

Any student who engages in behavior that is dangerous, disruptive, or unruly or that interferes with the teacher's ability to teach effectively may be subject to removal from class and placement as outlined below.

A. Behaviors considered dangerous, disruptive, or unruly, or behavior that interferes with the ability of the teacher to teach effectively include:

1. Criminal acts and/or behaviors, which endanger the health, safety or welfare of self and/or others. Examples of such behavior include, but are not limited to:

- Alcohol, drug, and/or weapons violations
- Violence toward others
- Starting fights
- Conspiring with other students to commit a crime
- Stalking a teacher and/or another student
- Destruction of property
- Theft

2. Harassment hazing, and/or acts of intimidation. Examples of such behavior include, but are not limited to:

- Threats
- Bullying
- Sexual misconduct
- Unwanted physical contact
- Disruption, intimidation, altercation, or confrontation that is gang related

3. Behavior that interferes with the ability to teach effectively  
Examples of such behavior include, but are not limited to:

- Repeated rules violations
- Continued disruptive behavior
- Acts intended to sabotage an activity
- Continual tardiness
- Persistent argumentation
- Refusal to comply with a direct request
- Disrespectful behavior

4. Inappropriate behavior

Examples of such behavior include but are not limited to:

- Foul and/or inappropriate language
- Crude habits
- Obscene dress

B. Student removal

1. Student removal from class

- a. The teacher shall send the student to the building principal or designee and inform him/her of the reason for the student's removal from class.
- b. When possible, a written explanation of the reasons for removal shall be sent with the student whenever possible, the office should be called and informed that the student is on the way to the office, or, if necessary, the student should be escorted.
- c. If the building administrator or designee is not available immediately upon the student's arrival, the student shall wait in a designated area.
2. Written Documentation and Due Process
  - a. The building administrator or designee and the teacher shall inform the student of the reason(s) for the removal from class and shall afford the student rudimentary due process. In all cases the student shall be given the opportunity to present his/her version of the situation.
  - b. The teacher or administrator shall prepare a written explanation within twenty-four (24) hours of the student's removal. The teacher written explanation(s) shall serve as appropriate documentation of the incident and shall be kept on file. The file may be located in the student management system.
- C. Alternative placement
  1. The building administrator or designee shall place a student who has been removed from a class by a teacher in one of the following alternative educational settings:
    - a. The class from which the student was removed if, after weighing the interests of the removed student, the other students in the class and the teacher, the principal or designee determines that readmission to the class is the best or only alternative.
    - b. Another class in the school or another appropriate place in the school.
    - c. Another instructional setting.
    - d. An alternative education program approved by the Board.
  2. When making placement decisions, the building administrator or designee shall consider the following factors:
    - a. The reason the student was removed from class;
    - b. The type of placement options available for students in that particular school and any limitations on such placements;
    - c. The estimated length of time of placement, the student's individual needs and interests;
    - d. The frequency of rules violations;
    - e. The relationship of the placement to any disciplinary action; and,
    - f. Severity of offense.

3. All placement decisions shall be made consistent with established board policies and in accordance with state and federal laws and regulations.
4. The parent/guardian of a minor student shall be notified of a student's placement in an alternative educational setting as outlined below.

This code recognizes that most student removals from a classroom setting will be for a short duration and may be considered as additional prior behavioral interventions. Removals for repeated rules violations may lead to more lengthy placement option considerations.

The principal or designee may consult with other appropriate school personnel as the principal or designee deems necessary when making or evaluating placement decisions. A student's parent/guardian may also be consulted regarding student placement decisions when determined by the principal or designee to be in the best interests of the persons involved or when required by law.

#### D. Parent/Guardian Notification

1. The building principal or designee will attempt to notify the parent/guardian as soon as possible by phone that the student has been removed from the classroom.
2. If the removal from class and change in educational placement involves a student with a disability, parent/guardian notification shall be made consistent with state and federal laws and regulations.
3. If the student removed from a class is also subject to disciplinary action for the particular classroom conduct (i.e., suspension or expulsion), the student's parent/guardian shall also be notified of the disciplinary action in accordance with legal and policy requirements

#### GENERAL GUIDELINES

##### A. Definitions

For the purpose of the Code:

1. "Classroom" is defined as any class, meeting or activity which students attend, or in which they participate while in school or out of school, and under the control or direction of school authorities. This definition includes, without limitation, regular classes, special classes, resource room session, labs, library time, counseling groups, assemblies, study halls and co-curricular activities, either during or outside of school hours.
2. "Teacher" is defined as a person holding a license or permit issued by the state superintendent whose employment by a school district requires that he or she hold that license or permit or any other person so designated by the principal.

##### B. Out of School and/or Outside of School Hours

Recognizing that this policy defines “classroom” to include activities under the control or direction of school authorities which occur out of school and/or outside of school hours, the implementation steps outlined in Section I, Student Removal Procedures, of this Code shall be implemented fully upon return to school.

Students who violate this Code of Conduct while participating in activities under the control or direction of school authorities which occur out of school and/or outside of school hours may have future participation limited or prohibited as a result of their behavior. Therefore, this Code of Conduct is not only applicable to in building classroom situations but applies to all areas of student participation under the control or direction of school authorities.

### **Legal References:**

### **Cross References:**

**Adoption Date:** 12/17/2018