 (VAN) Vandalism – The intentional destruction, damage, or defacement of public or private property over \$1000.00 without consent of the owner or the person having custody or control of it.

****These offenses are defined under Florida Statute 1006.13 and carry the recommendation of expulsion for a period not to exceed the remainder of the school year and one additional year of attendance.**

Disciplinary Action Zero Tolerance Offenses – Class IV

Commission of a Class IV offense will necessitate a disciplinary conference with the principal/designee and a parent/guardian. The student will be suspended for ten (10) days, and will be referred to the School Board Hearing Officer (see section on Procedures for Administration of Formal Disciplinary Action, pages 30 – 31). Should the School Board Hearing Officer recommend expulsion, that recommendation will be forwarded to the School Board for final disposition pursuant to state law.

NOTE: A student who has been suspended or expelled from school and returns to any School Board property without being authorized to do so is considered to be trespassing and is subject to arrest.

If a student is voluntarily withdrawn in lieu of attending an alternative school/program, he/she must remain out of the Duval County Public Schools for remainder of the current school year and one additional year. If the student chooses to return to the Duval County Public Schools before the time has expired, he/she must complete the alternative school assignment before entering another public school in Duval County.

Missed work shall be made up for **all** absences, which includes suspension. It is the student’s and/or parent’s responsibility to request assignments during the suspension period. A day of make-up work shall be allowed for each day of absence, when appropriate, pursuant to the Student Progression Plan, Appendix D. Each student shall receive full credit for such work.

Students sixteen (16) years of age and older who commit a Class IV offense and have attended Grand Park Center may be recommended for expulsion.

Criminal Offenses

Students who commit criminal offenses will be referred to the appropriate law enforcement agency in addition to action taken by the school.

NOTE: Court action does not dictate or govern school disciplinary action.

Exceptional Education Students

Parents/guardians of Exceptional Education students (other than Gifted) are to be involved in planning for disciplinary action or suspension from school or bus through the development of an Individual Education Plan (IEP).

An Exceptional Education student (other than Gifted) who engages in a Class IV offense may be suspended from school or bus for up to three (3) days, pending a Conduct Review meeting. The purpose of the Conduct Review meeting is to determine whether the violation committed by the student is a manifestation of the specific disability. If the conduct review committee determines that the offense was not a manifestation of the student's disability, the student may be disciplined in the same manner as a student without a disability. If the Conduct Review committee determines that the offense was a manifestation of the student's disability, the student shall be referred back to the school for appropriate behavioral planning through an IEP conference or Multidisciplinary Referral Team determination of program appropriateness. In certain offenses involving illegal drugs, controlled substances, weapons and/or serious bodily injury and following a Conduct Review meeting and a referral to the Hearing Officer, the student may be placed in an interim alternative educational setting without regard to whether the behavior is determined to be a manifestation of his/her disability. *(Parents should contact Intervention Services at 858-6353 if they have any questions about these procedures.)*

Provisions for expulsion, which is a change in placement, invoke procedural safeguards ensured by state and federal statutes.

Students with Section 504 Plans

Students with Section 504 Plans may be suspended for up to three (3) days at one time.

Parents/guardians are to be involved in planning for disciplinary action or suspension from school or bus through the updating of the student's Section 504 accommodation plan.

A student with a Section 504 Plan who engages in a Class IV offense may be suspended from the bus for up to three (3) days, pending the outcome of a Section 504 Team's manifestation determination meeting. This decision involves the determination of whether or not the violation committed by the student is a manifestation of his/her disability. If the Section 504 Team determines that the offense was not aligned with the student's disability, the student shall be referred for appropriate disciplinary action. If the Section 504 Team determines that the offense was aligned to the student's disability, the student may not be subjected to a disciplinary change in transportation for more than ten days. Additionally, a series of small removals exceeding ten total days over the school year may establish a pattern of exclusions that are considered a violation of Section 504 regulations. In certain offenses involving illegal drugs, controlled substances, weapons or serious bodily injury and following a review by the school's Section 504 Team, the student may be placed in an interim alternative educational setting without regard to whether the behavior is determined to be a manifestation of his/her disability.

Disciplinary Action Zero Tolerance Bus Code Offenses – Class IV

Commission of a Class IV Offense on a school bus will result in revocation of bus privileges for one (1) calendar year.

A student who has been suspended or expelled from the school bus that boards, rides, or attempts to ride a school bus, without being authorized to do so, is considered to be trespassing and is subject to arrest.

Exceptional Student Education Bus Code Offenses

An Exceptional Education student (other than Gifted) may be suspended from the bus for up to three (3) days at one time per incident.

An Exceptional Education student (other than Gifted) who engages in a Class IV offense may be suspended from school or bus for up to three (3) days, pending a Conduct Review meeting. The purpose of the Conduct Review meeting is to determine whether the violation committed by the student is a manifestation of the specific disability. If the Conduct Review committee determines that the offense was not a manifestation of the student's disability, the student may be disciplined in the same manner as a student without a disability. If the Conduct Review committee determines that the offense was a manifestation of the student's disability, the student shall be referred back to the school for appropriate behavioral planning through an IEP conference or Multidisciplinary Referral Team determination of program appropriateness. . In certain offenses involving illegal drugs, controlled substances, weapons and/or serious bodily injury and following a Conduct Review meeting and a referral to the Hearing Officer, the student may be placed in an interim alternative educational setting without regard to whether the behavior is determined to be a manifestation of his/her disability. *(Parents should contact Intervention Services at 858-6353 if they have any questions about these procedures.)*

Bus Offenses Committed by Students with Section 504 Plans

Students with Section 504 Plans may be suspended for up to three (3) days at one time per incident.

Parents/guardians are to be involved in planning for disciplinary action or suspension from school or bus through the updating of the student's Section 504 accommodation plan.

A student with a Section 504 Plan who engages in a Class IV offense may be suspended from the bus for up to three (3) days, pending the outcome of a Section 504 Team's manifestation determination meeting. This decision involves the determination of whether or not the violation committed by the student is a manifestation of his/her disability. If the Section 504 Team determines that the offense was not aligned with the student's disability, the student shall be referred for appropriate disciplinary action. If the Section 504 Team determines that the offense was aligned to the student's disability, the student may not be subjected to a disciplinary change in transportation for more than ten (10) days. Additionally, a series of small removals exceeding ten (10) total days over the school year may establish a pattern of exclusions that are considered a violation of Section 504 regulations. In certain offenses involving illegal drugs, controlled substances, weapons and/or serious bodily injury and following a Conduct Review meeting and a referral to the Hearing Officer, the student may be placed in an interim alternative educational setting without regard to whether the behavior is determined to be a manifestation of his/her disability.

SCHOOL BUS CODE
BUS RIDING IS A PRIVILEGE, WHICH MAY BE REVOKED.

Misconduct by any student while riding a school bus represents a serious threat to the safety of all occupants of the bus as well as other motorists, pedestrians, and members of the community. Parents are urged to discuss with their children appropriate school bus conduct in order to ensure bus safety. All students who misbehave while riding the school bus will be disciplined according to the Code of Student Conduct.

A bus suspension is separate from a school suspension and applies only to the loss of bus riding privileges unless subject to other disciplinary actions, such as out-of-school suspension. Students are required to attend school. Bus suspension does not affect or excuse school attendance.

Responsibilities of Transported Students

Students who commit Class I, II, III, or IV offenses while being transported on a school bus, or any other contracted mode of transportation will be disciplined according to the Code of Student Conduct.

Generally, students being transported have the following responsibilities:

- ❖ To arrive at the bus stop ten (10) minutes prior to the scheduled pick up time
- ❖ To take responsibility for their behavior and conduct themselves in a respectful, orderly manner while waiting at the bus stop for the bus to arrive
- ❖ To enter the bus in an orderly manner
- ❖ To take their assigned seats as quickly as possible
- ❖ To remain seated in a forward-facing position
- ❖ To avoid making loud noises
- ❖ To keep voices at a low level

A student who boards or attempts to board a school bus other than the one to which the student is assigned or who boards or departs a school bus at a location other than assigned pick-up or drop-off bus stop without prior school administration permission is considered to be a 2.27 Code of Student Conduct offense and subject to formal disciplinary action.

Responsibilities of Parents and Guardians of Transported Students

- ❖ To ensure the safe travel of students to and from school and home when students are not under the custody and control of the district, including to and from home and the assigned bus stop
- ❖ To ensure that students ride only in their assigned school buses and get off only at assigned bus stops, except when alternative buses or arrangements have been made
- ❖ To ensure students are aware of and follow the expected rules of behavior while they are at the bus stops and to provide the necessary supervision during times when the bus is not present per State Board of Education Rule 6A.301712(a)
- ❖ To provide the necessary assistance for students to get on and off at the bus stop when the physical disability of the student renders them unable to get on and off the bus without assistance (as required by district policy or the student's individual education plan)

Safety Procedures for Students Being Transported

- ❖ Wait until the bus comes to a stop before attempting to get on or off
- ❖ Enter or leave the bus only at the front door after it has come to a stop, except in the case of an emergency as directed by the driver
- ❖ Keep all parts of the body and objects inside the bus windows at all times
- ❖ Leave the bus only with the consent of the driver
- ❖ Be silent when approaching or crossing railroad tracks
- ❖ Throw no object, paper, or other material in or out of the bus at any time
- ❖ Keep the aisle and step well clear at all times
- ❖ Do not tamper with door handles, windows, and other safety equipment at any time
- ❖ Do not use cellular phones, or electronic devices, including, but not limited to CD players, Walkman type radios, DVD players, hand-held televisions, Gameboy type equipment, or other communication devices. **Exception: Field trips in which the school administration approves the use of these devices or as a planned intervention for special needs students.**

School Bus Vandalism/Criminal Mischief

Vandalism or criminal mischief that occurs on a school bus or other contracted mode of transportation shall not be tolerated, and shall be handled according to the Code of Student Conduct (see 2.06 and 3.07). Vandalism or criminal mischief shall include, but not be limited to, cutting, scratching, writing on, puncturing, ripping, breaking, or otherwise marring, defacing, or damaging any part of the bus. It is the student's responsibility to report any existing damages and to refrain from making the damage worse. Parents/guardians shall be responsible to the owner of the bus for restitution of any damages in accordance with Florida Statute 741.124. If restitution is not received for bus damages, the student's riding privilege may be revoked.

Large Objects on the School Bus

Oversized objects, including, but not limited to, large band instruments or cases, school projects or athletic equipment which cannot be held in the seat, are prohibited, unless prior approval is obtained from the bus driver and the school administration.

Food and Drinks on the School Bus

Eating and/or drinking are prohibited on the bus.

Disciplinary Action School Bus Offenses

Students who commit Class I, II, III, or IV offenses while being transported on a school bus or other contracted mode of transportation will be disciplined according to the Code of Student Conduct. In addition, inappropriate behavior on a school bus or other contracted mode of transportation may result in any or all of the following:

- ❖ Student conferences
- ❖ Parent/guardian conferences
- ❖ Bus suspension or revocation

If a student repeatedly displays inappropriate behavior on a bus, the student will be referred to the appropriate Chief Officer (Elementary, Middle or High School) for possible revocation of bus privileges. Exceptional Education students must first be referred to the Conduct Review committee for a manifestation determination. Section 504 students must first be referred to the Section 504 Team for a manifestation determination.

NOTE: A student who has been suspended or expelled from the school bus that boards, rides, or attempts to ride a school bus, without being authorized to do so, is considered to be trespassing and is subject to arrest.

A bus suspension is separate from a school suspension and applies only to the loss of bus riding privileges unless subject to other disciplinary actions, such as out-of-school suspension. Students are required to attend school. Bus suspension does not affect or excuse school attendance.

A student who willfully damages school property, a school bus, or bus equipment shall be properly disciplined. The parent(s) or legal guardian of a minor student (or the student if he/she is an adult) shall reimburse the owner of the bus for restoration or for replacement of any damaged property in accordance with the true value as determined by the appropriate administrative staff. Students who damage school property, a school bus or bus equipment shall be subject to disciplinary action according to the Code of Student Conduct.

EXTRACURRICULAR ACTIVITIES

Students will exhibit satisfactory conduct in order to retain eligibility to participate in extracurricular activities in the Duval County Public Schools.

Unsatisfactory Conduct

Unsatisfactory conduct for participation in extracurricular activities is defined in the Code of Student Conduct as Class II, III, or IV offenses.

Disciplinary Action Extracurricular Activities

For Class II Offenses: The principal may use his/her discretion to apply a disciplinary action, including suspension or exclusion from one or all extracurricular activities or from a portion of one or all extracurricular activities, as he/she deems appropriate.

For Multiple Class II, Class III, or Class IV Offenses: The principal shall suspend or exclude the student from one or all extracurricular activities as he/she deems appropriate but not for less than the term of the disciplinary action, if any.

FORMAL DISCIPLINARY ACTIONS AND PROCEDURES

Definitions Relating to Formal Disciplinary Actions

The following are examples of formal disciplinary actions that may or may not be used in each school. Students and parents/guardians who desire to have further information about the disciplinary actions used in specific schools should contact officials at that school.

- ❖ **Before/After School Detention** – Assignment to a designated area on campus at the beginning or end of the regular school day for a specified period of time.
- ❖ **Alternative Schools and Programs** – Schools and programs developed by the School Board for placement of students who have violated the Code of Student Conduct may be offered these voluntary programs, in special circumstances in lieu of other disciplinary actions. Such schools and programs include, but are not limited to, the Alternative Education Centers, the Night-time Substance Use Prevention Counseling Education Program (nighttime program) and the Students Option for Success Program (nighttime program).
- ❖ **Behavioral Contracts** – A contract entered into between a teacher or administrator and a student and his/her parent/guardian in which all parties agree to certain actions in an attempt to modify a student’s behavior. The contract shall also contain consequences for breaking the agreement.
- ❖ **Cafeteria Suspension** – Denial of the privilege of eating meals in the cafeteria with other students for a specified period of time and assignment to another area in the school for meals.
- ❖ **Class Suspension** – Denial of the privilege of attending an individual class for a specified period of time and assignment to another area in the school for the time that class meets.
- ❖ **Commission of Class III or Class IV Violations by Seniors** – A senior student who commits a Class III or IV violation, described in the Code of Student Conduct, shall forfeit the right to participate in graduation exercises and other senior-related activities until the student has successfully completed all assigned consequences and disciplinary actions. School Board Policies and Procedures regarding assignment to alternative centers shall apply to students who commit a Class III or Class IV violation.
- ❖ **Expulsion** – Removal of the right and obligation of a student to attend a public school under conditions set by the School Board for a period of time not to exceed the remainder of the school year and one (1) additional year of attendance.

The School Board may expel a student from school based on grounds specified in the Code of Student Conduct. “Expulsion” means the removal of the right and obligation of a student to attend a public school under conditions set by the district school board, and for a period of time not to exceed the remainder of the term or school year and one (1) additional year of attendance. Expulsions may be imposed with or without continuing educational services and shall be reported accordingly. The School Board has the sole authority to expel students pursuant to Florida Statute 1006.07.

- ❖ **In-School Suspension** – Assignment to a designated area within the school when a student is removed from the regular school program for a specified period of time.
- ❖ **Network/Internet Suspension** – Certain technology-based infractions may result in a suspension of network and/or Internet access. Alternative instructional materials may be provided.
- ❖ **Saturday Detention** – Assignment to a session at the school on Saturday for work assignments, academic work, or guidance.
- ❖ **Saturday School** - Saturday school is designed to promote timeliness and good school attendance. Saturday School hours are 8:30 a.m. to 11:30 a.m. Students who are elementary and middle students who are referred to Saturday school must be accompanied by a parent. Parents of high school students are not required to attend Saturday school with their child.

- ❖ **School Board Hearing Officer** – Designee of the Superintendent who holds a disciplinary hearing with the parent/guardian in the event that resolution is not achieved at the school level.
- ❖ **School Board Hearing** – Hearing by the School Board with the parent/guardian and School Board staff where staff and parent/guardian are given the opportunity to speak before the Board (Available for Class IV Offenses only).
- ❖ **School Bus Suspension or Revocation** – Denial of the privilege of riding a school bus based on misconduct occurring while the student is being transported at public expense. Bus code violations may result in the suspension of bus privileges. A student may be suspended or expelled from riding the bus at any point in the discipline process. A bus suspension is separate from a school suspension and applies only to the loss of bus riding privileges unless subject to other disciplinary actions, such as out-of-school suspension. Students are required to attend school. Bus suspension does not affect or excuse school attendance.

NOTE: A student who has been suspended or expelled from the school bus that boards, rides, or attempts to ride a school bus, without being authorized to do so, is considered to be trespassing and is subject to arrest.

- ❖ **Student Option for Success (SOS) Program** – An evening counseling program developed to assist elementary, middle and high school students who are experiencing disciplinary problems in the regular school settings. **Participation must begin on first available class. Parental participation is required.**
- ❖ **Night-time Substance Use Prevention Counseling Education Program** – The Night-time Substance Use Prevention Counseling Education Program is an alternative program available to students who have committed a 3.00 (Alcohol) or 3.01 (Drugs) violation against the Code of Student Conduct. **Parental participation is required.**
- ❖ **Suspension** – Removal of students from their regular school program for a period **not to exceed ten (10) days.** Pursuant to Florida Statute 1006.09, no student who is required by law to attend shall be suspended for unexcused tardiness, absence or truancy. Therefore, suspension is not an appropriate disciplinary action for Code violation 1.05 and 1.10, as it relates to students who fall within the mandatory state attendance requirements.

NOTE: A student who has been suspended or expelled from school and returns to any School Board property without being authorized to do so is considered to be trespassing and is subject to arrest.

- ❖ **(Disciplinary) Work Assignments** – Supervised activities related to the upkeep and maintenance of school facilities.

**PROCEDURES FOR ADMINISTRATION
OF
FORMAL DISCIPLINARY ACTION**

When a formal disciplinary action is required, the principal/designee will make every reasonable effort to contact the parent/guardian immediately. If telephone contact cannot be made, written notice will be sent home with the student, or placed in the U.S. Mail within twenty-four (24) hours.

It is the responsibility of the student to notify and/or deliver to his/her parent/guardian all written communications from the school. Failure to do so may result in further disciplinary action.

When disciplinary action reaches the level of denial of educational participation, the following procedural steps shall be adhered to in order to protect the rights of the student.

Suspension

The student shall be given notice of the charges against him/her and shall be given the opportunity to present his/her explanation of the situation before any action is taken.

When a suspension is necessary, the principal/designee will make every reasonable effort to contact the parent/guardian immediately. Written notice shall be sent to the parent/guardian via **U. S. mail within twenty-four (24) hours**, regarding the reason disciplinary action was taken. Generally, a notice and a conference should precede the student's suspension from school. However, if the immediate suspension of the student is justified because the student's presence endangers others, school property, or would seriously disrupt the orderly academic process, the mailed notice will follow as soon thereafter as is practical. The parent/guardian may request a conference with the principal/designee regarding the suspension.

Exceptional education students (other than gifted) may be suspended for up to three (3) days at one time. In order to be suspended, an exceptional education student (other than gifted) **must have an IEP that includes suspension as a disciplinary alternative**. **In an emergency situation, a student whose IEP does not include suspension may be suspended for up to three (3) days, provided an IEP meeting is scheduled within that period of time.**

Students with Section 504 Plans may be suspended for up to three (3) days at one time. In order to be suspended, students with Section 504 Plans must have a Behavior Management Plan that includes suspension as a disciplinary alternative. In an emergency situation, a student whose Behavior Management Plan does not include suspension may be suspended for up to three (3) days, provided a Section 504 Team meeting is scheduled within that period of time.

Class IV Offenses

The principal is initially responsible for determining that an offense has been committed. In investigating such incidents, the student will be given, in writing, the pending charges and an opportunity to admit or refute those charges. It should be noted that any statement the student makes might be used, with other documentation, to prove whether the student is guilty of the offense (s) charged.

The principal will review the above documentation with the parent/guardian. If, at the disciplinary conference, the principal concludes that extenuating circumstances exist, the student is eligible for admission back into school following the determination of appropriate disciplinary action to be taken.

In the absence of extenuating circumstances, the principal may, at his/her discretion, recommend an alternative school or other programs provided by the school district. Should the parent/guardian be offered this opportunity and declines it, the principal shall recommend expulsion and immediately send all of the documentation of the incident to the School Board Hearing Officer.

At this time, the School Board Hearing Officer, acting as the Superintendent's designee, shall review the facts pertaining to the offense and shall request a conference with the parent/guardian and the suspended student within the suspension period.

Bus Revocation - Bus riding is a privilege, which may be revoked. If a student repeatedly displays inappropriate behavior on a bus, the student may be referred to the appropriate Chief Officer (Elementary, Middle or High School) for possible revocation of bus privileges. Commission of a Class IV Offense on a school bus will result in revocation of bus privileges.

Expulsion – Removal of the right and obligation of a student to attend a public school under conditions set by the School Board for a period of time not to exceed the remainder of the school year and one (1) additional year of attendance.

The School Board may expel a student from school based on grounds specified in the Code of Student Conduct. Expulsion means the removal of the right and obligation of a student to attend a public school under conditions set by the district school board, and for a period of time not to exceed the remainder of the term or school year and an additional year of attendance. Expulsions may be imposed with or without continuing educational services and shall be reported accordingly. The School Board has the sole authority to expel students pursuant to Florida Statute 1006.07.

ALTERNATIVE EDUCATION PLACEMENT PROCEDURES

All alternative education center packets must be forwarded to the Hearing Office for review by the second day of the suspension. No student should remain suspended for more than five (5) days without a due process hearing or administrative placement at an alternative school. Refer to procedures regarding Exceptional Education students and Section 504 students involved with multiple Class II, Class III, and/or Class IV offenses.

Placement Of Students At Alternative Schools - Florida Statute, Section 1003.53 (5) states that “the school principal or his or her designee shall, **prior** to placement in a dropout prevention and academic intervention program or the provision of an academic service, provide written notice of placement or services by certified mail, return receipt requested, to the student's parent. The parent of the student shall sign an acknowledgment of the notice of placement or service and return the signed acknowledgment to the principal within three (3) days after receipt of the notice. The parents of a student assigned to such a dropout prevention and academic intervention program shall be notified in writing and entitled to an administrative review of any action by school personnel relating to such placement pursuant to the provisions of Florida Statute 120.

1. **Within twenty-four (24) hours of suspending a student for the purpose of transferring to an alternative education center, the Principal shall send the parent/guardian a certified letter, return receipt requested, informing the parent/guardian of the placement.** This notice shall include the suggested date for a parent/guardian conference, as well as the automatic date of placement in the event the parent/guardian fails to respond to the notice. The Notice of Pupil Placement at an Alternative School must be sent via certified mail, return receipt requested, whether the parent is contacted by phone or not (or receives a copy of the charges and Parent Checklist in a face-to-face conference).
2. The Parent Checklist contained in the **Alternative Education Centers’ Admissions Packet must be given to parent/guardian during the parent conference.** The checklist serves as written documentation that the parents were informed of the charges against their child, provided an opportunity to refute or show mitigation to the charges, and discusses alternative disciplines. The checklist also serves as documentation of parent’s decisions regarding the student’s placement at an Alternative School and informs them of the Appeal Process.

The discipline/administrative transfer of a student to the alternative center should take place on or before the fifth (5th) day of suspension. **However, if the parent indicates on the parent conference checklist that they would like a review of the principal’s decision, the school shall immediately forward the student’s Alternative School admission packet to the appropriate Chief Officer (Elementary, Middle or High School) office for Class III offenses or to the Hearing Officer for 2.19 and Class IV offenses.** *The review/appeal process does not postpone the pending disciplinary action unless a written agreement can be established between the parent/guardian and the principal that the child should remain suspended until resolution of the appeal.* **Parents who fail to enroll their child in an alternative school setting may violate compulsory school attendance requirements and are subject to criminal prosecution under Florida Statutes, Section 1003.27 (2).** No student should remain suspended for more than five (5) days without a due process hearing or administrative placement at an alternative school.

3. If a satisfactory resolution between the parent and school administrator cannot be obtained, the parent/guardian may request a review by the Chief Officer (Elementary, Middle or High School). This is a review of documentation only and does not involve a formal hearing. The Chief Officer (Elementary, Middle or High School) review will result in a written response within two (2) working days.
4. Following the review of the principal's decision by the Chief Officer (Elementary, Middle or High School) or his/her designee, upon request, a parent may have an administrative review. The Hearing Officer will have this responsibility. The Hearing Officer will issue a final order upon the completion of the administrative review.

Appeals Procedures

Procedures for Appealing Disciplinary Actions - Parents/guardians wishing to appeal a disciplinary action for a Class I, II, or III offense may appeal to the principal/designee within three (3) days. If a satisfactory resolution cannot be obtained, the parent/guardian may appeal to the appropriate Chief Officer (Elementary, Middle or High School). This appeal is a review of documentation and does not involve a formal hearing.

Procedures for Appealing Placement at an Alternative Education Center - Parents and guardians wishing to appeal the recommendation of placement of their child at an alternative education center are entitled to an administrative review of any action by school personnel relating to such placement pursuant to the provisions of Florida Statute Chapter 120.

1. The discipline/administrative transfer of a student to the alternative center should take place on or before the fifth (5th) day of suspension. **However, if the parent indicates on the parent conference checklist that they would like a review of the principal's decision, the school shall immediately forward the student's Alternative School admission packet to the appropriate Chief Officer (Elementary, Middle or High School) office for Class III offenses or to the Hearing Office for 2.19 and Class IV offenses.**

The review/appeal process does not postpone the pending disciplinary action unless a written agreement can be established between the parent/guardian and the principal that the child should remain suspended until resolution of the appeal. No student should remain suspended for more than five (5) days without a due process hearing or administrative placement.

2. If a satisfactory resolution between the parent and school administrator cannot be obtained, the parent/guardian may request a review by the Chief Officer (Elementary, Middle or High School). This is a review of documentation only and does not involve a formal hearing. The Chief Officer (Elementary, Middle or High School) review will result in a written response within two (2) working days.
3. Following the review of the principal's decision by the Chief Officer (Elementary, Middle or High School) or his/her designee, upon request, a parent may have an administrative review. The Hearing Officer will have this responsibility. The Hearing Officer will issue a final order upon the completion of the administrative review.

FELONIES COMMITTED BY STUDENTS

Following appropriate due process procedures, a student charged with a felony or delinquent act that would be a felony if committed by an adult, whether it occurred on or off the school property, may be assigned to an alternative program or receive alternative educational services. Such assignment may be made upon determination that the student is eligible according to federal and state program criteria, and:

- ❖ The nature of the offense is such that the student poses a threat to safety of other students or personnel at school,
- ❖ The student's safety is at risk by remaining in school with other students

The recommendation of the principal to exercise this policy must be approved by their Chief Officer.

ROLE OF THE HOME, STUDENT, SCHOOL, AND SCHOOL PERSONNEL

In order for effective instruction to occur, there must be a cooperative relationship between the student, parent/guardian, and educators. This relationship and expectations may be described as follows:

Parents/Guardians

- ❖ Ensure the daily attendance of their child(ren) and promptly report and explain any absence or tardiness from school
- ❖ Provide their child(ren) with the resources needed to complete class work
- ❖ Assist their child(ren) in being healthy, neat, and clean
- ❖ Bring to the attention of the school authorities any problem or condition which affects their child(ren) or other children of the school
- ❖ Discuss report card and work assignments with their child(ren)
- ❖ Ensure that the school has current home, work, and emergency telephone numbers
- ❖ Ensure that **current** emergency health care information regarding their child(ren) is on file with the school, including the name and telephone number of their child(ren)'s doctor and a hospital preference
- ❖ Provide information that is current and accurate

Students

- ❖ Attend all classes daily and be punctual
- ❖ Come to class with appropriate working materials
- ❖ Respect all individuals and their property
- ❖ Refrain from profane or inflammatory statements
- ❖ Conduct themselves in a safe and responsible manner
- ❖ Present a clean and neat appearance
- ❖ Take responsibility for their own work
- ❖ Seek changes in an orderly and recognized manner
- ❖ Abide by the rules and regulations of the school and of each classroom teacher

Schools

- ❖ Encourage the use of good guidance procedures
- ❖ Maintain an atmosphere conducive to good behavior
- ❖ Exhibit an attitude of respect for students
- ❖ Plan a flexible curriculum to meet the needs of all students
- ❖ Promote effective discipline based upon fair and impartial treatment of all students
- ❖ Develop a good working relationship among staff and with students
- ❖ Encourage the school staff, parents/guardians, and students to use the services of community agencies
- ❖ Promote regular parental communication with the school
- ❖ Encourage parent participation in affairs of the school
- ❖ Seek to involve students in the development of policy
- ❖ Endeavor to involve the entire community in the improvement of the quality of life
- ❖ Obtain parent/guardian written permission before the student may use the computer network or Internet (See permission form on page 51)

School Personnel

- ❖ Attend school regularly and be punctual
- ❖ Perform their duties with appropriate materials
- ❖ Respect other individuals and their property
- ❖ Refrain from profane or inflammatory statements
- ❖ Conduct themselves in a reasonable and responsible manner
- ❖ Present a clean and neat appearance
- ❖ Adhere to the rules and regulations established by the school
- ❖ Pursue improvements in an orderly and recognized manner
- ❖ Utilize a variety of informal disciplinary and guidance methods, in addition to formal disciplinary action

RIGHTS AND RESPONSIBILITIES

Parent/Guardian Rights and Responsibilities

It is the intent of the Duval County School Board, as expressed in the **Parent/Guardian Rights and Responsibilities** section of this document, that parents/guardians must ensure that their child understands his/her individual rights and responsibilities to school district employees and fellow students as they work together toward a common goal of learning. It is the parents'/guardians' responsibility to ensure that their child maintains regular communication between home and school. When either parents/guardians or school employees deem it necessary to meet regarding concerns about the student's education or a disciplinary matter, the student, parent/guardian has a right to be represented by an attorney of his/her choice throughout the process.

Student Rights and Responsibilities

It is the intent of the Duval County School Board, as expressed in the **Student Rights and Responsibilities** section of this document, which students understand that individual rights involve associated responsibilities, and the individual rights must be viewed in relationship to the health, safety, and welfare of the majority of students within each school. The principal has administrative and instructional leadership responsibility under the supervision of the Superintendent, in accordance with the rules and regulations of the School Board, for planning, management, and operation of the school to which he/she is assigned. The faculty and staff shall assist in the orderly operation of the school and assure the rights of students.

Student Rights and Responsibilities – Attendance

Philosophical Basis

School administrators have an obligation under state law to enforce compulsory school attendance laws. Regular attendance by students will facilitate the development of the skills and knowledge necessary to function in a democratic society. (See Duval County Public School Attendance Policy page 41).

Student Rights

- ❖ To be informed of School Board policies and individual school rules regarding absenteeism and tardiness
- ❖ To appeal a decision pertaining to an absence
- ❖ To make up class work within a reasonable length of time as determined by a principal

Student Responsibilities

- ❖ To take advantage of educational opportunities by attending all classes daily, and being on time
- ❖ To provide the school with an adequate explanation and appropriate documentation, indicating the reason for the absence
- ❖ To request make-up assignments from teachers upon return to school, and to complete this work within a reasonable length of time as determined by the principal

NOTE: FLORIDA LAW REQUIRES THE DENIAL/SUSPENSION OF DRIVING PRIVILEGES FOR STUDENTS WHO HAVE ACCUMULATED FIFTEEN (15) UNEXCUSED ABSENCES IN A PERIOD OF NINETY (90) CALENDAR DAYS OR WHO HAVE DROPPED OUT OF SCHOOL.

Student Rights and Responsibilities – Counseling

Philosophical Basis

Personal concerns of students can seriously limit their educational development. Schools have the responsibility to provide a counseling program and to make relevant and objective information available to students.

Student Rights

- ❖ To be informed as to the nature of the guidance services available in his/her school
- ❖ To have access to individual and group counseling
- ❖ To request a change of counselor

Student Responsibilities

- ❖ To use guidance services for his/her own educational and personal improvement
- ❖ To schedule appointments in advance, unless the problem or concern is one of an emergency
- ❖ To work cooperatively with all school personnel

Student Rights and Responsibilities – Curriculum

Philosophical Basis

The degree of curriculum involvement is a function of age, grade, maturity, and sophistication on one hand, and the level and complexities of courses on the other.

Student opinion regarding curriculum offerings is extremely important and deserves careful analysis and consideration.

Student Rights

- ❖ To have equal educational opportunity with regard to academic programs and extracurricular activities
- ❖ To receive district curriculum course descriptions that will facilitate informed choices
- ❖ To receive instruction in courses of study under competent instructors in an atmosphere free from bias and prejudice
- ❖ To participate in appropriate basic skills programs in elementary, middle, and high school

Student Responsibilities

- ❖ To request participation in academic programs and extracurricular activities that are commensurate with ability
- ❖ To seek assistance in course selection from informed persons in the school
- ❖ To cooperate with the instructor and contribute to an atmosphere free from bias and prejudice
- ❖ To cooperate fully and exert every effort to achieve mastery of the basic skills

Student Rights and Responsibilities – Free Speech/Expression

Philosophical Basis

Citizens in our democracy are guaranteed self-expression under the First and Fourteenth Amendments of the United States Constitution. Therefore, in a democratic society, one of the basic purposes of education is to prepare students for responsible self-expression.

Student Rights

- ❖ To form and express viewpoints through speaking and writing in a manner which is not harassing, obscene, slanderous, or libelous
- ❖ To affirm their identity with the American ideal (e.g., pledging allegiance to the flag)
- ❖ To refrain from activity which violates the precepts of his/her religion
- ❖ To assemble peaceably on school grounds or in school buildings (such assembly shall be consistent with all applicable federal, state, and local guidelines)

Student Responsibilities

- ❖ To respect the rights of other individuals and to express disagreement in a manner which does not infringe upon the rights of others and does not interfere with the orderly educational process
- ❖ To act in a manner which preserves the dignity of patriotic observances
- ❖ To respect the religious beliefs of others
- ❖ To plan for, seek approval of, and conduct activities which are consistent with the educational objectives of the school

Student Rights and Responsibilities – Grades

Philosophical Basis

An academic grade should reflect the teacher's most objective assessment of the student's academic achievement. Academic grades should not be used as a means of maintaining order in a classroom, nor should student behavior be included in calculating academic grades.

Student Rights

- ❖ To receive a teacher's grading criteria at the beginning of each year or semester course
- ❖ To receive reasonable notification of failure or potential failure at any time during the grading period when it is apparent that unsatisfactory work is being performed

Student Responsibility

- ❖ To become informed of grading criteria
- ❖ To maintain standards of academic performance commensurate with ability, and to make every effort to improve performance upon receipt of notification of unsatisfactory progress

Student Rights and Responsibilities – Privacy and Property Rights

Philosophical Basis

Federal and state laws provide persons with reasonable expectation of privacy, in addition to freedom from unreasonable search and seizure of property. Such guarantees are not unlimited and must be balanced by the school's responsibility to protect the health, safety, and welfare of all students.

Privacy on computers and the Internet is not guaranteed. In accordance with the Electronic and Communications Privacy Act of 1986 (18 USS Section 2510), all students are hereby notified that there are no facilities provided by Duval County Public Schools (DCPS) that allow the sending or receiving of private or confidential electronic communications. All electronic communications will be determined to be readily accessible to the general public. The DCPS system reserves the right to monitor all traffic on the network and review all files stored on or transmitted through its computer systems. This is done to preserve the integrity of the network and to ensure that the DCPS's computers continue to function properly for all users.

No personal information, such as name, address and phone number should be shared via the Internet. When using **any** computer network to communicate with others, students should think carefully about what they say and how they say it. When on the Internet, a student should keep the following in mind:

- ❖ He/she cannot see the other person
- ❖ He/she cannot tell how old the other person is or what sex they are
- ❖ A person can tell the student anything; therefore, a student cannot always be sure that what the person is telling him/her is true

If a student feels there is a problem, or feels uncomfortable with the information someone is transmitting to him/her, the student should tell his/her teacher, school site administrator or technology representative immediately.

Student Rights

- ❖ To maintain privacy of personal possessions, unless appropriate school personnel have reasonable cause to believe a student possesses any object or material which is prohibited by law or School Board policy
- ❖ To attend school in an educational environment in which personal property, including electronic property, is respected

Student Responsibilities

- ❖ To attend school and other School Board activities without bringing materials or objects prohibited by law or School Board policy, or other items that will detract from the educational process
- ❖ To respect the property rights of the public-at-large, as well as those of individuals, and to refrain from destruction or modification of, or damage to, such property

Student Rights and Responsibilities – Student Records

Philosophical Basis

A well-developed student record file contains information needed for making appropriate educational decisions for the student. Student records are to be treated confidentially and should only contain information that is relevant, accurate, and appropriate.

Student Rights

- ❖ To inspect, review, and challenge the information contained in records directly relating to the student
- ❖ To be protected by legal provisions which prohibit the release of personally identifiable information (without the consent of the parent/guardian or eligible student) to other than legally authorized persons. (Eligible students are those eighteen (18) years of age or over and/or those attending a post-secondary institution.)

Student Responsibilities

- ❖ To inform the school of any information that may be useful in making appropriate educational decisions
- ❖ To authorize release of pertinent information to those individuals or agencies who are working actively and constructively for the benefit of the student *

NOTE: Release of record of students seventeen (17) years of age or younger who attend an elementary or secondary school requires the signature of the parent/guardian.

Student Rights and Responsibilities – Student Government

Philosophical Basis

Effective student governments are the forum for training and involvement of student in the democratic process. Members of the school community share the responsibility for shaping governments into positive instruments for student involvement.

Student Rights

- ❖ To form and operate a student government within the respective schools under the direction of a faculty advisor
- ❖ To have access to policies of the School Board and the individual school
- ❖ To seek office in student government, or any school organization, regardless of race, sex, color, creed, or political beliefs
- ❖ To attend, as a student government officer and representatives, official student government meetings upon approval of such meetings by the school principal

Student Responsibilities

- ❖ To elect student government officers and representatives who are responsive to the needs of the school and who will work constructively toward the resolution of such needs
- ❖ To become knowledgeable of School Board and individual school policies governing the actions of students
- ❖ To conduct election campaigns in a positive, mature manner, with all due respect provided to his/her opponents
- ❖ To attend regularly scheduled meetings, if an elected student representative, and to exhibit appropriate conduct at all times

Student Rights and Responsibilities – Student Publications

Philosophical Basis

Education is the process of inquiring and learning, as well as acquiring and imparting knowledge and exchanging ideas. One of the important roles of the school is to provide effective avenues through which students may express themselves on a wide range of subjects consistent with the basic educational goals of the school. As part of the educational curriculum, and under the supervision of school staff members, official student publications, such as the school newspaper, should offer the opportunity for students to share a variety of viewpoints as part of the learning process. School principals have final editorial control over the style and content of all student publications.

Student Rights

- ❖ To participate in the development and distribution of publications as part of the educational process

Student Responsibilities

- ❖ To refrain from publishing libelous and obscene materials, or materials inconsistent with the school's basic educational goals
- ❖ To seek full information on the topics about which they write
- ❖ To observe normally accepted rules for responsible journalism under guidance of the faculty advisor

GENERAL CODE OF APPEARANCE

Administrators and teachers of the Duval County Public Schools shall enforce dress and grooming guidelines that promote the successful operation of the schools. The site administration shall be the final judge as to neatness and cleanliness of wearing apparel and whether or not such apparel is appropriate, disruptive, distracting, or in violation of health and safety rules. **The General Code of Appearance shall not restrict the school administration's authority to implement the School Board's Policy on Student Uniforms.**

Each student has the responsibility to dress appropriately for the school environment. Wearing apparel, jewelry (such as body piercing(s) ornaments) hair, and general appearance shall not disrupt the classroom atmosphere, shall not be unusually provocative, and/or shall not violate health and safety rules of the school. These guidelines for dress and grooming are provided to assist parents and shall apply to all students in the public schools of Duval County. Student dress and grooming shall be neat and clean, and follow the general guidelines below.

- ❖ Elementary School students are not allowed to wear shoes without closed heels or back straps.
- ❖ Shoes must be worn. However, bedroom shoes or slippers shall not be worn.
- ❖ Halter-tops, tank tops, backless tops, top with thin or no straps, or tops that show midriff or expose the body are prohibited.
- ❖ See-through or mesh garments shall not be worn without appropriate undergarments.
- ❖ Form-fitting or overly tight clothing shall not be worn without appropriate outer garments.
- ❖ Properly hemmed outer garments such as shorts, divided skirts, and dresses may be worn, provided they are not disruptive or distracting, as determined by the school administration. Garments including, but not limited to such items as boxer shorts, traditionally designed as undergarments, may not be worn as outer garments.
- ❖ Clothing and accessories shall not be worn if they display profanity, violence, lewd and obscene messages, sexually suggestive phrases, or advertisements, phrases or symbols of alcohol, tobacco, or drugs or other symbols phrases or advertisements that would be offensive to common propriety or decency.
- ❖ Head coverings, including, but not limited to, caps, hats, bandannas, hair curlers, and/or sunglasses, shall not be worn on school property, unless required by a physician or authorized by school personnel.
- ❖ The waistband of shorts, slacks, skirts, and similar garments shall not be worn below the hips. Underwear, midriff and back may not be exposed. If belts, suspenders, and straps are worn, they shall be worn in place and fastened.
- ❖ Any articles of clothing or jewelry that may cause injury to oneself or to other students are not allowed.
- ❖ Wearing apparel, jewelry (such as body piercing(s) ornaments) hair, and general appearance shall not disrupt the classroom atmosphere, shall not be unusually provocative, and/or shall not violate health and safety rules of the school.

All students must adhere to these minimal guidelines for acceptable apparel and appearance. In order to maximize instructional time, students will be given an opportunity to immediately correct dress code violations.

Disciplinary Actions:

- 1st Offense – Phone call to the parents
- 2nd Offense – Principal/designee assigned in-school suspension/detention and phone call to parents
- 3rd Offense – Parent/child dress code contract
- 4th Offense – Dress code contract violations may be defined as a Class 2.23 offense and may warrant disciplinary action as outlined under Class II offenses.

The alternative schools (Mattie Rutherford Alternative Center, Grand Park Career Center, Marine Science Center) will be allowed to establish higher dress standards and to take appropriate disciplinary action for dress code violations.

This General Code of Appearance shall also apply to all school-sponsored activities and events, unless otherwise authorized by school administration.

**DUVAL COUNTY PUBLIC SCHOOLS
ATTENDANCE POLICY**

STUDENT ABSENCES AND EXCUSES

FILE: JH

TITLE: Student Absences and Excuses

POLICY:

Students returning to school from an absence shall be required to present a written explanatory excuse from their parent(s) or legal guardian, stating the cause for the absence.

(1) The following causes are acceptable excuses for being absent:

- (a) Illness or injury of the student;
- (b) Serious illness or death in the student's family;
- (c) Inclement weather;
- (d) Official religious holiday of a religious sect or for religious instruction (see below);
- (e) Participation in an academic class or school programs such as study trips, competitions, etc.,
- (f) Insurmountable conditions as determined by the school principal or other designated district or school personnel; and,
- (g) A bus failure or irregular schedule which causes the absence or tardiness of a student who is eligible for and regularly transported by the District.

(2) Missed work shall be made up for **all** absences; which includes suspension, a day of make-up work shall be allowed for each day of absence, when appropriate, pursuant to the Student Progression Plan, Appendix D. Each student shall receive full credit for such work.

(3) A student shall be excused from attendance on a particular day or days, or for part of a day, and shall be excused from any examination, study, or work assignment for observation of a religious holiday or because the tenets of his or her religion forbid secular activity at such time. Teachers shall give each student the opportunity to make up any examination, study, or work assignment which has been missed for religious purposes and the student shall receive full credit for such work.

STATUTORY AUTHORITY: Section 1001.41(2), Florida Statutes

LAWS IMPLEMENTED: Sections 1003.21; 1003.24, Florida Statutes

STATE BOARD OF EDUCATION RULE: 6A-1.09514

ADOPTED: April 1, 1997; **Amended:** June 4, 2002

TITLE: Elementary Tardiness and Early Check Out

POLICY:

The parent of a child of compulsory age is responsible for the child's daily attendance. Nonattendance for instructional activities is established by an accumulation of tardiness, early check outs and absences for all or any part of the school day.

For learning activities to be fully effective, it is reasonable to require that each student arrive to class on time and remain for the entire scheduled school day. A student who is tardy to class or who is checked out early not only places his or her learning in jeopardy but also interrupts the learning of other students.

1. Tardiness is defined as the physical absence of a student in the classroom at the beginning of a regularly scheduled session at which he or she is scheduled to be present when the school tardy bells ring.
2. Early check out is defined as a parent or guardian signing out a child before the end of the school day.
3. A parent shall notify the school as to the reason for the tardiness or early check out. Justifiable reasons shall be determined by the principal
4. Schools shall establish procedures for early check outs that ensure students are treated consistently. A student should not be released within the final forty-five (45) minutes of the school day unless the principal/designee determines it is an emergency or an excused event.
5. The School will provide written notice to parents after three (3) tardies or three (3) early check outs within thirty (30) days. Additional tardies or early check outs will result in the following interventions:
 - A. A mandatory parent conference with the guidance counselor;
 - B. A mandatory conference with the principal.
6. Students will not be recognized by the school for perfect attendance when they have three (3) or more unexcused tardies or three or more unexcused early check outs.
7. Six (6) unexcused tardies or six (6) early check outs in any forty-five (45) day grading period will result in the student and their parents being referred for the following interventions:
 - referral to the Attendance Intervention Team
 - at the principal's discretion, assignment to Saturday School as detailed in the Student Code of Conduct.
8. If it is determined that the parent is the cause of the chronic tardiness or early check out without an acceptable excuse, then a referral shall be made to the State Attorney's Office. For the purposes of this policy, tardiness and early check out without an acceptable excuse are seen as a violation of 1003.21 F.S. (compulsory attendance).
9. A parent or guardian may appeal an unexcused tardy or unexcused early check out if the parent or guardian has documented proof of a student's chronic illness as a reason for the tardiness or early check out.
10. This policy will become effective January 8, 2007.
11. This policy will be reviewed every June.

STATUTORY AUTHORITY: Section 1003.26, Florida Statutes

LAWS IMPLEMENTED: Sections 1001.41; 1001.43; 1003.23; 1003.26 Florida Statutes

ADOPTED: December 5, 2006

Immunization and Health Requirements for School Attendance

Florida law requires student's enrolling into Florida Schools to show proof of required immunizations or proper exemptions. Those who fail to meet these requirements will be excluded from school until proper documentation is provided.

Who needs proof of immunizations?

All students entering, attending, or transferring into Florida schools must have a Florida Certificate of Immunization (DH Form 680 part A) or an exemption on file at the school.

Can a student enroll without the proper immunizations?

Students not presenting the required certification of immunization or exemption will be refused admittance to school and referred to their physician or the Duval County Health Department for the proper documents.

Besides a physician's office, where can my child receive the required immunizations?

There are several clinics around Jacksonville that offer immunizations at no cost. Call the Duval County Health Department at 253-1000 for information.

Immunization requirements for pre-school, (students entering, attending, or transferring):

- ❖ Four doses DPT (diphtheria, pertussis, tetanus) vaccine with the last dose given on or after fourth birthday or a fifth dose is required.
- ❖ Three doses polio vaccine with the last dose given on or after the fourth birthday or a fourth dose is required.
- ❖ MMR (measles, mumps, rubella) vaccine given on or after the first birthday
- ❖ Hib (haemophilus influenzae type B) vaccination for children under five
- ❖ Hepatitis B vaccine given in three shots over a six month period
- ❖ Varicella (Chicken Pox) vaccine or documented history of the disease on DOH 680 Form is required for preschool students.

Immunization requirements for Kindergarten and Grades 1 through 6:

- ❖ Same as preschool, except no Hib
- ❖ Two doses of measles, mumps, rubella (MMR)
- ❖ Varicella (Chicken Pox) vaccine or documented history of the disease on a DOH 680 form is required. Two doses of Varicella are required for kindergarten and each subsequent year, the next highest grade will be in the requirement.

Immunization requirements for Grades 7 through 12:

- ❖ Same as above
- ❖ Varicella (Chicken Pox) vaccine or a documented history of the disease on a DOH 680 is required for 7th grade students. Each subsequent year, the next highest grade will be in the requirement.
- ❖ Tetanus-diphtheria (Td or Tdap) booster

What are acceptable exemptions?

- ❖ Permanent Medical Exemption - issued by physician
- ❖ Temporary Medical Exemption - issued by physician or authorized designee
- ❖ Religious Exemption - issued by health department
- ❖ 30 School-Day Exemption for transfer students - issued by school

What is the schedule of doses for the Hepatitis B Vaccine?

After the initial dose, the second is given one month later. The usual interval between the second and third dose is five months. If a dose is given too soon it is considered invalid and another dose will be required. Students must complete all doses or have an exemption in order to attend school.

Is a health examination required for all students?

Initial entrants into Florida School (pre-kindergarten, kindergarten, and transfer) need to present certification of a school-entry health examination performed within one year prior to enrollment (date of entry) or submit an exemption.

What are the exemptions for a school-entry health exam?

Religious exemptions (only a written request required) and 30 School-Day exemptions for transfer students are permissible.

Are your family's routine immunizations current?

Infant immunizations should be completed by age 2. Adults need immunizations too.

For more information, please access the following websites:

<http://www.cdc.gov/vaccines>

<http://www.FLdoe.org/parent/>

http://www.doh.state.fl.us/disease_ctrl/immune/qi_clinical/clinical.html

<http://www.healthykids.org/>

What is Meningococcal Disease?

(Excerpts taken from Meningococcal Disease. In-short. <http://www.cdc.gov/vaccines/vpd-vac/mening/in-short-both.htm> 9/11/07)

Meningococcal disease is a severe bacterial infection that can cause meningitis, bloodstream infection and other localized infections. Although the disease is not common in the United States, in those who get it, symptoms develop and progress rapidly even leading to death in 24-48 hours. Symptoms may be characterized by fever, headache, stiff neck, nausea, sore throat, mental status changes, bloodstream infection and rash.

Meningococcal disease is usually spread through direct contact with nasal or mouth discharge.

There are two meningococcal vaccines available in the United States. Both vaccines can prevent certain types of meningococcal disease. For more information on who should or should not get the vaccine, please consult your physician or health care provider. Also, please visit the following website for additional information:

<http://www.cdc.gov/vaccines/pubs/vis/default.htm>

For answers to additional questions call the Immunization Center at 253-1420 or the School Health Office at 253-1580.

GUIDELINES FOR SAFE AND ACCEPTABLE USE OF COMPUTERS AND THE INTERNET

To comply with state and federal regulations, the Duval County Public Schools requires that all students using computer technology in the schools, including network and Internet services have the permission of their parent/guardian. Students and parents/guardians must understand that the use of DCPS computers, network and Internet service is a privilege, which may be terminated by the school or DCPS for failing to abide by the guidelines described in this document.

The school's mission, goals, objectives and standards will guide the instructional use of technology resources, including computers, software and the Internet. The DCPS' goal in providing Internet connectivity is to establish direct access to appropriate materials that support curricular goals and objectives. School faculty will integrate thoughtful use of computer technology throughout the curriculum and provide guidance and instruction to students in its use. Teacher supervision of independent student computer and Internet activities is the key element in effective and safe use of these resources by students. Teachers may present web sites to students during instructional times. Parent permission is required for student use of the Internet. The DCPS acknowledges the fact that inappropriate materials exist on the Internet and will do everything it can to actively avoid them, including the use of filtering software. **The DCPS has implemented technology protection measures that filter Internet access to block visual displays that are obscene, pornographic, or harmful to minors, but this technology is not 100% effective.** No software can filter out all of the materials that are unacceptable in an educational setting and it should be clearly understood by all students and their parents/guardians that intentional access to such material, in any form, is strictly forbidden.

If a student feels there is a problem or feels uncomfortable with the information someone is transmitting to them, the student should tell his/her teacher, school site administrator or technology representative immediately.

There are various forms of electronic communications available on computer networks, including the Internet. At this time, DCPS does not have a way to monitor all forms of student electronic communication. Therefore:

- ❖ Individual student e-mail accounts, instant messaging, chat rooms, bulletin boards, and other forms of electronic communication are not considered authorized uses of DCPS technology equipment.
- ❖ Students will not be authorized to access personal e-mail accounts using DCPS equipment.
- ❖ Students may not send or receive e-mail messages using the teacher's account.
- ❖ Students may create a document that the teacher can review and the teacher may e-mail the documents for them.

When DCPS has the tools in place to monitor district-issued student e-mail accounts for instructional purposes, an additional parent/guardian permission form will be issued.

Students and other users access a computer with unique network accounts or ID and passwords. **ID and passwords must never be shared.** The person in whose name a network account is issued is responsible at all times for its proper use.

Plagiarism

The dictionary defines **plagiarism** as "taking ideas or writings from another person and offering them as your own." The student, who leads readers to believe that what he/she is reading is the student's original work, when it is not, is guilty of plagiarism. Credit should always be given to the person who created the words or idea. Contact the school's media specialist or www.dreamsbeginhere.org/intech/ for more details. Unless it is otherwise stated, assume that all materials on the Internet, including Web sites and graphics, are copyrighted, and that existing **copyright guidelines**, such as those involving photocopying, electronic copying, multimedia, and fair use, apply. Students using computers and the Internet should be aware of what is and is not allowed as it pertains to software, multimedia productions, and Web publishing. Contact the school's media specialist or www.dreamsbeginhere.org/intech/ for more details.

Appropriate Behavior

Students are responsible for appropriate behavior when using DCPS computers, electronic equipment network and the Internet just as they are in classrooms, school premises, and at school sponsored events. Students who disregard the guidelines for acceptable and safe use of computers and the Internet and/or district controls may have their privilege suspended and disciplinary action taken against them.

Disciplinary Actions

Safe and Acceptable Use of Computers and the Internet

Possible consequences for violations of the DCPS use of computers and Internet policies include, but are not limited to:

- ❖ Suspension of Internet access
- ❖ Suspension of DCPS network privileges
- ❖ Suspension of computer access
- ❖ Disciplinary actions as outlined in the Code of Student Conduct
- ❖ School suspension and/or expulsion
- ❖ Appropriate legal action, civil and/or criminal

NONDISCRIMINATION POLICY

The Duval County School Board **prohibits discrimination** in educational programs/activities and employment, and strives affirmatively to provide equal opportunity for all as required by:

- ❖ **Title VI of the Civil Rights Act of 1964** – prohibits discrimination on the basis of race, color, religion, or national origin.
- ❖ **Title VII of the Civil Rights Act of 1964, as amended** – prohibits discrimination of employment on the basis of race, color, religion, sex, or national origin.
- ❖ **Title IX of the Education Amendments of 1972** – prohibits discrimination on the basis of sex.
- ❖ **Age Discrimination in Employment Act of 1967 (ADEA), as amended** – prohibits discrimination on the basis of age with respect to individuals who are at least forty (40) years of age.
- ❖ **Florida Educational Equity Act (Section 228.2001, F.S.)** – prohibits discrimination against students or employees on the basis of race, sex, national origin, marital status, or disability.
- ❖ **Section 504 of the Rehabilitation Act of 1973** – prohibits discrimination against the disabled.
- ❖ **Americans with Disabilities Act of 1990 (ADA)** – prohibits discrimination against individuals with disabilities in employment, public service, public accommodations, and telecommunications.

For information regarding procedures for filing a complaint of discrimination or harassment please contact:

Office of Equity and Inclusion
Duval County Public Schools
1701 Prudential Drive
Jacksonville, Florida 32207
(904) 390-2181

SUCCESS AGREEMENT
Duval County Public Schools

Student

- ❖ Attend school regularly and be on time for class
- ❖ Participate in class, complete and turn in all work
- ❖ Treat everyone with value, respect, and dignity
- ❖ Follow school and classroom rules
- ❖ Promote a safe school environment
- ❖ Wear appropriate clothing
- ❖ Read daily

School

- ❖ Encourage school attendance and promptness
- ❖ Provide effective and appropriate instruction
- ❖ Treat everyone with value, respect, and dignity
- ❖ Enforce school and classroom rules fairly and consistently
- ❖ Provide a safe school environment
- ❖ Enforce appropriate dress
- ❖ Provide reading activities

Parent

- ❖ Encourage and ensure prompt daily attendance
- ❖ Encourage and monitor student assignments
- ❖ Treat everyone with value, respect, and dignity
- ❖ Support school and classroom rules
- ❖ Support a safe school environment
- ❖ Provide and ensure appropriate dress
- ❖ Support reading activities

I have read and discussed these rules with my child on (date)_____.

Parent Signature_____

Student Signature_____

School Personnel_____

[SCHOOL COPY]

SUCCESS AGREEMENT
Duval County Public Schools

Student

- ❖ Attend school regularly and be on time for class
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- ❖ Support reading activities

I have read and discussed these rules with my child on (date)_____.

Parent Signature_____

Student Signature_____

School Personnel_____

[PARENT COPY]

CODE OF STUDENT CONDUCT ACKNOWLEDGEMENT FORM
Duval County Public Schools

SCHOOL

Student's Name _____ **Grade** _____

Teacher's Name (please print) _____

I was given a copy of the Code of Student Conduct at school today. I know that the Code of Student Conduct contains a list of rules for students' behavior at school. I understand that it is my responsibility to learn what those rules are, and to know what will happen if I break a rule. I will take my copy of the Code of Student Conduct home to share it with my parent(s)/guardian(s).

Student Signature _____ **Date** _____

Parent Signature _____ **Date** _____

Note: Failure to return this acknowledgement form will not relieve a student or the parent/guardian of the student from responsibility for knowledge or non-compliance of the contents of the Code of Student Conduct, Bus Behavior Agreement, and Internet Use Policy.

PARENT'S COPY



CODE OF STUDENT CONDUCT ACKNOWLEDGEMENT FORM
Duval County Public Schools

SCHOOL

Student's Name _____ **Grade** _____

Teacher's Name (please print) _____

I was given a copy of the Code of Student Conduct at school today. I know that the Code of Student Conduct contains a list of rules for students' behavior at school. I understand that it is my responsibility to learn what those rules are, and to know what will happen if I break a rule. I will take my copy of the Code of Student Conduct home to share it with my parent(s)/guardian(s).

Student Signature _____ **Date** _____

Parent Signature _____ **Date** _____

Note: Failure to return this acknowledgement form will not relieve a student or the parent/guardian of the student from responsibility for knowledge or non-compliance of the contents of the Code of Student Conduct, Bus Behavior Agreement, and Internet Use Policy.

SCHOOL'S COPY

(Please return the signed copy to the school.)

**STUDENT COMPUTER AND INTERNET USE AND SAFETY
PARENTAL PERMISSION FORM**

Student Section

I have read the Code of Student Conduct and the section on Guidelines for the Safe and Acceptable Use of Computers and the Internet. I agree to follow the rules contained in this document. I understand that if I violate the rules, my account can be terminated, my access to computers suspended, and I may face other disciplinary measures.

Student Signature _____ **Date** _____

Student Name (Print) _____ **Date** _____

Parent/Guardian Section

Internet Permission

I have read the Code of Student Conduct and the section on Guidelines for Safe and Acceptable Use of Computers and the Internet. I hereby release the Duval County Public Schools, its personnel, and any institution with which it is affiliated, from any and all claims and damages of any nature arising from my child's use of, or inability to use, the DCPS computer system, including, but not limited to, claims that may arise from the unauthorized use of the system to purchase products or services. I will emphasize to my child the importance of not sharing personal information, logins, usernames or passwords via any form of electronic communication.

*** Please initial one:**

_____ I give permission for my child to use the Internet.

_____ I do not give permission for my child to use the Internet.

(NOTE: Some instructional software programs require Internet access to function properly. Alternative instructional materials can be provided to a student not granted parent/guardian permission to use the Internet.)

Digital Communication Consent

Duval County Public Schools publish a variety of information about our schools and district on a portion of the Internet known as the World Wide Web. From time to time we may wish to include your child's work (stories, poems, reports) and/or photo on our web site, bulletin boards, newsletters, fliers or other forms of communication. No last names are used under elementary student work. Last names may be used under secondary student work. No names will be placed under photos. Student photos will only be used generically. No identifying marks or physical characteristics, clothing, or other articles bearing a student's name or any other means by which a student can be identified will be photographed. No other personal information about the student, such as e-mail address, phone number, or home address will be published on the Web, bulletin boards, newsletters, fliers or other forms of communication. Schools also videotape and will occasionally use portions of video for educational purposes.

***Please initial one:**

_____ I consent to our child's work, photo, video or name being used in any digital communication form as described above.

_____ I do not give consent to our child's work, photo, or name being used in any digital communication form as described above.

Parent/Guardian Signature _____ **Date** _____

Parent/Guardian Name (Print) _____ **Date** _____

(SIGNED CONSENT AND WAIVER DOCUMENTS WILL BE KEPT ON FILE AT EACH RESPECTIVE SCHOOL SITE AND UPDATED YEARLY.)

Note: Failure to return this acknowledgement form will not relieve a student or the parent/guardian of the student from responsibility for knowledge or non-compliance of the contents of the Code of Student Conduct, Bus Behavior Agreement, and Internet Use Policy.

Parent and Student School Bus Behavior Agreement

I understand that School Bus Transportation is a privilege that can be revoked. I know that the Code of Student Conduct contains a list of rules for students' behavior on the school bus. I understand that I must learn what those rules are, and to know what will happen if I break a rule. I understand and agree to abide by the Code of Student Conduct as it applies to school bus privileges. I understand that violation of the Code of Student Conduct may result in suspension or revocation of school bus privileges.

- Action Taken for Class I Offense(s)
 - o First Offense: Conference and or Parent Contact.
 - o Subsequent Offense: 1-3 school days suspension from bus.
- Action Taken for Class II Offense(s)
 - o First Offense: Conference and or Parent Contact
 - o Subsequent Offenses: Subsequent bus code violations may result in suspensions for up to 15 days.
- Action Taken for Class III Offense(s)
 - o First Offense: Commission of a Class III offense on a bus will result in the suspension of bus privileges for a minimum of twenty (20) school days.
 - o Subsequent Offense: Commission of a subsequent offense on the school bus will result in the suspension of bus privileges for a minimum of forty (40) school days.
- Action Taken for Class IV Offense(s)
 - o Commission of a Class IV Offense on a school bus will result in revocation of bus privileges for one calendar year.

Note: A student may be suspended or expelled from riding the bus at any point in the discipline process. A student who has been suspended or expelled from the school bus that boards, rides, or attempts to ride a school bus, without being authorized to do so, is considered to be trespassing and is subject to arrest.

Student Signature: _____ Date: _____

Parent Signature: _____ Date: _____

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(Please cut here and return top portion to school)



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