

Oneida Board of Education

Monitoring: Review: Annually, in April	Descriptor Term: Discipline Procedures	Descriptor Code: 6.313	Issued Date:
		Rescinds: 6.313	Issued: 03/13/03

The following levels of misbehavior and disciplinary procedures and options are designed to protect all members of the educational community in the exercise of their rights and duties. ¹

MISBEHAVIORS: Level I

Minor misbehavior on the part of the student which impedes orderly classroom procedures or interferes with the orderly operation of the school, but which can usually be handled by an individual staff member.

Examples (not an exclusive listing):

- Classroom disturbances
- Classroom tardiness
- Cheating and lying
- Abusive language
- Nondefiant failure to do assignments or carry out directions
- Harassment (Sexual, Racial, Ethnic, Religious)
- Computer Hacking

Disciplinary Procedures:

- Immediate intervention by the staff member.
- Determine what offense was committed and its severity.
- Determine offender and that he/she understands the nature of the offense.
- Employ appropriate disciplinary options.
- Record of the offense and disciplinary action maintained by staff member.

Disciplinary Options:

- Verbal reprimand
- Special Assignment

- 1 Restricting activities
- 2 Assigning work details
- 3 Counseling
- 4 Withdrawal of privileges
- 5 Issuance of demerits which might affect citizenship or department grades
- 6 Strict supervised study
- 7 Detention
- 8 In-school suspension
- 9 Out-of-school suspension

11 MISBEHAVIORS: Level II

13 Misbehavior whose *frequency* or *seriousness* tends to disrupt the learning climate of the school.
14 Included in this level are misbehaviors which do not represent a direct threat to the health and safety of
15 others but whose educational consequences are serious enough to require corrective action on the part
16 of administrative personnel.

18 *Examples* (not an exclusive listing):

- 20 Continuation of unmodified Level I behaviors
- 21 School or class tardiness
- 22 School or class truancy
- 23 Use of tobacco in unauthorized areas
- 24 Using forged notes or excuses
- 25 Disruptive classroom behavior
- 26 Harassment (Sexual, Racial, Ethnic, Religious)

28 *Disciplinary Procedures:*

- 30 Student is referred to principal for appropriate disciplinary action.
- 31 Principal meets with student and teacher.
- 32 Principal hears accusation made by teacher, permits student the opportunity of explaining
33 his/her conduct, denying it or explaining any mitigating circumstances.
- 34 Principal takes appropriate disciplinary action and notifies teacher of action.
- 35 Record of offense and disciplinary action maintained by principal.

38 *Disciplinary Options:*

- 1 Teacher/schedule change
- 2 Modified probation
- 3 Behavior modification
- 4 Social probation
- 5 Referral to outside agency
- 6 In-school suspension
- 7 Transfer
- 8 Detention
- 9 Suspension from school-sponsored activities or from riding school bus
- 10 Restricting school related honors that a student is otherwise due
- 11 Out-of-school suspension not to exceed ten (10) days.
- 12

13 **MISBEHAVIORS: Level III**

14
15 Acts directly against persons or property but whose consequences *do not seriously endanger* the health
16 or safety of others in the school.

17
18 *Examples* (not an exclusive listing):

- 19
- 20 Continuation of unmodified Level I and II behaviors
- 21 Fighting (simple)
- 22 Vandalism (minor)
- 23 Stealing
- 24 Threats to others
- 25 Harassment (Sexual, Racial, Ethnic, Religious)
- 26

27 *Disciplinary Procedures:*

28
29 Student is referred to principal for appropriate disciplinary action.

30 Principal meets with student and teacher.

31 Principal hears accusation by accusing party and permits offender the opportunity of explaining
32 conduct.

33 Principal takes appropriate disciplinary action.

34 Principal may refer incident to the director of schools and make recommendations for
35 consequences.

36 If student's program is to be changed, adequate notice shall be given to the student and his/her
37 parents of the charges against him, his/her right to appear at a hearing and to be represented by
38 a person of his/her choosing.

39 Any change in school assignment is appealable to the Board.

1 Record of offense and disciplinary action maintained by principal or director of schools.

2
3 *Disciplinary Options:*

4
5 In-school suspension

6 Detention

7 Restitution from loss, damage or stolen property

8 Out-of-school suspension not to exceed ten (10) days

9 Transfer

10 Expulsion

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12 **MISBEHAVIORS: Level IV**

13
14 Acts which result in violence to another's person or property or which *pose a threat* to the safety of
15 others in the school. These acts are so serious that they usually require administrative actions which
16 result in the immediate removal of the student from the school, the intervention of law enforcement
17 authorities and action by the Board.

18
19 *Examples* (not an exclusive listing):

20
21 Unmodified Level I, II and III behaviors

22 Death threat (hit list)

23 Extortion

24 Bomb threat

25 Possession/use/transfer of dangerous weapons *

26 Assault

27 Battery *

28 Vandalism

29 Theft/possession/sale of stolen property

30 Arson

31 Possession of unauthorized substances *

32 Use/transfer of unauthorized substances

33 Harassment (Sexual, Racial, Ethnic, Religious)

34
35 *Disciplinary Procedures:*

36
37 Principal confers with appropriate staff members and with the student.

38 Principal hears accusation by accusing party and permits offender opportunity of explaining
39 conduct.

1 Parents are notified.
2 Law enforcement officials are contacted.
3 Incident is reported and recommendations made to the director of schools.
4 Complete and accurate reports are submitted to the director of schools.
5 Student is given hearing before disciplinary hearing authority.
6

7 Disciplinary Options 8

9 Expulsion

10 Alternative schools

11 Other hearing authority or Board action which results in appropriate placement

12 * Expulsion/Remand for a period of not less than one (1) calendar year subject to modification
13 by the director of schools on a case-by-case basis.
14

15 **ADDITIONAL GUIDELINES:** 16

- 17 1. A student shall not be suspended solely because charges are pending against him/her in
18 juvenile or other court.
- 19 2. A principal shall not impose successive short term suspensions that cumulatively exceed ten
20 (10) days for the same offense.
- 21 3. A teacher or other school official shall not reduce or authorize the reduction of a student's
22 grade because of discipline problems except in department or citizenship.
- 23 4. A student shall not be denied the passing of a course or grade promotion solely on the basis
24 of absences except as provided by board policy.
- 25 5. A student shall not be denied the passing of a course or grade promotion solely on the basis
26 of failure to:
 - 27 a. pay any activity fee;
 - 28 b. pay a library or other school fine; or
 - 29 c. make restitution for lost or damaged school property.
30
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Legal References

1. TCA 49-6-4012 through 4105
2. TCA 49-6-3007(h)

