

STUDENT CODE OF CONDUCT

THE PURPOSE OF THE STUDENT CODE OF CONDUCT

Education in this community represents a significant commitment of financial and human resources. The benefits a student derives from this investment depend very much on the student's attitude toward learning and the student's adhering to high standards of behavior.

The Student Code of Conduct that follows is the District's specific response to requirements of Chapter 37 of the Texas Education Code. The law requires the District to define misconduct that may—or must—result in a range of specific disciplinary consequences. This Student Code of Conduct is an outgrowth of collaboration among District and campus staff, parents, and other community members. This Code, adopted by the Board of Trustees, provides information and direction to students and parents regarding standards of behavior as well as consequences of misconduct.

INDEX

This code is organized into the following sections:

1. Standards for Student Conductpages 2–4
2. General Misconduct Violationspages 5–7
3. Removal from the Regular Educational Setting:
 - a. Suspension and/or Placement in an Alternative Education Programpages 8–13
 - b. Expulsionpages 14–17

The **Glossary** at the back of the Student Code of Conduct provides easy access to definitions of legal terms.

In case of conflict between the Student Code of Conduct and the student handbook, the Student Code of Conduct will prevail. The Student Code of Conduct is adopted by the District's Board of Trustees and has the force of policy.

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

STANDARDS FOR STUDENT CONDUCT

Behaviors	Consequences
<p>Each student is expected to:</p> <ul style="list-style-type: none"> • Demonstrate courtesy even when others do not. • Behave in a responsible manner, always exercising self-discipline. • Attend all classes, regularly and on time. • Prepare for each class; take appropriate materials and assignments to class. • Meet District and campus standards of grooming and dress. • Obey all campus and classroom rules. • Respect the rights and privileges of other students and of teachers and other District staff. • Respect the property of others, including District property and facilities. • Cooperate with and assist the school staff in maintaining safety, order, and discipline. • Avoid violations of the Student Code of Conduct. 	<p>A student whose behavior shows disrespect for others, including interference with learning and a safe environment, will be subject to disciplinary action.</p> <p>School rules and the authority of the District to administer discipline apply whenever the interest of the District is involved, on or off school grounds, in conjunction with or independent of classes and school-sponsored activities.</p> <p>The District has disciplinary authority over a student:</p> <ol style="list-style-type: none"> 1. During the regular school day and while the student is going to and from school on District transportation; 2. During lunch periods in which a student is allowed to leave campus; 3. Within 300 feet of school property; 4. While the student is in attendance at any school-related activity, regardless of time or location; 5. For any school-related misconduct, regardless of time or location; 6. When retaliation against a school employee or volunteer occurs or is threatened, regardless of time or location; 7. When the student commits a felony, as provided by Texas Education Code 37.006; and 8. When criminal mischief is committed on or off school property or at a school-related event. <p>The District has the right to search a vehicle driven to school by a student and parked on school property whenever there is reasonable cause to believe it contains articles or materials prohibited by the District.</p> <p>The District has the right to search a student's locker whenever there is reasonable cause to believe that it contains articles or materials prohibited by the District.</p> <p>A school administrator will report crimes as required by law. A school administrator who suspects that a crime has been committed on campus will call local law enforcement.</p> <p>The District has the right to revoke the transfer of a transfer student for violating the District's Student Code of Conduct.</p>

Behaviors	Consequences
<p>The District may impose campus or classroom rules in addition to those found in the Student Code of Conduct. These rules may be posted in classrooms or given to the student and may or may not constitute violations of the Student Code of Conduct.</p>	<p>In general, discipline will be designed to correct misconduct and to encourage all students to adhere to their responsibilities as citizens of the school community. Disciplinary action will draw on the professional judgment of teachers and administrators and on a range of discipline management techniques. Disciplinary action will be correlated to the seriousness of the offense, the student's age and grade level, the frequency of misbehavior, the student's attitude, the effect of the misconduct on the school environment, and statutory requirements. Because of these factors, discipline for a particular offense (unless otherwise specified by law) may bring into consideration varying techniques and responses.</p> <p>For rule violations that are not also violations of the Student Code of Conduct, the teacher is not required to make a Student Code of Conduct violation report, and the principal is not required to notify parents.</p> <p>The following discipline management techniques may be used—alone or in combination—for misbehavior violating the Student Code of Conduct or campus or classroom rules:</p> <ul style="list-style-type: none"> • Oral correction. • Cooling-off time or "time-out." • Seating changes within the classroom. • Counseling by teachers, counselors, or administrative personnel. • Parent-teacher conferences. • Temporary confiscation of items that disrupt the educational process. • Grade reductions as permitted by policy. • Rewards or demerits. • Behavioral contracts. • Detention. • Sending the student to the office or other assigned area, or to in-school suspension. • Out-of-school suspension. • Placement in a disciplinary Alternative Education Program.

Behaviors	Consequences
	<ul style="list-style-type: none"> • Assignment of school duties such as scrubbing desks or picking up litter. • Withdrawal of privileges, such as participation in extracurricular activities and eligibility for seeking and holding honorary offices, and/or membership in school-sponsored clubs or organizations. • Techniques or penalties identified in individual student organizations' extracurricular standards of behavior. • Withdrawal or restriction of bus privileges. • School-assessed and school-administered probation. • Corporal punishment. • Referral to outside agency and/or legal authority for criminal prosecution in addition to disciplinary measures imposed by the District. • Other strategies and consequences as specified by the Student Code of Conduct. <p>Parental questions or complaints regarding disciplinary measures should be addressed to the teacher or campus administration, as appropriate and in accordance with policy FNG(LOCAL). A copy of this policy may be obtained from the principal's office or the central administration office. Consequences will not be deferred pending the outcome of a grievance.</p>

GENERAL MISCONDUCT VIOLATIONS

Behaviors	Consequences
<p>The following behaviors are prohibited at all school and school-related activities:</p> <ul style="list-style-type: none"> • • Cheating or copying the work of another. • Throwing objects that can cause bodily injury or property damage. • Failing to comply with directives given by school personnel. • Leaving school grounds or school-sponsored events without permission. • Disobeying rules for conduct on school buses. • Directing profanity, vulgar language, or obscene gestures toward other students or District employees. • Fighting or scuffling. • Hazing. • Stealing from students, staff, or the school. • Damaging or vandalizing property owned by others. • Defacing or damaging school property—including textbooks, lockers, furniture, and other equipment—with graffiti or by other means. • Possessing fireworks of any kind, smoke or stink bombs, or any other pyrotechnic device. • Discharging a fire extinguisher. • Possessing razors, box cutters, chains, or any other object used in a way that threatens or inflicts bodily injury to another person. • Possessing or selling "look-alike" weapons. • Possessing air guns or BB guns. • Possessing ammunition. • Possessing mace or pepper spray. • Possessing or using articles not generally considered to be weapons, including school supplies, when the principal or designee determines that a danger exists. 	<p>General misconduct identified in the list of prohibited behaviors will result in application of one or more discipline management techniques consistent with law and the Student Code of Conduct. State law requires that the violation be reported to the principal or other appropriate administrator, who will send notification to the parent or guardian within 24 hours of receiving the report.</p> <p>The discipline of students with disabilities is subject to applicable state and federal law in addition to the Student Code of Conduct. To the extent any conflict exists, state and/or federal law will prevail.</p> <p>DISCRETIONARY REMOVAL</p> <p>General misconduct violations will not necessarily result in the formal removal of the student from class or another placement but may result in a routine referral, formal removal, or the use of one or more discipline management techniques.</p> <p>FORMAL REMOVAL</p> <p>Formal removal initiated by a teacher will occur if:</p> <ol style="list-style-type: none"> 1. The student's behavior has been documented by the teacher as repeatedly interfering with the teacher's ability to teach his or her class; or 2. The behavior is so unruly, disruptive, or abusive that the teacher cannot teach and the students in the classroom cannot learn. <p>Any removal of a student by a teacher for behavior described in the column at left requires that the teacher report the offense to the principal or appropriate administrator. The principal or appropriate administrator will then send a copy of the report to the student's parent or guardian within 24 hours of receiving the teacher's report.</p> <p>A teacher or administrator <u>must</u> remove a student from class if the student engages in behavior for which the Education Code requires the student to be placed in a disciplinary Alternative Education Program and/or suspended.</p> <p>A teacher or administrator <u>may</u> remove a student from class for a behavior for which the District has determined a student may be placed in a disciplinary Alternative Education Program and/or suspended.</p>

Behaviors	Consequences
<ul style="list-style-type: none"> • Gambling. • Making false accusations or hoaxes regarding school safety. • Committing extortion, coercion, or blackmail (obtaining money or another object of value from an unwilling person). • Forcing an individual to act through the use of force or threat of force. • Committing or assisting in a robbery or theft that does not constitute a felony according to the Texas Penal Code. (Felony robbery or theft offenses are addressed later in the Student Code of Conduct.) • Bullying including intimidation by name-calling, using ethnic or racial slurs, or derogatory statements that could disrupt the school program or incite violence. • Engaging in threatening behavior toward another student or District employee on or off school property. • Engaging in harassment motivated by race, color, religion, national origin, disability, or age and directed toward another student or District employee. • Engaging in any misbehavior that gives school officials reasonable cause to believe that such conduct will substantially disrupt the school program or incite violence. • Engaging in inappropriate verbal, physical, or sexual contact directed toward another student or District employee. • Engaging in conduct that constitutes sexual harassment or sexual abuse whether the conduct is by word, gesture, or any other sexual conduct, including requests for sexual favors directed toward another student or District employee. • Inappropriate or indecent exposure of a student's private body parts. • Possessing or using matches or a lighter. • Possessing, smoking, or using tobacco products. • Possessing or selling look-alike drugs or items attempted to be passed off as drugs and contraband. • Possessing or selling seeds or pieces of marijuana in less than a 	<p>Within three school days of receiving a Student Code of Conduct violation report, the principal will schedule a conference with the student's parent, the student, and the teacher in the case of a teacher removal.</p> <p>At the conference, the principal or appropriate administrator will inform the student of the misconduct for which he or she is charged and give the student an opportunity to give his or her version of the incident. The principal or appropriate administrator will notify the student of the consequences of the Student Code of Conduct violation.</p> <p>When a student is removed from the regular classroom by a teacher and a conference is pending, the principal may place a student in:</p> <ul style="list-style-type: none"> • Out-of-school suspension. • In-school suspension. • Another appropriate classroom. • A disciplinary Alternative Education Program. <p>When a student has been formally removed from class by a teacher, the principal may not return the student to the teacher's class without the teacher's consent, unless the placement review committee determines that the teacher's class is the best or only alternative available.</p>

Behaviors	Consequences
<p>usable amount.</p> <ul style="list-style-type: none"> • Possessing, using, giving, or selling paraphernalia related to any prohibited substance. • Abusing the student's own prescription drug, giving a prescription drug to another student, or being under the influence of another person's prescription drug on school property or at a school-related event. • Violating the District's policy on taking prescription drugs and over-the-counter drugs at school. • Possessing a paging device or cellular telephone. • Possessing or using a laser pointer for other than an approved use. • Violating computer use policies, rules, or agreements signed by the student, and/or agreements signed by the student's parent or guardian. • Using the Internet to threaten students, employees, or cause disruption to the educational program. • Sending or posting messages that are abusive, obscene, sexually oriented, threatening, harassing, damaging to another's reputation, or illegal. • Engaging in verbal or written exchanges that threaten the safety of another student, a school employee, or school property. • Possessing published or electronic material that is designed to promote or encourage illegal behavior or could threaten school safety, using e-mail or Web sites at school to encourage illegal behavior, or threatening school safety. • Possessing material that is pornographic. • Violating dress and grooming standards as communicated in the student handbook. • Violating extracurricular standards of behavior. • Repeatedly violating other communicated campus or classroom standards of behavior. 	

Behaviors	Consequences
<p>school property but not at a school-sponsored or school-related event, that injures a person in a way listed as a Title 5 offense in the Texas Penal Code, and that results in one of the following:</p> <ol style="list-style-type: none"> 1. The student receives deferred prosecution. 2. A court or jury finds that the student has engaged in delinquent conduct. 3. The Superintendent or designee determines there is reasonable belief that the student has engaged in the conduct. (See glossary) <p>In accordance with state law, a student may be suspended pending a conference and may be placed in a disciplinary Alternative Education Program for one of the following offenses:</p> <ul style="list-style-type: none"> • Engaging in conduct punishable as a felony, other than those listed as offenses involving injury to a person in Title 5 of the Texas Penal Code, that occurs off school property and not at a school-sponsored or school-related event, and for which the Superintendent or designee has reasonable belief that the student's presence in the regular classroom threatens the safety of other students or teachers or will hinder the education of 	<ul style="list-style-type: none"> • Another appropriate classroom • In-school suspension • A disciplinary Alternative Education Program <p>At the conference, the principal or appropriate administrator will inform the student, orally or in writing, of the allegations against him or her, and give the student an opportunity to give his or her version of the incident. The principal or appropriate administrator will inform the student of the consequences of the misbehavior and the student's length of placement in the disciplinary Alternative Education Program.</p> <p>Not later than the second business day after the conference, the Board's designee will deliver to the juvenile court a copy of the order placing a student in a disciplinary Alternative Education Program and information required by Section 52.04 of the Family Code.</p> <p>Parental questions or complaints regarding disciplinary measures should be addressed to the teacher or campus administration, as appropriate and in accordance with policy FNG(LOCAL). A copy of this policy may be obtained from the principal's office or the central administration office. Consequences will not be deferred pending the outcome of an appeal.</p> <p>State law prohibits students placed in a disciplinary Alternative Education Program for mandatory removal reasons from attending or participating in school-sponsored or school-related extracurricular or noncurricular activities during the period of placement, including seeking or holding honorary positions and/or membership in school-sponsored clubs and organizations.</p> <p style="text-align: center;">and</p>

Behaviors	Consequences
<p>students.</p> <ul style="list-style-type: none"> • Involvement in gang activity, including participating as a member or pledge, or soliciting another person to become a pledge or member of a gang. • Involvement in a public school fraternity, sorority, or secret society, including participating as a member or pledge, or soliciting another person to become a pledge or member of a public school fraternity, sorority, or secret society. • Criminal mischief not punishable as a felony. <p>The District has determined that the following behaviors may result in a student's placement in a disciplinary Alternative Education Program:</p> <ul style="list-style-type: none"> • Fighting. • Hazing. • Stealing from students, staff, or the school. • Defacing or damaging school property including textbooks, lockers, furniture, and other equipment. • Possessing razors, box cutters, chains, or any other object used in a way that threatens or inflicts bodily injury to another person. • Possessing or selling "look-alike" weapons. • Possessing air guns or BB guns. • Possessing ammunition. • Engaging in inappropriate verbal, physical, or sexual contact directed toward another student or District employee. • Engaging in conduct that constitutes sexual harassment or sexual abuse whether the conduct is by word, gesture, or any other sexual conduct, including requests for sexual favors directed toward another student or District employee. • Inappropriate or indecent exposure of a student's private body 	<p>The District does not permit a student who is placed in a disciplinary Alternative Education Program for any reason determined by the District to participate in any school-sponsored or school-related extracurricular and noncurricular activity, including seeking or holding honorary positions and/or membership in school-sponsored clubs and organizations.</p> <p>A student placed in a disciplinary Alternative Education Program will be provided a review of his or her placement, including academic status, by the principal at intervals not to exceed 120 days. In the case of a high school student, the student's progress toward graduation and the student's graduation plan will also be reviewed. At the review, the student or the student's parent or guardian will be given the opportunity to present arguments for the student's return to the regular classroom or campus. The student may not be returned to the classroom of a teacher who removed the student without that teacher's consent.</p> <p>For placement in a disciplinary Alternative Education Program to extend beyond the end of the school year, the superintendent must determine that:</p> <ol style="list-style-type: none"> 1. The student's presence in the regular classroom or campus presents a danger of physical harm to students or others; or 2. The student has engaged in serious or persistent misbehavior that violates the Student Code of Conduct. <p>Students who commit offenses that require placement in a disciplinary Alternative Education Program at the end of one school year may be required to continue that placement at the start of the next school year to complete the assigned term of placement.</p> <p>When a student violates the District's Student Code of Conduct in a way that requires the student be placed in the disciplinary Alternative Education Program and the student withdraws from the District before starting or completing the disciplinary Alternative Education Program placement and returns during the school year, that student may be placed in the disciplinary Alternative Education Program to complete the assigned term of placement.</p> <p>The District will decide on a case-by-case basis the placement of a student who is assigned to a disciplinary Alternative Education Program in another district and who enrolls in the District. The District may place the student in the District's disciplinary Alternative</p>

Behaviors	Consequences
<p>parts.</p> <ul style="list-style-type: none"> • Possessing, smoking, or using tobacco products. • Possessing or selling look-alike drugs or items attempted to be passed off as drugs and contraband. • Possessing or selling seeds or pieces of marijuana in less than a usable amount. • Possessing, using, giving, or selling paraphernalia related to any prohibited substance. • Possessing or using a laser pointer for other than an approved use. • Sending or posting messages that are abusive, obscene, sexually oriented, threatening, harassing, damaging to another's reputation, or illegal. • Engaging in verbal or written exchanges that threaten the safety of another student, a school employee, or school property, using e-mail or Web sites at school to encourage illegal behavior, or threatening school safety. • Possessing published or electronic material that is designed to promote or encourage illegal behavior or could threaten school safety. • Repeatedly violating other communicated campus or classroom standards of behavior. 	<p>Education Program or a regular classroom setting.</p> <p>For seniors who are eligible to graduate and are assigned to a disciplinary Alternative Education Program at the time of graduation, the last day of placement in the program will be the last instructional day and the student <i>will</i> be allowed to participate in the graduation ceremony and related graduation activities.</p> <p>The juvenile court will notify the District, if:</p> <ol style="list-style-type: none"> 1. Prosecution of the student's case was refused for lack of prosecutorial merit or insufficient evidence and no formal proceedings, deferred adjudication, or deferred prosecution will be initiated; or 2. The court or jury found the student not guilty, or made a finding that the child did not engage in delinquent conduct or conduct indicating a need for supervision and the case was dismissed with prejudice. <p>On receiving the notice from the juvenile court, the Superintendent or designee will review the student's placement in the disciplinary Alternative Education Program and will schedule a review of the student's placement with the student's parent or guardian not later than the third day after the Superintendent or designee receives notice from the juvenile court. The student may not be returned to the regular classroom pending the review.</p> <p>After reviewing the notice and receiving information from the student's parent or guardian, the Superintendent or designee may continue the student's placement in the disciplinary Alternative Education Program if there is reason to believe that the presence of the student in the regular classroom threatens the safety of other students or teachers. The student or the student's parent or guardian may appeal the Superintendent's decision to the Board. The student may not be returned to the regular classroom pending the appeal.</p> <p>This appeals process does not apply to placements resulting from offenses for which the state requires placement of the student in a disciplinary Alternative Education Program.</p> <p>The Board will, at the next scheduled meeting, review the notice from the juvenile court and receive information from the student, the student's parent or guardian, and the Superintendent or designee,</p>

Behaviors	Consequences
<p>In an emergency, the principal or the principal's designee <u>may</u> order the immediate placement of a student in a disciplinary Alternative Education Program when a student is so unruly, disruptive, or abusive that the student's presence seriously interferes with a teacher's ability to communicate effectively with the students in a class, with the ability of the student's classmates to learn, or with the operation of school or a school-sponsored activity.</p>	<p>and confirm or reverse the decision of the Superintendent or designee. The Board will make a record of the proceedings.</p> <p>If the Board confirms the decision of the Superintendent or designee, the Board will inform the student and the student's parent or guardian of the right to appeal to the Commissioner of Education. The student may not be returned to the regular classroom pending the appeal.</p> <p>When an emergency placement occurs, the student will be given a verbal notice of the reason for the action. Within a reasonable amount of time after the emergency placement, the student will be given the appropriate due process required for placement in a disciplinary Alternative Education Program. If emergency placement involves a student with disabilities who receives special education services, the term of the student's emergency removal is subject to the requirements of federal law.</p>

EXPULSION

Behaviors	Consequences
<p>A student must be expelled for any of the following offenses that occur on school property or while attending a school-sponsored or school-related activity on or off school property:</p> <ul style="list-style-type: none"> • Bringing to school a firearm, as defined by federal law. <p>“Firearm” under federal law includes:</p> <ol style="list-style-type: none"> 1. Any weapon (including a starter gun) that will, is designed to, or may readily be converted to expel a projectile by the action of an explosive. 2. The frame or receiver of any such weapon. 3. Any firearm muffler or firearm weapon. 4. Any destructive device, such as any explosive, incendiary or poison gas bomb, or grenade. • Using, exhibiting, or possessing the following, as defined by the Texas Penal Code: <ol style="list-style-type: none"> 1. A firearm (any device designed, made, or adapted to expel a projectile through a barrel by using the energy generated by an explosion or burning substance or any device readily convertible to that use). 2. An illegal knife, such as a knife with a blade over 5½ inches; hand instrument, designed to cut or stab another by being thrown; dagger, including but not limited to a dirk, stiletto, and poniard; bowie knife; sword; or spear. 3. A club such as an instrument specially designed, made, or adapted for the purpose of inflicting serious bodily injury or death by striking a person with the instrument, including a blackjack, nightstick, mace, and tomahawk. 4. A prohibited weapon, such as an explosive weapon; a machine gun; a short-barrel firearm; a firearm silencer; a switchblade knife; knuckles; armor-piercing ammunition; a chemical dispensing device; or a zip gun. (See glossary) • • 	<p>Students with disabilities are subject to applicable state and federal law in addition to the Student Code of Conduct. To the extent any conflict exists, state and/or federal law will prevail.</p> <p>When a student under the age of ten engages in behavior that is expellable behavior, the student will not be expelled, but will be placed in a disciplinary Alternative Education Program. Students under age six will not be removed from class or placed in a disciplinary Alternative Education Program.</p> <p>State and federal law require a student to be expelled from the regular classroom for a period of at least one calendar year for bringing a firearm, as defined by federal law, to school. However, the Superintendent or other appropriate administrator may modify the length of the expulsion on a case-by-case basis and/or the District may provide educational services to the expelled student in a disciplinary Alternative Education Program. The District must provide educational services in the disciplinary Alternative Education Program if the student is between six and ten years of age.</p> <p>If a student is believed to have committed an expellable offense, the principal or other appropriate administrator will schedule a hearing within a reasonable time with the student's parent or guardian, the student, and the teacher if appropriate. The student's parent or guardian will be invited in writing to attend the hearing.</p> <p>Until a hearing can be held, the principal may place the student in:</p> <ul style="list-style-type: none"> • Another appropriate classroom. • In-school suspension. • Out-of-school suspension. <p>A student facing expulsion will be given appropriate due process. The student is entitled to:</p> <ol style="list-style-type: none"> 1. Representation by the student's parent or guardian, or another adult who can provide guidance to the student and who is not an employee of the District. 2. An opportunity to testify and to present evidence and witnesses in the student's defense. 3. An opportunity to question the District's witnesses.

Behaviors	Consequences
<ul style="list-style-type: none"> • Behavior containing the elements of the following offenses under the Texas Penal Code: <ol style="list-style-type: none"> 1. Aggravated assault, sexual assault, or aggravated sexual assault. 2. Arson. (See Glossary) 3. Murder, capital murder, or criminal attempt to commit murder. 4. Indecency with a child. 5. Aggravated kidnapping. 6. Behavior punishable as a felony that involves the selling, giving, or delivering to another person, possessing, using, or being under the influence of marijuana, a controlled substance, a dangerous drug, or alcohol; or committing a serious act or offense while under the influence of alcohol. 7. Retaliation against a school employee combined with one of the above-listed offenses on or off school property or at a school-related activity. <p>A student may be expelled for engaging in conduct relating to a false alarm or report (including a bomb threat) or a terroristic threat involving a public school. (See glossary)</p> <p>A student may be expelled for committing any of the following offenses on school property or while attending a school-sponsored or school-related activity on or off school property.</p> <ul style="list-style-type: none"> • Selling, giving, or delivering to another person, or possessing, using, or being under the influence of any amount of marijuana, a controlled substance, or a dangerous drug. • Selling, giving, or delivering to another person, or possessing, using, or being under the influence of any amount of alcohol; or committing a serious act or offense while under the influence of alcohol, if the conduct is not punishable as a felony. • Engaging in conduct that contains the elements of an offense relating to abusable glue, aerosol paint, or volatile chemicals. 	<p>The Board delegates to the superintendent the authority to expel students.</p> <p style="text-align: center;">AND</p> <p>A student expelled by the Superintendent after the due process hearing may request that the Board review the expulsion decision. The student or parent/guardian may submit to the Superintendent a written request within seven days to place the matter on the agenda of the next regular Board meeting.</p> <p>The Board will review the record of the expulsion hearing in a closed meeting unless the parent/guardian requests in writing that the matter be held in an open meeting. The Board may also hear a statement from the student or parent/guardian and from the Board's designee.</p> <p>The Board will hear statements made by the parties at the review and will base its decision on evidence reflected in the record and any statements made by the parties at the review. The Board shall make and communicate its decision orally at the conclusion of the presentation. Consequences will not be deferred pending the outcome of the hearing.</p>

Behaviors	Consequences
<ul style="list-style-type: none"> • Engaging in criminal mischief, if punishable as a felony, whether committed on or off school property or at a school-related event. • Engaging in conduct that contains the elements of assault under Section 22.01(a)(1) against an employee or a volunteer on school property. • Engaging in conduct that contains the elements of assault and retaliation against a school employee or volunteer, regardless of where or when the conduct occurs. • Engaging in serious or persistent misbehavior that violates the District's Student Code of Conduct, while in a disciplinary Alternative Education Program. The District defines "persistent" as two or more violations of the Student Code of Conduct in general or repeated occurrences of the same violation. Serious offenses include, but are not limited to, the following: <ol style="list-style-type: none"> 1. Vandalism. 2. Robbery or theft. 3. Extortion, coercion, or blackmail. 4. Aggressive, disruptive action or group demonstration that substantially disrupts or materially interferes with school activities. 5. Hazing. 6. Insubordination. 7. Profanity, vulgar language, or obscene gestures directed toward teachers or other school employees. 8. Fighting, committing physical abuse, or threatening physical abuse. 9. Possession or distribution of pornographic materials. 10. Leaving school grounds without permission. 11. Sexual harassment of a student or District employee. 12. Possession of or conspiring to possess any explosive or 	<p>When a student has violated the District's Student Code of Conduct in a way that requires expulsion from the District and the student withdraws from the District before the expulsion hearing takes place, the District will conduct the hearing after sending written notice to the parent and student. If the student returns during that school year or the next school year, he or she will be expelled for the time specified in the expulsion order.</p> <p>Not later than the second business day after the hearing, the Board's designee will deliver to the juvenile court a copy of the order expelling the student and the information required by Section 52.04 of the Family Code.</p> <p>The duration of a student's expulsion will be determined by the superintendent on a case-by-case basis.</p> <p>Students who commit offenses that require expulsion at the end of one school year may be expelled into the next school year to complete the term of expulsion.</p> <p>Expelled students are prohibited from being on school grounds or attending school-sponsored or school-related activities during the period of expulsion.</p> <p>No District academic credit will be earned for work missed during the period of expulsion (unless the student is enrolled in a Juvenile Justice Alternative Education Program or other District-approved program).</p> <p>The District will not enroll any student expelled from another district during the period of the expulsion order.</p> <p>Students expelled from an Open-Enrollment Charter School for discretionary reasons will be placed directly in the District's disciplinary Alternative Education Program.</p> <p>When an emergency expulsion occurs, the student will be given oral notice of the reason for the action. Within a reasonable amount of time after the emergency expulsion, the student will be given the appropriate due process required for a student facing expulsion. If</p>

Behaviors	Consequences
<p>explosive device.</p> <p>13. Falsification of records, passes, or other school-related documents.</p> <p>14. Refusal to accept discipline management techniques assigned by the teacher or principal.</p> <p>In an emergency, the principal or the principal's designee <u>may</u> order the immediate expulsion of a student when people or property are in imminent danger of harm.</p>	<p>emergency expulsion involves a student with disabilities who receives special education services, the term of the student's emergency expulsion is subject to the requirements of federal law.</p>

GLOSSARY

Armor-piercing ammunition is handgun ammunition that is designed primarily for the purpose of penetrating metal or body armor and to be used primarily in pistols and revolvers.

Arson occurs when a person starts a fire, regardless of whether the fire continues after ignition, or causes an explosion with intent to destroy or damage:

1. Any vegetation, fence, or structure on open-space land; or
2. Any building, habitation, or vehicle:
 - a. Knowing that it is within the limits of an incorporated city or town;
 - b. Knowing that it is insured against damage or destruction;
 - c. Knowing that it is subject to a mortgage or other security interest;
 - d. Knowing that it is located on property belonging to another;
 - e. Knowing that it has located within it property belonging to another; or
 - f. When the person is reckless about whether the burning or explosion will endanger the life of some individual or the safety of the property of another.

Assault is defined by Texas Penal Code 22.01(a)(1). A person commits an assault if the person intentionally, knowingly, or recklessly causes bodily injury to another.

Chemical dispensing device is a device other than a small chemical dispenser sold commercially for personal protection, that is designed, made, or adapted for the purpose of causing an adverse psychological or physiological effect on a human being.

Club is an instrument specially designed, made, or adapted for the purpose of inflicting serious bodily injury or death by striking a person with the instrument, including a blackjack, mace, and tomahawk.

Deferred adjudication may be offered to a student who is 17 or older, as an alternative to seeking a conviction in court.

Deferred prosecution may be offered to a juvenile as an alternative to seeking a conviction in court for delinquent conduct or conduct indicating a need for supervision.

Delinquent conduct is conduct that violates either state or federal law and is punishable by imprisonment or confinement in jail. Delinquent conduct also includes conduct that violates certain juvenile court orders, including probation orders. However, delinquent conduct does not include violations of traffic laws.

Explosive weapon is any explosive or incendiary bomb, grenade, rocket, or mine that is designed, made, or adapted for the purpose of inflicting serious bodily injury, death, or substantial property damage, or for the principal purpose of causing such a loud report as to cause undue public alarm or terror, and includes a device designed, made, or adapted for delivery or shooting an explosive weapon.

False Alarm or Report occurs when a person knowingly initiates, communicates or circulates a report of a present, past, or future bombing, fire, offense, or other emergency that he or she knows is false or baseless and that would ordinarily:

1. Cause action by an official or volunteer agency organized to deal with emergencies;
2. Place a person in fear of imminent serious bodily injury; or
3. Prevent or interrupt the occupation of a building, room, or place of assembly.

Graffiti is making marks with aerosol paint or an indelible marker on tangible property of the owner without the effective consent of the owner. The markings may include inscriptions, slogans, drawings, or paintings.

Harassment means repeated unwelcome and offensive slurs, jokes, or other oral, written, graphic, or physical conduct related to an individual's race, color, religion, national origin, disability, or age that creates an intimidating, hostile, or offensive educational or work environment.

Hazing involves any knowing, intentional, or reckless act, occurring on or off the campus, by one person alone or acting with others, directed against a student, that endangers the mental or physical health or safety of a student for the purposes of pledging, initiation into, affiliation with, holding office in, or maintaining membership in an organization.

Knuckles is any instrument consisting of finger rings or guards made of a hard substance that is designed, made, or adapted for the purpose of inflicting serious bodily injury or death by striking a person with a fist enclosed in the knuckles.

Machine gun is any firearm that is capable of shooting more than two shots automatically, without manual reloading, by a single function of the trigger.

Paraphernalia is any device that can be used to inhale, ingest, inject, or otherwise introduce a controlled substance into a human body.

Possession means to have on a student's person or in the student's personal property, including but not limited to the student's clothing, purse, or backpack; in any private vehicle used by the student for transportation to or from school or school-related activities, including but not limited to an automobile, truck, motorcycle, or bicycle; or any other school property used by the student, including but not limited to a locker or desk.

Reasonable belief determination can be made by the Superintendent or designee using all available information, including the information furnished under Article 15.27 of the Code of Criminal Procedure. Administrators may place a student in a disciplinary Alternative Education Program if they have a reasonable belief that the student engaged in felony conduct under Title 5. Administrators also may place a student in a disciplinary Alternative Education Program if they have a reasonable belief that the student committed felony conduct that is not a Title 5 offense, and the Superintendent believes the student's continued presence in the regular classroom threatens the safety of other students or teachers, or will be detrimental to the educational process.

Short-barrel firearm is a rifle with a barrel length of less than 16 inches or a shotgun with a barrel length of less than 18 inches, or any weapon made from a rifle or shotgun that, as altered, has an overall length of less than 26 inches.

Switchblade is any knife with a blade that folds, closes, or retracts into the handle or sheath and that opens automatically by pressing a button or by the force of gravity or centrifugal force.

Terroristic threat occurs when a person threatens to commit any offense involving violence to any person or property with intent to:

1. Cause a reaction of any type to his or her threat by an official or volunteer agency organized to deal with emergencies;
2. Place any person in fear of imminent serious bodily injury;
3. Prevent or interrupt the occupation or use of a building; room, place of assembly, place to which the public has access; place of employment or occupation; aircraft, automobile, or other form of conveyance; or other public place; or
4. Cause impairment or interruption of public communications, public transportation, public water, gas, or power supply or other public service.

Title 5 offenses involve injury to a person and include murder; kidnapping; sexual assault; indecency with a child; injury to a child, an elderly person, or a disabled person; abandoning or endangering a child; deadly conduct; terroristic threat; aiding a person to commit suicide; and tampering with a consumer product.

Under the influence means not having the normal use of mental or physical faculties; however, the student need not be legally intoxicated. *Impairment of a person's physical and/or mental faculties may be evidenced by a pattern of abnormal or erratic behavior and/or the presence of physical symptoms of drug or alcohol use.*

Use means that a student has voluntarily introduced into his or her body by any means a prohibited substance recently enough that it is detectable by the student's physical appearance, actions, breath, or speech.

Zip gun is a device or combination of devices that was not originally a firearm and is adapted to expel a projectile through a smooth-bore or rifled-bore barrel by using the energy generated by an explosion or burning substance.