

POLICY 5.1811

5-C I recommend the Board approve the proposed revisions to Policy 5.1811, entitled "Student Code of Conduct Terms."

[Contact: Elizabeth Decker, 434-3397; or Dave Benson, 981-9602.]

Development

CONSENT ITEM

- The Board adopted revisions to the Code of Conduct Policies, 5.1812 and 5.1813, on January 13, 2003. The executive summary for the revision of Policies 5.1812 and 5.1813 stated: "Once these policies are approved, then Policy 5.1811 - Student Code of Conduct Terms, will need to be updated to reflect the minor definitional changes and provide consistency between the policies."
- This revision updates statutory citations and brings the definitions into conformity with the minor revisions to Policies 5.1812 and 5.1813, which the Board revised on Jan. 13, 2003.

POLICY 5.1811

STUDENT CODE OF CONDUCT TERMS⁴

1. As used in the Policies comprising the student code of conduct (such as Policies 5.18, 5.1812, 5.1813, 5.1814, 5.186, and 5.80), the terms listed below in the "Term" column shall be defined as set forth in the "Meaning" column unless specifically defined differently in a particular Policy or portion thereof.

2. As stated in Policies 5.1812 and 5.1813, ⁴The School Board of Palm Beach County recognizes that the code of student conduct must be construed to be consistent with the Individuals with Disabilities Education Act ("IDEA") and Section 504 of the Rehabilitation Act ("Section 504"). Therefore, students eligible for services under the IDEA or Section 504, will be disciplined in accordance with these Acts and are governed by those School Board Policies which specify that they apply to students covered under IDEA and 504.

	Term	Meaning	Discipline Referral Incident or Action Code	Policy
A				
	Abduction	Forcibly, secretly, or by threat, confining, abducting, or imprisoning another person against their will and without lawful authority, with intent to: (1) hold for ransom or reward or as a shield or hostage; (2) commit or facilitate commission of any felony; (3) inflict bodily harm upon or to terrorize the victim or another person; and (4) interfere with the performance of any governmental or political function. <u>See (Florida Statute Fla. Stat. § 787.01(1)(a)(1-4)).</u>	Level 4 Incident	5.1812 5.1813 <u>5.1814</u>
	Absence (Unexplained)	An absence from class or school that for which the reason or excuse is inadequate or does not meet the criteria for an excused absence.	Level 1 Incident	5.1812 5.1813
	Abeyance (Days held in)	Out of school suspension days issued, but not enforced if an alternative plan is completed. Examples include tobacco, alcohol, or drug education classes.	Disciplinary Consequence Action	5.1812 5.1813
	Abuse of School Property	To use wrongly or improperly, or to maltreat any school equipment or property. (NOTE: Significant damage or destruction should be coded as Vandalism.)	Level 2 Incident	5.1812 5.1813
	Affection (Public Display of)	Engaging in overtly amorous contact or language not appropriate in a school setting.	Level 1 Incident	5.1812

				5.1813
	Affray	Mutual participation in a hostile, physical encounter; mutual participation in an altercation involving physical violence.	Level 3 Incident	5.1812 5.1813
	Aggravated Battery	Intentionally or knowingly causing great bodily harm, permanent disability, or permanent disfigurement or using a deadly weapon while committing a battery. A battery is the actual and intentional touching or striking of another person against his/her will or intentionally causing bodily harm to an individual. <u>See (Florida Statute Fla. Stat. §§ 784.03 & and 784.045).</u>	Level 4 Incident	5.1812 5.1813
	Aggression	The intentional physical aggression of one party against another person such as pushing, pulling, punching, or striking. Generally, the physical act does not result in bodily harm and does not require the intervention of a law enforcement officer. (NOTE: If a physically aggressive act results in serious bodily injury and/or requires the intervention of law enforcement, then the incident should be coded as a Battery.)	Level 2 Incident	5.1812 5.1813
	Alcohol (Use, Possession, Sale, Manufacture, et. al.)	The violation of laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession or use of intoxicating alcoholic beverages. Use should be reported only if the person is caught in the act of using, or is discovered to have used in the course of the investigation.	Level 3 Incident	5.18 5.1812 5.1813
	Alcohol (Alternative to Suspension Program)	A program designed to educate the student about tobacco, alcohol, and/or drugs and to deter future use. Generally, this is used as an alternative to an out-of-school suspension and/or to shorten the length of the suspension.	Disciplinary Consequence Action	5.1812 5.1813
	Alternative Classroom Placement (Short-Term)	The temporary removal of a student from their regular classroom to an alternative classroom. The student will be given the opportunity to complete their regular classwork in the alternative setting.	Early Intervention Consequence Action	5.1812 5.1813
	Alternative Placement in Lieu of Expulsion	The assignment by the district to an alternative school in lieu of an Expulsion. (NOTE: This is likely a change of placement rather than a number of days.)	District Imposed Consequence Action	5.1812 5.1813
	<u>Alternative Placement Pending Expulsion</u>	<u>The assignment by the District to an alternative school pending an expulsion. (Note: this is likely a change of placement rather than a number of</u>	<u>District Imposed Consequence Action</u>	<u>5.1812</u> <u>5.1813</u>

		<u>days.)</u>		
Alternative Program (Assignment to & District-Placed)	The assignment by the district to an alternative school for a specified period of time. (NOTE: The number of days must be specified in the duration code.)		District Imposed Consequence Action	5.1812 5.1813
Alternative School (Assignment to)/ Alternative Program (District-Placed)	The assignment by the district to an alternative school for a specified period of time. (NOTE: The number of days must be specified in the duration code.)		District Imposed Consequence Action	5.1812 5.1813
Ammonium Nitrate	<i>SEE</i> Explosive Device		Level 4 Incident	5.1812 5.1813
Ammunition Clip	<i>SEE</i> Possession of Other Potentially Dangerous Items		Level 3 Incident	5.1812 5.1813
Armed Robbery	The taking of money or other property which may be subject of larceny from the person or custody of another, with intent to either permanently or temporarily deprive the person or the owner of the money or other property, when in the course of the taking there is the use of force, violence, assault, or putting in fear; with the use of a firearm or other deadly weapon. <u>See (Florida Statute Fla. Stat. § 812.13(1) &(2)(a)).</u>		Level 4 Incident	5.1812 5.1813 <u>5.1814</u>
Arson	To willfully and unlawfully, or while in the commission of any felony, by fire or explosion, damage or cause to be damaged: any dwelling, whether occupied or not, or its contents; any structure, or contents thereof, where persons are normally present; and any other structure that the person knew or had reasonable grounds to believe was occupied by a human being. <u>See (Florida Statute Fla. Stat. § 806.01(1)(a)-(c)).</u>		Level 3 Incident	5.1812 5.1813 <u>5.1814</u>
Articles Disruptive to a School	To possess, display or use anything that is disruptive to the general peace and welfare of a school center, school bus, or a school sponsored activity. <u>Note: As stated in Policies 5.1812 and 5.1813, if a student possesses a cellular phone, it must be turned off and kept inside a book bag, purse, or similar container, and it may not be used (and may not be allowed to emit any ringtone or other noise) on school grounds or during any school-sponsored program or activity, including school transportation).</u>		Level I Incident	5.1812 5.1813

	Assault (Verbal) on School Board Employee	Any intentional, unlawful threat, by word or act, to do violence to a School Board employee, coupled with an apparent ability to do so, and doing some act that creates a well-founded fear in another person that violence is imminent.	Level 3 Incident	5.18 5.1812 5.1813 <u>5.1814</u>
	Assault (Verbal) on a Student/Person	Any intentional, unlawful threat, by word or act, to do violence to another person, coupled with an apparent ability to do so, and doing some act that creates a well-founded fear in another person that violence is imminent.	Level 3 Incident	5.1812 5.1813
	Assigned Seat (Bus)	The temporary or permanent assignment to specified seat on the school bus.	Bus Related Consequence Action	5.1812 5.1813 <u>5.186</u>
	Assignment to Special Program/ Alternative School/ Alternative Program (District-placed)	The assignment by the district to an alternative school for a Specified period of time. (NOTE: The number of days must be specified in the duration code.)	District Imposed Consequence Action	5.1812 5.1813
B				
	Battery or Aggravated Battery on a School Board Member or Employee	A battery or aggravated battery, as defined above, on any <u>person that the student knows, or has reason to know, is an</u> elected official or School District employee whether it is committed on school property, on school sponsored transportation, during a school-sponsored activity or while the elected official or employee is on official <u>duty. See Fla. Stat. § 1006.13(4).</u>	Level 4 Incident	5.18 5.1812 5.1813 <u>5.1814</u>
	Battery, Aggravated	Intentionally or knowingly causing great bodily harm, permanent disability, or permanent disfigurement or using a deadly weapon while committing a battery. A battery is the actual and intentional touching or striking of another person against his or her will or intentionally causing bodily harm to an individual. See (Florida Statute Fla. Stat. §§ 784.03 and & 784.045).	Level 4 Incident	5.1812 5.1813 <u>5.1814</u>
	Battery (Physical) on a Student/ Person (Non-School Board Employee)	The willful and unlawful use of force or violence upon the person of another. Three primary elements must be present for a Battery to occur: (1) there must be an aggressor, who (2) intended to cause physical harm, to (3) an another person. Includes an attack with a weapon that fits the aforementioned description. (NOTE: This category should be used only when the attack is	Level 3 Incident	5.1812 5.1813

		serious enough to warrant contacting law enforcement.)		
Battery (Sexual)		Includes attempted or actual forcible penetration. Forced oral, anal, or vaginal penetration by, or union with, the sexual organ of another or the anal or vaginal penetration of another by any other object. See (Florida Statute Fla. Stat. § 793.011(1)(h). <u>See (Florida Statute Fla. Stat. § 793.011(1)(h).</u>	Level 4 Incident	5.1812 5.1813 <u>5.1814</u>
BB Gun		<i>SEE</i>	Level 3 Incident	5.1812 5.1813
		Possession of Other Potentially Dangerous Items		
Behavior Contract or Plan		A written/verbal contract or plan for the student with stated goals, objectives, and outcomes for the student to develop the necessary skills to address the stated incident.	Prevention Consequence Action	5.1812 5.1813
Blackmail		The use of threat or intimidation to obtain anything of value from another person, including, but not limited to, money. (NOTE: Minor offenses that do NOT require law enforcement should be coded as Bullying.)	Level 3 Incident	5.1812 5.1813
Blasting Caps		<i>SEE</i>	Level 4 Incident	5.1812 5.1813
		Explosive Device		
Bomb		<i>SEE</i>	Level 4 Incident	5.1812 5.1813 <u>5.1814</u>
		Firearm		
Bomb Threat		Intentionally making a false report to any person, including school personnel, concerning the placement of any bomb, dynamite, explosive, or arson-causing device.	Level 3 Incident	5.1812 5.1813 <u>5.1814</u>
Box Cutter		<i>SEE</i>	Level 3 Incident	5.1812 5.1813
		Knife		
Breaking and Entering		The unlawful entry with or without force or remaining behind in a building or other structure or conveyance with the intent to commit a crime to property.	Level 3 Incident	5.1812 5.1813
Bullets		<i>SEE</i>	Level 3 Incident	5.1812 5.1813
		Possession of Other Potentially Dangerous Items		

Bullying	A person who uses power (physical, verbal, written, or psychological) for any reason in a willful manner with the intent of hurting or humiliating another individual for any reason including but not limited to age, gender, race, nationality, ethnicity, religion or sexual orientation.	Level 1 Incident	5.1812 5.1813
Burglary	The unlawful entry with or without force or remaining behind in a building or other structure, or conveyance with the intent to commit a crime to property.	Level 3 Incident	5.1812 5.1813
Bus (Assigned Seat)	The temporary or permanent assignment to specified seat on the school bus.	Bus Related Consequence Action	5.1812 5.1813 <u>5.186</u>
Bus (Disobeying Rules)	Violation of the posted or written rules of conduct for the bus that is not necessarily a disruptive behavior; e.g.: not in assigned seat, eating or drinking on the bus, getting on or off the bus at the wrong bus stop.	Level 1 Incident	5.18 5.1812 5.1813 <u>5.186</u>
Bus (Disruption)	Behavior that disrupts and/or distracts the driver from safely operating the school bus.	Level 2 Incident	5.18 5.1812 5.1813 <u>5.186</u>
Bus (Probation)	An alternative to a Bus Suspension. A student placed on Bus Probation will, very likely, be suspended from the school bus if another bus violation occurs.	Bus Related Consequence Action	5.1812 5.1813 <u>5.186</u>
Bus (Suspension)	Suspension of bus riding privileges for a specified period of time. (Consequences for violations of transportation policies, rules, or standards of conduct are not limited to the suspension of bus riding privileges. Other sanctions, up to and including out of school suspension and expulsion may be imposed when warranted.)	Bus Related Consequence Action	5.18 5.1812 5.1813 <u>5.186</u>
Butane	SEE Inhalants <u>Intoxicants</u>	Level 3 Incident	5.1812 5.1813
C			
Cartridges	<u>SEE</u> Possession of Other Potentially Dangerous Items	Level 3 Incident	5.1812 5.1813
Cheating	Copying work of another, using materials not authorized to use. Copying of anyone else's work or cheating on any test or assignment.	Level 1 Incident	5.1812 5.1813

		Plagiarism.		
	Chewing Tobacco	<i>SEE</i> Tobacco Products	Level 3 Incident	5.1812 5.1813
	Cigarettes	<i>SEE</i> Tobacco Products	Level 3 Incident	5.1812 5.1813
	Cigars	<i>SEE</i> Tobacco Products	Level 3 Incident	5.1812 5.1813
	Class (Parent/ Guardian Attends Class with Child)	Custodial parent/guardian shadows child and/or attends class with their child at school for an agreed upon time during the child's school day.	Prevention Consequence Action	5.1812 5.1813
	Class (Schedule Change)	A permanent change in the student's regular class schedule	Prevention Consequence Action	5.1812 5.1813
	Classroom Placement (Alternative)	The temporary removal of a student from their regular classroom to an alternative classroom. The student will be given the opportunity to complete their regular classwork in the alternative setting.	Early Intervention Consequence Action	5.1812 5.1813
	Coercion	The use of threat or intimidation to obtain anything of value from another person, including, but not limited to, money. (NOTE: Minor offenses that do NOT require law enforcement should be coded as Bullying.)	Level 3 Incident	5.1812 5.1813
	Combustible Materials	<i>SEE</i> Possession of Other Potentially Dangerous Items	Level 3 Incident	5.1812 5.1813
	Computer Misuse	The inappropriate use of a computer, including, but not limited to, breaking into restricted accounts or networks, modifying, or destroying files without permission, illegally copying software, and entering or distributing or printing unauthorized files. Accessing or entering unauthorized internet sites; Distributing inappropriate electronic messages.	Level 3 Incident	5.1812 5.1813
	Conference (Parent/Guardian)	Administrative conference with a parent/guardian of the student.	Prevention Consequence Action	5.1812 5.1813
	Conference (Student)	Administrative conference with student and warning about stated incident.	Prevention Consequence Action	5.1812 5.1813

Confiscation	The confiscating of an item(s) not permitted on school grounds. Depending on the item(s), the item(s) could be turned over to law enforcement, held until parent/guardian came to retrieve it, or returned to the student after a specified period of time.	Disciplinary Consequence Action	5.1812 5.1813
Confrontation	A verbal confrontation, or the encouraging or inciting of a confrontation that has the propensity to escalate into a fight.	Level 1 Incident	5.1812 5.1813
Contact (Parent/Guardian)	Contacting parent/guardian either by telephone, in person, or by some other means to inform them of the stated incident	Prevention Consequence Action	5.1812 5.1813
Controlled Substances	<i>SEE</i> Drugs (Possession) or Drugs (Sale)	Levels 3,4 Incident	5.18 5.1812 5.1813
Copying Work of Another	Using materials not authorized to use (Cheating). Copying of anyone else's work or cheating on any test or assignment. Plagiarism.	Level 1 Incident	5.1812 5.1813
<u>Counterfeit/Misrepresented Document/Other Major Incident</u>	<u>To fashion or reproduce a document, money, or other items with the intent to defraud; includes counterfeit money or documents. Also, any Level-3-type incident that is inappropriate in a school setting and does not fit into another Level 3 category. Included in this category is culpable negligence, exposing another person to personal injury. (Note: Any incident in this category requires law enforcement intervention.)</u>	<u>Level 3 Incident</u>	<u>5.1812</u> <u>5.1813</u>
Criminal Act (Attempted)	Any person who attempts to commit, or who solicits another to commit, or who agrees, conspires, combines, or confederates with another person or persons to commit the offense of a Battery, Robbery, Homicide, Kidnapping, or Sexual Battery against another person or persons, and in such attempt does any act toward the commission of such offense, but fails in the perpetration or is intercepted or prevented in the execution of the offense. <u>See (Florida Statute Fla. Stat. § 774.04).</u>	Level 3 Incident	5.1812 5.1813
D			
Daily Report	A progress report and/or assignment sheet which gives the student and parent the opportunity to track the student's academic and behavioral progress in each of his/her classes for a specified	Prevention Consequence Action	5.1812 5.1813

		period of time.		
	Days Held in Abeyance	Out of school suspension days issued, but not enforced if an alternative plan is completed. Examples include tobacco, alcohol, or drug education classes.	Disciplinary Consequence Action	5.1812 5.1813
	Defiance (Open)	Repeated referrals for disobedience, defiance, and insubordination.	Level 2 Incident	5.1812 5.1813
	Designer Drugs	<i>SEE</i> Drugs (Possession) OR Drugs (Sale)	Level 3 Incident	5.1812 5.1813
	Destructive Device	<i>SEE</i> Firearm	Level 4 Incident	5.1812 5.1813 <u>5.1814</u>
	Detention (Extended)	Required attendance for an extended monitored period of time before or after school hours.	Disciplinary Consequence Action	5.1812 5.1813
	Detention (Lunch)	A separate facility and/or seating arrangement for the student during a regularly scheduled lunch period. Additionally, the administrator may request some cafeteria clean-up assistance from the student such as sweeping, wiping tables, and/or assisting with other clean-up activities.	Early Intervention Consequence Action	5.1812 5.1813
	Detention (Regular Traditional)	Required attendance for a monitored period of time (generally an hour after school) not during school hours.	Disciplinary Consequence Action	5.1812 5.1813
	Detention (Saturday)	Required attendance for a monitored period of time on a Saturday.	Disciplinary Consequence Action	5.1812 5.1813
	Detention, Unserved (Extended)	Unexcused absence from a scheduled Extended Detention.	Level 2 Incident	5.1812 5.1813
	Detention, Unserved (Regular)	Unexcused absence from a scheduled Regular Detention.	Level 2 Incident	5.1812 5.1813
	Detention, Unserved (Saturday)	Unexcused absence from a scheduled Saturday Detention.	Level 2 Incident	5.1812 5.1813
	Detonators	<i>SEE</i>	Level 4 Incident	5.1812

		Explosive Device		5.1813
	Dip	<i>SEE</i>	Level 3 Incident	5.1812
		Tobacco Products		5.1813
	Disobedience	Failure to obey, marked by resistance to authority.	Level 2 Incident	5.1812 5.1813
	Disobeying Rules on the School Bus	Violation of the posted or written rules of conduct for the bus that is not necessarily a disruptive behavior: Examples: not in assigned seat, eating or drinking on the bus, getting on or off the bus at the wrong bus stop.	Level 1 Incident	5.1812 5.1813 <u>5.186</u>
	Disorderly Conduct	Any act which substantially disrupts the orderly conduct of a school function, behavior which substantially disrupts the orderly learning environment or poses a threat to the health, safety, and/or welfare of students, staff, or others. An incident of this type is likely to result in an arrest.	Level 3 Incident	5.1812 5.1813
	Disrespectful Language	Written or verbal remarks or gestures that show a lack of respect, rudeness, or are inappropriate. The use of words or acts which demean, degrade, antagonize, or humiliate a person or group of persons.	Level 1 Incident	5.1812 5.1813
	Disruption of a School Function	Any act which substantially disrupts the orderly conduct of a school function, behavior which substantially disrupts the orderly learning environment or poses a threat to the health, safety, and/or welfare of students, staff, or others. An incident of this type is likely to result in an arrest.	Level 3 Incident	5.1812 5.1813
	Disruptive Behavior	Behavior by its nature that disrupts or interferes with the process of teaching/learning, but is not criminal	Level 1 Incident	5.1812 5.1813
	Disruptive Play	Non-confrontational activity that is not appropriate in a school setting and disruptive to the educational process. Engaging in rowdy, rough behavior and/or rowdy, rough behavior that interferes with the safe and/or purposeful order of a school. Examples: horseplay, chasing another student in the hallway or classroom, etc.	Level 1 Incident	5.1812 5.1813
	Dress Code Violations	To dress in a manner that would constitute a disruption in the school, create a safety hazard or exhibit impropriety. Violations of the school dress	Level 1 Incident	5.1812 5.1813

		code.		
	Drugs (Alternative to Suspension Program)	A program designed to educate the student about tobacco, Alcohol, and/or drugs and to Deter future use. Generally, this is used as an alternative to an out of school suspension and/or to shorten the length of the suspension.	Disciplinary Consequence Action	5.1812 5.1813
	Drugs (Alternative to Suspension Program)	A program designed to educate the student about tobacco, Alcohol, and/or drugs and to Deter future use. Generally, this is used as an alternative to an out of school suspension and/or to shorten the length of the suspension.	Disciplinary Consequence Action	5.1812 5.1813
	Drugs (Convey)	To sell or distribute or convey any mood-modifying substance and/or dangerous substance listed in Chapter 893, Florida Statutes, including, but not limited to, marijuana, hallucinogens, inhalants, as well as any substance represented to be an illegal substance, such as "designer drugs," or caffeine pills, tablets, or caplets, or any substance which is represented to be any such substance while on school district property, school transportation, or at a school-related function.	Level 4 Incident	5.1812 5.1813
	Drugs (Distribute)	To sell or distribute or convey any mood-modifying substance and/or dangerous substance listed in Chapter 893, Florida Statutes, including, but not limited to, marijuana, hallucinogens, inhalants, as well as any substance represented to be an illegal substance, such as "designer drugs," or caffeine pills, tablets, or caplets, or any substance which is represented to be any such substance while on school district property, school transportation, or at a school-related function.	Level 4 Incident	5.1812 5.1813
	Drugs (Over-the-Counter)	To possess, use, or be under the influence of any <u>pharmaceutical</u> substance which <u>does not</u> require a physician's prescription, or any over-the-counter medication, without parental approval and school notification.	Level 3 Incident	5.1812 5.1813
	Drugs (Paraphernalia)	To possess, use, sell, store, or distribute any equipment, device, or equipment used for the purpose of preparing or taking drugs, including, but not limited to, items listed in Florida Statutes <u>Fla. Stat. § 893.145</u> , and items which may be determined to be drug paraphernalia under the criteria set out forth <u>out forth</u> in Florida Statutes <u>Fla. Stat. § 893.146</u> .	Level 3 Incident	5.1812 5.1813

Drugs (Possession)	To store, possess, purchase, use, or be under the influence of any mood-modifying substance and/or dangerous substance listed in Chapter 893, Florida Statutes, including, but not limited to, marijuana, hallucinogens, inhalants, as well as any substance represented to be an illegal substance, such as "designer drugs," or caffeine pills, tablets, or caplets, or any substance which is represented to be any such substance while on school property or school transportation, or at a school-related function.	Level 3 Incident	5.1812 5.1813
Drugs (Prescription) <u>(Unauthorized Use, Misuse, or Possession)</u>	To possess, use, or be under the influence of any substance <u>prescribed for another person</u> which requires a physician's prescription, or any over-the-counter medication; or to misuse one's own prescription medication; or to <u>posses, store, or use any over-the-counter medication (other than those listed in Code 21)</u> without parental approval and school notification.	Level 3 Incident	5.1812 5.1813
Drugs (Purchase)	To store, possess, purchase, use, or be under the influence of any mood-modifying substance and/or dangerous substance listed in Chapter 893, Florida Statutes, including, but not limited to, marijuana, hallucinogens, inhalants, as well as any substance represented to be an illegal substance, such as "designer drugs," or caffeine pills, tablets, or caplets, or any substance which is represented to be any such substance while on school property or school transportation, or at a school-related function.	Level 3 Incident	5.1812 5.1813
Drugs (Sale)	To sell or distribute or convey any mood-modifying substance and/or dangerous substance listed in Chapter 893, Florida Statutes, including, but not limited to, marijuana, hallucinogens, inhalants, as well as any substance represented to be an illegal substance, such as "designer drugs," or caffeine pills, tablets, or caplets, or any substance which is represented to be any such substance while on school district property, school transportation, or at a school-related function.	Level 4 Incident	5.1812 5.1813
Drugs (Use)	To store, possess, purchase, use, or be under the influence of any mood-modifying substance and/or dangerous substance listed in Chapter 893, Florida Statutes, including, but not limited to, marijuana, hallucinogens, inhalants, as well as any substance represented to be an illegal substance, such as "designer drugs," or caffeine pills, tablets, or caplets, or any substance which	Level 3 Incident	5.1812 5.1813

		is represented to be any such substance while on school property or school transportation, or at a school-related function.		
	Dynamite	<i>SEE</i> Explosive Device (Possession, Use, Sale, Storage or Distribution)	Level 4 Incident	5.1812 5.1813
E				
	E-mail (Inappropriate use)	The inappropriate use of a computer, including, but not limited to, breaking into restricted accounts or networks, modifying, or destroying files without permission, illegally copying software, and entering or distributing or printing authorized files. Accessing or entering unauthorized internet sites; Distributing inappropriate electronic messages.	Level 3 Incident	5.1812 5.1813
	Explosive Devices (Possession, Use, Sale, Storage or Distribution)	An explosive is any chemical compound or mixture that has the property of yielding readily to combustion or oxidation upon application of heat, flame, or shock, including but not limited to dynamite, nitroglycerin, trinitrotoluene, or ammonium nitrate when combined with other ingredients to form an explosive mixture, blasting caps, and detonators. <u>See (Florida Statute Fla. Stat. § 790.001(5)).</u> NOTE: If an explosive device is used during an incident, that incident should be coded including an appropriate corresponding weapons-related entry.) Not firecrackers or poppers.	Level 4 Incident	5.1812 5.1813 <u>5.1814</u>
	Expulsion	The removal of the right and obligation of a student to attend public school for a specified period of time. An expulsion may be imposed for a period up to, but not to exceed the current school year, the following school year, and the intervening summer school.	District Imposed Consequence Action	5.18 5.1812 5.1813
	Expulsion (Alternative Placement in Lieu)	The assignment by the district to an alternative school in lieu of an expulsion. (NOTE: This is likely a change of placement rather than a number of days.)	District Imposed Consequence Action	5.1812 5.1813
	<u>Expulsion (Alternative Placement Pending)</u>	<u>The assignment by the District to an alternative school pending an expulsion. (NOTE: This is likely a change of placement rather than a number of days.)</u>	<u>District Imposed Consequence Action</u>	<u>5.1812</u> <u>5.1813</u>
	Expulsion (Honoring Expulsion from	Process by which a student who is pending expulsion, has been expelled, or has withdrawn in lieu of expulsion from another school district or	District Imposed Consequence	5.1812

	another District)	private school is reviewed prior to attending school in Palm Beach County School District.	Action	5.1813
	Extortion	The use of threat or intimidation to obtain anything of value from another person, including, but not limited to, money. (NOTE: Minor offenses that do NOT require law enforcement should be coded as Bullying.)	Level 3 Incident	5.1812 5.1813
	Extra-Curricular Privileges (Loss of)	The loss of an extra-curricular privilege such as attending events not during school hours, removal from an athletic team or club, and/or exclusion from a specified activity.	Disciplinary Consequence Action	5.1812 5.1813
F				
	Failure to Comply with Class/ School Rules	Violation of specific posted or written school or class rule that is not necessarily a disruptive behavior. Examples: repeated gum chewing, repeatedly unprepared for class, etc.	Level 1 Incident	5.1812 5.1813
	False Bomb Threat	<i>SEE</i> Bomb Threat	Level 4 Incident	5.1812 5.1813 <u>5.1814</u>
	False Fire Alarm	Whoever, without reasonable cause, by outcry or the ringing of bells, or otherwise makes or circulates, or causes to be made or circulated, a false alarm of fire or 911 calls. <u>See Fla. Stat. § 806.101.</u>	Level 3 Incident	5.1812 5.1813
	False Nine-One-One (911) Call	Whoever, without reasonable cause, by outcry or the ringing of bells, or otherwise makes or circulates, or causes to be made or circulated, a false alarm of fire or 911 calls. <u>Whoever accesses the number "911" for the purpose of making a false alarm or complaint or reporting false information which could result in the emergency response of any public safety agency. See Fla. Stat. § 365.171(16).</u>	Level 3 Incident	5.1812 5.1813
	Felony Suspension	The incident code and action code which should be used for students who have been suspended under <u>Fla. Stat. § 232.26 1006.09(2), Florida Statute and SBER 6A-1.0956.</u>	Level 3 Incident <u>Other Incident Codes</u> District Imposed Consequence	5.1882 <u>5.1813</u>
	Fighting	Mutual participation in a hostile, physical encounter; mutual participation in an altercation involving physical violence.	Level 3 Incident	5.1812 5.1813

Firearm	Possession or sale of any firearm on school property, school sponsored transportation, or during a school-sponsored activity. A firearm is any weapon (including a starter gun) which will, is designed to, or may readily be converted to expel a projectile by the action of an explosive; the frame or receiver of any such weapon; any firearm muffler or firearm silencer; any destructive device; any machine gun. The term firearm does not include an antique firearm unless the antique firearm is used in the commission of a crime. See (Florida Statute Fla. Stat. § 790.001(6)). A destructive device is any bomb, grenade, mine, rocket, missile, pipe bomb, or similar device containing some type of explosive that is designed to explode and is capable of causing bodily harm or property damage. See (Florida Statute Fla. Stat. § 790.001(4)). (NOTE: If a weapon is used during an incident, that incident should be coded including an appropriate corresponding weapons-related entry.)	Level 4 Incident	5.18 5.1812 5.1813 <u>5.1814</u>
Firecrackers	Possession, use, sale, storage, or distribution of firecrackers or poppers or associated devices, as long as the object is not used as a weapon or is not considered a weapon by Florida statutes. <u>(Note: for more dangerous fireworks, see Explosive Device or Possession (Other Potentially Dangerous Items).)</u>	Level 2 Incident	5.1812 5.1813
Fixed Blade Knife	<i>SEE</i> Knife	Level 3 Incident	5.1812 5.1813
Flammable Liquids	<i>SEE</i> Possession of Other Potentially Dangerous Items	Level 3 Incident	5.1812 5.1813
Folding Blade Knife	<i>SEE</i> Knife	Level 3 Incident	5.1812 5.1813
Forgery of a Document or Signature	To fashion or reproduce the signature of another for fraudulent purpose.	Level 2 Incident	5.1812 5.1813
G			
Gambling	One who participates in games of chance or skill for money or profit.	Level 2 Incident	5.1812 5.1813
Glue	<i>SEE</i>	Level 3 Incident	5.1812

		Inhalants <u>Intoxicants</u>		5.1813
	Grenade	<i>SEE</i>	Level 4 Incident	5.1812
		Firearm		5.1813
	Guidance Counselor	Counseling of the student by the guidance counselor to assist the student in developing or utilizing the necessary skills to "deal with" the stated incident.	Prevention Consequence Action	5.1812 5.1813
H				
	<u>Handgun</u>	<u><i>SEE</i></u>	<u>Level 4 Incident</u>	<u>5.1812</u>
		<u>Firearm</u>		<u>5.1813</u>
				<u>5.1814</u>
	Harassment	A person who uses power (physical, verbal, written, or psychological) for any reason in a willful manner with the intent of hurting or humiliating another individual for any reason including but not limited to age, gender, race, nationality, ethnicity, religion or sexual orientation.	Level 1 Incident	5.1812 5.1813
	Harassment (Sexual)	Unwanted or repeated verbal or physical sexual behavior that is offensive and objectionable to the recipient, causes discomfort or humiliation or creates a hostile environment. Sexual harassment shall include but not be limited to creating a hostile environment . This is sexually harassing conduct which can include unwelcome sexual advances; and other verbal, nonverbal or physical behavior of a sexual nature by an individual that is sufficiently severe, persistent, or pervasive enough to create a hostile or abusive educational environment. (NOTE: In some cases, severe incidents of sexual harassment which includes physical contact may be considered a Battery ; or with physical penetration, a Sexual Battery .)	Level 2 Incident	5.18 5.1812 5.1813
	Hazing	Hazing is considered to be any willful act done by a student for the purpose of subjecting another student to humiliation, intimidation, physical abuse or threat of abuse, social or other ostracism, shame, or disgrace. Permission, consent, or assumption of the risk by a student subjected to hazing does not affect the violation of this policy.	Level 2 Incident	5.1812 5.1813
	Homicide	Murder-the unlawful killing of a human being (<u>Fla.</u>	Level 4 Incident	5.1812

		Stat. Florida Statute § 782.04); and manslaughter-the killing of a human being by the act, procurement, or culpable negligence of another, without lawful justification. See (Florida Statute Fla. Stat. § 782.07).		5.1813 <u>5.1814</u>
I				
	Imitation Drugs	See Drugs (Possession) OR Drugs (Sale)	Level 3 Incident	5.1812 5.1813
	In-School Alternative to Suspension	An alternative to an out of school suspension that prevents a student from attending all or some classes. During the period of an alternative to suspension, the student is assigned to a self-contained alternative classroom.	Disciplinary Consequence Action	5.1812 5.1813
	In-School Intervention Program	A school-designed program or class that requires the student to rehabilitate their misbehavior through any of the following: counseling services, conflict resolution skill building, social and/or emotional skill building, etc. The on-campus program should be one (1) to five (5) days in length.	Early Intervention Consequence Action	5.1812 5.1813
	Inappropriate Activity	Any activity that is disruptive and/or inappropriate in a school setting that does not fit into another category.	Level 1 Incident	5.1812 5.1813
	Inappropriate Activity (Severe or Repetitive)	Any Level 2-type activity that is disruptive and/or inappropriate in a school setting that does not fit into another Level 2 category.	Level 2 Incident	5.1812 5.1813
	Inappropriate, Lewd or Obscene Act	The use of oral or written language, electronic messages, pictures, objects, gestures, or engaging in any physical act considered to be offensive, socially unacceptable, or not suitable for an educational setting. Included in this category are indecent exposure (exposure of private body parts to the sight of another person in a lewd or indecent manner in a public place), and obscenity (conduct which by the community standards is deemed to corrupt public morals by its indecency and/or lewdness such as phone calls or other communication; unlawful manufacture, publishing, selling, or possessing materials such as literature or photographs.)	Level 3 Incident	5.1812 5.1813
	Insubordination	Failure to obey, marked by resistance to authority.	Level 2 Incident	5.1812 5.1813

	Internet (Inappropriate use)	The inappropriate use of a computer, including, but not limited to, breaking into restricted accounts or networks, modifying, or destroying files without permission, illegally copying software, and entering or distributing or printing authorized files. Accessing or entering unauthorized internet sites; Distributing inappropriate electronic messages.	Level 3 Incident	5.1812 5.1813
	Intervention Program (In-School)	A school-designed program or class that requires the student to rehabilitate their misbehavior through any of the following: counseling services, conflict resolution skill building, social and/or emotional skill building, etc. The on-campus program should be one (1) to five (5) days in length.	Early Intervention Consequence Action	5.1812 5.1813
	Intimidating Behavior (Repetitive)	Repeated referrals for Level 1 bullying, harassing, threatening, confrontational behavior.	Level 2 Incident	5.1812 5.1813
	Intoxicants (Use)	The inhaling or ingestion of intoxicants, including but not limited to, glue, solvents, butane, and whip creme, for the purpose of obtaining a mood-modifying experience.	Level 3 Incident	5.1812 5.1813
J				
K				
	Kidnapping	Forcibly, secretly, or by threat, confining, abducting, or imprisoning another person against their will and without lawful authority, with the intent to: (1) hold for ransom or reward or as a shield or hostage; (2) commit or facilitate commission of any felony; (3) inflict bodily harm upon or to terrorize the victim or another person; and (4) interfere with the performance of any governmental or political function. <u>See (Florida Statute Fla. Stat. § 787.01(1)(a)(1-4).)</u>	Level 4 Incident	5.1812 5.1813 <u>5.1814</u>
	Knife	The possession of any knife that may inflict harm on another person, or could be used to intimidate another person, including, but not limited to, fixed blade knives, folding knives, switch blade knives, razor knives, and box cutters. (NOTE: If a weapon is used during an incident, that incident should be coded including an appropriate corresponding weapons- related entry.)	Level 3 Incident	5.18 5.1812 5.1813
L				

Language (Abusive)	Abusive, profane, obscene, or vulgar language (verbal, written, or gestures) or conduct in the presence of another person.	Level 2 Incident	5.1812 5.1813
Language (Disrespectful)	Written or verbal remarks or gestures that show a lack of respect, rudeness, or are inappropriate. The use of words or acts which demean, degrade, antagonize, or humiliate a person or group of persons.	Level 1 Incident	5.1812 5.1813
Language (Obscene)	Abusive, profane, obscene, or vulgar language (verbal, written, or gestures) or conduct in the presence of another person.	Level 2 Incident	5.1812 5.1813
Language (Profane)	Abusive, profane, obscene, or vulgar language (verbal, written, or gestures) or conduct in the presence of another person.	Level 2 Incident	5.1812 5.1813
Leaving School Grounds Without Permission	Unauthorized leaving of the school grounds.	Level 1 Incident	5.1812 5.1813
Lewd Act	<i>SEE</i> Inappropriate, Lewd or Obscene Act	Level 3 Incident	5.1812 5.1813
Lighters	<i>SEE</i> Possession of any Other Potentially Dangerous Items	Level 3 Incident	5.1812 5.1813
Long-Term Suspension (District Approved and Entered)	Florida Statute Fla. Stat. § 230.33 <u>1006.08(1)</u> permits the Superintendent to extend a suspension beyond ten (10) school days if the student is being recommended for expulsion <u>and the suspension period would otherwise expire before the next Board meeting, where expulsion will be considered.</u>	District Imposed Consequence Action	5.1812 5.1813
Loss of Extra-Curricular Privileges	The loss of an extra-curricular privilege such as attending events not during school hours, removal from an athletic team or club, and/or exclusion from a specified activity.	Disciplinary Consequence Action	5.1812 5.1813
Loss of Privileges (During School Hours)	The loss of a privilege(s) during school hours such as assemblies, field trips, and incentive activities. (NOTE: If the activity is academically oriented, the student MUST be given an alternative assignment with an opportunity to receive the same information and grade.)	Early Intervention Consequence Action	5.1812 5.1813
Lunch (Silent or Detention)	A separate facility and/or seating arrangement for the student during a regularly scheduled lunch period. Additionally, the administrator may	Early Intervention Consequence	5.1812

		request some cafeteria clean-up assistance from the student such as sweeping, wiping tables, and/or assisting with other clean-up activities.	Action	5.1813
	Lying	Intentionally providing false or misleading information to, or withholding valid information from, a school staff member.	Level 1 Incident	5.1812 5.1813
M				
	Mace	<i>SEE</i> Possession of any Other Potentially Dangerous Items	Level 4 Incident	5.1812 5.1813
	Machine Gun	<i>SEE</i> Firearm	Level 4 Incident	5.1812 5.1813
	Manslaughter	<i>SEE</i> Homicide	Level 4 Incident	5.1812 5.1813 <u>5.1814</u>
	Matches	<i>SEE</i> Possession of any Other Potentially Dangerous Items	Level 3 Incident	5.1812 5.1813
	Mediation	Referral to Mediation (Peer or Adult) for stated incident.	Prevention Consequence Action	5.1812 5.1813
	Menacing Statements (Non-Criminal)	A medium level of threat which is a threat which could be carried out, although it may not appear entirely realistic. The threat is more direct and more concrete than a low level threat; the wording in the threat suggests that the threatener has given some thought to how the act will be carried out; there may be a general indication of a possible place and time (though these signs still fall well short of a detailed plan); There is no strong indication that the threatener has taken preparatory steps, although there may be some veiled reference or ambiguous or inconclusive evidence pointing to the possibility - an illusion <u>allusion</u> to a book or movie that shows the planning of a violent act, or a vague, general statement about the availability of weapons; there may be a specific statement seeking to convey that the threat is not empty: "I'm serious!" or "I really mean this!"	Level 2 Incident	5.1812 5.1813

	Mine	<i>SEE</i> Firearm	Level 4 Incident	5.1812 5.1813
	Misconduct (Sexual)	Engaging in a sex act or physical conduct of a sexual nature; the unlawful sexual intercourse, sexual contact or other unlawful behavior or conduct intended to result in sexual gratification without force or threat and where the victim is capable of giving consent.	Level 3 Incident	5.1812 5.1813
	Misrepresentation	Intentionally providing false or misleading information to, or withholding valid information from, a school staff member.	Level 1 Incident	5.1812 5.1813
	Missile	<i>SEE</i> Possession of any Other Potentially Dangerous Items	Level 4 Incident	5.1812 5.1813
	Motor Vehicle Theft	The theft or attempted theft of a motor vehicle. Examples include theft of a car, truck, motorcycle, golf cart, dune buggy, RV or anything that is self-propelled.	Level 3 Incident	5.1812 5.1813
	Murder	<i>SEE</i> Homicide	Level 4 Incident	5.1812 5.1813 <u>5.1814</u>
N				
	Nine-one-one (911) call (False)	Whoever, without reasonable cause, by outcry or the ringing of bells, or otherwise makes or circulates, or causes to be made or circulated, a false alarm of fire or 911 calls, <u>see Fla. Stat. § 806.101; or whoever accesses the number "911" for the purpose of making a false alarm or complaint or reporting false information which could result in the emergency response of any public safety agency. See Fla. Stat. § 365.171(16).</u>	Level 3 Incident	5.1812 5.1813
	Nitroglycerin	<i>SEE</i> Explosive Device	Level 4 Incident	5.1812 5.1813
O				
	Obscene Act	<i>SEE</i> Inappropriate, Lewd or Obscene Act	Level 3 Incident	5.1812 5.1813

Obscene Language	Abusive, profane, obscene, or vulgar language (verbal, written, or gestures) or conduct in the presence of another person.	Level 2 Incident	5.1812 5.1813
Out of Assigned Area	Out of assigned area without permission and/or in a restricted access area without permission.	Level 1 Incident	5.1812 5.1813
<u>Out of School Suspension for Days Held in Abeyance</u>	<u>An out-of-school suspension code specifically designated to address additional suspension days due to non-completion of an Alternative to Suspension program. This out-of-school suspension is a temporary removal of a student from school for a period of days equal to th days held in abeyance for the particular event. During the out-of-school suspension, the student is prohibited from attendance at school or any school-related functions. Note: Fla. Stat. § 1006.09(1)(b) establishes that no secondary or elementary school student may be suspended out of school for unexcused tardiness, lateness, absence, or truancy.</u>	<u>Disciplinary Consequence Action</u>	<u>5.1812</u> <u>5.1813</u>
Out of School Suspension (Long-Term, Six (6) - Ten (10) Days)	The temporary removal of a student from school for a period of six (6) to ten (10) days. During the out of school suspension, the student is prohibited from attendance at school or any school-related functions. Florida Statute <u>Fla. Stat. § 232.26(1) 1006.09(1)(b)</u> establishes that no secondary or elementary school student may be suspended out of school for unexcused tardiness, lateness, absence, or truancy.	Disciplinary Consequence Action	5.1812 5.1813
Out of School Suspension (Mandatory Ten (10) Days)	The temporary removal of a student from school for a mandatory period of ten (10) days. During the out of school suspension, the student is prohibited from attendance at school or any school-related functions. Florida Statute <u>Fla. Stat. § 232.26(1) 1006.09(1)(b)</u> establishes that no secondary or elementary school student may be suspended out of school for unexcused tardiness, lateness, absence, or truancy.	Disciplinary Consequence Action	5.1812 5.1813
Out of School Suspension (Short Term (One (1)-Two (2) Days)	The temporary removal of a student from school for a period of one (1) to two (2) days. During the out of school suspension, the student is prohibited from attendance at school or any school-related functions. Florida Statute <u>Fla. Stat. § 232.26(1) 1006.09(1)(b)</u> establishes that no secondary or elementary school student may be suspended out of school for unexcused tardiness, lateness, absence, or truancy.	Disciplinary Consequence Action	5.1812 5.1813

	Out of School Suspension (Short Term (Three (3) - Five (5) Days)	The temporary removal of a student from school for a period of three (3) to five (5) days. During the out of school suspension, the student is prohibited from attendance at school or any school-related functions. NOTE: Florida Statute Fla. Stat. § 232.26(1) <u>1006.09(1)(b)</u> establishes that no secondary or elementary school student may be suspended out of school for unexcused tardiness, lateness, absence, or truancy.	Disciplinary Consequence Action	5.1812 5.1813
P				
	Parent/Guardian (Attends Class with Child)	Custodial parent/guardian shadows child and/or attends class with their child at school for an agreed upon time during the child's school day.	Prevention Consequence Action	5.1812 5.1813
	Parent/Guardian (Conference)	Administrative conference with custodial parent/guardian of the student and an administrator and/or teacher at school.	Prevention Consequence Action	5.1812 5.1813
	Parent/Guardian (Contact)	Contacting parent/guardian either by telephone, in person, or by some other means to inform them of the stated incident.	Prevention Consequence Act	5.1812 5.1813
	Pepper Spray	<i>SEE</i>	Level 4 Incident	5.1812 5.1813
	Petty Theft (Less than Fifty Dollars (\$50))	Unlawful taking, carrying, leading, or riding away of property less than fifty dollars (\$50) in value from the possession, or constructive possession, of another person.	Level 2 Incident	5.1812 5.1813
	Physical Aggression (Not Involving Law Enforcement)	The intentional physical aggression of one party against another person such as pushing, pulling, punching, or striking. Generally, the physical act does not result in bodily harm and does not require the intervention of a law enforcement officer. NOTE: If a physically aggressive act results in serious bodily injury and/or requires the intervention of law enforcement, then the incident should be coded as a Battery .	Level 2 Incident	5.1812 5.1813
	<u>Physical Aggression on a School Board Employee</u>	<u>A volitional physically-aggressive act such as pushing, pulling, or striking toward a School Board employee. Generally, the physical act does not result in injury. Law enforcement should be notified; criminal charges may or may not be filed. (NOTE: IF A RECOMMENDATION FOR EXPULSION IS PROPOSED, then the Level 4 code # 96, Battery on a School Board Employee, should be used.)</u>	<u>Level 3 Incident</u>	<u>5.1812</u> <u>5.1813</u>

Physical Battery (Student/Non-School Board Employee)	The willful and unlawful use of force or violence upon the person of another. Three primary elements must be present for a Battery to occur: (1) there must be an aggressor, who (2) intended to cause physical harm (<u>or actual contact against the other's will</u>), to (3) an another person. Includes an attack with a weapon that fits the aforementioned description. (NOTE: This category should be used only when the attack is serious enough to warrant contacting the police.)	Level 3 Incident	5.1812 5.1813
Pipe Bomb	<i>SEE</i> Firearm	Level 4 Incident	5.1812 5.1813 <u>5.1814</u>
Pipe Tobacco	<i>SEE</i> Tobacco Products	Level 3 Incident	5.1812 5.1813
Plagiarism	Copying of anyone else's work or cheating on any test or assignment.	Level 1 Incident	5.1812 5.1813
Poisonous Substances	<i>SEE</i> Possession of any Other Potentially Dangerous Items	Level 3 Incident	5.1812 5.1813
Possession (Alcohol)	<i>SEE</i> Alcohol	Level 3 Incident	5.1812 5.1813
Possession (Drug Paraphernalia)	<i>SEE</i> Drug (Paraphernalia)	Level 3 Incident	5.1812 5.1813
Possession (Drugs)	<i>SEE</i> Drugs (Possession)	Level 3 Incident	5.1812 5.1813
Possession (Explosive Device)	<i>SEE</i> Explosive Device	Level 4 Incident	5.1812 5.1813
Possession (Firearm)	<i>SEE</i> Firearm	Level 4 Incident	5.1812 5.1813
Possession (Knife)	<i>SEE</i> Knife	Level 3 Incident	5.1812 5.1813

Possession (Other Potentially Dangerous Items)	Any instrument or object, other than firearms or knives, that could be deliberately used to inflict harm on another person, or could be used to intimidate any person. Included in this category are 1313-guns and toy or replica guns represented as real guns. Also, included in this category are the possession or storage of items which are prohibited at school, including, but not limited to ammunition clips, bullets or cartridges, flammable liquids, combustible materials, matches, lighters, mace, pepper spray, poisonous substances, and any other items which may result in injury. (NOTE: If a weapon is used during an incident, that incident should be coded including an appropriate corresponding weapons-related entry.)	Level 3 Incident	5.1812 5.1813
Possession (Tobacco)	<i>SEE</i> Tobacco Products	Level 3 Incident	5.1812 5.1813
Prescription Medication (Unauthorized Use, <u>Misuse</u> , or Possession)	<i>SEE</i> Drugs (Prescription)	Level 3 Incident	5.1812 5.1813
<u>Previous Incident</u>	<u>This incident code is to be used ONLY when coding an action in the current school year for an incident that occurred in the previous school year.</u>	<u>Other Incident Codes</u>	<u>5.1812</u> <u>5.1813</u>
Privileges (Loss of Extra-Curricular)	The loss of an extra-curricular privilege such as attending events not during school hours, removal from an athletic team or club, and/or exclusion from a specified activity.	Disciplinary Consequence Action	5.1812 5.1813
Privileges (Loss of During School Hours)	The loss of a privileges(s) during school hours such as assemblies, field trips, and incentive activities. (NOTE: If the activity is academically oriented, the student MUST be given an alternative assignment with an opportunity to receive the same information and grade.)	Early Intervention Consequence Action	5.1812 5.1813
Probation (Bus)	An alternative to a Bus Suspension. A student placed on Bus Probation will, very likely, be suspended from the school bus if another bus violation occurs.	Bus Related Consequence Action	5.1812 5.1813
Profane/Obscene Language	Abusive, profane, obscene, or vulgar language (verbal, written, or gestures) or conduct in the presence of another person	Level 2 Incident	5.1812 5.1813
Prohibited Items,	Possession and/or use of items or contraband	Level 1 Incident	5.1812

	Non-Criminal	designated by the school as inappropriate materials such as portable paging devices, beepers, portable cellular telephones , portable cassette or CD players, electronic games, roller blades, skateboards, magic cards, lighters, hats, etc. AND any other item that cause distraction or damage to persons or property or otherwise interfere with the learning process; <u>or unauthorized possession or use of one's own prescription medication or over-the-counter mild pain medication including but not limited to items such as aspirin, Advil, Aleve, Midol, NoDoze, or herbal supplements, without parental approval AND school notification pursuant to Policy 5.321.</u>		5.1813
	Public Display of Affection	Engaging in overtly amorous contact or language not appropriate in a school setting.	Level 1 Incident	5.1812 5.1813
R				
	Razor	<i>SEE</i> Possession of Other Potentially Dangerous Items	Level 3 I Incident	5.1812 5.1813
	Razor Knife	<i>SEE</i> Knife	Level 3 Incident	5.1812 5.1813
	Reckless Vehicle Use	Using any motorized or self-propelled vehicle on school grounds in a reckless manner or so as to threaten the health and safety or to disrupt the educational process.	Level 3 Incident	5.1812 5.1813
	Referral for Mediation	Referral to Mediation (Peer or Adult) for stated incident.	Prevention Consequence Action	5.1812 5.1813
	<u>Referral to School CORE Team</u>	<u>The referral to the school's CORE team for possible interventions.</u>	<u>Early Intervention Consequences</u>	<u>5.1812</u> <u>5.1813</u>
	Referred to School Guidance Counselor	Counseling of the student by the guidance counselor to assist the student in developing or utilizing the necessary skills to address the stated incident.	Prevention Consequence Action	5.1812 5.1813
	Replica Gun	<i>SEE</i> Possession of any Other Potentially Dangerous Items	Level 3 Incident	5.1812 5.1813
	Restitution (Voluntary)	Repayment for damages or loss.	Disciplinary Consequence Action	5.1812 5.1813

	Robbery	The taking or attempting to take anything of value that is owned by another person or organization, under confrontational circumstances by force or threat of force or violence and/or by putting the victim in fear. A key difference between robbery and larceny is that a threat of battery is involved in robbery.	Level 3 Incident	5.1812 5.1813
	Robbery, Armed	The taking of money or other property which may be subject of larceny from the person or custody of another, with intent to either permanently or temporarily deprive the person or the owner of the money or other property, when in the course of the taking there is the use of force, violence, assault, or putting in fear; with the use of a firearm or other deadly weapon. <u>See Florida Statutes Fla. Stat. § 812.13(1) & (2)(a).</u>	Level 4 Incident	5.1812 5.1813 <u>5.1814</u>
	Rocket	<i>SEE</i> Firearm	Level 4 Incident	5.1812 5.1813
	Rules (Disobeying Bus)	Violation of the posted or written rules of conduct for the bus that is not necessarily a disruptive behavior. Examples: not in assigned seat, eating or drinking on the bus, getting on or off the bus at the wrong bus stop.	Level 1 Incident	5.1812 5.1813 <u>5.186</u>
	Rules (Failure to Comply Class/School)	Violation of specific posted or written school or class rule that is not necessarily a disruptive behavior. Examples: repeated gum chewing, repeatedly unprepared for class, etc.	Level 1 Incident	5.1812 5.1813
S				
	Sale (Drugs)	<i>SEE</i> Drugs (Sale)	Level 4 Incident	5.1812 5.1813
	Saturday School/Detention	Required attendance for a monitored period of time on a Saturday	Disciplinary Consequence Action	5.1812 5.1813
	Schedule Change (Change of Regular Classes)	A permanent change in the student's regular class schedule	Prevention Consequence Action	5.1812 5.1813
	School Service Work (Before/After School/Non-School Day)	The assignment of a student to work detail before or after school hours. Generally, this is used in lieu of a detention and the student is paired with a staff member to perform the duties as determined.	Disciplinary Consequence Action	5.1812 5.1813

School Service Work (During School Hours)	Work assistance provided by the student to any staff member during school hours including, but not limited to, campus or hallway clean-up.	Early Intervention Consequence Action	5.1812 5.1813
Self-Designed Action(s)	Student designs and implements a plan to correct errors made, apologizes, replace/repair property.	Prevention Consequence Action	5.1812 5.1813
Service Work (Before/After School/Non-School Day)	The assignment of a student to work detail before or after school hours. Generally, this is used in lieu of a detention and the student is paired with a staff member to perform the duties as determined.	Disciplinary Consequence Action	5.1812 5.1813
Service Work (During School Hours)	Work assistance provided by the student to any staff member during school hours including, but not limited to, campus or hallway clean-up	Early Intervention Consequence Action	5.1812 5.1813
Severe/Repetitive Inappropriate Activity	Any Level 2-type activity that is disruptive and/or inappropriate in a school setting that does not fit into another Level 2 category	Level 2 Incident	5.1812 5.1813
Sexual Battery	Attempted or actual forcible penetration. Forced oral, anal, or vaginal penetration by, or union with, the sexual organ of another or the anal or vaginal penetration of another by any other object. weapon. <u>See (Florida Statutes § 793.011(1)).</u>	Level 4 Incident	5.1812 5.1813 <u>5.1814</u>
Sexual Harassment	Unwanted or repeated verbal or physical sexual behavior that is offensive and objectionable to the recipient, causes discomfort or humiliation or creates a hostile environment. Sexual harassment shall include but not be limited to creating a hostile environment. This consists of sexually harassing conduct which can include unwelcome sexual advances; and other verbal, nonverbal or physical behavior of a sexual nature by an individual that is sufficiently severe, persistent, or pervasive enough to create a hostile or abusive educational environment. (NOTE: In some cases, severe incidents of sexual harassment which includes physical contact may be considered a Battery ; or with physical penetration, a Sexual Battery.)	Level 2 Incident	5.1812 5.1813
Sexual Misconduct	Engaging in a sex act or physical conduct of a sexual nature; the unlawful sexual intercourse, sexual contact or other unlawful behavior or conduct intended to result in sexual gratification without force or threat and where the victim is capable of giving consent.	Level 3 Incident	5.1812 5.1813

Silent Lunch/Lunch Detention	A separate facility and/or seating arrangement for the student during a regularly scheduled lunch period. Additionally, the administrator may request some cafeteria clean-up assistance from the student such as sweeping, wiping tables, and/or assisting with other clean-up activities.	Early Intervention Consequence Action	5.1812 5.1813
Snuff	<i>SEE</i> Tobacco Products	Level 3 Incident	5.1812 5.1813
Solvents	<i>SEE</i> Inhalants <u>Intoxicants</u>	Level 3 Incident	5.1812 5.1813
Special Program (Alternative to Alternative School/ Program (District-Placed))	The assignment by the district to an alternative school for a specified period of time. (NOTE: The number of days must be specified in the duration code.)	District Imposed Consequence Action	5.1812 5.1813
Staffing (ESE/CORE/504/ Other)	Student recommended to the necessary department/group for staffing and development of a course of action (interventions) for the student.	Prevention Consequence Action	5.1812 5.1813
Starter Gun	<i>SEE</i> Firearms	Level 4 Incident	5.1812 5.1813
Stealing (Less Than Fifty Dollars (\$50))	The unlawful taking, carrying, leading, or riding away of property less than fifty dollars (\$50) in value from the possession, or constructive possession, of another person	Level 2 Incident	5.1812 5.1813
Stealing (More Than Fifty Dollars (\$50))	The unlawful taking, carrying, riding away or concealing the property of another person, without threat, violence or bodily harm, with the intent to prevent or deprive the rightful owner of its use. This includes taking of property or taking property from a vehicle on school property.	Level 3 Incident	5.1812 5.1813
<u>Student Misconduct. Alternative to Suspension Program</u>	<u>A program designed to educate the student about anger management and to deter future student misconduct. Generally, this is used as an alternative to an out-of-school suspension and to reduce the number of days of a student suspension.</u>	<u>Disciplinary Consequences</u>	<u>5.1812</u> <u>5.1813</u>
Suspension (Alternative to)	An alternative to an out of school suspension that prevents a student from attending all or some classes. During the period of an alternative to suspension, the student is assigned to a self-contained alternative classroom.	Disciplinary Consequence Action	5.1812 5.1813

Suspension (Bus)	Suspension of bus riding privileges for a specified period of time. (Consequences for violations of transportation policies, rules, or standards of conduct are not limited to the suspension of bus riding privileges. Other sanctions, up to and including out of school suspension and expulsion may be imposed when warranted.)	Bus Related Consequence Action	5.1812 5.1813 <u>5.186</u>
Suspension (Long-Term; District - Approved and Entered)	<u>Fla. Stat. Florida Statute § 230.33 1006.08</u> permits the Superintendent to extend a suspension beyond ten (10) school days if the student is being recommended for expulsion <u>and the suspension period would otherwise expire before the next Board meeting, where expulsion will be considered.</u>	District Imposed Consequence Action	5.1812 5.1813
<u>Suspension (Out of School, for Days Held in Abeyance)</u>	<u>An out-of-school suspension code specifically designated to address additional suspension days due to non-completion of an Alternative to Suspension program. This out-of-school suspension is a temporary removal of a student from school for a period of days equal to th days held in abeyance for the particular event. During the out-of-school suspension, the student is prohibited from attendance at school or any school-related functions. Note: Fla. Stat. § 1006.09(1)(b) establishes that no secondary or elementary school student may be suspended out of school for unexcused tardiness, lateness, absence, or truancy.</u>	<u>Disciplinary Consequence Action</u>	<u>5.1812</u> <u>5.1813</u>
Suspension (Out of School; Long-Term (Six (6) - Ten (10) Days)	The temporary removal of a student from school for a period of six (6) to ten (10) days. During the out of school suspension, the student is prohibited from attendance at school or any school-related functions. NOTE: Florida Statute Fla. Stat. § 232-26(1) 1006.09(1)(b) establishes that no secondary or elementary school student may be suspended out of school for unexcused tardiness, lateness, absence, or truancy.	Disciplinary Consequence Action	5.1812 5.1813
Suspension (Out of School; Mandatory Ten (10) Days)	The temporary removal of a student from school for a mandatory period of ten (10) days. During the out of school suspension, the student is prohibited from attendance at school or any school-related functions. NOTE: Florida Statute Fla. Stat. § 232-26(1) 1006.09(1)(b) establishes that no secondary or elementary school student may be suspended out of school for unexcused tardiness, lateness, absence, or truancy.	Disciplinary Consequence Action	5.1812 5.1813
Suspension (Out of School; Short-	The temporary removal of a student from school for a period of one (1) to two (2) days. During the	Disciplinary Consequence	5.1812

	Term One (1) -Two (2) Days)	out of school suspension, the student is prohibited from attendance at school or any school-related functions. NOTE: Florida Statute Fla. Stat. § 232.26(1) <u>1006.09(1)(b)</u> establishes that no secondary or elementary school student may be suspended out of school for unexcused tardiness, lateness, absence, or truancy.	Action	5.1813
	Suspension (Out of School; Short Term Three (3) - Five (5) Days)	The temporary removal of a student from school for a period of one (1) to five (5) days. During the out of school suspension, the student is prohibited from attendance at school or any school-related functions. NOTE: Florida Statute Fla. Stat. § 232.26(1) <u>1006.09(1)(b)</u> establishes that no secondary or elementary school student may be suspended out of school for unexcused tardiness, lateness, absence, or truancy.	Disciplinary Consequence Action	5.1812 5.1813
	Switch Blade Knife	<i>SEE</i> Knife	Level 3 Incident	5.1812 5.1813
T				
	Tardiness (Habitual)	A consistent failure to be in a place of instruction at the assigned time.	Level 1 Incident	5.1812 5.1813
	Temporary Removal	The temporary removal of a student from the traditional learning environment to a separate, individual learning environment.	Early Intervention Consequence Action	5.1812 5.1813
	Theft (Motor Vehicle)	The theft or attempted theft of a motor vehicle. Examples include theft of a car, truck, motorcycle, golf cart, dune buggy, RV or anything that is self-propelled.	Level 3 Incident	5.1812 5.1813
	Threat (Assessment)	The three levels of threat assessment are: (1) Low level of threat is a threat which poses a minimal risk to the victim and public safety. The threat is vague and indirect; the information contained within the threat is inconsistent, implausible or lacks detail; the threat lacks realism; and the content of the threat suggests the person is unlikely to carry it out. (2) Medium level of threat is a threat which could be carried out, although it may not appear entirely realistic. The threat is more direct and more concrete than a low level threat; the wording in the threat suggests that the threatener has given some thought to how the act will be carried out; there may be a general indication of a possible place and time (though these signs still fall well short of a detailed plan); There is no strong indication that	Levels 2, 3, 4 Incident	5.1812 5.1813

	<p>the threatener has taken preparatory steps, although there may be some veiled reference or ambiguous or inconclusive evidence pointing to the possibility-an illusion <u>allusion</u> to a book or movie that shows the planning of a violent act, or a vague, general statement about the availability of weapons; there may be a specific statement seeking to convey that the threat is not employ. Example: "I'm serious !" or "really mean this!" (3) High level of threat is a threat that appears to pose an imminent and serious danger to the safety of others; the threat is direct, specific, and plausible; the threat suggests concrete steps have been taken toward carrying it out, for example, statements indicating that the threatener has acquired or practiced with a weapon or has had the victim under surveillance.</p>		
Threat (Categories)	<p>The categories of threat are: (1) Direct threat identifies a specific act against a specific target and is delivered in a straightforward, clear, and explicit manner. Example: "I am going to place a bomb in the school's gym." (2) Indirect threat tends to be vague, unclear and ambiguous. The plan, the intended victim, the motivation, and other aspects of the threat are masked or equivocal. Example: "If I wanted to, I could kill everyone at this school!" While violence is implied, the threat is phrased tentatively-"If I wanted"-and suggests that a violent act could occur, not that it will occur. (3) Veiled threat is one that strongly implies but does not explicitly threaten violence. Example: "We could be better off without you around anymore" clearly hints at a possible violent act, but leaves it to the potential victim to interpret the message and give a definite meaning to the threat. (4) Conditional threat is the type of threat often seen in extortion cases. It warns that a violent act will happen unless certain demands or terms are met. Example: "If you don't pay me one million dollars, I will place a bomb in the school."</p>	Levels 2, 3 or 4 Incidents	5.1812 5.1813
Threat (Non-Criminal)	<p>A statement which does not meet the criteria of a criminal assault. A low level threat that poses a minimal risk to the victim and public safety. The threat is vague and indirect; the information contained within the threat is inconsistent, implausible or lacks detail; the threat lacks realism; and the content of the threat suggests the person is unlikely to carry it out.</p>	Level 2 Incident	5.1812 5.1813
Threat of Violence	<p>High level of threat is a threat that appears to</p>	Level 4 Incident	5.1812

	(High Level)	pose an imminent and serious danger to the safety of others; the threat is direct, specific, and plausible; the threat suggests concrete steps have been taken toward carrying it out, for example, statements indicating that the threatener has acquired or practiced with a weapon or has had the victim under surveillance.		5.1813
	To Attempt a Criminal Act Against a Person	Any person who attempts to commit, or who solicits another to commit, or who agrees, conspires, combines, or confederates with another person or persons to commit the offense of a Battery, Robbery, Homicide, Kidnapping, or Sexual Battery against another person or persons, and in such attempt does any act toward the commission of such offense, but fails in the perpetration or is intercepted or prevented in the execution of the offense. See (Florida Statute Fla. Stat. § 774.04).	Level 3 Incident	5.1812 5.1813
	Tobacco/Alcohol/Drug Alternative	A program designed to education the student about tobacco, alcohol, and/or drugs and to deter future use. Generally, this is used as an alternative to an out-of-school suspension and/or to shorten the length of the suspension.	Disciplinary Consequence Action	5.1812 5.1813
	Tobacco Products	Possession, use, sale, storage, or distribution of tobacco products on school district property. Tobacco product include, but are not limited to, cigarettes, cigars, snuff, dip, pipe tobacco, and chewing tobacco.	Level 3 Incident	5.1812 5.1813
	Toy Gun	<i>SEE</i> Possession of any Other Potentially Dangerous Items	Level 3 Incident	5.1812 5.1813
	Trespassing	To enter or remain on a public school campus, school board facility, or at a school function without authorization or invitation and with no lawful purpose for entry, including students under suspension or expulsion. To enter or remain on a public school campus, school board facility, or at a school district facility sponsored activity without authorization after being directed to leave by the chief administrator or designee of the facility, campus, or function.	Level 3 Incident	5.1812 5.1813
	Trinitrotoluene	<i>SEE</i> Inhalants <u>Intoxicants</u>	Level 4 Incident	5.1812 5.1813
	Truancy	An absence from class or school that the reason or excuse is inadequate or does not meet the	Level 1 Incident	5.1812

		criteria for an excused absence		5.1813
U				
	Unauthorized Possession or Use of Prescription Medication	<i>SEE</i> Drugs (Prescription)	Level 3 Incident	5.1812 5.1813
	Unauthorized Sale/Distribution of Materials (Non-Criminal)	Unauthorized selling or distributing of materials. Example: candy. (NOTE: Items that are illegal or inappropriate, such as drugs, weapons, pornography, etc., should be coded in a Level 3 Category.)	Level 1 Incident	5.1812 5.1813
	Unexplained Absence	An absence from class or school that the reason or excuse is inadequate or does not meet the criteria for an excused absence	Level 1 Incident	5.1812 5.1813
	Unserviced Detention (Extended)	Unexcused absence from a scheduled Extended Detention	Level 2 Incident	5.1812 5.1813
	Unserviced Detention (Regular)	Unexcused absence from a scheduled Regular Detention	Level 2 Incident	5.1812 5.1813
	Unserviced Detention (Saturday)	Unexcused absence from a scheduled Saturday Detention	Level 2 Incident	5.1812 5.1813
	Use of Intoxicants	<i>SEE</i> Intoxicants	Level 3 Incident	5.1812 5.1813
V				
	Vandalism (Minor)	To use wrongly or improperly, or to maltreat any school equipment or property. (NOTE: Significant damage or destruction should be coded as Vandalism.)	Level 2 Incident	5.1812 5.1813
	Vandalism More Than One Hundred Dollars (\$100)	The willful and/or malicious destruction, damage, or defacement of public or private property, real or personal, without the consent of the owner or the person having custody or control of it. This category, which includes graffiti, should be coded when the amount of damage to the property, including materials and labor, exceeds one hundred dollars (\$100) to repair, remove, and/or replace. (NOTE: If the damage to the property, including materials and labor, is less than \$100 to repair, than the event should be coded as Abuse	Level 3 Incident	5.1812 5.1813

		of School Property/Minor Vandalism unless Law Enforcement files charges.)		
Vehicle (Reckless Use)	Using any motorized or self-propelled vehicle on school grounds in a reckless manner or so as to threaten the health and safety or to disrupt the educational process.	Level 3 Incident	5.1812 5.1813	
Vehicle Theft	The theft or attempted theft of a motor vehicle. Examples include theft of a car, truck, motorcycle, golf cart, dune buggy, RV or anything that is self-propelled.	Level 3 Incident	5.1812 5.1813	
Verbal Assault on School Board Employee	Any intentional, unlawful threat, by word or act, to do violence to a school board employee, coupled with an apparent ability to do so, and doing some act that creates a well-founded fear in another person that violence is imminent.	Level 3 Incident	5.1812 5.1813	
Verbal Assault on a Student/Non-School Board Employee	Any intentional, unlawful threat, by word or act, to do violence to another person, coupled with an apparent ability to do so, and doing some act that creates a well-founded fear in another person that violence is imminent.	Level 3 Incident	5.1812 5.1813	
Voluntary Restitution/Self-Designed Action(s)	Student designs and implements a plan to correct errors made, apologizes, replace/repair property.	Prevention Consequence Action	5.1812 5.1813	
W				
Warning	Administrative conference with student and warning about stated incident.	Prevention Consequence Action	5.1812 5.1813	
Weapons	<i>SEE</i> Possession of Other Potentially Dangerous Items <i>OR</i> Knives <i>OR</i> Firearms <i>OR</i> Explosive Devices	Levels 3, 4 Incident	5.18 5.1812 5.1813	
Weekly Report	A progress report and/or assignment sheet which gives the student and parent the opportunity to track the student's academic and behavioral progress in each of his/her classes for a specified period of time.	Prevention Consequence Action	5.1812 5.1813	
Whipped Cream	<i>SEE</i>	Level 3 Incident	5.1812	

		Inhalants <u>Intoxicants</u>		5.1813
	Written Communication to Parent/Guardian (Other than a Copy of the Referral)	Letter, notes, and/or other written communication to parents/guardians	Prevention Consequence Action	5.1812 5.1813
X				
Y				
Z				

STATUTORY AUTHORITY: §§ ~~230.22(2); 230.23(6)(c) & (d); 230.23(22); 230.23005(1); 230.235, 1001.41(2); 1001.42(22); 1001.43(1), 1006.07 Fla. Stat.~~

LAWS IMPLEMENTED: §§ ~~230.23(6); 230.23005(1), 1001.43(1); 1003.31(1), (3); 1006.07; 1006.08; 1006.09; 1006.13(4), Fla. Stat.~~

HISTORY: 5/16/2001; __ / __ / 03

Legal Signoff:

The Legal Department has reviewed the revisions to proposed Policy 5.1811 and finds them legally sufficient for development by the Board.

Attorney

Date