

R5600 Student Discipline/Code of Conduct

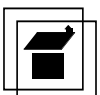
A. Purpose

The purpose of this regulation is as follows:

1. Foster the health, safety, social, and emotional well-being of pupils;
2. Support the establishment and maintenance of civil, safe, secure, supportive, and disciplined school environments conducive to learning;
3. Promote achievement of high academic standards;
4. Prevent the occurrence of problem behaviors;
5. Establish parameters for the intervention and remediation of pupil problem behaviors at all stages of identification; and
6. Establish parameters for school responses to violations of the pupil discipline/code of conduct that take into account, at a minimum, the severity of the offenses, the developmental ages of the pupil offenders, and pupils' histories of inappropriate behaviors.

B. Rules of Conduct

1. All pupils are bound by law, policies of the Board of Education, and the administrative regulations of this school district.
2. In addition, pupils shall not:
 - a. Be insubordinate to teachers or other school staff members or disregard their instructions or demonstrate lack of respect for their authority;
 - b. Create disorder or disruptions on school premises;

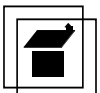


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- c. Use, threaten, or incite the use of physical force against other pupils, staff members, or visitors to the school;
- d. Steal, damage, or deface the property of other pupils, staff members, or the district;
- e. Engage in the sexual and/or other harassment of pupils or staff members;
- f. Violate codes of conduct adopted for organizations of pupils;
- g. Possess or use weapons or their facsimile or any implement intended to harm others;
- h. Use foul, abusive, derogatory, or demeaning language, including racial and ethnic remarks;
- i. Convey information about other pupils or staff members known to be false;
- j. Act so recklessly as to endanger the safety of others;
- k. Procure the property of others by threat or intimidation;
- l. Enter school premises or any specific portion of the premises without permission and without authority;
- m. Vandalize school property, real or personal;
- n. Create litter on school property;
- o. Be truant from school or class;
- p. Cheat or otherwise engage in academic dishonesty;
- q. Persistently refuse to complete homework and other assignments;
- r. Engage in illegal gambling;

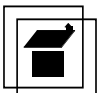


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- s. Smoke on school property;
 - t. Falsify an excuse or any school document;
 - u. Set fire to or cause a fire in any way on school premises;
 - v. Possess or explode a firecracker or other explosive device on school premises;
 - w. Sound or cause to be sounded a false alarm for fire, bomb, or other condition or circumstance hazardous to others;
 - x. Possess, use, or distribute a substance in violation of Policy No. 5530;
 - y. Commit an act of harassment, intimidation, or bullying; or
 - z. Engage in any other activity expressly prohibited by a school staff member in authority.
3. Pupils assigned to a school bus must obey all school rules, and
- a. Show respect for the driver at all times;
 - b. Enter and leave the bus in an orderly manner;
 - c. Ride only the bus to which they have been assigned;
 - d. Be and remain seated and use a seatbelt while the bus is in motion;
 - e. Avoid reckless and boisterous activity at all times, including during waits at pickup points;
 - f. Talk in a reasonable tone of voice and avoid loud noises;
 - g. Extend no portion of the body or other object out a bus window;



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- h. Keep aisles clear at all times;
 - i. Refrain from bringing animals or bulky, unmanageable projects onto the school bus;
 - j. Refrain from smoking, eating, and drinking on the bus; and
 - k. Possess, use, or distribute no substance in violation of Policy No. 5530.
4. The Building Principal or designee has the right to impose a consequence on a pupil for conduct away from school grounds pursuant to N.J.A.C. 6A:16-7.6. This authority shall be exercised only when it is reasonably necessary for the pupil's physical or emotional safety, security, and well-being or for reasons relating to the safety, security, and well-being of other pupils, staff, or school grounds, pursuant to N.J.S.A. 18A:25-2 and 18A:37-2 or when the conduct which is the subject of the proposed consequence materially and substantially interferes with the requirements of appropriate discipline in the operation of the school. Consequences shall be handled in accordance with Policy and Regulation 5600, pursuant to N.J.A.C. 6A:16-7.1, and as appropriate, in accordance with N.J.A.C. 6A:16-7-2, 6A:16-7.3, or 6A:16-7.5.

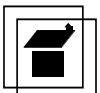
C. Disciplinary Measures

The following disciplinary measures may be applied as appropriate to the pupil's violation of school rules. The measures are sequential and are organized in order of severity.

1. Admonishment

A school staff member in authority may admonish the pupil for his/her unacceptable conduct and warn the pupil that additional misconduct may warrant a more severe penalty.

2. Temporary Removal from Classroom



- a. The classroom teacher may direct the pupil to report to the office of the administrator in charge of pupil discipline.
 - b. The administrator will (a) interview the pupil (b) confer with the teacher (as necessary) and (c) determine which, if any, additional disciplinary steps are indicated.
3. Deprivation of Privileges

The pupil may be deprived of the privilege of:

- a. Moving freely about the school building or grounds;
 - b. Participation in co-curricular or inter/intrascholastic activities (including field trips);
 - c. Attendance at a school-related social or sports activity;
 - d. Participation in a graduation ceremony;
 - e. Transportation by school bus; or
 - f. Any other privilege the Building Principal or designee determines may be appropriate and consistent with Policy 5600 and N.J.A.C. 6A:16-7.1 et seq.
4. Detention
- a. The pupil may be required to report before or after the school day to detention for a period of supervised study.
 - b. Transportation will be the responsibility of the pupil's parent(s) or legal guardian(s).
 - c. The pupil may be excused from detention only for an unavoidable commitment previously communicated by a parent/guardian; any such excused detention must be made up on another day.



5. Grading

A pupil who has cheated on a test or assignment, plagiarized material, falsified sources, refused to submit assignments, or otherwise indulged in academic dishonesty or negligence (paragraph B.2.p. and paragraph B.2.q.) may suffer a reduced grade by virtue of the disqualified work. In no other instance may a pupil's grade be lowered as a direct penalty for misconduct.

6. Service Projects

A pupil may be required to complete a service project in lieu of or in addition to other consequences in the school or the community (e.g., weeding, picking up trash, etc.), provided adequate age-appropriate supervision is available and parental permission is obtained. The nature of the project will vary, depending on the severity of the infraction and the needs of the school and/or community.

7. In-school Suspension

- a. The pupil may be removed from his/her regular classes and required to report to an in-school suspension program for supervised study.
- b. In-school suspension is a deprivation of the pupil's right to a thorough and efficient education and will not be imposed without the due process set forth in Policy and Regulation 5610.

8. Suspension from School

- a. The pupil may be denied the right to attend school for a period of time pursuant to N.J.S.A. 18A:37-2, N.J.A.C. 6A:16-7.2, and 6A:16-7.3, and Policy 5610.
- b. Suspension from school is a deprivation of the pupil's right to a thorough and efficient education and will not be imposed



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without the due process set forth in Policy and Regulation 5610.

9. Expulsion

- a. The Board may expel a general education pupil from school, pursuant to N.J.S.A. 18A:37-2, N.J.A.C. 6A:16-7.5, and Policy 5620.
- b. Expulsion is an extremely serious disciplinary measure; it deprives the pupil of his/her right to a thorough and efficient education and will not be imposed without the due process set forth in Policies 5610 and 5620.

D. Remedial Measures

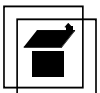
The following remedial measures may be taken to aid in correcting pupil conduct and to ensure that the pupil is properly placed in an appropriate educational environment and is not in need of special education and/or related services.

1. Restitution and Restoration

- a. The pupil may be required, to:
 - (1) Make restitution, in kind or cost or labor, for any loss he/she has caused; or
 - (2) Restore to its former condition, by his/her own labor, any property the pupil has damaged or defaced.
- b. A pupil who refuses to make restitution or restoration as directed may be disciplined by one or more of the measures included at paragraph C.

2. Counseling

- a. The pupil may be required to consult with a guidance counselor or mental health professional to determine the



causes of his/her misconduct and to assess the need for a change in educational placement.

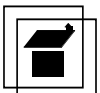
- b. The counselor and/or school administrator will explain:
 - (1) Why the pupil's conduct is unacceptable to the school and damaging to the pupil;
 - (2) What the consequences of continued misconduct are likely to be; and
 - (3) Appropriate alternate behaviors.
- c. The counselor and/or school administrator may refer the pupil, as appropriate, for additional counseling, evaluation, intervention, treatment, or therapy. Referrals may be made to:
 - (1) The Child Study Team;
 - (2) Intervention and Referral Team;
 - (3) A public or private social agency; or
 - (4) A legal agency.

3. Parent Conferences

The pupil may be required to attend a meeting with his/her parent(s) and appropriate staff members to discuss the causes of the pupil's behavior, possible remediation, potential disciplinary measures, and alternative conduct.

4. Alternate Educational Program

The pupil may be assigned to an alternate educational program as recommended by the pupil's guidance counselor, classroom teacher, Child Study Team, and/or the school administrator.



E. Consequences and Remedial Measures for Acts of Harassment, Intimidation, or Bullying

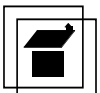
1. Consequences

Consequences for a pupil who commits an act of harassment, intimidation, or bullying shall be varied and graded according to the nature of the behavior, the developmental age of the pupil, and the pupil's history of problem behaviors and performance.

a. The consequences may include, but are not limited to, the examples listed below:

- (1) Admonishment;
- (2) Temporary removal from the classroom;
- (3) Deprivation of privileges;
- (4) Classroom or administrative detention;
- (5) Referral to disciplinarian;
- (6) In-school suspension;
- (7) Temporary or permanent loss of ability to participate in after-school programs;
- (8) Out-of-school suspension (short-term or long-term);
- (9) Reports to law enforcement or other legal action;
- (10) Participating in school district-sponsored programs; and/or
- (11) Expulsion.

2. Remedial Measures



Remedial measures shall be designed to correct the problem behavior; prevent another occurrence of the problem; protect and provide support for the victim of the act; and take corrective action for documented systemic problems related to harassment, intimidation, or bullying.

F. Consequences and Remedial Measures for Acts or Incidents of Dating Violence at School

Consequences and remedial measures specific to acts or incidents of dating violence at school shall be used to address the act or incident and to serve as remediation, intervention, education, and prevention for all individuals involved. Responses shall be tiered with consideration given to the seriousness and number of previous occurrences of acts or incidents in which the victim and aggressor have been involved.

1. Consequences

a. Consequences may include, but are not limited to, the following:

- (1) Admonishment;
- (2) Temporary removal from the classroom;
- (3) Classroom or administrative detention;
- (4) In-school suspension;
- (5) Out-of-school suspension;
- (6) Reports to law enforcement; and/or
- (7) Expulsion.

2. Remedial Measures/Interventions



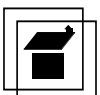
- a. Remedial measures/interventions may include, but are not limited to, the following:
 - (1) Parent conferences;
 - (2) Pupil counseling (all pupils involved in the act or incident);
 - (3) Peer support group;
 - (4) Corrective instruction or other relevant learning or service experiences;
 - (5) Supportive pupil intervention (Intervention and Referral Services - I&RS);
 - (6) Behavioral management plan; and/or
 - (7) Alternative placements.

G. Chart of Discipline

Below is a listing of pupil behaviors that are subject to pupil discipline including suspension or expulsion pursuant to N.J.S.A. 18A:37-2. The behaviors include, but are not limited to:

HIGH SCHOOL:

- 1. **Dress code:** Wearing articles of clothing which are deemed unhealthy, distracting or promiscuous by the administration or which contain profane or inappropriate language; references to alcohol, drugs or sex; or demeaning references to specific gender, ethnic, racial or religious groups:
 - a. 1st offense: 1 to 3 central detentions
 - b. 2nd offense: 3 central detentions, parent conference and possible suspension
- 2. **Expressions of racial, ethnic, religious or gender bias:**

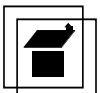


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- a. 1st offense: 3 to 9 day suspension, referral to Superintendent of Schools and referral to police
 - b. 2nd offense: Indefinite suspension, referral to Superintendent of Schools, referral to police and possible expulsion from school
 - c. NOTE: See separate section of this regulation for consequences resulting from Harassment, Intimidation and Bullying (HIB)
3. **Fighting:**
- a. 1st offense: 1 to 5 day suspension (pending investigation)
 - b. 2nd offense: 5 to 9 day suspension (pending investigation)
4. **Forging Notes:**
- a. 1st offense: 3 Central Detentions
 - b. 2nd offense: 3 Central Detentions and possible suspension
5. **Gambling/Card Playing:**
- a. 1st offense: Detention
 - b. 2nd offense: 1-3 day suspension
 - c. 3rd offense: 3-9 day suspension, referral to Superintendent of Schools and referral to police
6. **Hazing/Threats directed at students:**
- a. 5-9 day suspension, referral Superintendent of Schools, referral to police and possible expulsion from school
 - b. NOTE: See separate section of this regulation for consequences resulting from Harassment, Intimidation and Bullying (HIB)
7. **Insubordination directed at staff member:**
- a. Central detention or suspension
 - b. Case by case approach, depending on the severity of the incident
8. **Intimidation or threats (physical or verbal) directed at staff member (property/person):**
- a. 5 to 9 day suspension, restitution (if property), psychological examination, referral Superintendent of Schools, referral to police, and possible expulsion from school
 - b. Case by case approach, depending on the severity of the incident
9. **Leaving School grounds without permission:**



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- a. 1st offense: 1 day suspension
 - b. 2nd offense: 2 day suspension
- 10. Loitering on school property without supervision/permission:**
- a. 1st offense: 3 Central Detentions
 - b. 2nd offense: 3 Central Detentions and possible suspension
- 11. Pornography (including but not limited to posting or accessing on Internet):**
- a. 1st offense: 3 to 5 day suspension
 - b. 2nd offense: 5 to 9 day suspension
- 12. Possessing, using, or being under the influence of drugs, alcohol or other harmful substances on school property or during school sponsored activities:**
- a. 1st offense: 3 to 5 day suspension, referral for substance abuse assessment, referral to Superintendent of Schools and referral to police
 - b. 2nd offense: 5 to 9 day suspension, referral for substance abuse assessment, referral to Superintendent of Schools and referral to police
 - c. NOTE: Additional procedures governing substance involvement are delineated in the Millburn Township Public Schools Drug and Alcohol Policy
- 13. Profanity (general or directed at another student):**
- a. 1st offense: Central detention
 - b. 2nd offense: 1 to 3 day suspension
- 14. Profanity (directed at staff member):**
- a. 1st offense: 3 to 5 day suspension
 - b. 2nd offense: Suspension and possible removal from class/activity
- 15. Significant disruption of the learning process:**
- a. 1st offense: 1-5 day suspension
 - b. 2nd offense: 5-9 day suspension
- 16. Smoking on School Property:**
- a. 1st offense: 5 day detention and parent contact



- b. 2nd offense: 1 day suspension and educational component

17. Vandalism/Theft/Graffiti:

- a. 1st offense: 3 to 9 day suspension, restitution (if property), referral to Superintendent of Schools and referral to police
- b. 2nd offense: 9 day suspension/possible expulsion, restitution (if property), referral to Superintendent of Schools and referral to police

MIDDLE SCHOOL:

1. Cell phones and electronic devices:

- a. 1st offense: Device taken and brought to office (item picked up after school)
- b. 2nd offense: Device taken and brought to office and parent contacted
- c. 3rd and subsequent offenses: Device taken, parent conference, detention

2. Dress code: Wearing articles of clothing which are deemed unhealthy, distracting or promiscuous by the administration or which contain profane or inappropriate language; references to alcohol, drugs or sex; or demeaning references to specific gender, ethnic, racial or religious groups:

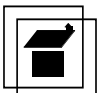
- a. 1st offense: Change clothing and possible detention
- b. 2nd offense: Change clothing, possible detention, parent notification and possible suspension

3. Expressions of racial, ethnic, religious or gender bias:

- a. 1st offense: 1 to 9 day suspension, referral to Superintendent of Schools and referral to police
- b. 2nd offense: Indefinite suspension, referral to Superintendent of Schools, referral to police and possible expulsion from school
- c. NOTE: See separate section of this regulation for consequences resulting from Harassment, Intimidation and Bullying (HIB)

4. Fighting:

- a. 1st offense: 1 to 5 day suspension (pending investigation)
- b. 2nd offense: 5 to 9 day suspension (pending investigation)



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5. **Gambling:**
 - a. 1st offense: 1-3 day suspension
 - b. 2nd offense: 3-9 day suspension, referral to Superintendent of Schools and referral to police

6. **Hazing/Threats directed at students:**
 - a. 1-9 day suspension, referral Superintendent of Schools, referral to police and possible expulsion from school
 - b. NOTE: See separate section of this regulation for consequences resulting from Harassment, Intimidation and Bullying (HIB)

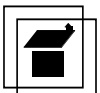
7. **Insubordination directed at staff member:**
 - a. General detention or suspension
 - b. Case by case approach, depending on the severity of the incident

8. **Intimidation or threats (physical or verbal) directed at staff member (property/person):**
 - a. 1 to 9 day suspension, restitution (if property), psychological examination, referral Superintendent of Schools, referral to police, and possible expulsion from school
 - b. Case by case approach, depending on the severity of the incident

9. **Leaving School grounds without permission (incl. cutting school/class):**
 - a. General detention, parent notification, police notification and possible suspension
 - b. Case by case approach, depending on the severity of the incident

10. **Pornography (including but not limited to posting or accessing on Internet):**
 - a. 1st offense: 1 to 5 day suspension
 - b. 2nd offense: 5 to 9 day suspension

11. **Possessing, using, or being under the influence of drugs, alcohol or other harmful substances on school property or during school sponsored activities:**
 - a. 1st offense: 3 to 5 day suspension, referral for substance abuse assessment, referral to Superintendent of Schools and referral to police



- b. 2nd offense: 5 to 9 day suspension, referral for substance abuse assessment, referral to Superintendent of Schools and referral to police
- c. NOTE: Additional procedures governing substance involvement are delineated in the Millburn Township Public Schools Drug and Alcohol Policy

12. Profanity (all cases – to/about students and to/about staff):

- a. General detention and possible suspension
- b. Case by case approach, depending on the severity of the incident

13. Significant disruption of the learning process:

- a. 1st offense: Removal from the class for that period and possible general detention
- b. 2nd offense: Removal from the class for that period, general detention and possible suspension, parent notification
- c. 3rd offense: Possible removal from class, suspension and possible reorganization of student schedule

14. Smoking on School Property (incl. possession of lighters/matches):

- a. 1st offense: 1 day suspension
- b. 2nd offense: 2-3 day suspension

15. Vandalism/Theft/Graffiti:

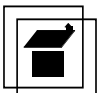
- a. 1st offense: 1 to 9 day suspension, restitution (if property), referral to Superintendent of Schools and referral to police
- b. 2nd offense: 5 to 9 day suspension/possible expulsion, restitution (if property), referral to Superintendent of Schools and referral to police

16. Tardiness to class:

- a. 1st offense: Warning
- b. 2nd offense: Teacher detention
- c. 3rd offense: General detention
- d. 4th and subsequent offenses: Parent conference, detention

17. Forging notes:

- a. 1st offense: 3 general detentions
- b. 2nd offense: 3 general detentions, possible suspension



18. Loitering on school property without supervision:

- a. 1st offense: 3 general detentions
- b. 2nd offense: 3 general detentions, possible suspension

GRADES Pre K through 5:

At the PK through 5 grade levels, the chart of discipline is more general in nature, in deference to the broad range of student ages in question. Broadly speaking, there is a common set of expectations at the PK through 5 level for behavior as well as a common set of consequences for not meeting those expectations, as follows.

Expectations for Behavior

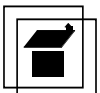
1. Respect must be shown for all staff, including playground and lunchroom aides, substitute teachers and custodians.
2. Physical contact, such as pushing, hitting, touching, spitting and kicking is never acceptable.
3. Name-calling, teasing, hurtful remarks and gestures are not acceptable.
4. Running or making excessive noise in the hallways, stairwell and bathroom are not acceptable.
5. Personal belongings may not be taken or used without the express permission of the owner.
6. Students are expected to meet these expectations on the school bus and walking to and from school each day.

Consequences of Not Meeting Expectations

(NOTE: Consequences that follow when expectations are not met will take into account the context in which the inappropriate behavior has occurred, age of the students and the particular circumstances of the incident.)

The following steps may be taken when expectations are not met:

1. Teacher or administrator confers with student.

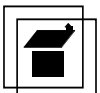


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2. Parents will be informed through phone calls, conferences or written notes when expectations are repeatedly not met, or if the severity of a single incident requires immediate parental involvement / notification.
3. Different privileges may be revoked when appropriate. This may include loss of recess or other school activities.
4. An after school detention period may be appropriate in some cases. The individual teacher or the principal will supervise this detention period.
5. In school or out of school suspension may be assigned by the building principal in instances where behavior is severely inappropriate. The building principal will immediately notify parents/guardians of any suspension.

H. Disciplinary Procedures

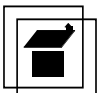
1. The district's Pupil Discipline/Code of Conduct Policy (#5600) and this accompanying regulation shall be disseminated annually to all school staff members, pupils, and parents and posted on the district website. Principals will distribute these documents to all pupils on the first day of each school year and to transferring pupils on the first day of their enrollment in this district.
2. Teachers and administrators in charge of pupil discipline shall make every effort to administer these rules consistently and fairly.
3. The staff member who disciplines a pupil for conduct shall, however minimal the offense or the discipline,
 - a. Orally inform the pupil of the conduct for which he/she is being disciplined; and
 - b. Offer the pupil an opportunity to deny the charge or to present extenuating circumstances.
4. Where the discipline is greater than an admonishment, the pupil's parent(s) or legal guardian(s) will be notified of the offense and of the discipline imposed and will be offered an opportunity to confer with the school administrator.



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5. Where the offense is serious and the discipline greater than detention, every effort will be made to notify the parent(s) prior to the informal hearing conducted in accordance with sub paragraph H.3 of this section (see above).
6. An in-school suspension, suspension from school, or expulsion will be conducted in strict accordance with law and Policies 5610 and 5620.
7. Violations of the rules regarding pupil conduct on school buses will be handled as follows.
 - a. The driver will report the offensive conduct to the Principal of the school (or his/her designee) in which the pupil is enrolled by submission of a completed written form that includes the name of the pupil, the school, and the specific offensive conduct.
 - b. The parent(s) or legal guardian(s) will be notified.
 - c. The Principal or designee will determine the discipline to be administered, in accordance with the severity of the infraction.
 - d. When the misconduct is severe, the pupil may be summarily suspended from the bus pending a conference with the parent(s) or legal guardian(s) and further disciplinary action.
- I. Pupils with Disabilities

For pupils with disabilities, subject to Individualized Education Programs in accordance with 20 U.S.C. §1400 et seq., the Individuals with Disabilities Educational Improvement Act, and accommodation plans under 29 U.S.C. §§ 794 and 705(20), pupil discipline and the code of conduct shall be implemented in accordance with the components of the applicable plans.
- J. Pupil Rights



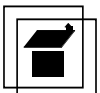
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Pupils subject to the consequences of the Pupil Discipline/Code of Conduct Policy and Regulation shall be informed of their rights, pursuant to N.J.A.C. 6A:16-7.1(c)3.i. through vii., that include:

1. Advance notice of behaviors that will result in suspensions and expulsions that have been identified under authority of N.J.S.A. 18A:37-2;
2. Education that supports pupils' development into productive citizens;
3. Attendance in safe and secure school environments;
4. Attendance at school irrespective of pupils' marriage, pregnancy, or parenthood;
5. Due process and appeal procedures, pursuant to N.J.A.C. 6A:3-1.3 through 1.17, N.J.A.C. 6A:4 and, where applicable, N.J.A.C. 6A:14-2.7 and 2.8;
6. Parent notification consistent with the policies and procedures established pursuant to N.J.A.C. 6A:16-6.2(b)3; and
7. Protections pursuant to 20 U.S.C. §1232g and 34 CFR Part 99, Family Educational Rights and Privacy Act; 20 U.S.C. § 1232h and 34 CFR Part 98, Protection of Pupil Rights Amendment; N.J.A.C. 6:3-6, Pupil Records; 45 CFR §160, Health Insurance Portability and Accountability Act; 20 U.S.C. §6301, Title IV(A)IV §4155 of the Elementary and Secondary Education Act as reauthorized under the No Child Left Behind Act; 42 CFR Part 2, Confidentiality of Alcohol and Drug Abuse Patient Records; N.J.S.A. 18A:40A-7.1, School-based drug and alcohol abuse counseling; information from participants; disclosure; N.J.A.C. 6A:16-3.2, Confidentiality of pupil alcohol and other drug information; N.J.S.A. 18A:36-19, Creation; Pupil Records: Maintenance and Retention, Security and Access; Regulations; Non-Liability; N.J.A.C. 6A:14-2.9, Student Records; as well as other existing Federal and State laws pertaining to pupil protections.



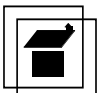
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K. Records

1. Instances of pupil discipline will be recorded in the pupil's file in strict compliance with N.J.A.C. 6A:32-7.1 et seq. and Policy No. 8330.
2. When a pupil transfers to a public school district from another public school district, all information in the pupil's record related to disciplinary actions taken against the pupil by the school district and any information the school district has obtained pursuant to N.J.S.A. 2A:4A-60, disclosure of juvenile information; penalties for disclosure, shall be provided to the receiving public school district, in accordance with the provisions of N.J.S.A. 18A:36-19(a), N.J.A.C. 6A:32-7.5(e)10.iv., and N.J.A.C. 6A:16-7.10.
 - a. The record shall be provided within two weeks of the date that the pupil enrolls in the receiving district.
 - b. Written consent of the parent or adult pupil shall not be required as a condition of the transfer of this information; however, written notice of the transfer shall be provided to the parent or the adult pupil.
 - c. When a pupil transfers to a private school, which includes all sectarian or nonsectarian nonprofit institutional day or residential schools that provide education for pupils placed by their parents and that are controlled by other than public authority, all pupil disciplinary records, with respect to suspensions or expulsions, shall be provided by the public school district of residence to the private school upon written request from the private school, in the same manner as such records would be provided by a public school district of residence to another public school district, pursuant to N.J.A.C. 6A:16-7.10(b).
 - d. The Board shall not use a pupil's past offenses on record to discriminate against that pupil.



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- e. All pupil disciplinary records maintained in the district shall conform with the requirements set forth in N.J.A.C. 6A:16-7.10(d).

L. Annual Report

The Superintendent of Schools shall report annually on the implementation of the Pupil Discipline/Code of Conduct Policy to the Board at a public meeting. The annual summary shall contain, at a minimum:

1. A numerical inventory of all violations of the pupil behavioral expectations in the Pupil Discipline/Code of Conduct Policy and Regulation;
2. Associated school responses to the violations of the pupil behavioral expectations;
3. An explanation and evidence of the effectiveness of the Pupil Discipline/Code of Conduct Policy and Regulation. The explanation and evidence, at a minimum, shall address:
 - a. The degree of effectiveness of the school district's activities in achieving the purposes of the Pupil Discipline/Code of Conduct Policy and Regulation, pursuant to the purposes as outlined in Paragraph A. above; and
 - b. The degree and effectiveness of the implementation of the contents of the Pupil Discipline/Code of Conduct Policy and Regulation.
4. Any proposed changes to the school district's current policies, procedures, programs or initiatives, based on the annual report.

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