

Mount Airy City Schools – Student Code of Student Conduct

All decisions related to student behavior are guided by the Mount Airy City Board of Education’s educational objective to teach responsibility and respect for cultural and ideological differences and by the board’s commitment to create safe, orderly, and inviting schools.

Student behavior policies are provided in order to establish:

1. Expected standards of student behavior;
2. Principles to be followed in managing student behavior;
3. Consequences for prohibited behavior including drug/alcohol policy violations; and
4. Required procedures for addressing misbehavior. ([Refer to Policy 4300](#) – Student Behavior Policies.)

A range of consequences has been developed to assist principals, assistant principals, and school officials in determining appropriate disciplinary consequences for student behavior. Conduct in violation of board policies, rules of the local school, and federal or state law will result in disciplinary consequences. It is important for parents and students to understand that a range of consequences is available to the school administration. These consequences are listed in alphabetical order, not in order of use. School administrators may choose from the range of consequences based on, unless specific consequences are required by law. Students with Disabilities will be disciplined with the guidelines and procedures set forth in the IDEA and Article 9, Chapter 115C of N.C.G.S., and the implementing regulations of each, shall be followed.

Additional consequences may apply to students Under the Lose Control/Lose your License Legislation (N.C.G.S. § 20-11(n1)). If a student is expelled, suspended for more than 10 consecutive days, or assigned to an alternative educational setting for more than 10 consecutive days for any of the offenses listed below, his/her drivers license or permit will be suspended for one year.

1. The possession or sale of an alcoholic beverage or an illegal controlled substance on school property or at a school activity off campus.
2. The bringing, possession, or use on school property or at a school activity off campus of a weapon or firearm that resulted in disciplinary action under N.C.G.S. §115C- 391(d1) or that could have resulted in that disciplinary action if the conduct had occurred in a public school.
3. The physical assault on a teacher or other school personnel on school property or at a school activity off campus.

Because participation in extra-curricular activities is a privilege and not a right, the board reserves the right to remove any student from extra-curricular activities – with or without notice – in keeping with the board’s educational objective to teach responsibility and respect for cultural and ideological differences and its commitment to create safe, orderly, and inviting schools. Students in Alternative Learning Program for disciplinary reasons or Out-of-School Suspension for any part of a school day are not eligible for extra-curricular activities, including athletics, on that day. Under NCHSAA Policy, a high school student who is convicted of, pleads guilty to, or pleads no contest to a crime classified as a felony, or is adjudicated as a delinquent for an offense that would be a felony if committed by an adult in this or any other state, is not eligible to participate in interscholastic athletics through the end of the student’s high school career. In a like manner, a middle school student will be declared ineligible through the end of his/her middle school career using this same standard. If the school has adequate evidence of a student’s participation in criminal activities on or off campus, the student may be suspended from participation in extra-curricular activities without regard to whether the student was ever charged with or convicted of a crime.

Students who accumulate more than 10 days of short term suspension may be referred for alternative educational services to the Alternative Learning Program. Students assigned for cumulative offenses, not including threats to the safety of other students or for violations of law, shall be reviewed at the end of each semester for readmission to the regular school setting. In some instances, the principal may elect to substitute out-of-school suspension with an alternative to suspension. Alternative suspension is a short-term in-school suspension setting housed within the Alternative Learning Program.

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Any weapon or prohibited substance will be confiscated by school officials. Unless the disposition of the property is otherwise provided for by law or board policy, it shall be returned to the student’s parent or guardian within a reasonable time no later than the last day of the school year.

A student is subject to the same discipline consequences as the violator if he/she knowingly advises, induces, encourages, aids or assists another student to commit an offense, or shares in the purpose of the act (to commit the offense) and aids or is in a position to aid the other student when the offense is committed. Any disciplinary offense that constitutes a reportable offense will also be reported to law enforcement according to 115C-288(g).

Level One Minor Violations - Range of Consequences Parent conferences will occur with every administered consequence.			
Academic Intervention	Before/After-school detention	Behavior Improvement Agreement/ Counseling	Bus Suspension
In-school Suspension	Isolation or time-out	Out-of-School Suspension <ul style="list-style-type: none"> ● 1 Day Repeated violations: Up to 2 Days 	School Service
Verbal or Written Reprimand			

- Academic misconduct, cheating/plagiarism, 1st offense
- Bullying, 1st Offense
- Communication devices or electronic devices displayed or in use during school hours without permission (Policy 4318)
- Disrespectful Conduct
- Dress code violations (Policy 4316)
- Failure or refusal to stay after school
- Inappropriate language
- Inappropriate public displays of affection after a warning
- Littering and loitering on school property
- Making false statements to personnel
- Possession of tobacco products, first and second offense (Policy 4320)
- Tardy to class or school, skipping classes, leaving class or school without permission, being in an unauthorized area- Out-of-school suspension does not apply to this violation
- Violation of local school, classroom, or bus rules

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Level Two Minor Violations - Range of Consequences Parent conferences will occur with every administered consequence.			
Academic Intervention	Before/ After-school detention • Up to 3 days	Behavior Improvement Agreement/ Counseling	Bus Suspension
Isolation or time-out	Out-of-School Suspension • Up to 2 days	Verbal or Written Reprimand	

- Academic misconduct, cheating/plagiarism, 2nd offense
- Bullying, 2nd Offense
- Destruction of school property
- Disrespectful conduct 2nd and subsequent offenses
- Failure to follow the lawful directions of school personnel
- Forgery
- Gang Activity, 1st Offense (Policy 4328)
- Inappropriate touching or unwelcome physical contact with another student, horseplaying
- Possession of tobacco products or electronic smoking, third and subsequent offenses (Policy 4320)
- Possessing, viewing or distributing pornography and obscenity – (Policy 4318)
- Profane, obscene, lewd, vulgar or indecent speech, drawings, symbols or gestures, 1st offense
- Taking photographs or videos of people for improper purpose
- Trespassing

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Level Three Serious Violations - Range of Consequences Parent conferences will occur with every administered consequence.				
After-school detention • Up to 5 days	Alternative Learning Program	Bus Suspension	Exclusion from Graduation Ceremony	Out-of-School Suspension • Up to 5 days

- Academic misconduct, cheating/plagiarism, 3rd offense
- Assault, which doesn't cause a serious injury
- Bullying, 3rd Offense
- Disorderly conduct
- Fighting, 1st offense, that does not cause serious bodily injury
- Gang Activity, 2nd Offense (Policy 4328)
- Inappropriate touching or unwelcome physical contact with a staff member
- Inciting or instigating a fight, 1st offense
- Possession of lighters, bullets, or any explosive devices
- Possession of a pocket knife, pen knife, or Swiss army knife (with a blade of 2.5" or less) so long as the blade has not been opened and exposed
- Selling stolen items at school
- Sexual misconduct, consensual
- Taking and/or sharing inappropriate pictures
- Theft of money or property (\$250 or less) (Policy 4330)
- Profane, obscene, lewd, vulgar or indecent speech, drawings, symbols or gestures, 2nd offense
- Vandalism
- Verbal or written threat, NOT a threat to kill or seriously injure
- Violation of MACS Student Responsible Use Policy

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<p>Level Four Serious Violations - Range of Consequences Parent conferences will occur with every administered consequence.</p>			
Alternative Learning Program	Bus Suspension	Exclusion from Graduation Ceremony	Out-of-School Suspension <ul style="list-style-type: none"> ● 3-10 days

- Affray involving more than two people
- A student under 13 who physically assaults a teacher or other school personnel, no serious injury
- Breaking or entering into school buildings, buses, or secured areas within a school building
- Burning of personal property/starting a fire, excluding arson or burning a building
- Extortion
- Fighting, 2nd offense
- Gang activity, 3rd offense (Policy 4328)
- Inciting or instigating a fight, 2nd offense; inciting or instigating an affray
- Indecent exposure
- Possession of a weapon or exposed/opened knife (with a blade less than 2.5 inches) (Policy 4333)
- Possession of "look-alike" weapons
- Possession of over-the-counter medication (Policy 4325)
- Possession, use or distribution of a prescription drug or medication that is not a controlled substance without a prescription (Policy 4325)
- Possession, use, or under the influences of any substance listed in policy, 1st offense (Policy 4325)
- Sexual harassment, physical
- Theft of money or property between \$250 and \$1,000 (Policy 4330)
- Use of lighters, bullets, or any explosive devices
- Verbal or written threats to kill or seriously injure others

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Level Five Violations - Range of Consequences			
Alternative Learning Program	Long-term Suspension	Exclusion from Graduation Ceremony	Out-of-School Suspension <ul style="list-style-type: none">• 5-10 days

- Assault involving use of a weapon (Policy 4333)
- Assaults a non-student
- Assault with serious injury involving required medical attention
- Bomb threat (Policy 4333)
- Communicating threats
- False fire alarm
- Fighting, 3rd and subsequent offenses
- Gang Activity, 4th & Subsequent Offenses (Policy 4328)
- Making False 911 Call
- Possession or use of any weapon or knife with blade greater than 2.5 inches (Policy 4333)
- Possession of any powerful explosive (Policy 4333)
- Possession, use, or under the influences of any substance listed in policy, 2nd offense (Policy 4325)
- Selling, distributing, or transmitting any substances listed in Policy 4325
- Terrorist threats (Policy 4333)
- Theft of money or property over \$1000 (Policy 4330)
- Use of a "look-alike" weapon (Policy 4333)

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Level Six Violations - Range of Consequences			
Alternative Learning Program	Exclusion from Graduation Ceremony	Expulsion - Unlimited exclusion from school	Long-term Suspension

- Any student 14 years of age or older whose behavior indicates that the student's continued presence in school constitutes a clear threat to the safety of other students or employees.
- Any student 14 years of age or older who commits or is charged with a felony and whose continued presence in school constitutes a clear threat to the safety of other students or employees.
- Armed robbery
- Arson
- Assault with a deadly weapon
- Assault and serious injury to teacher or other school personnel
- Hazing
- Homicide or manslaughter
- Kidnapping
- Rape and other sex offenses
- Robbery
- Sexual assaults
- Taking indecent liberties with a minor

The board acknowledges the dignity and worth of all students and employees and strives to create a safe, orderly, caring, and inviting school environment to facilitate student learning and achievement. The board prohibits discrimination on the basis of race, color, national origin, sex, disability, or age and will provide equal access to the Boy Scouts and other designated youth groups as required by law. The board will not tolerate any form of unlawful discrimination, harassment, or bullying in any of its educational or employment activities or programs. If any of the above-described misconduct also involves discrimination, harassment, or bullying, the school will also investigate and address the behavior according to Policy 1710-4021-7230.

If a student believes this code of conduct has been applied in a manner that would constitute discrimination, harassment, or bullying, the student (or the student's parent) should report his or her concerns using the procedures found in Policy 1710-4021-7230