

## SCHOOL RESPONSES TO STUDENT CONDUCT VIOLATIONS

### EXCLUSIONS

Any student excluded shall be placed under the control of the principal or designee. The student will be admitted back to classroom or bus when principal provides written certification to the teacher/driver. The principal shall notify parent(s) if disciplinary action is given.

When a student is excluded two times in one semester, a conference must be held with teachers, principal and parent(s) prior to being readmitted. WV Code §18A-5-1.

### LEVEL I

- Administrator/student conference or reprimand
- Administrator and teacher-parent/guardian conference
- Referrals and conference to support staff or agencies
- Referral to tobacco cessation program
- Daily/weekly progress reports
- Behavioral contracts
- Change in student's class schedule
- School service assignment
- Confiscation of inappropriate item
- Restitution/restoration
- Before, noon, and/or after-school detention
- Denial of participation in class and/or school activities
- immediate exclusion by teacher from one class period of the school day
- Saturday school
- In-school suspension
- Out-of-school suspension for up to three (3) days
- Law enforcement notification
- Refer to peer mediation/conflict resolution program
- Suspension from riding bus

### LEVEL II

- Any Level I response
- Out-of-school suspension for up to ten (10) days

### LEVEL III

- Any Level I and II response
- Out-of-school suspension for up to ten (10) days
- Recommend expulsion for up to one (1) school year (1-2 semesters)
- Agency notification

### LEVEL IV

- Mandatory out-of-school suspension for ten (10) days
- Recommend expulsion not to exceed one (1) school year or one (1) calendar year

### CONSEQUENCES AND INTERVENTIONS FOR SPECIAL EDUCATION AND 504 STUDENTS

It is required to determine if a student warrants protection under the IDEA, Policy 2419 and/or Section 504.

### RESTRAINT

Reasonable force may be used to retain a student from hurting himself/herself or any other person or property. Restraint involves the use of physical form to significantly restrict the free movement of all or a portion of a student's body.

### RESTRAINT TRAINING

School employees who may need to use restraint shall be provided training according to Policy 4373.

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## West Virginia State Board (WVDE) Policy 4373

### Expected Behavior In Safe and Supportive Schools



### Guideline for Student Behavior

Everyone involved in the education of students – teachers, parents, administrators, and the students themselves – is encouraged to become familiar with the following guidelines and the possible consequences should they be violated. These guidelines are from the WVDE Policy 4373.

## STUDENT CODE OF CONDUCT

All students enrolled in West Virginia public schools shall behave in a manner that promotes a school environment that is nurturing, orderly, safe and conducive to learning and personal-social development.

Students will:

- help create an atmosphere free from bullying, intimidation and harassment.
- demonstrate honesty and trustworthiness.
- treat others with respect, deal peacefully with anger, use good manners, and be considerate of the feelings of others.
- demonstrate responsibility, use self-control, and be self-disciplined.
- demonstrate fairness, play by the rules, and will not take advantage of others.
- demonstrate compassion and caring.
- demonstrate good citizenship by obeying laws and rules, respecting authority, and by cooperating with orders.

## Where Do Expectations Apply?

Conduct expectations apply to all students, staff and public guests:

- on school property,
- on school-owned/leased buses and vehicles,
- at school bus stops, and
- at school-sponsored events.

## LEVELS OF UNACCEPTABLE BEHAVIOR

### EXCLUSIONS

#### Offenses which may result in exclusion from classroom or bus:

- Disorderly conduct
- Interference with an orderly education process
- Threaten, abuse, intimidate or attempt to intimidate school employee or student
- Willful disobedience of school employee
- Use of profane or abusive language toward a school employee

### LEVEL I

#### Offenses which may result in out-of-school suspension for up to three (3) days:

- Anti-social conduct
- Cheating/academic misconduct
- Disorderly conduct
- Improper operation of a motor vehicle
- Inappropriate displays of affection
- Inappropriate dress and grooming
- Leaving school without permission
- Possession of inappropriate personal property
- Tardiness
- Technology abuse
- Tobacco
- Trespassing
- Truancy
- School bus conduct violations

### LEVEL II

#### Offenses which may result in out-of-school suspension for up to ten (10) days:

- Bullying/Harassment/Intimidation
- Failure to serve assigned detention
- False identification
- Forgery
- Fraud
- Gambling
- Gang activity
- Insubordination/unruly conduct
- Loitering
- Theft or possession of stolen property
- School bus conduct violation

### LEVEL III

#### Offenses which may result in out-of-school suspension for up to ten (10) days and possible expulsion for up to one (1) school year:

- Possessing, distributing, being under influence of alcohol
- Defacing school property
- Disobeying teacher in a willful manner
- Hazing
- Improper or negligent operation of a motor vehicle
- Marijuana (simple possession)
- Physical altercation
- Profane language
- Theft
- Threat of injury or injury
- Violation of school rules or policies

### LEVEL IV

#### Offenses which will result in mandatory out-of-school suspension for ten (10) days and possible expulsion for one (1) school year (1-2 semesters):

- Possession of a controlled substance
- Felony

#### Offenses which will result in mandatory Out-of-school suspension for ten (10) days and mandatory one (1) calendar year expulsion:

- Battery on a school employee
- Possession of a firearm or deadly weapon
- Sale of narcotic drug

To read entire policy go to:  
<http://wvde.state.wv.us/policies-p4373>  
For more information call:  
1-800-222-9838

