

DOWNINGTOWN AREA SCHOOL DISTRICT
CODE OF STUDENT CONDUCT



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The DASD policies and administrative guidelines referenced in the Code of Conduct can be located on the district's website at: <https://go.boarddocs.com/pa/down/Board.nsf/Public>

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EXPECTATIONS AND RESPONSIBILITIES (Administrative Guideline NO. 218-AG)

To serve the educational needs of our community, Downingtown Area School District provides opportunities for students to identify and realize their potentials as responsible individuals within society. Students, professional staff, family, and community all share the responsibility for establishing a healthy atmosphere for that growth. The characteristics of such a healthy and sound educational environment are recognition of common concerns despite individual differences; open, effective communication; appreciation of personal worth and dignity; and expressed respect for achievement and hard work. Appropriate skills and knowledge will promote responsible attitudes that will prepare students for continued learning and positive responses to a changing world.

Pursuant to law and in accordance with the provisions of applicable state regulations, the Board adopts the Code of Student Conduct in order to ensure a more conducive and orderly educational environment for district employees and students and to promote the ideals of citizenship and orderly interaction in and among the district community. In order to achieve the Board's objective of an orderly and conducive educational environment through education, district administrators will incorporate age and/or grade appropriate instruction and materials into the curriculum so that all students are taught their rights and responsibilities, particularly as they are set forth in the Code of Student Conduct.

Expectations and Responsibilities of Students

A critical goal of the district's educational program is to encourage maturation through the continuing development of each student's independence and responsibility. An orderly atmosphere promotes and enhances effective learning. Students have the following core responsibilities as members of the learning community:

1. Each student is a representative of the district and, as such, is expected to observe the Code of Student Conduct at school, school related events on and off school property, in accordance with Board policy.
2. Each student is expected to demonstrate respect for all persons within the school community including teachers, other students, staff, volunteers, visitors, guests, or others.

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3. Each student is expected to assume responsibility for the care of all school property and to exhibit a clear respect for personal and communal property within the school building and grounds.
4. Each student is expected to know and abide by school and individual classroom rules and regulations.
5. Each student is responsible for punctual, daily attendance beginning with their homeroom and/or first period arrival and continuing through each day's scheduled classes and activities.
6. Each student is responsible for meeting daily work expectations of preparation, class participation, and practice through homework.
7. Each student is called upon to develop and maintain a high sense of academic and personal integrity as a guide for daily and ongoing decision-making.

These responsibilities and expectations are to be an integral part of student behavior en route to and from school, during all extracurricular activities, day and field excursions, as well as within the typical school day and setting.

Expectations and Responsibilities of Parents/Guardians

Parents/Guardians are recognized as critical members of their child's educational team. Parents/Guardians have a need and a right to know of students' responsibilities, violations of those responsibilities and resulting disciplinary measures. Their reinforcement of the school's efforts to establish a strong, positive, and safe learning environment for all students is an invaluable asset. Parents/Guardians can have an enormous positive impact upon their child's school experience by consciously assuming three (3) key responsibilities: initiating and maintaining an active role; valuing and expecting responsible behavior of their child; and being an advocate for their child and their education.

Parents/Guardians are their child's models. By taking an active role in their child's education, they send a powerful message to their child and the school.

Parents/Guardians are their child's first teacher. Responsibility is not present at birth. It must be learned, practiced, and reinforced. Lessons in responsibility mastered at home flow directly into a child's academic, social, and personal success in school.

Parents/Guardians are their child's advocate and are therefore expected to support and pursue their child's best interest at home and at school. At times this can be difficult since some lessons are hard to learn. The collaborative and united voice of

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home and school can do much to support healthy maturation.

Expectations and Responsibilities of Teachers

Teachers are students' most frequent and continuous contact. It is the expectation of the administration and the community that teachers exercise their professional skills in establishing and maintaining a respectful and dignified learning environment that supports the work of individuals and the work of the class as a group.

Teachers address both academic and social discipline in their classrooms. Teachers are encouraged to exercise their fundamental right of expecting students to be prepared for class and to be active learners during class time. Expectations include: students arrive in class each day with their required materials and completed homework; and students arrive ready to focus their attention and efforts on the instruction and learning activities.

Teachers are required to institute their own disciplinary consequences for classroom infractions that are in accordance with their team or department's approach and Board policy. This should be sufficient to correct the problem. However, continuous classroom misbehavior may require parent/guardian discussion or conference. If resolution to the problem is not found among the teacher, student, guidance counselor, parent/guardian, team or department, then administrative intervention may be necessary. At this level of misconduct, teachers utilize their anecdotal records of the student's infractions, records of their own attempts at correction, and the involvement of the parents/guardians as information in seeking further resolution.

Expectations and Responsibilities of Administrators

Administrators are charged with the responsibility of managing a safe and healthy environment for the district community of learners. Administrators set high expectations for all students to reach their highest potentials, strive to reinforce each person's personal worth and dignity, and oversee implementation of the Code of Student Conduct. While administrators are partners with the teachers and parents/guardians, the final disposition regarding inappropriate behavior, violations, and disciplinary action rests with the building principal's authority. In response to certain actions or behaviors by students as set forth in the Code of Student Conduct, principals will refer disciplinary action to central administration for further action by the Board.

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FINES AND OBLIGATIONS

Fines may be levied on students and/or their parents as needed to cover the cost of a student's excessive use of or physical damage to DASD real or personal property or loss of DASD property. Obligations are any debt owed to the school by a student for a variety of reasons, such as unpaid cafeteria charges or fees. Fines and obligations incurred by students shall be paid in a timely manner. Unpaid fines or obligations may result in banning from participation in school activities, and non-participation in high school graduation activities/ceremonies. Unpaid fines and obligations will be turned over to a collection agency.

PLAYGROUND RULES

These general rules apply to any school that has playground areas and equipment available for student use.

- Stay off equipment if it is wet
- Do not jump off the equipment – use the stairs and ladders
- Do not touch moving children or equipment
- Leave the mulch on the ground
- Use the equipment as it was intended to be used
- Use only appropriate language
- No running or chasing on the equipment
- Look before sliding down the fire pole
- Keep balls out of the equipment area
- Wait for people to finish before starting out on monkey bars, slides, balance beam, etc.
- Stay in line and wait your turn patiently at the equipment
- Do not play tag on the equipment and mulched area
- Go down slides feet first, on bottoms and no climbing up the slides
- Do only chin ups on the bars
- Monkey bars are for hanging, not climbing

Rough play is not permitted – no tackle football, wrestling, snowball throwing or “pretend fighting”. No student may leave the play area without permission from a school staff member. Any disrespect involving an aide or teacher will not be tolerated. Students must line up immediately when signaled. Students who violate these rules will sit out of recess and may face additional consequences at the duty teacher's discretion.

The school and DASD are not responsible for children who are on the school playgrounds on school days before 8:30 a.m. (elementary schools) or on days when school is not in session, or who return to the playground after school hours.

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RECESS (Elementary)

A 20-minute period of recess is scheduled each day for students in grades 1-5. During recess, students enjoy a period of supervised free play. Recess provides an opportunity for youngsters to relax and socialize with their friends. Recess is supervised by a member of the teaching and or support staff.

Students may be excluded from recess at the principal's discretion for recess related disciplinary infractions. Students may be excluded from recess for other reasons as determined by the school team in conjunction with the parents/guardians.

SEARCHES (School Board Policy NO. 226)

The Board acknowledges the need to respect the rights of students to be free from unreasonable searches and seizures while fulfilling the district's interest in protecting and preserving the health, safety and welfare of the school population, enforcing rules of conduct, and maintaining an appropriate atmosphere conducive to learning.

School officials have the authority to lawfully search students or their belongings, including lockers, automobiles, electronic devices, purses, backpacks, clothing, and other possessions, without a warrant, when in school, on school grounds or when otherwise under school supervision, if there is a reasonable suspicion that the place or thing to be searched contains prohibited contraband, material that would pose a threat to the health, safety and welfare of the school population, or evidence that there has been a violation of the law, Board policy, or school rules. The scope and extent of searches must be reasonable in relation to the nature of the suspected evidence, contraband or dangerous material and to the grounds for suspecting that it may be found in the place or thing being searched.

The district has a compelling interest in protecting and preserving the health, safety and welfare of the school population, which under certain circumstances may warrant general or random searches of students and their lockers, vehicles or other belongings without individualized suspicion, for the purpose of finding or preventing entry onto school property of controlled substances, weapons or other dangerous materials.

The Board authorizes the administration to conduct searches of students or their belongings, including lockers, automobiles, electronic devices, purses, backpacks, clothing, and other possessions in accordance with the standards set forth in this policy.

If a school official has a reasonable suspicion that the place or thing to be searched contains prohibited contraband, material that would pose a threat to the health, safety and welfare of the school population, or evidence that there has been a violation of the law, Board policy, or school rules, the school official may request that the

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student provide consent to the search. In the event that the student refuses to give consent to the search, the district may, in addition to taking any other action authorized by policy or law, impose punishment for such refusal up to and including a 10-day suspension.

STUDENT DISCIPLINE (School Board Policy NO. 218)

The Board finds that student conduct is closely related to learning. An effective educational program requires a safe and orderly school environment.

The Board shall establish fair, reasonable and nondiscriminatory rules and regulations regarding the conduct of all students in the school district during the time they are under the supervision of the school or at any time while on school property, while present at school-sponsored activities, and while traveling to or from school and school-sponsored activities.

The Board shall adopt a Code of Student Conduct to govern student discipline, and students shall not be subject to disciplinary action because of race, sex, color, religion, sexual orientation, national origin or handicap/disability. Each student must adhere to Board policies and the Code of Student Conduct governing student discipline.

The Board prohibits the use of corporal punishment by district staff to discipline students for violations of Board policies and district rules and regulations.

Any student disciplined by a district employee shall have the right to notice of the infraction.

Suspensions and expulsions shall be carried out in accordance with Board policy.

The building principal shall have the authority to assign discipline to students, subject to Board policies, district rules and regulations and to the student's due process right to notice, hearing, and appeal.

Teaching staff and other district employees responsible for students shall have the authority to take reasonable actions necessary to control the conduct of students in all situations and in all places where students are within the jurisdiction of this Board, and when such conduct interferes with the educational program of the schools or threatens the health and safety of others.

Reasonable force may be used by teachers and school authorities under any of the following circumstances: to quell a disturbance, obtain possession of weapons or other dangerous objects, for the purpose of self-defense, and for the protection of persons or property.

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When conduct so warrants, the building principal shall, in accordance with the Code of Student Conduct and the memorandum of understanding, contact the police department who has jurisdiction over the school's property.

Discipline occurs at four (4) points, each representing an escalation in the seriousness of the offense or violation. These points are:

- 1) Classroom or Team Intervention
- 2) Building Administrative Intervention
- 3) District Administrative Intervention
- 4) Board Intervention (Board Hearing)

In addition, the police or School Resource Officer may be contacted depending upon the nature and seriousness of the offense or violation.

When students elect to disregard their responsibilities or to infringe upon the rights of others within the school community, corrective measures are in order. Three (3) levels of discipline are used: Consequence, Detention, and Exclusion.

This policy shall also apply to student conduct that occurs off school property and would otherwise violate the Code of Student Conduct if any of the following circumstances exist:

1. The conduct occurs during the time the student is traveling to and from school or traveling to and from school-sponsored activities, whether or not via school district furnished transportation.
2. The student is a member of an extracurricular activity and has been notified that particular off-campus conduct could result in exclusion from such activities.
3. Student expression or conduct materially and substantially disrupts the operations of the school, or the administration reasonably anticipates that the expression or conduct is likely to materially and substantially disrupt the operations of the school.
4. The conduct has a direct connection to attendance at school or a school-sponsored activity, for example, a transaction conducted outside of school pursuant to an agreement made in school that would violate the Code of Student Conduct if conducted in school.
5. The conduct involves the theft or vandalism of school property.
6. There is otherwise a connection between the proximity or timing of the conduct in relation to the student's attendance at school or school-sponsored activities.

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Disciplinary Responses

Discipline is meant to be training, an opportunity to learn from inappropriate behavior and reshape future actions.

The primary goal of discipline is to instruct and offer ways to practice appropriate behaviors, so the primary response to infractions would be to implement instruction and restorative practice in an effort to impose positive consequences.

For situations where restorative practices are implemented, the following questions may be used as a guide:

Restorative Practices (International Institute for Restorative Practices: iirp.edu)

Restorative Questions I: To Respond to Challenging Behavior

What happened?

What were you thinking of at the time?

What have you thought about since?

Who has been affected by what you have done? In what way?

What do you think you need to do to make things right?

Restorative Questions II: To Help Those Harmed by Others' Actions

What did you think when you realized what had happened?

What impact has this incident had on you and others?

What has been the hardest thing for you?

What do you think needs to happen to make things rights?

Level 1: Consequence

A consequence is a response intended to address and re-shape behavior. It is implemented by professional staff when a student breaks a classroom or school rule. Consequences can include, but are not limited to: conference with student and/or parent, reflection activity, verbal or written warnings, and restorative practice.

Level 2: Detention

Detention is a disciplinary measure of the seizure of a student's personal time as restitution for misconduct.

Teacher Detention: With the administrator's approval, teachers may impose and conduct after-school detentions for classroom academic and social misbehaviors.

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Administrative Detention: Each secondary school maintains Detention sessions for disciplinary actions handled by administrators.

Level 3: Exclusion (School Board Policy NO. 233)

The Board recognizes that exclusion from the educational program of the schools, whether by suspension or expulsion, is the most severe sanction that can be imposed on a student and one that cannot be imposed without due process. The Board shall define and publish the types of offenses that would lead to exclusion from school. Exclusions affecting students with disabilities shall be governed by applicable state and federal law and regulations.

The Board may, after a proper hearing, suspend or expel a student for such time as it deems necessary, or may permanently expel a student.

Exclusion from School – Suspension

The principal or person in charge of the school may suspend any student for disobedience or misconduct for a period of one (1) to ten (10) consecutive schooldays and shall immediately notify the parent/guardian and the Superintendent in writing when the student is suspended.

No student may be suspended without notice of the reasons for which the student is suspended and an opportunity to be heard on their own behalf before the school official who holds the authority to reinstate the student. Prior notice is not required where it is clear that the health, safety or welfare of the school population is threatened. Suspensions may not be made to run consecutively beyond the ten- school day period.

When a suspension exceeds three (3) school days, the student and parent/guardian shall be given the opportunity for an informal hearing with the designated school official. Such hearing shall take place as soon as possible after the suspension, and the district shall offer to hold it within the first five (5) days of the suspension.

Informal hearings under this provision shall be conducted by the building principal.

Purpose of Informal Hearing

The purpose of the informal hearing is to permit the student to explain the circumstances surrounding the event leading to the suspension, to show why the student should not be suspended, and to discuss ways to avoid future offenses.

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Due Process Requirements for Informal Hearing

1. The student and parent/guardian shall be given written notice of the reason for the suspension.
2. The student and parent/guardian shall receive sufficient notice of the time and place of the informal hearing.
3. The student may question any witnesses present at the informal hearing.
4. The student may speak and produce witnesses who may speak at the informal hearing.
5. The school district shall offer to hold the informal hearing within five (5) days of the suspension.

Exclusion from Class - In-School Suspension

No student may receive an in-school suspension without notice of the reasons for which the student is suspended and an opportunity to be heard prior to the time the suspension becomes effective. The parent/guardian shall be informed of the suspension action taken by the school.

Should the in-school suspension exceed ten (10) consecutive school days, the student and parent/guardian shall be offered an informal hearing with the building principal. Such hearing shall take place prior to the eleventh day of the in-school suspension.

The procedure shall be the same as the procedure for informal hearings held in connection with out-of-school suspensions.

The district shall provide for the student's education during the period of in-school suspension.

Expulsion

Expulsion is exclusion from school by the Board for a period exceeding ten (10) consecutive school days. The Board may permanently expel from the district rolls any student whose misconduct or disobedience warrants this sanction. No student shall be expelled without an opportunity for a formal hearing before the Board, a duly authorized committee of the Board, or a qualified hearing examiner appointed by the Board, and upon action taken by the Board after the hearing.

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Expulsion Hearings

A formal hearing shall be required in all expulsion actions.

The formal hearing shall observe the due process requirements of:

1. Notification of the charges in writing by certified mail to the student's parent/guardian.
2. At least three (3) days' notice of the time and place of the hearing, which shall include a copy of this policy, hearing procedures, and notice of the right to representation by legal counsel. A student may request the rescheduling of the hearing when the student demonstrates good cause for an extension.
3. The hearing shall be private unless the student or parent/guardian requests a public hearing.
4. Representation by counsel at the parent's/guardian's expense and parent/guardian may attend the hearing.
5. Disclosure of the names of witnesses against the student and copies of their written statements or affidavits.
6. The right to request that witnesses against the student appear in person and answer questions or be cross-examined.
7. The right to testify and present witnesses on the student's behalf.
8. A written or audio record shall be kept of the hearing and a copy made available to the student at the student's expense, or at no charge if the student is indigent.
9. The hearing shall be held within fifteen (15) school days of the notice of charges, unless a delay is mutually agreed to by both parties or is delayed by:
 - a. The need for laboratory reports from law enforcement agencies.
 - b. Evaluations or other court or administrative proceedings are pending due to a student's invoking his/her/their rights under the Individuals with Disabilities Education Act (IDEA).
 - c. Delay is necessary due to the condition or best interests of the victim in cases of juvenile or criminal court involving sexual assault or serious bodily injury.
10. Notice of a right to appeal the results of the hearing shall be provided to the student with the expulsion decision

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The following provisions are merely guidelines for disciplinary action, and are not intended to be all-inclusive. Other disciplinary responses for violations can be found throughout this Code of Student Conduct. The severity and frequency of the offense(s), combination of offenses, repetitious nature of the offense, as well as the age and maturity of the student, dictate and/or influence the administrator's choice of disciplinary action. The administrators of DASD's schools shall exercise discretion in making judgments regarding specific behavioral problems not addressed in the Code, unless prohibited by applicable law. Disciplinary actions may be used independently or in combination. When appropriate or required by law, local law enforcement authorities, the State Police, the Chester County District Attorney, the Chester County Department of Children, Youth, and Family Services and/or another appropriate agency will be notified.

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TYPES OF DISCIPLINARY OFFENSES

OFFENSE	DISCIPLINARY ACTION
<p><u>Assault:</u></p> <p><u>Simple Assault:</u></p> <ol style="list-style-type: none"> 1. Attempts to cause or intentionally, knowingly, or recklessly causes bodily injury to another. 2. Negligently causes bodily injury to another with a deadly weapon. 3. Attempts by physical menace to put another in fear of imminent serious bodily injury. <p><u>Aggravated Assault:</u></p> <ol style="list-style-type: none"> 1. Attempts to cause serious bodily injury to another or causes such injury intentionally, knowingly, or recklessly under circumstances manifesting extreme indifference to the value of human life. 2. Attempts to cause or intentionally, knowingly, or recklessly causes serious bodily injury to any of the officers, agents, and /or employees of the district. 3. Attempts to cause or intentionally or knowingly causes bodily injury to any of the officers, agents, and/or employees of the district in the performance of duty. 4. Attempts to cause or intentionally or knowingly causes bodily injury to another with a deadly weapon 5. Attempts to cause or intentionally or knowingly causes bodily injury to a teaching staff member, school board member or other employee, including a student employee, of any elementary or secondary publicly-funded educational institution, any elementary or secondary private school licensed by the Department of Education or any elementary or secondary parochial school while acting in the scope of his or her employment or because of his or her employment relationship to the school. 6. Attempts by physical menace to put any of the officers, agents, and/or employees of the district in the performance of duty, in fear of imminent serious bodily injury 7. Uses tear or noxious gas or uses an electric or electronic incapacitation device against any student or employee of the district. 8. Attempts to cause or intentionally, knowingly or recklessly 	<p>Level 3: Exclusion 3.2: 1-10 days OSS 3.3: Expulsion Police Intervention</p> <p>* Restorative Practices implemented when appropriate.</p> <p>Level 3: Exclusion 3.2: 1-10 Days OSS 3.3: Expulsion Police Intervention Court Referral</p> <p>* Restorative Practices implemented when appropriate.</p>

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<p>causes bodily injury to a child less than six years of age, by a person 18 years of age or older.</p> <p>9. Attempts to cause or intentionally, knowingly or recklessly causes serious bodily injury to a child less than 13 years of age, by a person 18 years of age or older.</p> <p>Threatening or Intimidating a School Official or a Student: To unlawfully place another person in fear of bodily harm through threats or intimidation (physical, verbal, written, or electronic (e.g., internet)) without displaying a weapon or subjecting the person to actual physical attack; stalking (i.e., secretly or stealthily pursuing another, spying on or watching another person, with or without the intent to harm, frighten, or coerce) should be included.</p>	<p>Level 2: Detention Level 3: Exclusion Level 4: 1-10 days OSS 3.4: Expulsion Police Intervention</p> <p>* Restorative Practices implemented when appropriate.</p>
<p>Attendance: Unexcused absences or tardiness to school may subject a student to discipline.</p> <p>Attendance Offenses:</p> <ol style="list-style-type: none"> 1. Upon 3 unlawful/unexcused absences, a written notification to parents 2. Upon 6 unlawful/unexcused absences, a 2nd notification will be sent and a School Attendance Improvement Plan (SAIP) meeting will be required 3. If after 4 weeks of SAIP implementation, attendance has not improved, a referral to Chester County’s truancy prevention program, or other community-based provider will be made. The district can also issue a citation from the Home and School Officer, which can result in monetary fines. 4. Students are allowed up to 10 excused absences per year, after which, documentation from a professional of the healing arts will be required for each subsequent absence. Notes for absences are to be submitted within 3 days of the absence date(s). <p>If a parent, guardian or other person having control of a student shows that they took every reasonable step to assure attendance for a student over 13 years of age, the student can be fined \$300, be adjudicated delinquent and/or lose driving privileges for 90 days to 6 months. If they show that they took every reasonable step to assure attendance for a student under 13 years of age,</p>	<p>3 unlawful absences: notification to parents 6 unlawful absences: SAIP meeting</p> <p>Without improvement:</p> <ul style="list-style-type: none"> • referral to truancy prevention program • citation <p>Court referral</p> <ul style="list-style-type: none"> • Student fine • Loss of driving privileges • Adjudication

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<p>the student can be referred to delinquency proceedings.</p> <p><u>Cutting Class or Detention:</u> 1st Time: 1 detention</p> <p>2nd Time: 2 detentions, loss of parking privilege (High School students only)</p> <p>3rd Time: 3 days of ISS, loss of parking privilege for remainder of school year (High School students only) and conference with student, parent/guardian and the building Principal.</p> <p>4th Time: 5 days ISS Additional infractions may result in a board disciplinary hearing.</p> <p><u>Late to Class (per semester): Secondary Students</u> 1-3 lates: Warning/recorded on student's record</p> <p>4-6 lates: 1 detention</p> <p>7-9 lates: 2 detentions</p> <p>10-12 lates: 1 day ISS</p> <p>13-15 lates: 2 days ISS and parent meeting with principal</p> <p>16-20 lates: 1 day OSS, conference with student, parent/guardian</p>	<p>See to the left</p> <p>See to the left</p>
<p><u>Late to School (per semester):</u> 1-3 lates: Warning/recorded on student's record</p> <p>4-6 lates: 1 detention</p> <p>7-9 lates: 2 detentions, loss of parking privilege and parent meeting with Principal</p> <p>10-12 lates: 3 days ISS, loss of parking privilege for remainder of school year and conference with student, and parent/guardian</p> <p>13+ lates: Recommend Disciplinary Hearing</p>	<p>See to the left</p>

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<p><u>Leaving School Property Without Permission (Secondary):</u> 1st Time: 2 detentions 2nd Time: 3 detentions and loss of parking privileges 3rd Time: 3 days ISS, loss of parking privileges for remainder of school year and conference with student, parent/guardian and the building principal. 4th Time: 5 days ISS Additional infractions may result in a board disciplinary hearing.</p>	<p>See to the left</p>
<p><u>Bullying:</u> Bullying means an intentional electronic, written, verbal or physical act or series of acts directed at another student or students, which occur in a school setting that is severe, persistent or pervasive and has the effect of doing any of the following:</p> <ol style="list-style-type: none"> 1. Substantial interference with a student’s education 2. Creation of a threatening environment 3. Substantially disrupting the orderly operation of the school; 4. “school setting” shall mean in the school, on school grounds, in school vehicles, at a designated bus stop or at any activity sponsored, supervised, or sanctioned by the school. <p>Bullying, as defined in this policy, includes cyber bullying.</p>	<p>Level 1: Consequence Level 2: Detention Level 3: Exclusion</p> <p>* Restorative Practices implemented when appropriate.</p>
<p><u>Bus Violations:</u> Students who violate the BUS RULES AND REGULATIONS (DASD administrative guideline #6 for policy 810) may be subject to the following sanctions: parental notification, temporary or permanent removal of bus privileges and/or discipline.</p>	<p>Level 1: Consequence Level 2: Detention Level 3: Exclusion</p> <p>* Restorative Practices implemented when appropriate.</p>
<p><u>Commission of Crimes and Offenses of the Commonwealth:</u> Any student who participates in or who is involved in any act or offense which may result in criminal liability under any provision of the Pennsylvania Crimes Code is in violation of the Code of Student Conduct.</p>	<p>Level 3: Exclusion 3.2: 10 days OSS 3.3: Expulsion Police Intervention Court Referral</p>

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<p><u>Trespassing and Loitering:</u> Students are required to respect the property of homeowners adjacent to the school area. Any student who enters private property adjacent to the schools may be subject to prosecution for trespassing and subject to discipline. Students who loiter on school grounds or on public thoroughfares adjacent to the school area may be subject to prosecution for obstructing a public thoroughfare and subject to discipline.</p>	<p>Level 2: Detention Level 3: Exclusion 3.1: 1-10 days ISS 3.2: 1-10 days OSS 3.3: Expulsion Police Intervention Court Referral</p>
<p><u>Cutting Detention: (Secondary)</u> Failure to attend an assigned detention is considered cutting detention. 1st Time: Outstanding detention 2nd Time: Outstanding detention, 1 to 3 days ISS and parent meeting with Principal 3rd Time: Outstanding detention and conference with student, parent/guardian, and 5 days ISS 4th Time: Recommend Disciplinary hearing</p>	<p>See to the left.</p>
<p><u>Damage to or Inappropriate Use of District Technology and/or personal cell phones:</u> The use of technology is a privilege. Inappropriate use of technology or damage to technology equipment and materials will subject a student to discipline and/or the payment of restitution. Inappropriate use includes, but is not limited to:</p> <ul style="list-style-type: none"> • Using abusive language in one's work or messages • Accessing school or others' personal information without documented permission • Accessing and/or distributing threatening, illegal or obscene material • Accessing and claiming another's work or copyrighted material as one's own work <p>Use of personal cell phones by students during the school day is at the discretion of the classroom teacher and administration. Failure to comply with reasonable directives is a violation of Inappropriate Use of Personal Cell Phones.</p> <p>Recording anyone without their knowledge and permission is prohibited under DASD policy #237 and may also be punishable under federal and state law.</p>	<p>Level 1: Consequence Level 2: Detention Level 3: Exclusion 3.1: 1-10 days ISS 3.2: 1-10 days OSS 3.3: Expulsion Police Intervention Court Referral Payment of Restitution</p> <p>* Restorative Practices implemented when appropriate.</p>

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<p><u>Damage to Property:</u> Students are prohibited from damaging school property or another’s personal property. Students who willfully damage school property or personal property belonging to another shall be subject to discipline, payment of restitution, and/or prosecution under applicable law. Parents or guardians of students who willfully damage property will be held accountable for the student’s actions which could include, in addition to restitution, an additional cost for any reward money offered.</p>	<p>Level 1: Consequence Level 2: Detention Level 3: Exclusion 3.1: 1-10 days ISS 3.2: 1-10 days OSS 3.3: Expulsion Police Intervention Court Referral Payment of Restitution</p>
<p><u>Defiance of Authority/ Insubordination:</u> Students who defy and/or refuse to follow a reasonable directive of a teacher, administrator or school district employee acting within the scope of his/her/their authority is considered insubordinate and in defiance of authority.</p> <p>Failure to Comply with a Search</p>	<p>Level 2: Detention Level 3: Exclusion 3.1: 1-3 days ISS 3.2: 1-3 days OSS Police Intervention</p> <p>* Restorative Practices implemented when appropriate.</p> <p>Level 3: Exclusion 3.1: 4-10 days OSS</p>
<p><u>Drug and Alcohol Violations:</u> Any violation of DASD’s Drug Awareness Policy No. 227 is a violation of the Code of Conduct.</p> <ul style="list-style-type: none"> • Possession, Use, or Under the Influence of a Controlled Substance • Sale or distribution of a Controlled Substance • Sale, Possession, Use or Under the Influence Alcohol <p>Controlled substances shall include:</p> <ol style="list-style-type: none"> 1. Controlled substances prohibited by federal and state law 2. Look-alike drugs 3. Alcoholic beverages 4. Anabolic steroids 5. Drug paraphernalia 6. Any volatile solvents or inhalants, such as but not limited to glue and aerosol products 7. Substances that when ingested cause a physiological effect that is similar to the effect of a controlled substance as defined by state or federal law, such as but not limited to herbal incense or 	<p>Level 3: Exclusion 3.1: 5-10 days ISS 3.2: 5-10 days OSS 3.3: Expulsion Police Intervention Court Referral</p> <p>Student Assistance Program (SAP) Referral</p> <p>Drug and Alcohol Assessment</p> <p>* Restorative Practices implemented when appropriate.</p>

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<p>other products containing synthetic cannabinoids</p> <p>8. Prescription or nonprescription (over-the-counter) medications, except those for which permission for use in school has been granted pursuant to Board policy</p> <p>Under the influence shall include any consumption or ingestion of controlled substances by a student.</p> <p>Look-alike drug shall include any pill, capsule, tablet, powder, plant matter or other item or substance that is designed or intended to resemble a controlled substance prohibited by this policy, or is used in a manner likely to induce others to believe the material is a controlled substance.</p>	
<p><u>Nuisance Items:</u></p> <p>Students are prohibited from bringing nuisance items such as remote controls, laser pointers, skate boards, roller blades, water guns etc. Such items may be confiscated until retrieved by a parent or by the student at the end of the school year. If an item is confiscated more than once, it may be kept for a period of up to 90 days.</p>	<p>Level 1: Consequence</p> <ul style="list-style-type: none"> • Loss of privileges • Confiscation <p>Level 2: Detention</p> <p>Level 3: Exclusion</p> <p>3.1: 1-10 days ISS</p> <p>3.2: 1-10 days OSS</p> <p>3.4: Expulsion</p> <p>Police Intervention</p>
<p><u>Endangering the Health, Safety or Welfare of Others:</u></p> <p>Students are prohibited from endangering the health, safety or welfare of others. Students are a danger to the health, safety or welfare of the school community when they commit certain actions, including, but not limited to, the following:</p> <ul style="list-style-type: none"> • Negligently or recklessly causing bodily injury to another with a deadly weapon; • Attempting by physical menace to put another in fear of imminent serious bodily injury; • Possessing a weapon (as defined herein); or • Knowingly causing a false alarm of fire or other emergency to be initiated. <p>Any objects, weapons or equipment that, in the judgment of administrators, may endanger the health, safety or welfare of any member of the school community may be confiscated.</p>	<p>Level 3: Exclusion</p> <p>3.1: 1-10 days ISS</p> <p>3.2: 1-10 days OSS</p> <p>3.3: Expulsion</p> <p>Police Intervention</p> <p>Court Referral</p> <p>* Restorative Practices implemented when appropriate.</p>

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<p><u>Fighting:</u> A student confrontation with another student in which the altercation is mutual, requiring physical restraint or resulting in injury or property damage.</p> <p>If the incident does not rise to that level, the incident should be classified as minor disruptive behavior or a minor altercation.</p> <p>Mutual participation in a fight involving physical violence, where there is no one main offender and no major injury. This does not include verbal confrontations, tussles, or other minor confrontations. Law enforcement officers may refer to this offense as simple assault. Administrators need to consider age and developmentally appropriate behavior before using this category.</p>	<p>Level 3: Exclusion 3.2: 1-10 days OSS 3.3: Expulsion Police Intervention Court Referral</p> <p>* Restorative Practices implemented when appropriate.</p>
<p><u>Minor Altercation:</u> An incident which involves a single offender who commits a minor violent act against another individual and the other individual does not respond, and the incident does not elevate to a more severe type of incident such as a fight or assault.</p>	<p>Level 1: Consequence Level 2: Detention Level 3: Exclusion</p> <p>* Restorative Practices implemented when appropriate.</p>
<p><u>Forgery or Intentional Misrepresentation:</u> Students are prohibited from engaging in forgery or making intentional misrepresentations. Forgery includes, but is not limited to, imitating the signature or verbal permission of any school staff member, parent, guardian, sibling, adult or peer to falsify records, excuses, passes, schedules or examinations, regardless of whether they are paper-based or technology-based.</p>	<p>Level 3: Exclusion 3.1: 1-10 days ISS 3.2: 1-10 OSS 3.3: Expulsion Police Intervention Court Referral</p> <p>* Restorative Practices implemented when appropriate.</p>

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<p><u>Hazing:</u> All forms of hazing of students are prohibited. Each student is responsible for respecting the rights of their fellow students and to ensure a school atmosphere free from all forms of hazing (Board Policy #247).</p>	<p>Level 1: Consequence Level 2: Detention Level 3: Exclusion</p> <p>* Restorative Practices implemented when appropriate.</p>
<p><u>Inappropriate Behavior or Language:</u> Students are expected to make responsible choices in their use of language and in their choice of behavior through the school day, on school-provided transportation and during after-school activities. Any student who interferes with the orderly operation of the classroom or school violates this Code of Student Conduct. Inappropriate behavior can include cheating.</p> <p>Students are prohibited from using profane language or making obscene gestures to anyone in or about the school.</p>	<p>Level 1: Consequence Level 2: Detention Level 3: Exclusion 3.1: 1-10 days ISS 3.2: 1-10 days OSS Court Referral</p> <p>* Restorative Practices implemented when appropriate.</p>
<p><u>Inappropriate Dress or Grooming:</u> The District has the authority to impose limitations on students' dress in school. The District will not interfere with the right of students and their parents/guardians to make decisions regarding their appearance, except when their choices disrupt the educational program of the schools or constitute a health or safety hazard.</p> <p>Students may be required to wear certain types of clothing while participating in physical education classes, technical education, extracurricular activities, or other situations where special attire may be required to ensure the health or safety of the student.</p> <p>Teachers and/or administrators, in their discretion, may also impose special dress codes appropriate for the occasion for field trips, field days, dances or similar events.</p>	<p>Level 1: Consequence Level 2: Detention</p>
<p><u>Racial and/or Ethnic Intimidation:</u> A person commits the offense of ethnic intimidation if, with malicious intention towards the actual or perceived race, color, religion, national origin, ancestry, mental or physical disability, sexual orientation, gender or gender identity of another individual or group of individuals with respect to such individual or his or her property or with respect to one or more members of</p>	<p>Level 1: Consequence Level 2: Detention Level 3: Exclusion 3.1: 1-10 days ISS 3.2: 1-10 days OSS</p> <p>* Restorative</p>

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<p>such group or to their property.</p> <p>"Malicious Intention" – Means the intention to commit any act, the commission of which is a necessary element of any offense motivated by hatred toward the race, color, religion or national origin of another individual or group of individuals.</p>	<p>Practices implemented when appropriate.</p>
<p><u>Nondiscrimination in School and Classroom Practices:</u> Students are prohibited from engaging in harassment as defined by School Board Policy NO. 103 Nondiscrimination in School and Classroom Practices. The District prohibits Discrimination, Harassment, Retaliation, Sexual Conduct and Improper Conduct in its program and activities in accordance with Applicable Law. A violation of this policy and/or retaliation will result in disciplinary action.</p>	<p>Level 1: Consequence Level 2: Detention Level 3: Exclusion</p> <p>* Restorative Practices implemented when appropriate.</p>
<p><u>Operation of Motor Vehicles:</u> Any student who violates the USE OF MOTOR VEHICLES POLICY (Board Policy #223) of DASD, who disregards the parking regulations of DASD or on DASD property, or who unsafely operates a motor vehicle, bicycle, motorcycle or mini-bike on school grounds is subject to disciplinary action. Parking tickets issued by DASD must be paid within 2 weeks (14 calendar days) of the date of issuance. Tickets that are not paid or resolved within this time period will be forwarded to the District Justice as a Pennsylvania Vehicle Code citation and collected by the appropriate courts.</p>	<p>Level 1: Consequence</p> <ul style="list-style-type: none"> • Fine: \$25.00 • Towing of Vehicle • Loss of Driving/Parking Privilege <p>Level 2: Detention Level 3: Exclusion Police Intervention</p>
<p><u>Plagiarism:</u> Students are prohibited from plagiarizing. Plagiarism is intentionally copying or imitating the language, ideas, thoughts, or work of another individual and presenting them as one's own original work.</p>	<p>Level 1: Consequence Level 2: Detention Level 3: Exclusion</p> <p>3.1: 1-10 days ISS 3.2: 1-10 days OSS</p> <p>*Restorative Practices implemented when appropriate.</p>
<p><u>Sexual Misconduct:</u> Students are prohibited from engaging in any sexual conduct, including, but not limited to, indecent contact and/or sexual intercourse as defined by Section 3101 of the Pennsylvania Crimes Code, on school property or at school-sponsored activities. <u>Criminal Sexual Misconduct</u> Students are in violation of criminal misconduct, including, but</p>	<p>Level 3: Exclusion</p> <p>3.1: 1-10 days ISS 3.2: 1-10 days OSS 3.3: Expulsion Police Intervention Court Referral</p>

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<p>not limited to:</p> <ul style="list-style-type: none"> • Open lewdness • Indecent exposure • Obscene and other sexual materials and performances • Sexual assault 	<p>* Restorative Practices implemented when appropriate.</p>
<p><u>Terroristic Threats/Acts:</u></p> <p>A person commits the crime of terroristic threats if the person communicates, either directly or indirectly, a threat to:</p> <ol style="list-style-type: none"> 1. commit any crime of violence with intent to terrorize another; 2. cause evacuation of a building, place of assembly or facility of public transportation; or 3. otherwise cause serious public inconvenience, or cause terror or serious public inconvenience with reckless disregard of the risk of causing such terror or inconvenience. 	<p>Level 3: Exclusion 3.2: 1-10 days OSS 3.3: Expulsion Police Intervention Court Referral</p> <p>* Restorative Practices implemented when appropriate.</p>
<p><u>Theft:</u></p> <p>Any student involved in theft of personal property while on school property or theft of DASD property will be discipline and may be referred to local law enforcement authorities. Restitution will be required.</p> <p>Theft shall be defined as unlawfully taking, or exercising unlawful control over, another’s personal or school district property.</p>	<p>Level 1: Consequence Level 2: Detention Level 3: Exclusion 3.1: 1-10 days ISS 3.2: 1-10 days OSS 3.3: Expulsion Police Intervention Court Referral</p>
<p><u>Tobacco Use:</u></p> <p>The district prohibits possession, use or sale of tobacco, nicotine and nicotine delivery products by students at any time in a school building and on any property, buses, vans and vehicles that are owned, leased or controlled by the school district.</p> <p>The district also prohibits possession, use or sale of tobacco, nicotine and nicotine delivery products by students at school-sponsored activities that are held off school property.</p> <p>All staff members, parents and other visitors are expected to adhere to this policy.</p> <p>The district may report incidents of possession, use or sale of tobacco and vaping products, including Juuls or other e-cigarettes, by students on school property, at any school-sponsored activity or on a conveyance providing transportation to</p>	<p>1st Offense: 5 days ISS & Fine 2nd Offense: 10 days ISS & Fine Persistent Offenses: 5-10 days OSS & Fine Court Referral</p>

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<p>or from a school or school-sponsored activity to the school resource officer or to the local police department that has jurisdiction over the school's property, in accordance with state law and regulations.</p>	
<p>Weapons: The district prohibits students from possessing and bringing weapons and replicas of weapons into any school district buildings, onto school property, to any school-sponsored activity, and onto any public vehicle providing transportation to school or a school-sponsored activity or while the student is coming to or from school.</p> <p>The term weapon shall include but not be limited to any knife, cutting instrument, cutting tool, nunchaku, firearm, shotgun, rifle, replica of a weapon, and any other tool, instrument or implement capable of inflicting serious bodily injury. Weapon includes, by way of example and not limitation, pocketknives of all sizes and designs, box cutters, Swiss army knives, nail cutters and work tools that could constitute a weapon. A student is in possession of a weapon when the weapon is found on the person of the student, in the student's locker, desk, backpack, or in the student's vehicle, and the weapon is under the student's control while the student is on school property, on property being used by the school, at any school function or activity, at any school-sponsored activity held away from the school, on any conveyance providing transportation to a school or school-sponsored activity, or while the student is on his/her/their way to or from school.</p>	<p>Level 3: Exclusion 3.3: Expulsion Police Intervention Court Referral</p>

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