Atlantic City Public Schools



# Student Discipline/ Code of Conduct Handbook

Grades
Pre-K through 8

Approved September 2023



# Atlantic City School District

**Dr. La'Quetta S. Small** Superintendent of Schools

Atiba Rose

Assistant Superintendent of Curriculum & Instruction

**Dr. LaKecia Hyman**Assistant Superintendent of Schools

**Diane M. Saunders**Director of Human Resources

# Student Discipline / Code of Conduct Handbook Pre-K through Grade 8

# **TABLE OF CONTENTS**

		<u>Page</u>
•	Superintendent's Message	1
•	District's Mission and Vision Statements and Commitments	2
•	Conduct and Discipline (Overview)	3
•	Responsibilities – Students, Parents / Guardians and Staff Members	4
•	Student Guidelines	5
•	Student Rights	6
•	Comprehensive Behavioral Support	7
•	Administrative Procedure: Special Education – Discipline	9
	for Students with Disabilities	
•	Behaviors That May Result in Suspension or Expulsion	11
•	School Responses to Violations of Behavioral Expectations:	
	➤ Description of School Responses	13
	➤ Administrative Procedures - Suspensions, Hearings, Expulsions	15
	and Special Circumstances	
	➤ School Bus Conduct	22
•	Charts of Student Discipline / Code of Conduct:	23
	➤ Grades Pre-K through 2	
	➤ Grades 3 through 5	
	➤ Grades 6 through 8	



# ATLANTIC CITY PUBLIC SCHOOLS



OFFICE OF THE SUPERINTENDENT
Phone: 609-343-7200

September 1, 2023

**Greetings Atlantic City Public Schools Community:** 

Welcome! We look forward to working collaboratively to ensure our children reach their highest potential. My commitment to the district is to provide a safe, positive learning environment that will engage students and stimulate their thinking. Our schools will make every effort to provide all students with a sense of belonging while helping students develop intellectually, emotionally and socially.

In keeping with that goal, the Atlantic City School District has adopted clear policies and procedures to ensure students and staff can thrive in a safe and secure learning environment. We expect all schools to be places where students and staff can flourish and feel welcome. It is our priority to promote mutual respect for everyone.

Our discipline code ensures that appropriate actions and consequences are defined. I encourage all students, parents and guardians to familiarize yourselves with the responsibilities and expectations of our school district. By working together, we can continue to keep schools among the safest places to learn and grow.

Thank you for your continued support!

Yours in Education,

Dr. La'Quetta S. Small Superintendent of Schools

Dr. La Dush Small

1300 Atlantic Avenue, 5th Floor - Atlantic City, New Jersey 08401



# **Atlantic City Public Schools**

# Mission and Vision Statements

# Mission:

Atlantic City Public Schools and members of the community believe in the development of the whole child. Together we are committed to providing a nurturing, safe and stimulating environment for all students to continuously learn and grow.



# Vision:

All students will be actively engaged and supported as they learn and grow on the journey to become independent, lifelong learners equipped for the 21st Century.



# **Collective Commitments:**

- We will provide a challenging and developmentally appropriate curriculum which addresses individual student needs, focuses on academic growth and is based on current research and best practices.
- We will align our assessments to targeted goals that are monitored through data analysis of student growth, interventions and enrichment.
- We will provide a supportive, collaborative environment that celebrates and nurtures student success.
- We will work collaboratively to ensure that rigorous standards-based instruction, intervention and enrichment is available to all students.
- We will commit to involving and communicating with all stake holders in fostering a
  partnership to share resources and provide services.



#### **Conduct and Discipline (Overview)**

The Atlantic City Board of Education believes that an effective instructional program requires an orderly school environment and that the effectiveness of the educational program is, in part, reflected in the behavior of the students. The emphasis on positive behaviors creates an atmosphere of mutual respect and the appreciation of individual differences among staff, students and parents for individuals as well as district and community property.

The Atlantic City Board of Education expects students to conduct themselves, in keeping with their level of maturity, and in such a way as to demonstrate proper regard for the rights and welfare of others. Students are expected to conduct themselves in keeping with the educational purpose underlying all school activities, including the care of school facilities and equipment. The Atlantic City Board of Education believes that the standards of student behavior must be set cooperatively by interaction among students, parents/guardians, staff and community producing an atmosphere that encourages students to grow in self-discipline and character development.

- 1. The Board of Education shall develop general guidelines for student conduct on school property or while attending school events, trips or contests, and shall direct development of detailed regulations suited to the age level of the students and the physical facilities of the individual schools.
- 2. The Superintendent of Schools or designee shall provide to students and their parents/guardians the rules of this district regarding student conduct and the sanctions that may be imposed for breach of those rules.
- 3. All students shall adhere to the rules and regulations established by the Board of Education. Non-compliance will result in disciplinary action.
- 4. Disciplinary action shall be applied consistently and uniformly with necessary due process in accordance with the regulations of the New Jersey Administrative Code, New Jersey Statutes and Board policies and regulations. Staff shall comply with the New Jersey Administrative Code, New Jersey Statutes and Board policies and regulations when dealing with discipline and/or suspension of classified students.
- 5. Certain infractions shall be reported to the local law enforcement agency in accordance with the District's Memorandum of Agreement which is on file with the Coordinator of Public Safety. Student/Staff confidentiality shall be protected in accordance with federal and state law.

# Responsibilities - Students, Parents/Guardians and District Staff Members

# **Students** are expected to:

- Know and exercise positive modes of behavior and good manners.
- Accept the responsibility for their actions and the consequences of inappropriate behavior as outlined in the code of conduct.
- Respect the rights of others, including the right to secure an education in an environment that is orderly and disciplined.
- Adhere to all policies and procedures of the School District.

## Parents/Guardians are expected to:

- Model positive modes of behavior and good manners.
- Insist on his/her child's punctual and regular school attendance.
- Exercise respect and civility in all interactions with staff, students, and members of the community.
- Explain and discuss the code of conduct with his/her child.
- Reinforce student compliance with the code of conduct.
- Provide emotional, social, and academic support in the student's school life.
- Adhere to all policies and procedures of the school district.

## **District Staff Members** are expected to:

- Model positive modes of behavior and good manners.
- Exercise respect and civility in all interactions with staff, students, and members of the community.
- Maintain a positive learning environment during the school day.
- Explain and discuss acceptable and unacceptable modes of behavior with students and parents/guardians.
- Foster an emphasis on positive behaviors creating an atmosphere of mutual respect and the appreciation of individual differences among staff, students and parents for individuals as well as for district and community property.
- Inform and enforce the discipline structure with students.
- Be consistent in enforcing the discipline structure throughout the school.
- Comply with requirements of New Jersey Administrative Code and District policies and procedures.

#### **Student Guidelines**

In order to help ensure a respectful, responsible learning environment, it is expected that a student shall:

- ➤ Be on time and attend every class every day. [See Policy 5200, Attendance (M)]
- > Attain satisfactory academic achievement consistent with the student's ability and complete all homework and other assignments.
- Assume personal responsibility for acting with respect and civility and shall not contribute to any infraction which may be observed. Harassment, Intimidation and Bullying in all its forms, is unacceptable. [Policy 5512 (M)]
- > Exhibit ethical behavior as it applies to tests, assignments and other work for which the student is responsible.
- ➤ Abide by school rules that have been developed to assure the safety of all those in the school community.
- > Communicate with peers and those in authority with respect and consideration, and assume responsibility for one's own behavior and speech.
- > Accept disciplinary consequences with dignity and a resolve to improve one's performance and conduct.
- > Comply with Board Policies governing appropriate dress and the proper use of electronic devices.
- ➤ Understand and comply with school requirements in relation to bus conduct and appropriate conduct at all school-sponsored activities.
- > Respect school property and help to keep it free from damage.
- ➤ Refrain from the use of non-prescription drugs at school and at all school-sponsored activities unless necessary for the health and safety of the student in accordance with District policy and procedural requirements, including written authorization provided by the parent/guardian to the school nurse. Students are not permitted to self-administer medication except in certain limited life-threatening conditions. [See Policy 5330, Administration of Medication (M)]
- ➤ Refrain from using and/or possessing alcohol, controlled dangerous substances, or other illegal substances at school, on school property or school buses, and at all school sponsored activities.

#### **Student Rights**

Students subject to the consequences of the Student 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 suspension or expulsion. These behaviors are listed under the Discipline Categories section of this Code.
- 2. Education that supports students' development into productive citizens.
- 3. Attendance in safe and secure school environments.
- 4. Notification to their parents/guardians consistent with procedures established by the District for instances of law enforcement agency interviews involving their children, for short-term and long-term suspensions or expulsions, and for attendance-related issues and consequences.
- 5. The due process procedures established by the District for review of conduct which may result in the imposition of short-term suspensions, long-term suspensions, or expulsions. Those procedures are set forth below in this Code of Conduct.
- 6. Appeal disciplinary determinations of District officials or the Board of Education to the New Jersey Commissioner of Education and, where applicable, to pursue the due process rights established in N.J.A.C. 6A:14 for students classified as eligible for special education.
- 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. 6A:32-7, Student 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 student 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, N.J.A.C. 6A:32 Student Records; as well as other existing Federal and State laws pertaining to student protections.

## Comprehensive Behavioral Support

The Atlantic City School District provides the following comprehensive behavioral supports that promote positive student development and the students' abilities to fulfill the behavioral expectations established by the Board of Education. These behavioral supports may include, but are not limited to, the following:

#### 1. Positive Reinforcement for Good Conduct and Academic Success

A student will be provided positive reinforcement for good conduct and academic success which may include, but are not limited to:

- a. Honor Roll recognition
- b. Perfect Attendance recognition
- c. Showcase hgh academic achievement

#### 2. Supportive Interventions and Referral Services

A student may be referred to the school's Intervention and Referral Services Team in accordance with the provisions of N.J.A.C. 6A:16-8.1 and 8.2 and Policy and Regulation 2417.

#### 3. Remediation of Problem Behavior

The following actions may be taken to remediate problem behavior. These actions will take into account the behavior's nature, the students' developmental ages, and the students' histories of problem behaviors and performance.

#### a. Restitution and Restoration

- (1) A student may be required to make restitution for any loss resulting from the student's conduct; or
- (2) A student may be required, at the discretion of the school district and when appropriate, to restore to its former condition any damaged or defaced property resulting from the student's conduct.

## b. Counseling

- (1) A student may be required to consult with school guidance counselors or Child Study Team members, or other appropriate staff members.
- (2) The counselor will explain why the student's conduct is unacceptable to the school and damaging to the student, what the

consequences of continued misconduct are likely to be, and appropriate alternative behaviors.

(3) The counselor may refer the student, as appropriate, for additional counseling, evaluation, intervention, treatment, or therapy. Referrals may be made to the Child Study Team, the school's Intervention and Referral Services Team, a public or private social agency, a legal agency, or any other referral service that may assist the student.

#### c. Parent Conferences

(1) Students may be required to attend a meeting with their parent and appropriate school staff members to discuss the causes of the student's behavior, possible remediation, potential disciplinary measures, and alternative conduct.

## d. Alternate Educational Program

(1) Students may be assigned to an alternate educational program as recommended by the student's guidance counselor, classroom teacher, Child Study Team, and/or other school staff member.

#### 4. Students with Disabilities

For students with disabilities, the remedial measures and behavioral interventions and supports shall be determined and provided pursuant to N.J.A.C. 6A:14.

# Administrative Procedure: Special Education - Discipline for Students with Disabilities

These procedures relate to the Policies and Regulations listed in Policy 5610: Suspension (M), Regulation 5600: Student Discipline / Code of Conduct (M) and Policy 2460: Special Education (M).

- 1. All students with disabilities are subject to the same discipline procedures as the general student population, unless otherwise exempted or modified within the child's Individualized Education Program (IEP), with the exception of preschool children, who are not to be suspended under any circumstances.
- 2. There is no applicability of an IEP modification or exemption in situations that involve the possession or use of a weapon, the possession or use of an illegal drug, or the inflicting serious bodily injury to others.
- 3. Students with disabilities may be suspended/removed from their educational placement for up to 10 days within a school year under the same rules that apply to all students, according to the district's code of conduct.
- 4. Whenever a school official suspends/removes a student with a disability under the discipline policy, he/she must notify the case manager and the parent in writing of the removal, provide a reason, and specify the number of days.
- 5. For all discipline situations involving students with disabilities, in which there has been a 10-day removal, with the exception of situations as defined in #2. above, a meeting must be convened quickly to include the parent, the student as appropriate, and all other relevant members of the IEP team to review the student's file including the IEP, any observations by teachers, and consider information provided by the parents, in order to make a determination known as "manifestation determination" (MD) as defined below.
  - a. Manifestation determination is a review of the relationship between the student's disability and the conduct/behavior subject to disciplinary action.
  - b. The IEP team must answer two key questions:
    - i. Whether the conduct was caused by, or had a direct and substantial relationship to the child's disability;
    - ii. Whether the conduct was a direct result of the district's failure to implement the student's IEP.
  - c. If the manifestation determination meeting results in a conclusion that the Student's conduct does not constitute a manifestation of his/her disability nor resulted from the district's failure to implement the IEP, the student may be further disciplined under the same rules that apply to all students, according to the district's code of conduct. However, educational services must be provided to ensure IEP implementation.
  - d. If the manifestation determination meeting results in a conclusion that the student's conduct <u>does</u> constitute a manifestation of his/her disability or that it resulted from the district's failure to implement the IEP, the district may not further suspend/remove the student, and must take further steps as follows:

- i. Review, the student's current Behavior Intervention Plan (BIP), if there is one, and modify it as necessary; if there is no plan in place, conduct a Functional Behavior Assessment (FBA);
- ii. Consider a change in the student's program to address the persistent behavior issues and modify the IEP accordingly;
- iii. Unless the parent and the IEP team agree to change the student's placement, return the student to the placement which was in effect prior to the manifestation determination meeting.
- 6. For situations that involve a student's possession or use of a weapon, the possession or use of an illegal drug, or the inflicting of serious bodily injury to others, a school official may remove the student for 45 calendar days to an Interim Alternative Education Setting (IAES). This authority is held by the district regardless of whether or not the manifestation determination resulted in a conclusion that the student's conduct was caused by, or had a direct and substantial relationship to the child's disability.
  - a. The IEP team will make the choice of placement for the 45-day removal, and will ensure that the placement chosen will enable the student to progress appropriately in a general curriculum, and provide sufficient services to enable the student to advance appropriately toward achieving his/her IEP goals.
- 7. All decisions made via the processes outlined above, including the decision resulting from a manifestation determination meeting, and the decision to remove a student to a 45-day interim alternative education setting may be appealed by parents, as outlined in the procedural safeguards statement provided to the parents when a child has been suspended/removed for a total of 10 days in a school year.
- 8. The district Board of Education may file an appeal in response to a parent's formal objection to its disciplinary action, when it has determined that keeping a student in the current placement rather than removing him/her to an interim alternative education setting is substantially likely to cause injury to himself/herself or others.

## Behaviors That May Result in Suspension or Expulsion

In accordance with the provisions of N.J.S.A. 18A:37-2, any student who is guilty of continued and willful disobedience, open defiance of the authority of any teacher or person having authority over the student, the habitual use of profanity or of obscene language, or who shall cut, deface or otherwise injure any school property, shall be liable to punishment and to suspension or expulsion from school.

Conduct which shall constitute good cause for suspension or expulsion of a student guilty of such conduct shall include, but not be limited to, any of the following:

- 1. Continued and willful disobedience;
- 2. Open defiance of the authority of any teacher or person, having authority over the student;
- 3. Conduct of such character as to constitute a continuing danger to the physical well-being of other students;
- 4. Physical assault upon another student;
- 5. Taking, or attempting to take, personal property or money from another student, or from the student's presence, by means of force or fear;
- 6. Willfully causing, or attempting to cause, substantial damage to school property;
- 7. Participation in an unauthorized occupancy by any group of students or others of any part of any school or other building owned by any school district, and failure to leave such school or other facility promptly after having been directed to do so by the Principal or other person then in charge of such building or facility;
- 8. Incitement which is intended to and does result in unauthorized occupation by any group of students or others of any part of a school or other facility owned by any school district;
- 9. Incitement which is intended to and does result in truancy by other students;
- 10. Knowing possession or knowing consumption without legal authority of alcoholic beverages or controlled dangerous substances on school premises, or being under the influence of intoxicating liquor or controlled dangerous substances while on school premises; and

11. Harassment, intimidation, or bullying.

Students shall also be suspended from school for assault upon a school staff member in accordance with the provisions of N.J.S.A. 18A:37-2.1 and 2.2.

# School Responses to Violations of Behavioral Expectations: Description of School Responses

School responses to violations of behavioral expectations are listed below:

#### 1. Admonishment / Reprimand

a. A school staff member in authority may admonish or reprimand a student's unacceptable conduct and warn the student that additional misconduct may warrant a more severe penalty.

# 2. Temporary Removal from Classroom

- a. The classroom teacher may direct the student report to the office of the administrator in charge of student discipline.
- b. The teacher will complete a form that indicates the student's name and the conduct that has caused the student's removal from the teacher's room.
- c. The administrator in charge of discipline will interview the student and determine which, if any, additional consequences shall be imposed.

## 3. Meeting with School Administration and Parent (Parent Conference)

a. The student's parent may be required to attend a meeting with the Principal or designee and the student to discuss the student's conduct and to ensure the parent and the student understand school rules and expectations.

# 4. Deprivation of Privileges

- a. Students may be deprived privileges as disciplinary sanctions when designed to maintain the order and integrity of the school environment. These privileges may include, but are not limited to:
  - (1) Moving freely about the school building;
  - (2) Participation in co-curricular or inter/intra-scholastic activities;
  - (3) Attendance at a school-related social or sports activity;
  - (4) Participation in a graduation ceremony;
  - (5) Transportation to and from school on a school bus; or

(6) Any other privilege the Building Principal or designee determines may be appropriate and consistent with Policy and Regulation 5600 and N.J.A.C. 6A:16-7.1 et seq.

#### 5. Detention

- a. A student may be required to report before or after the school day to detention. This detention may be assigned by the teacher or the Principal or designee.
- b. Transportation to detention before school or from detention after school will be the responsibility of the parent.
- c. A student may be excused from detention only for an unavoidable commitment previously made; any such excused detention must be made up on another day.

## 6. Grade Adjustment

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

# <u>School Responses to Violations of Behavioral Expectations: Administrative Procedure - Suspensions, Hearings, Expulsions and Special Circumstances</u>

## A. Suspensions

The building principal is the only school official who may suspend a student. The building principal may delegate to an assistant, who holds the appropriate certificate and endorsement, authority to implement and administer procedures that lead to suspension. The building principal, however, must assume full responsibility for ensuring that due process is afforded to a student in each case.

The term "suspension" shall include in-school suspensions, short-term suspensions and long-term suspensions. A short-term suspension is defined as an out-of-school suspension for a period not to exceed ten (10) consecutive school days and may be imposed by the building principal. A long-term suspension is defined as an out of school suspension in excess of ten (10) consecutive school days. Parents or guardians are to be informed immediately of all suspensions.

It is anticipated that, in the absence of specific, egregious violations, lesser penalties shall be imposed upon a student who violates school rules, District policies or the Student Code of Conduct. Principals shall conduct conferences with students, parents, teachers, and pupil services staff as part of their responsibility for attempting to resolve problems involved in student discipline.

Grades cannot be lowered as a disciplinary sanction or because of work missed while the student was suspended. The student must be given the opportunity to make up the work missed because of an out of school suspension. However, a student may be denied credit for a course where the student is excluded from class for disciplinary reasons, has cut classes, had excessive absences or otherwise does not meet the requirements for course credit.

Before any suspension is imposed, the building principal must determine whether the student is classified or *recently* has been, or should be, referred to the Child Study Team for evaluation. If the incident involves such a student, the procedures set forth in the District's related policies and regulations and New Jersey statute 18A: and Administrative Code 6A: shall be followed.

The building principal or designee must document his/her investigation of the incident giving rise to the discipline, including the names of any witnesses, reports and/or copies of any statements made by any student/staff, any student admission(s), any involvement of law enforcement officers, and all steps taken during the investigation.

If the student is a general education student, the building principal shall provide the student with either oral or written notice of the charges as soon as practicable and immediately hold an informal hearing with the student, i.e., the student shall be given an explanation of the evidence of the violation and be given the opportunity to explain the situation. The building principal shall then determine, on the basis of the incident itself, or in conjunction with the student's past disciplinary history, whether an in-school, short term or long-term suspension is warranted.

If the student's continued presence in school poses a continuing danger to District property, staff or students, or threatens to interrupt the educational process, the building principal may suspend the student immediately and have the student removed from District property. In such an event, the informal hearing shall be held as soon as practicable, but in no case more than *two* days after the initial suspension. All students being removed from District property shall be supervised while waiting for their parent or the proper authorities to arrive at school to remove the student.

If at any time during the course of a student's suspension, a parent requests, or District staff determines that an evaluation by the Child Study Team is warranted, the building principal shall notify the Director of Student Services and Special Education, who shall arrange for the expedited evaluation of the student.

In the event a student is to be suspended for more than five (5) days, the building principal shall arrange to provide home or out-of-school instruction for that student consistent with the requirements of applicable New Jersey regulations. The student's absence shall be marked as excused and the student is responsible for making up all work missed during the time of suspension.

#### B. <u>In-School Suspension (ISS)</u>

In-School Suspension (ISS) is used for very serious infractions of school policies and procedures which do not require immediate removal from school. A student who is "suspended" from his/her regular schedule will be assigned to a self-contained classroom monitored by a certified staff member. Students given ISS will not receive a zero (0) in each class missed nor will they be prevented from completing tests or other work missed. All make-up work, however, is the responsibility of the suspended student. Students will be provided work by their classroom teacher to complete during the suspension period.

# C. <u>Out-of-School Suspension (OSS) / Short-Term Suspension (N.J.A.C. 6A:16-7.2)</u>

If, after the informal hearing, the building principal determines that a short-term suspension is appropriate, written notice shall be provided to the parent/guardian, or the student if he/she is over the age of eighteen (18), which shall state that the student has been suspended, the reason(s) for and terms of the suspension, the length of the suspension and the student's/parents' right to appeal the suspension in accordance with law. The letter shall provide notice that further engagement by the student in conduct warranting suspension or expulsion shall amount to a knowing and voluntary waiver of his/her right to a free public education.

The building principal shall immediately inform the Superintendent of Schools of any student suspension. The Superintendent of Schools shall report the suspension to the Board at its next regularly scheduled meeting.

# D. <u>Out-of-School Suspension (OSS) / Long-Term Suspension</u> (N.J.A.C. 6A:16-7.3)

If, after the informal hearing, the building principal determines that a long-term suspension is warranted, written notice to the parent/guardian, or the student if over the age of eighteen (18), shall be provided immediately after the informal hearing, which shall state that the student has been suspended, the reason(s) for and terms of the suspension, the length of the initial suspension (which shall not exceed thirty (30) days) and notification of the student's right to a formal hearing before the Board of Education. The letter shall provide notice that further engagement by the student in conduct warranting suspension or expulsion shall amount to a knowing and voluntary waiver to his/her right to a free public education.

The building principal shall arrange to provide home or out-of-school instruction for the student consistent with the requirements of New Jersey regulations. The student's absence shall be marked as excused and the student is responsible for making up all work missed during the time of suspension.

The building principal shall immediately transmit a copy of the written notice(s), a copy of any incident reports), witness statements, and a copy of the student's file, including the disciplinary file, to the Superintendent with the building principal's recommendation relative to the length of the suspension. The Superintendent shall transmit these materials to the Board Solicitor and schedule the formal hearing to be held no later than thirty (30) days from the date of the initial suspension.

In no event shall a student suspension continue past the second regular meeting of the Board, after the date of suspension, unless it is continued by action of the Board.

If at any time, it is found that the student did not commit the violation/offense, the student shall be immediately returned to the general education program.

## E. <u>Board-Level Hearings</u> (N.J.S.A. 18A:37-2.4), Policy 5610 – Suspension (M)

The Board of Education shall cause the appropriate notice scheduling the formal hearing to be sent to the student and/or the student's parent/guardian. In addition to providing all necessary due process notifications, the notice may provide for the exercise of an option to waive the student's right to the hearing or to request a postponement of the hearing. The student's suspension may be continued beyond thirty days by agreement of the parent/guardian or adult student. The Board shall request from the parent(s)/guardian(s) and student written acknowledgement of the notification provided.

For a student with a disability, there shall be a manifestation determination pursuant to N.J.S.A. 18A:37-2 and N.J.A.C. 6A:16-7.4.

The formal hearing shall be held at the time and place specified in the notice unless otherwise agreed between the Board and the parent/adult pupil and/or the pupil's representative. The student has the right to be represented by counsel at the hearing. The Board shall determine whether any further suspension/action is warranted based upon the preponderance of the competent and credible evidence presented at the hearing.

The Board shall notify the parents in writing of its decision within five (5) days of the hearing. If the Board determines that no further action is warranted, the student shall be immediately returned to the general education program following the determination.

- a. Informal Hearing Prior to a suspension, an informal hearing during which the student is given the opportunity to present his or her version of events leading to the short-term or long-term suspension, and is provided notice of the school district's action taken pursuant to N.J.A.C. 6a:16-7.1(c) 2 and 5.
  - (1) The informal hearing shall be conducted by a school administrator or his or her designee;
  - (2) The informal hearing shall take place even when a school staff member has witnessed conduct forming the basis of the charge;

- (3) The informal hearing and the notice given may take place at the same time.
- b. Formal Hearing A formal hearing before the district Board of Education that shall at a minimum:
  - (1) Be conducted by the district Board of Education or delegated by the board to a board committee, a school administrator, or an impartial hearing officer for the purpose of determining facts or making recommendations.
  - (2) Before taking final action, the district Board of Education as a whole shall receive and consider either a transcript or detailed report on the hearing;
    - (a) Include the opportunity for the student to:
      - Confront and cross-examine witnesses if there is a question of fact; and
      - Present his or her own defense, and produce oral testimony or written supporting affidavits;
    - (b) Take place no later than 30 calendar days following the day the student is suspended from the general education program; and
    - (c) Result in the district Board of Education's decision that shall be based, at a minimum, on the preponderance of competent and credible evidence.

#### F. Expulsion

A recommendation for the expulsion of a student will be made in strict compliance with the law and District Policy and Regulation and only when all other means of discipline have been exhausted, or if the nature of a single act presents a clear danger to others such that immediate, definitive action is required.

The student and, if applicable, the parent/guardian shall be afforded all due process rights set forth in Sections D & E above.

The District must continue to provide an appropriate educational program and/or educational services that are comparable to those provided by the District for students in the same grade, until final action is taken by the Board,

or in the event of an appeal of the Board's decision, the final decision of the Commissioner of Education.

#### G. Special Circumstances

Certain behaviors and actions warrant special disciplinary procedures.

#### 1. Classified Students

Before making any formal recommendation for suspension of a student who has been classified or who has been referred to the Child Study Team for evaluation within the current academic year, the building principal must determine whether the student has been suspended for 10 consecutive or cumulative school days during the current school year. The building principal, in consultation with the CST case manager, shall determine whether a series of short-term suspensions constitutes a change of placement sufficient to meet the "10 day" period before any formal recommendation of suspension is made to the Superintendent. See Administrative Procedure for the procedures which must be followed with respect to discipline of students with disabilities.

#### 2. Firearms / Weapons / Dangerous Instruments and Assault

If a student is found or observed to be in possession of a firearm, weapon, deadly weapon or dangerous instrument, or assaults any individual, the building principal shall immediately contact local law enforcement personnel and the Coordinator of Public Safety and follow Administrative Procedure.

#### 3. Drug Possession

If a student is found to be in possession of an illegal drug, the building principal shall immediately contact the Coordinator of Public Safety and follow Administrative Procedure: Substance Abuse and Administrative Procedure: Discipline: Alcohol and Drug Possession.

#### 4. Homicidal / Suicidal Threats

If a student makes a homicidal or suicidal threat, the building principal shall immediately contact the Superintendent of Schools and the Coordinator of Public Safety and follow Administrative Procedure.

# H. Suspension Exception - Pre-Kindergarten through Grade 2

A student in Kindergarten through Grade 2 shall not receive an out-of-school suspension, except when the suspension is based on conduct that is of a violent or sexual nature that endangers others.

## **Related Policies and Regulations:**

Policy and Regulation 2460: Special Education (M) Policy and Regulation 5530: Substance Abuse (M)

Policy 5610: Suspension (M)

Regulation 5610: Suspension Procedures (M)

Policy and Regulation 5611: Removal of Students for Firearms Offenses (M)

Policy 5620: Expulsion (M)

Regulation 5620: Expulsion Procedures

# School Responses to Violations of Behavioral Expectations: School Bus Conduct

Violations of the rules regarding student conduct on school buses will be handled as follows:

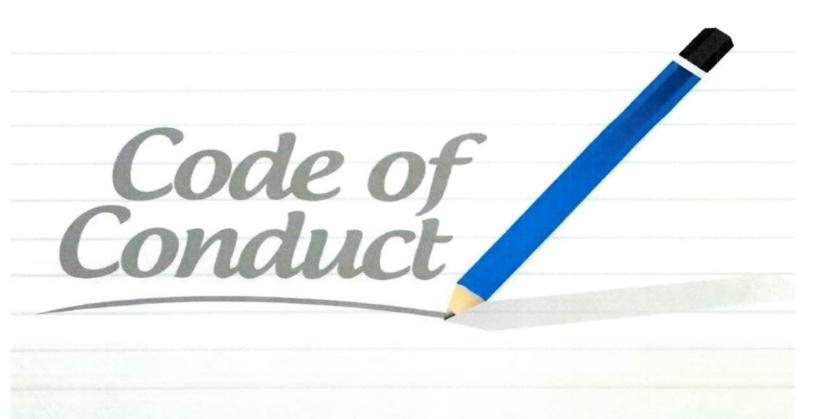
- 1. The bus driver will report unacceptable conduct to the Principal of the school in which the student is enrolled by submission of a completed written report that includes the name of the student, the school, and the student's conduct.
- 2. The Principal or designee will investigate the matter, which may include meeting with the bus driver, bus aide, other students on the school bus, and the student who was reported by the bus driver.
- 3. The parent will be notified of the student's reported conduct.
- 4. The Principal or designee will make a determination if the student violated behavioral expectations and the discipline to be administered in accordance with the Code of Student Conduct.
- 5. If it is determined the misconduct is severe, the student may be suspended from the bus pending a conference with the parent.

# STUDENT DISCIPLINE CODE OF CONDUCT

**Grades Pre-K through 2** 

Dr. La'Quetta S. Small, Superintendent of Schools
 Dr. LaKecia Hyman, Assistant Superintendent of Schools
 Atiba Rose, Assistant Superintendent of Curriculum & Instruction
 Diane M. Saunders, Director of Human Resources

Atlantic City Public Schools 1300 Atlantic Avenue, 5th floor Atlantic City, NJ 08401 (609) 343-7200







# **Discipline Categories**

# ATLANTIC CITY PUBLIC SCHOOL'S CHART OF STUDENT DISCIPLINE / CODE OF CONDUCT

Below is the Atlantic City Public School's Chart of Student Discipline listing the District's responses to violations of behavioral expectations. Discipline guidelines are classified in two separate categories: Infractions and Unlawful Acts. These behavioral expectations and school responses include, but are not limited to:

All Board of Education policies can be found on the district website (www.acboe.org).

# Grades Pre-K through 2

## **INFRACTIONS**

Infractions primarily refer to those circumstances whereby students fail to comply with school rules or policies that do not fall within the scope of an unlawful act.

Note: In accordance with the provisions of N.J.S.A. 18A:37-2a:

- a.) Students in Kindergarten through Grade 2 shall not receive an out-of-school suspension, except when the suspension is based on conduct that is of a violent or sexual nature that endangers others.
- b.) Students in **Preschool** shall not receive an out-of-school suspension except as provided pursuant to the "Zero Tolerance for Guns Act," N.J.S.A. 18A:37-7 et seq. and District Policy 5610 Suspension (M).

OFFENSE	FIRST OFFENSE ACTION	SECOND OFFENSE ACTION	THIRD AND SUBSEQUENT ACTION
Cheating/Plagiarism	Parent/Guardian notification Verbal warning Written warning	Parent/Guardian notification Detention	Parent/Guardian notification ParentGuardian conference Detention
Open defiance / Continued willful disobedience or refusal to comply	Parent/Guardian notification Verbal warning Written warning Behavior Modification Plan	Parent/Guardian notification Behavior Modification Plan Administrative warning Detention	Parent/Guardian notification Parent/Guardian conference Informal Hearing ISS
Disruptive behavior in class, hall, etc.	Parent/Guardian notification Verbal warning Written warning	Parent/Guardian notification Detention Administrative warning Behavior Modification Plan	Parent/Guardian notification ParentGuardian conference Administrative detention ISS
Improper dress / Out of dress code	☐ Parent/Guardian notification☐ Change clothes	Parent/Guardian notification Change clothes Administrative warning	Parent/Guardian notification Change clothes Informal Hearing



Tardiness to class or school	☐ Parent/Guardian notification ☐ Verbal warning ☐ Written warning	Parent/Guardian notification Written warning Behavior Modification Plan Teacher detention	Parent/Guardian notification Referral to Guidance Administrative discretion
Truancy	☐ Parent/Guardian notification	Parent/Guardian notification Administrative discretion	Parent/Guardian notification Administrative discretion
Habitual use of profanity and/or inappropriate language against staff members or other individuals (i.eobscene, offensive, degrading or insulting)	☐ Parent/Guardian notification ☐ Verbal warning ☐ Written warning	Parent/Guardian notification Parent/Guardian conference Detention Behavior Modification Plan	Parent/Guardian notification Parent/Guardian conference Administrative detention
Use or display of a cell phone or similar device	Parent/Guardian notification Confiscation of device Parent/Guardian pick-up	Parent/Guardian notification Confiscation of device Parent/Guardian pick-up	Parent/Guardian notification Confiscation of device Parent/Guardian pick-up Administrative discretion
Tampering with computer(s), devices or violation of Acceptable Use Policy (Policy # 2361) Discipline based on the degree of damage and severity of incident	Parent/Guardian notification Parent/Guardian conference Verbal warning Written warning Detention Administrative discretion	Parent/Guardian notification Parent/Guardian conference Detention Administrative discretion	☐ Parent/Guardian notification ☐ Detention ☐ Administrative discretion ☐ Informal Hearing
Use of tobacco products by any student 17 years of age and under (i.e smoking, vaping, or chewing) (Policy 5533)	Parent/Guardian notification Parent/Guardian conference Disciplinary referral Referral to Guidance Send to School Nurse Administrative discretion	Parent/Guardian notification Parent/Guardian conference Disciplinary referral Referral to Guidance Send to School Nurse Administrative discretion	Parent/Guardian notification Parent/Guardian conference Disciplinary referral Referral to Guidance Send to School Nurse Administrative discretion
Failure to report to fire drill and/or return to class	Parent/Guardian notification Verbal warning Written warning	Parent/Guardian notification Parent/Guardian conference Disciplinary referral Administrative discretion	Parent/guardian notification Parent/Guardian conference Disciplinary referral Administrative discretion ISS
Student trespassing from other school(s), in school or on school grounds while on OSS or pending Parent/Guardian conference	Parent/Guardian notification Parent/Guardian conference Notify Police Liaison and District Coordinator of Public Safety Possibly charged with criminal trespassing Warning, notice to other school Administrative discretion	Parent/Guardian notification Parent/Guardian conference Disciplinary referral Notify Police Liaison and District Coordinator of Public Safety Possibly charged with criminal trespassing Warning, notice to other school Possible additional suspension Informal and/or Formal Hearing	Parent/Guardian notification Parent/Guardian conference Disciplinary referral Notify Police Liaison and District Coordinator of Public Safety Charged with criminal trespassing Warning, notice to other school Possible additional suspension Informal and/or Formal Hearing



Use of racial/ ethnic or any other derogatory slur, harassment	Parent/Guardian notification Parent/Guardian conference Verbal/written warning HIB referral Disciplinary referral Referral to Guidance Administrative discretion	Parent/Guidance notification Parent/Guidance conference HIB referral Disciplinary referral Referral to Guidance Administrative discretion	Parent/Guardian notification Parent/Guardian conference HIB referral Disciplinary referral Referral to Guidance Administrative discretion
Excessive unexcused absences from school	☐ District truancy procedures v	vill be followed	
Failure to report to detention	☐ Parent/Guardian notification ☐ Additional detention	☐ Parent/Guardian notification ☐ Additional detention	☐ Parent/Guardian notification ☐ Parent/Guardian conference ☐ Disciplinary referral ☐ Administrative discretion
Failure to report to In-School Suspension	Parent/Guardian notification Verbal warning Written warning Must fulfill ISS required days	Parent/Guardian notification Parent/Guardian conference Behavior Modification Plan Referral to Guidance Must fulfill ISS required days Administrative discretion	Parent/Guardian notification Parent/Guardian conference Must fulfill ISS required days Administrative discretion Informal Hearing
Leaving school or class without permission	<ul> <li>□ Parent/Guardian notification</li> <li>□ Possibly contact Coordinator of Public Safety</li> <li>□ Incident Report for leaving school grounds</li> <li>□ Verbal warning</li> <li>□ Written warning</li> </ul>	Parent/Guardian notification Parent/Guardian conference Contact Coordinator of Public Safety Behavior Modification Plan Incident Report for leaving school grounds Referral to Guidance Administrative discretion	Parent/Guardian notification Parent/Guardian conference Contact Coordinator of Public Safety Behavior Modification Plan Incident Report for leaving school grounds Referral to Guidance Administrative discretion Informal Hearing Possible ISS (1-3 days)
Fighting between students (verbal and physical)	Parent/Guardian notification Parent/Guardian Conference Verbal warning Written warning Disciplinary referral Administrative discretion	Parent/Guardian notification Parent/Guardian conference Behavioral Modification Plan Disciplinary referral Referral to Guidance Administrative discretion HIB referral	Parent/Guardian notification Parent/Guardian conference Behavioral Modification Plan Disciplinary referral Referral to Guidance Administrative discretion HIB referral
Refusal to complete classwork, incomplete assignments, tests, quizzes or homework	Parent/Guardian notification Verbal warning Written warning Detention Make up assignments to receive partial credit Behavior Modification Plan	Parent/Guardian notification Parent/Guardian conference Behavior Modification Plan Disciplinary referral Make up assignments to receive partial credit Referral to Guidance Detention Possible ISS Administrative discretion	Parent/Guardian notification Parent/Guardian conference Disciplinary referral Informal Hearing ISS Make up assignments to receive partial credit Possible referral to I&RS and/or CST



(continued)			Possible notification to Parent/Guardian of danger of failing subject for the marking period Administrative discretion
Misconduct and/or violation of rules on the school bus, bus stop or transportation	☐ Parent/Guardian notification ☐ Bus Driver to report the offense in writing ☐ Verbal warning ☐ Written warning ☐ Administrative discretion	Parent/Guardian notification Parent/Guardian conference Bus Driver to report the offense in writing Notify Transportation Dept. Notify Coordinator of Public Safety Referral to Guidance Possible suspension from transportation for (1-5) days; Parent/Guardian must provide transportation during suspension period Administrative discretion	☐ Parent/Guardian notification ☐ Informal and/or Formal ☐ Hearing ☐ Bus Driver to report the ☐ offense in writing ☐ Notify Coordinator of Public ☐ Safety ☐ Notify Transportation Dept. ☐ Referral to family services ☐ Student suspended from bus from (1) week to one full marking period; Parent/Guardian must provide transportation during suspension period ☐ Administrative discretion
Defacing school property	Parent/Guardian notification Parent/Guardian conference Restitution Detention	Parent/Guardian notification Parent/Guardian conference Restitution Detention Possible ISS Administrative discretion	Parent/Guardian notification Parent/Guardian conference Restitution ISS Administrative discretion Informal Hearing
Disregarding a fire drill, lockdown drill, or any mandatory safety drills	Parent/Guardian notification Verbal warning Written warning Administrative discretion	Parent/Guardian notification Parent/Guardian conference Detention Possible ISS (1-3 days) Referral to Guidance Administrative discretion	Parent/Guardian notification Informal and/or Formal Hearing ISS (up to 5 days) Referral to Guidance Administrative discretion
		A COLUMN TO THE	C. Transaction



# Grades Pre-K through 2

## **UNLAWFUL ACTS**

Unlawful Acts primarily refer to offenses cited in the New Jersey Criminal Justice Code or the General Provisions that may require Police Intervention, relating to education under the Provisions of Title 18A.

Note: In accordance with the provisions of N.J.S.A. 18A:37-2a:

- a.) Students in Kindergarten through Grade 2 shall not receive an out-of-school suspension, except when the suspension is based on conduct that is of a violent or sexual nature that endangers others.

b.) Students in <b>Preschool</b> shall not receive an out-of-school suspension except as provided pursuant to the "Zero Tolerance for Guns Act," N.J.S.A. 18A:37-7 et seq. and District Policy 5610 - Suspension (M).				
OFFENSE	FIRST OFFENSE ACTION	SECOND OFFENSE ACTION	THIRD AND SUBSEQUENT ACTION	
Destruction and/or defacing school property (vandalism)	Parent/Guardian notification Parent/Guardian conference Disciplinary referral Possible contact Coordinator of Public Safety Possible legal action Detention 1-3 days Administrative discretion Contact Superintendent's office	Parent/Guardian notification Parent/Guardian conference Disciplinary referral Possible contact Coordinator of Public Safety Possible legal action ISS 1-3 days Administrative discretion Contact Superintendent's office	<ul> <li>□ Parent/Guardian notification</li> <li>□ Informal Hearing</li> <li>□ Possible contact Coordinator of Public Safety</li> <li>□ Possible legal action</li> <li>□ ISS 1-4 days</li> <li>□ Administrative discretion</li> <li>□ Contact Superintendent's office</li> </ul>	
Creating false public alarms; setting off fire alarms; bomb scares; causing or creating a fire of any sort	Security search; Parent/Guardia	d/or Board of Education hearing police search we setting 18A:37-8	oordinator of Public Safety	
Tampering with fire alarms, alarmed doors, fire extinguishers or equipment, hazardous devices, etc.	Parent/Guardian notification Parent/Guardian conference Notice to the Fire Inspector Complete an Incident Report and forward to the Fire Inspector and the Office of Buildings & Grounds Supervisor Possible ISS or OSS Possible referral to Child Study Team (CST) and family services (DCP&P) Contact Coordinator of Public Safety Possible fine Possible placement in alternative setting Administrative discretion Contact Superintendent's office	Parent/Guardian notification Parent/Guardian conference Notice to the Fire Inspector Complete an Incident Report and forward to the Fire Inspector and the Office of Buildings & Grounds Supervisor ISS or OSS Possible referral to Child Study Team (CST) and family services (DCP&P) Contact Coordinator of Public Safety Possible fine Possible placement in alternative setting Administrative discretion Contact Superintendent's office	Parent/Guardian notification Informal and/or Formal Hearing Notice to the Fire Inspector Complete an Incident Report and forward to the Fire Inspector and the Office of Buildings & Grounds Supervisor ISS or OSS Possible referral to Child Study Team (CST) and family services (DCP&P) Contact Coordinator of Public Safety Possible fine Possible placement in alternative setting Administrative discretion Contact Superintendent's office	



Possession of controlled dangerous substances (i.eselling, intent to sell, transferring or distributing drugs, alcohol, steroids, etc.)	Confiscation of item Place in the required lock box Parent/Guardian notification Possible Informal and/or Formal Hearing Contact Coordinator of Public Safety Possible legal action Possible ISS or OSS Administrative discretion Contact Superintendent's office	Confiscation of item Place in the required lock box Parent/Guardian notification Possible Informal and/or Formal Hearing Contact Coordinator of Public Safety Possible legal action Possible ISS or OSS Administrative discretion Contact Superintendent's office	Confiscation of item Place in the required lock box Parent/Guardian notification Possible Informal and/or Formal Hearing Contact Coordinator of Public Safety Possible legal action Possible ISS or OSS Administrative discretion Contact Superintendent's office
Use of alcohol and/or controlled dangerous substances and/or vaping devices (i.edrugs, alcohol, steroids, etc.)	Parent/Guardian notification Parent/Guardian conference Drug testing (must return with doctor's clearance) Suspension Administrative discretion Possibly contact Coordinator of Public Safety Possible legal action Possible referral to Guidance Contact Superintendent's office	Parent/Guardian notification Parent/Guardian conference Drug testing (must return with doctor's clearance) Suspension Administrative discretion Possibly contact Coordinator of Public Safety Possible legal action Possible referral to Guidance Contact Superintendent's office	□ Parent/Guardian notification □ Parent/Guardian conference □ Drug testing (must return with doctor's clearance) □ Suspension □ Administrative discretion □ Possibly contact Coordinator of Public Safety □ Possible legal action □ Possible referral to Guidance □ Contact Superintendent's office
Using, threatening or inciting the use of physical force against adults (i.e.staff members, Board members, visitors, etc.)	Parent/Guardian notification Parent/Guardian conference HIB Referral Disciplinary Referral Referral to Guidance Behavior Modification Plan Administrative discretion	Parent/Guardian notification Parent/Guardian conference HIB Referral Disciplinary Referral Referral to Guidance Behavior Modification Plan Administrative discretion	Parent/Guardian notification Parent/Guardian conference HIB Referral Disciplinary Referral Referral to Guidance Administrative discretion Informal and/or Formal Hearing
Possession of a firearm/Assault with a weapon (Zero Tolerance)	Immediate removal of student by school Safety Officer Confiscate weapon (NEVER DISARM A PUPIL) Place weapon in the required lock box Immediate Parent/Guardian notification Administrative conference with the Parent/Guardian and student Contact Coordinator of Public Safety Contact the Atlantic City Police Department for notification and forfeiture Turn all confiscated firearms over to the police upon their arrival OSS (up to 10 days) Begin administrative home instruction Alternative placement and/or expulsion Begin expulsion Informal and/or Formal Hearing Contact Superintendent's office  Any student possessing a weapon or firearm must be immediately removed from the school's regular education program and placed in an alternative education school or program, pending a hearing before the district Board of Education.  Any student who assaults a student, teacher, administrator, Board member, or other school district employee with a weapon other than a firearm on school property, on a school bus, or at a school-sponsored function, must be immediately removed from the school's regular education program and placed in an alternative education school or program, pending a hearing before the district Board of Education.		



Possession of a dangerous weapon (knife, box cutter, mace, gun or other offensive device)  (Zero Tolerance)	Immediate removal of student by school Safety Officer   Confiscate weapon (NEVER DISARM A PUPIL)   Place weapon in the required lock box   Immediate Parent/Guardian notification   Administrative conference with the Parent/Guardian and student   Contact Coordinator of Public Safety   Contact the Atlantic City Police Department for notification and forfeiture   Turn all confiscated firearms over to the police upon their arrival   OSS (up to 10 days)   Begin administrative home instruction   Alternative placement and/or expulsion   Begin expulsion   Informal and/or Formal Hearing   Contact Superintendent's office		
Terroristic and/or verbal threats or open defiance of authority toward Teachers, staff and/or others	Parent/Guardian notification Parent/Guardian conference ISS or OSS Administrative discretion Contact Coordinator of Public Safety Possible legal action Referral to Guidance Informal and/or Formal Hearing Possible expulsion procedure Contact Superintendent's office	Parent/Guardian notification Parent/Guardian conference ISS or OSS Administrative discretion Contact Coordinator of Public Safety Possible legal action Referral to Guidance Informal and/or Formal Hearing Possible expulsion procedure Contact Superintendent's office	Parent/Guardian notification Parent/Guardian conference ISS or OSS Administrative discretion Contact Coordinator of Public Safety Possible legal action Referral to Guidance Informal and/or Formal Hearing Possible expulsion procedure Contact Superintendent's office
Stealing	Parent/Guardian notification Parent/Guardian conference Verbal warning Written warning Disciplinary referral Administrative discretion	Parent/Guardian notification Parent/Guardian conference Disciplinary referral Administrative discretion	☐ Parent/Guardian notification ☐ Parent/Guardian conference ☐ Disciplinary referral ☐ Administrative discretion
Verbal and/or physical threats of self harm	Parent/Guardian notification Parent/Guardian conference HIB Referral Referral to Guidance Administrative discretion	Parent/Guardian notification Parent/Guardian conference HIB Referral Referral to Guidance Administrative discretion	Parent/Guardian notification Parent/Guardian conference HIB Referral Referral to Guidance Administrative discretion
Lewdness/ Criminal sexual contact	Parent/Guardian notification Parent/Guardian conference Notify police, if warranted Notify DCP&P Contact Coordinator of Public Safety Refer to appropriate school-based services Referral to Guidance ISS or OSS Administrative discretion Formal and/or Informal Hearing Contact Superintendent's office	Parent/Guardian notification Parent/Guardian conference Notify police, if warranted Notify DCP&P Contact Coordinator of Public Safety Refer to appropriate school-based services Referral to Guidance ISS or OSS Administrative discretion Formal and/or Informal Hearing Contact Superintendent's office	No Third Offense



Indecent exposure	Parent/Guardian notification Parent/Guardian conference Disciplinary referral Refer to appropriate school based services Administrative discretion	Parent/Guardian notification Parent/Guardian conference Disciplinary referral Contact DCP&P School-based services recommendations Possible ISS Administrative discretion	Parent/Guardian notification Parent/Guardian conference Contact DCP&P School-based services follow-up Option of alternative placement Psychological evaluation Administrative discretion Informal Hearing	
Harassment/ Intimidation/ Bullying	Immediate Parent/Guardian not Procedures outlined in the Dist			
Student Discipline Disclaimer: Nothing in this Student Discipline/Code of Conduct will prevent the school administration from imposing a consequence for unacceptable student conduct not listed or included in this Student Code of Conduct.				

# STUDENT DISCIPLINE CODE OF CONDUCT

Grades 3 through 5

Dr. La'Quetta S. Small, Superintendent of Schools
Dr. LaKecia Hyman, Assistant Superintendent of Schools
Atiba Rose, Assistant Superintendent of Curriculum & Instruction
Diane M. Saunders, Director of Human Resources

Atlantic City Public Schools 1300 Atlantic Avenue, 5th floor Atlantic City, NJ 08401 (609) 343-7200







# **Discipline Categories**

# ATLANTIC CITY PUBLIC SCHOOL'S CHART OF STUDENT DISCIPLINE / CODE OF CONDUCT

Below is the Atlantic City Public School's Chart of Student Discipline listing the District's responses to violations of behavioral expectations. Discipline guidelines are classified in two separate categories: Infractions and Unlawful Acts. These behavioral expectations and school responses include, but are not limited to:

All Board of Education policies can be found on the district website (www.acboe.org).

	Grades 3 through 5				
	INI	FRACTIONS			
Infractions primarily fall within the scope		eby students fail to comply with so	chool rules or policies that do not		
The due process proc short-term suspension Conduct.	edures established by the District ns, long-term suspensions, or expu	for review of conduct which may a disions. Those procedures are set f	result in the imposition of Forth below in this Code of		
Appeal disciplinary determinations of District officials or the Board of Education to the New Jersey Commissioner of Education and, where applicable, to pursue the due process rights established in N.J.A.C. 6A:14 for students classified as eligible for special education.					
OFFENSE	OFFENSE FIRST OFFENSE SECOND OFFENSE THIRD AND SUBSEQUENT ACTION ACTION				
Cheating and/or plagiarizing	☐ Parent/Guardian notification☐ Verbal warning☐ Written warning	Parent/Guardian notification Parent/Guardian conference Detention	☐ Parent/Guardian notification ☐ Parent/Guardian conference ☐ Zero grade		
Continued willful disobedience/ Insubordination	Parent/Guardian notification Verbal warning Written warning	Parent/Guardian notification Behavior Modification Plan Administrative warning Detention	Parent/Guardian notification Parent/Guardian conference Administrative detention ISS 1-3 days OSS		
Disruptive behavior in the classroom, hallway, etc.	☐ Parent/Guardian notification ☐ Detention	Parent/Guardian notification Parent/Guardian conference Behavior Modification Plan Detention	Parent/Guardian notification Parent/Guardian conference Administrative detention Possible ISS or OSS (1-3 days)		



Improper dress, failure to comply with the dress code	☐ Parent/Guardian notification ☐ Change clothes	☐ Parent/Guardian notification ☐ Change clothes ☐ Administrative detention ☐ 1 day ISS	Parent/Guardian notification Teacher conference with the Parent/Guardian Change clothes Administrative detention Loss of school privileges 1-3 days ISS
Failure to return school equipment, athletic uniforms or supplies, textbooks, Library/Media books, etc.	☐ Parent/Guardian notification ☐ Possible restitution or return of item in its original form ☐ Administrative referral ☐ Deprivation of school privileges	Parent/Guardian notification Parent/Guardian conference Possible restitution or return of item in its original form Deprivation of school privileges	Parent/Guardian notification Informal/Formal Hearing Possible restitution or return of item in its original form Administrative referral Deprivation of school privileges
Unexcused tardiness to class	Parent/Guardian notification Teacher to assign detention	☐ Parent/Guardian notification ☐ Teacher to assign detention	Parent/Guardian notification Parent/Guardian conference Teacher to assign detention
Unauthorized and/or excessive tardiness to school	Parent/Guardian notification  3 unexcused latenesses will be equal to 1 day, unexcused absence, per Regulation 5200	Parent/Guardian Notification  3 unexcused latenesses will be equal to 1 day, unexcused absence, per Regulation 5200	Parent/Guardian Notification 3 unexcused latenesses will be equal to 1 day, unexcused absence, per Regulation 5200
Truancy	District Truancy procedures will be followed	District Truancy procedures will be followed	☐ District Truancy procedures will be followed
Failure to report to a fire drill and/or return to class	Parent/Guardian notification Parent/Guardian conference 1 day ISS/OSS	☐ Parent/Guardian notification ☐ Parent/Guardian conference ☐ Minimum 2 days ISS/OSS ☐ Notify the Fire Captain and the Coordinator of Public Safety ☐ Disciplinary sanctions (i.edeprivation of school privileges)	Parent/Guardian notification Parent/Guardian conference Minimum 3 days OSS Notify the Fire Captain and the Coordinator of Public Safety Informal or Formal Hearing Disciplinary sanctions (i.edeprivation of school privileges) Mandatory counseling referral
Habitual use of profanity and/or inappropriate language against a staff member or other individuals (i.eobscene, offensive, degrading or insulting)	Parent/Guardian notification Verbal warning	Parent/Guardian notification Parent/Guardian conference Administrative detention	Parent/Guardian notification Parent/Guardian conference Administrative detention Possible ISS or OSS (1-3 days)



Unauthorized possession or use of a cellular phone or other unauthorized electronic devices	☐ Parent/Guardian notification ☐ Confiscation of device ☐ Possible forfeiture or notice to proper authorities ☐ Possible return to ☐ Parent/Guardian only	Parent/Guardian notification Parent/Guardian conference Confiscation of device Forfeiture to proper authorities 1 day ISS/OSS Possible return to Parent/Guardian after one marking period	Parent/Guardian notification Confiscation/forfeiture of device 3-5 days ISS/OSS Informal/Formal Hearing Possible permanent confiscation or return to Parent/Guardian on the last day of school Deprivation of school privileges
Tampering with computer(s), devices or violation of Acceptable Use Policy	<ul> <li>□ Parent/Guardian notification</li> <li>□ Confiscation of device</li> <li>□ Loss of privileges</li> <li>□ Notice to appropriate authorities</li> <li>□ Possible suspension and/or expulsion procedures</li> <li>□ Possible exclusion from school activities</li> </ul>	Parent/Guardian notification Parent/Guardian conference Confiscation of device Loss of privileges Notice to appropriate authorities Possible suspension and/or expulsion procedures Possible exclusion from school activities	Parent/Guardian notification Parent/Guardian conference Confiscation of device Loss of privileges Notice to appropriate authorities Possible suspension and/or expulsion procedures Possible exclusion from school activities
Possession of/or wearing unauthorized items on school grounds (i.ehats, bandanas, sunglasses, scarves, face coverings, visors)	☐ Parent/Guardian notification ☐ Confiscation of item ☐ Possible forfeiture or notice to proper authorities ☐ Possible return to Parent/Guardian only	<ul> <li>□ Parent/Guardian notification</li> <li>□ Parent/Guardian conference</li> <li>□ Confiscation of item</li> <li>□ Forfeiture to proper authorities</li> <li>□ 1 day ISS/OSS</li> <li>□ Possible return to         <ul> <li>Parent/Guardian after one</li></ul></li></ul>	Parent/Guardian notification Parent/Guardian conference Confiscation of item Forfeiture 3-5 days ISS/OSS Mandatory Informal Hearing Possible permanent confiscation or return to Parent/Guardian on the last day of school Deprivation of school privileges
Use of tobacco products by students 17 years of age and under (i.esmoking, vaping, chewing) (Policy 5533)	☐ Parent/Guardian notification ☐ Parent/Guardian conference ☐ 3 days ISS/OSS ☐ Mandatory Guidance counseling ☐ Send to School Nurse	Parent/Guardian notification Parent/Guardian Conference 3 days OSS Mandatory counseling with SAC Coordinator Confiscation of item Mandatory Guidance intervention Possible Informal/Formal Hearing	<ul> <li>□ Parent/Guardian notification</li> <li>□ Informal/Formal Hearing</li> <li>□ 5 days OSS/ISS</li> <li>□ Mandatory completion public or private program counseling</li> <li>□ Confiscation of item</li> <li>□ Notify SAC Coordinator</li> <li>□ Deprivation of school privileges</li> </ul>
Student trespassing from other school(s), in school or on school grounds, while on OSS or pending Parent/Guardian conference	☐ Parent/Guardian notification ☐ Parent/Guardian conference ☐ Notify Police Liaison and Coordinator of Public Safety ☐ Possible charged with criminal trespassing ☐ Warning, notice to other school	Parent/Guardian notification Parent/Guardian conference Notify Police Liaison and Coordinator of Public Safety Possible charged with criminal trespassing Warning, notice to other school 1-3 days additional suspension	Parent/Guardian notification Parent/Guardian conference Notify Police Liaison and Coordinator of Public Safety Charged with criminal trespassing Warning, notice to other school 3 days additional suspension Informal and/or Formal Hearing



(continued)	Possible deprivation of school privileges	☐ Informal and/or Formal Hearing ☐ Deprivation of school privileges	Deprivation of in and after school privileges and co-curricular activity
Use of racial/ethnic or any other derogatory slur	<ul> <li>□ Parent/Guardian notification</li> <li>□ 1-3 days ISS/OSS</li> <li>□ Referral to Guidance for counseling</li> <li>□ Mandatory apology to victim and promise to refrain from subsequent behavior</li> </ul>	Parent/Guardian notification Parent/Guardian conference Minimum 3 days ISS/OSS Informal/Formal Hearing Referral to Teen Center for sensitivity awareness Possible legal complaint	Parent/Guardian notification Parent/Guardian conference Minimum 3-5 days OSS Informal/Formal Hearing and/or possible Board Action Legal complaint Mandatory public or private counseling-parent responsible
Cutting class, homeroom, study hall, lunch and recess	☐ Parent/Guardian notification☐ Detention☐ Loss of school privileges	Parent/Guardian notification Parent/Guardian conference Behavior Modification Plan Possible 1 day suspension	Parent/Guardian notification Parent/Guardian conference Behavior Modification Plan Referral to Guidance Possible suspension (ISS or OSS 3-5 days)
Excessive unexcused absences from school	District Truancy procedures will	be followed	
Failure to report to Teacher's detention	☐ Parent/Guardian notification ☐ Loss of privileges ☐ Additional detention	Parent/Guardian notification Parent/Guardian conference Loss of privileges Behavior Modification Plan Must fulfill detention Possible ISS (1 day)	Parent/Guardian notification Parent/Guardian conference Loss of privileges Behavior Modification Plan Must fulfill detention Possible ISS/OSS (1- 3 days)
Failure to report to ISS	☐ Parent/Guardian notification ☐ Additional ISS days	Parent/Guardian notification Parent/Guardian conference Behavior Modification Plan Referral to Guidance Must fulfill ISS required days	Parent/Guardian notification Informal Hearing Referral to Guidance Loss of school privileges Must fulfill ISS Possible suspension OSS (3 days min.)
Leaving school or class without permission	<ul> <li>□ Parent/Guardian notification</li> <li>□ Parent/Guardian conference</li> <li>□ Possibly contact Coordinator of Public Safety</li> <li>□ Referral to Guidance</li> <li>□ Incident Report for leaving school grounds</li> <li>□ Possible ISS (1 day)</li> </ul>	Parent/Guardian notification Parent/Guardian conference Contact Coordinator of Public Safety Behavior Modification Plan Incident Report for leaving school grounds Referral to Guidance Possible ISS (2 days min.)	Parent/Guardian notification Parent/Guardian conference Contact Coordinator of Public Safety Behavior Modification Plan Incident Report for leaving school grounds Referral to Guidance Loss of school privileges Informal Hearing Possible ISS/OSS (3 days min.)



Fighting between students (verbal/ physical)	<ul> <li>□ Parent/Guardian notification</li> <li>□ Parent/Guardian conference</li> <li>□ Up to 5 days suspension and/or ISS</li> <li>□ Mandatory peer mediation process with Guidance</li> <li>□ Deprivation of school privileges</li> <li>□ Refer to school Anti-Bullying Specialist</li> </ul>	<ul> <li>□ Parent/Guardian notification</li> <li>□ Parent/Guardian conference</li> <li>□ Minimum 5-9 days OSS and/or mandatory Informal Hearing</li> <li>□ Mandatory peer mediation process</li> <li>□ Mandatory counseling</li> <li>□ Refer to school Anti-Bullying Specialist</li> <li>□ Deprivation of in or after school activity or privileges</li> </ul>	Parent/Guardian notification Parent/Guardian conference Minimum 9 days OSS Home Instruction pending mandatory administrative or Board of Education hearing Refer for Alternative Placement Loss of school privileges
Misconduct and/or violation of rules (school bus, bus stop or transportation)	□ Parent/Guardian notification □ Bus Driver to report the offense in writing □ Student counseled □ Suspended from the bus for minimum of 1-3 days □ Parent/Guardian must provide transportation for student during suspension period	<ul> <li>□ Parent/Guardian notification</li> <li>□ Bus Driver to report the offense in writing</li> <li>□ Parent/Guardian conference with Bus Driver and school official</li> <li>□ Notify Transportation Dept.</li> <li>□ Referral to Guidance</li> <li>□ Suspended from bus for minimum of 3-5 days</li> <li>□ Parent/Guardian must provide transportation for student during suspension period</li> <li>□ Notify Coordinator of Public Safety</li> <li>□ Possible deprivation of school privileges</li> </ul>	□ Parent/Guardian notification □ Bus Driver to report the offense in writing □ Mandatory Administrative Hearing □ Notify Transportation Dept. □ Notify Coordinator of Public Safety □ Referral to family services □ Student suspended from bus from 1 week to one full marking period □ Parent/Guardian must provide transportation during suspension period □ Minimum 5 days ISS/OSS
Refusal to complete class work, incomplete assignments, tests, quizzes, or homework	<ul> <li>□ Parent/Guardian notification</li> <li>□ Detention or possible 1 day ISS</li> <li>□ Must make up assignments or receive failing grade</li> <li>□ Deprivation of school privileges</li> </ul>	Parent/Guardian notification Parent/Guardian conference Minimum 1-3 days ISS/OSS Detentions-must make up assignments or receive failing grade Referral to Guidance Deprivation of school privileges	Parent/Guardian notification Parent/Guardian conference Minimum 3 days ISS/OSS Informal Hearing Possible referral to I&RS and/or CST Possible notification to Parent/Guardian of in danger of failing subject for the marking period Deprivation of in and after school privileges or co-curricular activity
Undue notoriety (defacing school name or reputation); school trips, sports, events, etc.	☐ Parent/Guardian notification ☐ Minimum 1 day ISS/OSS ☐ Loss of co-curricular and after school privileges ☐ Administrative discretion	Parent/Guardian notification Parent/Guardian conference Minimum 3 days ISS/OSS Loss of co-curricular and after school activities Referral to Guidance	☐ Parent/Guardian notification ☐ Formal Hearing ☐ 5-7 days ISS/OSS ☐ Loss of co-curricular and after school activities ☐ Referral to Guidance
Interfering with school staff in the performance of their duties	☐ Parent/Guardian notification ☐ Parent/Guardian conference ☐ Up to 4 days ISS/OSS ☐ Possible expulsion procedures or Formal Hearing	Parent/Guardian notification Parent/Guardian conference Up to 4 days ISS/OSS Possible expulsion procedures or Formal Hearing	☐ Parent/Guardian notification ☐ Parent/Guardian conference ☐ Up to 4 days ISS/OSS ☐ Possible expulsion procedures or formal hearing



(continued)	Possible legal action by school/victim may file charges  Mediation process Referral for counseling/ anger management Possible exclusion from school social activities/ functions	Possible legal action by school/victim may file charges Mediation process Referral for counseling/anger management Possible exclusion from school social activities/functions Possible disorderly conduct charge Informal/Formal Hearing	☐ Possible legal action by school/victim may file charges ☐ Mediation process ☐ Referral for counseling/anger management ☐ Possible exclusion from school social activities/functions ☐ Possible disorderly conduct charge mandatory administrative hearing.
Disregarding fire drill, lockdown drill, and/or any mandatory safety drills	☐ Parent/Guardian notification ☐ Loss of co-curricular and after school privileges ☐ Administrative discretion	Parent/Guardian notification Parent/Guardian conference Possible ISS/OSS Loss of co-curricular and after school activities Referral to Guidance	Parent/Guardian notification Formal Hearing Up to 5 days ISS/OSS Loss of co-curricular and after school activities Referral to Guidance
Inciting to riot/ Baiting aggressive horseplay	Parent/Guardian notification Verbal warning	Parent/Guardian notification Parent/Guardian conference Administrative detention	Parent/Guardian notification Parent/Guardian conference Administrative detention Loss of privileges Possible suspension (ISS or OSS 1-3 days)
Failure to submit immunization and health forms in accordance to NJ Administrative Code-Sec. 8:57	☐ Parent/Guardian notification ☐ Upon enrollment a health exam/physical (N.J.A.C. 6A:16-2.2) 30-day grace period from enrollment date ☐ Mandatory shot requirement excludes student from enrollment until proof of immunization is provided	Parent/Guardian notification Parent/Guardian may be given a courtesy grace period beyond 30 days providing proof of appointment date and physician is provided Parent/Guardian will only be given 1 additional courtesy appointment beyond 30 days from enrollment Extenuating circumstances may be considered	☐ Parent/Guardian notification ☐ Same as second infraction ☐ Additionally all students on/after their 11th birthday must obtain additional mandatory immunizations according to N.J.A.C.16 ☐ Some required shots are a series and must be obtained within the required time periods
Suspension could be in-school or out-of-school at administrative discretion.			



### Grades 3 through 5

#### **UNLAWFUL ACTS**

Unlawful Acts primarily refer to offenses cited in the New Jersey Criminal Justice Code or the General Provisions that may require Police Intervention, relating to education under the Provisions of Title 18A.

The due process procedures established by the District for review of conduct which may result in the imposition of short-term suspensions, long-term suspensions, or expulsions. Those procedures are set forth below in this Code of Conduct.

Appeal disciplinary determinations of District officials or the Board of Education to the New Jersey Commissioner of Education and, where applicable, to pursue the due process rights established in N.J.A.C. 6A:14 for students classified as eligible for special education.

OFFENSE	FIRST OFFENSE ACTION	SECOND OFFENSE ACTION	THIRD AND SUBSEQUENT ACTION
Destruction and defacing school property (vandalism)	Parent/Guardian notification Possible contact Coordinator of Public Safety Possible legal action Detention or ISS 1-3 days Possible exclusion from all school social activities and functions Contact Superintendent's office	<ul> <li>□ Parent/Guardian notification</li> <li>□ Possible contact Coordinator of Public Safety</li> <li>□ Possible legal action</li> <li>□ Suspension for up to 4 days</li> <li>□ Incident Report for leaving school grounds</li> <li>□ Possible exclusion from all school social activities and functions</li> <li>□ Contact Superintendent's office</li> </ul>	Parent/Guardian notification Possible contact Coordinator of Public Safety Possible legal action Suspension for up to 4 days Possible expulsion procedures Informal Hearing Possible exclusion from all school social activities and functions Contact Superintendent's office
Creating false public alarm; setting off fire alarms; bomb scare; causing or creating a fire of any sorts	<ul> <li>Mandatory notification to Police Department Juvenile Division and Coordinator of Public Safety</li> <li>Security search; Parent/Guardian must pick up student</li> <li>Suspension pending Formal and/or Board of Education hearing</li> <li>Disciplinary sanctions (i.edeprivation of in or after school privileges, co-curricular activities, etc.)</li> <li>Notify SAC Coordinator</li> <li>Subject to mandatory security police search</li> <li>Minimum 5 days OSS</li> <li>Possible fine</li> <li>Possible placement in alternative setting 18A:37-8</li> </ul>		



Tampering with fire alarms, alarmed doors, fire extinguishers or equipment, hazardous devices, etc.	Parent/Guardian notification Parent/Guardian conference Notice to the Fire Safety Inspector Complete Incident Report and forward to the Fire Inspector and the Office of Buildings & Grounds Supervisor Suspension of 3-5 days Possible referral to Child Study Team (CST) and family services (DCP&P) Possible exclusion from all school social activities and functions Contact Coordinator of Public Safety Possible expulsion procedure Possible fine Possible placement in alternative setting Contact Superintendent's office	Parent/Guardian notification Parent/Guardian conference Notice to the Fire Safety Inspector Complete Incident Report and forward to the Fire Inspector and the Office of Buildings & Grounds Supervisor Suspension of 5-7 days Possible referral to Child Study Team (CST) and family services (DCP&P) Possible exclusion from all school social activities and functions Contact Coordinator of Public Safety Possible expulsion procedure Possible fine Possible placement in alternative setting Contact Superintendent's office	Parent/Guardian notification Parent/Guardian conference Notice to the Fire Safety Inspector Complete Incident Report and forward to the Fire Inspector and the Office of Buildings & Grounds Supervisor Suspension of up to 9 days Possible referral to Child Study Team (CST) and family services (DCP&P) Probable exclusion from all school social activities and functions Contact Coordinator of Public Safety Notify Juvenile Unit and possible filing of complaint Possible expulsion procedure Possible placement in alternative setting Contact Superintendent's office
Possession of controlled dangerous substances (i.eselling, intent to sell, transfer or distribute drugs, alcohol, steroids, etc.	Parent/Guardian notification Confiscation of item Contact Coordinator of Public Safety Mandatory drug counseling and/or SAC recommendation Possible legal action Suspension 1-3 days Possible exclusion from all school social activities and functions Contact Superintendent's office	□ Parent/Guardian notification □ Confiscation of item □ Contact Coordinator of Public Safety □ Mandatory drug counseling and/or SAC recommendation □ Possible legal action □ Suspension 3 days □ Possible exclusion from all school social activities and functions □ Possible Informal and/or Formal Hearing □ Contact Superintendent's office	□ Parent/Guardian notification □ Confiscation of item □ Contact Coordinator of Public Safety □ Mandatory drug counseling and/or SAC recommendation □ Possible legal action □ Suspension 5 days □ Possible exclusion from all school social activities and functions. □ Possible Informal and/or Formal Hearing □ Contact Superintendent's office
Use of alcohol and/or controlled dangerous substances and/or vaping devices (i.edrugs, alcohol, steroids, etc.)	Parent/Guardian notification Drug testing (must return with doctor's clearance) Suspension up to 4 days Possibly contact Coordinator of Public Safety Possible legal action Possible drug counseling and/or SAC recommendation Possible referral to Guidance Contact Superintendent's office	Parent/Guardian notification Drug testing (must return with doctor's clearance) Suspension 3-5 days Possibly contact Coordinator of Public Safety Possible legal action Possible drug counseling and/or SAC recommendation Possible referral to Guidance Possible Informal and/or Formal Hearing Contact Superintendent's office	Parent/Guardian notification Drug testing (must return with doctor's clearance) Suspension up to 10 days Possibly contact Coordinator of Public Safety Possible legal action Possible drug counseling and/or SAC recommendation Possible referral to Guidance Possible Informal and/or Formal Hearing Contact Superintendent's office



Using, threatening or inciting the use of physical force against adults (i.estaff members, Board members, visitors, etc.)	☐ Parent/Guardian notification       ☐ Parent/Guardian notification       ☐ Parent/Guardian notification         ☐ Immediate removal of student by security       ☐ Parent/Guardian conference       ☐ Immediate removal of student by security         ☐ Parent/Guardian conference       ☐ Suspension up to 9 days       ☐ Parent/Guardian notification         ☐ Parent/Guardian conference       ☐ Immediate removal of student by security         ☐ Parent/Guardian notification       ☐ Immediate removal of student by security         ☐ Parent/Guardian notification       ☐ Immediate removal of student by security         ☐ Parent/Guardian notification       ☐ Immediate removal of student by security         ☐ Parent/Guardian notification       ☐ Immediate removal of student by security         ☐ Parent/Guardian notification       ☐ Immediate removal of student by security         ☐ Parent/Guardian notification       ☐ Parent/Guardian conference         ☐ Parent/Guardian conference       <		
Possession of a firearm/Assault with a weapon (Zero Tolerance)	Immediate removal of student by school Safety Officer   Confiscate weapon (NEVER DISARM A PUPIL)   Immediate Parent/Guardian notification   Contact Coordinator of Public Safety   Contact the Atlantic City Police Department for notification and forfeiture   Turn all confiscated firearms over to the police upon their arrival   Administrative conference with Parent/Guardian and student   10 days OSS   Begin administrative home instruction   Alternative placement and/or expulsion   Begin expulsion   Place weapon in the the required lock box   Informal and/or Formal Hearing   Contact Superintendent's office    Any student possessing a weapon or firearm must be immediately removed from the school's regular education program and placed in an alternative education school or program, pending a hearing before the district Board of Education    Any student who assaults a student, teacher, administrator, Board member, or other school district employee with a weapon other than a firearm on school property, on a school bus, or at a school-sponsored function, must be immediately removed from the school's regular education program and placed in an alternative education school or program, pending a hearing before the district Board of Education.		
Possession of a dangerous weapon (i.eknife, box cutter, mace, gun, or other offensive device)  (Zero Tolerance)	☐ Immediate removal of student by school Safety Officer ☐ Confiscate weapon (NEVER DISARM A PUPIL) ☐ Immediate Parent/Guardian notification ☐ Contact Coordinator of Public Safety ☐ Contact the Atlantic City Police Department for notification and forfeiture ☐ Turn all confiscated firearms over to the police upon their arrival ☐ Administrative conference with Parent/Guardian and student ☐ 10 days OSS ☐ Begin administrative home instruction ☐ Alternative placement and/or expulsion ☐ Begin expulsion ☐ Place weapon in the required lock box ☐ Informal and/or Formal Hearing ☐ Contact Superintendent's office		



Terroristic and/or verbal threats or open defiance of authority towards Teachers, staff and/or others	<ul> <li>□ Parent/Guardian notification</li> <li>□ Suspension of up to 4 days</li> <li>□ Contact Coordinator of Public Safety</li> <li>□ Possible legal action</li> <li>□ School Counselor Referral for anger management or sensitivity awareness,</li> <li>□ Exclusion from all school social activities and functions</li> <li>□ Informal and/or Formal Hearing</li> <li>□ Possible expulsion procedure</li> <li>□ Contact Superintendent's office</li> </ul>	<ul> <li>□ Parent/Guardian notification</li> <li>□ Suspension of 5-7 days</li> <li>□ Contact Coordinator of Public Safety</li> <li>□ Possible legal action</li> <li>□ School Counselor Referral for anger management or sensitivity awareness,</li> <li>□ Exclusion from all school social activities and functions.</li> <li>□ Informal and/or Formal Hearing</li> <li>□ Possible expulsion procedure</li> <li>□ Contact Superintendent's office</li> </ul>	Parent/Guardian notification Suspension of up to 9 days Contact Coordinator of Public Safety Possible legal action School Counselor Referral for anger management or sensitivity awareness, Exclusion from all school social activities and functions. Informal and/or Formal Hearing Possible expulsion procedure Contact Superintendent's office
Gambling, stealing, forgery	Parent/Guardian notification Referral to Guidance Possible suspension Contact Superintendent's office	☐ Parent/Guardian notification ☐ Parent/Guardian conference ☐ Notify Coordinator of Public Safety ☐ Referral to Guidance ☐ Detention ☐ Possible suspension (ISS or OSS 1-3 days) ☐ Contact Superintendent's office	Parent/Guardian notification Parent/Guardian conference Notify Coordinator of Public Safety Referral to Guidance Suspension for 3 days Contact Superintendent's office
Lewdness/ Criminal sexual contact	Parent/Guardian notification Parent/Guardian conference Notify police, if warranted Notify DCP&P Contact Coordinator of Public Safety Refer to appropriate school-based services Referral to Guidance OSS/ISS up to 3 days Formal and/or Informal Hearing Contact Superintendent's office	Parent/Guardian notification Parent/Guardian conference Notify police, if warranted Notify DCP&P ContactCoordinator of Public Safety Referral to Guidance OSS/ISS up to 10 days Possible alternate placement Formal and/or Informal Hearing Begin expulsion Contact Superintendent's office	No Third Offense
Indecent exposure	Parent/Guardian notification Administrative conference with Parent/Guardian, student, School Nurse and Guidance Home suspension 3 days Refer to appropriate school based services	Parent/Guardian notification Administrative conference with Parent/Guardian, student, School Nurse and Guidance Contact DCP&P School based services recommendations Option in-house/home suspension 5 days Option of alternative placement Students may not return to school without psychological evaluation	☐ Parent/Guardian notification ☐ Administrative conference with Parent/Guardian, student, School Nurse and Guidance ☐ Contact DCP&P ☐ School based services follow-up ☐ Suspension 5 days ☐ Alternate placement ☐ Students may not return to school without psychological evaluation



Harassment/ Intimidation/ Bullying	☐ Immediate Parent/Guardian notification ☐ Procedures outlined in Hibster will be followed		
Student Discipline Disclaimer: Nothing in this Student Discipline/Code of Conduct will prevent the school administration from imposing a consequence for unacceptable student conduct not listed or included in this Student Code of Conduct			
Suspension could be in-school or out-of-school at administrative discretion.			

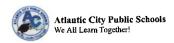
# STUDENT DISCIPLINE CODE OF CONDUCT

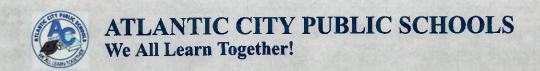
Grades 6 through 8

Dr. La'Quetta S. Small, Superintendent of Schools Dr. LaKecia Hyman, Assistant Superintendent of Schools Atiba Rose, Assistant Superintendent of Curriculum & Instruction Diane M. Saunders, Director of Human Resources

Atlantic City Public Schools 1300 Atlantic Avenue, 5th floor Atlantic City, NJ 08401 (609) 343-7200







### **Discipline Categories**

## ATLANTIC CITY PUBLIC SCHOOL'S CHART OF STUDENT DISCIPLINE / CODE OF CONDUCT

Below is the Atlantic City Public School's Chart of Student Discipline listing the District's responses to violations of behavioral expectations. Discipline guidelines are classified in two separate categories: Infractions and Unlawful Acts. These behavioral expectations and school responses include, but are not limited to:

All Board of Education policies can be found on the district website (www.acboe.org).

Grades 6 through 8				
<u>INFRACTIONS</u>				
Infractions primarily refer to those circumstances whereby students fail to comply with school rules or policies that do not fall within the scope of an unlawful act.				
The due process procedures established by the District for review of conduct which may result in the imposition of short-term suspensions, long-term suspensions, or expulsions. Those procedures are set forth below in this Code of Conduct.				
Appeal disciplinary determinations of District officials or the Board of Education to the New Jersey Commissioner of Education and, where applicable, to pursue the due process rights established in N.J.A.C.6A:14 for students classified as eligible for special education.				
UNDESIRABLE BEHAVIOR	FIRST OFFENSE ACTION	SECOND OFFENSE ACTION	THIRD AND SUBSEQUENT ACTION	
Cheating/Plagiarism	☐ Parent/Guardian notification ☐ Teacher/Administrative discretion ☐ Possible reduction of grade	Parent/Guardian notification  1 day ISS/OSS Reduction of grade Referral to Guidance	Parent/Guardian notification  1-3 days ISS/OSS Possible failure for the marking period Referral to appropriate personnel Informal Hearing	
Continued willful disobedience/Open defiance	☐ Parent/Guardian notification ☐ Detention ☐ 1-3 days ISS ☐ Referral to Guidance	☐ Parent/Guardian notification ☐ 3-5 days ISS/OSS ☐ Deprivation of school privileges ☐ Guidance intervention ☐ Referral for counseling	☐ Informal and/or Formal Hearing ☐ 5-10 days ISS/OSS ☐ Deprivation of in and after school privileges ☐ Mandatory Counseling ☐ Possible referral for home instruction for 30 days ☐ Referral for Alternative	

Placement



Disruptive behavior in class, hall, bus, etc.	<ul> <li>□ Parent/Guardian notification</li> <li>□ Teacher discretion-warning</li> <li>□ Detention or Parent/Guardian contact</li> <li>□ Deprivation of school privileges</li> <li>□ Possible 1 day ISS</li> </ul>	Parent/Guardian notification  1-3 days ISS Referral to Guidance Deprivation of school privileges	<ul> <li>□ Parent/Guardian notification</li> <li>□ 3-5 days ISS/OSS</li> <li>□ Mandatory Informal and/or Formal Hearing</li> <li>□ Deprivation of extra-curricular school privileges</li> <li>□ Deprivation of special activities</li> </ul>
Improper dress/Failure to comply with dress code	☐ Parent/Guardian notification ☐ Warning ☐ Possibly sent home or to Parent Resource Center (PRC) to change clothes ☐ Possibly sent to ISS	☐ Parent/Guardian notification ☐ Student sent home to change clothes ☐ 1 day ISS/OSS	☐ Parent/Guardian notification ☐ Student sent home to change clothes ☐ 2 days ISS/OSS ☐ Referral to Guidance
Failure to return school equipment, athletic uniforms or supplies, textbooks, Library/Media books, etc.	Parent/Guardian notification Possible restitution or return of item in its original form Administrative referral Deprivation of school privileges	Parent/Guardian notification Parent/Guardian conference Possible restitution or return of item in its original form Deprivation of school privileges	Parent/Guardian notification Informal/Formal Hearing Possible restitution or return of item in its original form Administrative referral Deprivation of school privileges
Unexcused tardiness to class	Parent/Guardian notification Teacher to assign detention	Parent/Guardian notification Teacher to assign detention	Parent/Guardian notification Teacher to assign detention
Unauthorized or Excessive tardiness to school	Parent/Guardian notification  3 unexcused latenesses to school will be equal to 1 day, unexcused absence, per Regulation 5200	Parent/Guardian notification  3 unexcused latenesses to school will be equal to 1 day, unexcused absence, per Regulation 5200	Parent/Guardian notification 3 unexcused latenesses to school will be equal to 1 day, unexcused absence, per Regulation 5200
Truancy	Parent/Guardian notification District Truancy procedures will be followed	☐ Parent/Guardian notification ☐ District Truancy procedures will be followed	Parent/Guardian notification District Truancy procedures will be followed
Failure to report to a fire drill and/or return to class	Parent/Guardian notification Parent/Guardian conference 1 day ISS/OSS	☐ Parent/Guardian notification ☐ Parent/Guardian conference ☐ Minimum 2 days ISS/OSS ☐ Notify the Fire Captain and Coordinator of Public Safety ☐ Disciplinary sanctions (i.e-deprivation of school privileges)	☐ Parent/Guardian notification ☐ Informal/Formal Hearing ☐ Minimum 3 days OSS ☐ Notify the Fire Captain and Coordinator of Public Safety ☐ Disciplinary sanctions (i.edeprivation of school privileges) ☐ Mandatory counseling referral
Habitual use of profanity and/or inappropriate language against staff members or other individuals (i.eobscene, offensive, degrading or insulting)	Parent/Guardian notification Parent/Guardian conference Minimum 1 day ISS/OSS	Parent/Guardian notification Minimum 1-3 days ISS/OSS Possible Informal Hearing Deprivation of in or after school privileges Referral to Guidance	Parent/Guardian notification Mandatory Informal/Formal Hearing Minimum 3 days OSS Possible referral for Alternative Placement Mandatory counseling Deprivation of school privileges or co-curricular activity



Unauthorized possession or use of a cellular phone or other unauthorized electronic devices	☐ Confiscation of device ☐ Parent/Guardian notification ☐ Possible forfeiture or notice to proper authorities ☐ Possible return to Parent/Guardian only	☐ Confiscation of device ☐ Parent/Guardian notification ☐ Possible forfeiture to proper authorities ☐ 1 day ISS/OSS ☐ Possible return to Parent/Guardian after one marking period	Confiscation of device Parent/Guardian notification Mandatory Informal/Formal Hearing 3-5 days ISS/OSS Possible permanent confiscation or return to Parent/Guardian on the last day of school Deprivation of school privileges
Tampering with computer(s), devices or violation of Acceptable Use Policy	Parent/Guardian notification Parent/Guardian conference Confiscation of device Deprivation of privileges Notice to appropriate authorities Possible suspension and/or expulsion procedures Possible exclusion from school activities	Parent/Guardian notification Parent/Guardian conference Confiscation of device Deprivation of privileges Notice to appropriate authorities Possible suspension and/or expulsion procedures Possible exclusion from school activities	Parent/Guardian notification Parent/Guardian conference Confiscation of device Deprivation of privileges Notice to appropriate authorities Possible suspension and/or expulsion procedures Possible exclusion from school activities
Possession of/or wearing unauthorized items on school grounds (i.ehats, bandanas, sunglasses, scarves, face coverings, visors)	Parent/Guardian notification Confiscation of item Possible forfeiture or notice to proper authorities Possible return to Parent/Guardian only	Parent/Guardian notification Confiscation of item Forfeiture to proper authorities 1 day ISS/OSS Possible return to Parent/Guardian after one marking period	Parent/Guardian notification Mandatory Informal Hearing Confiscation of item Forfeiture 3-5 days ISS/OSS Possible permanent confiscation or return to Parent/Guardian on the last day of school Deprivation of school privileges
Use of tobacco products by students (i.esmoking, vaping, chewing) (Policy 5533)	☐ Parent/Guardian notification ☐ Send to School Nurse ☐ Confiscation of item ☐ Place in lockbox ☐ 3 days ISS/OSS ☐ Mandatory Guidance counseling	Parent/Guardian notification Send to School Nurse Confiscation of item Place in lockbox Informal Hearing 3 days OSS Mandatory counseling with SAC Coordinator Mandatory Guidance intervention	☐ Parent/Guardian notification ☐ Send to School Nurse ☐ Confiscation of item ☐ Place in lockbox ☐ Informal/Formal Hearing ☐ 5 days OSS/ISS ☐ Mandatory completion public or private program counseling ☐ Notify SAC Coordinator ☐ Deprivation of school privileges
Student trespassing (from other school(s), in school or on school grounds) while on OSS or pending Parent/Guardian conference	☐ Parent/Guardian notification ☐ Notify Police Liaison and Coordinator of Public Safety ☐ Possible charged with criminal trespassing ☐ Warning, notice to other school ☐ Possible deprivation of school privileges	☐ Parent/Guardian notification ☐ Informal Hearing ☐ Notify Police Liaison and Coordinator of Public Safety ☐ Possible charged with criminal trespassing ☐ Warning, notice to other school ☐ 1-3 days additional suspension ☐ Deprivation of school privileges	Parent/Guardian notification Informal/Formal Hearing Notify Police Liaison and Coordinator of Public Safety Charged with criminal trespassing Warning, notice to other school 3 days additional suspension Deprivation of in and after school privileges and co-curricular activity



Use of racial/ethnic or any other derogatory slur	Parent/Guardian notification Parent/Guardian conference 1-3 days ISS/OSS Referral to Guidance for counseling Mandatory apology to victim and promise to refrain from subsequent behavior	☐ Parent/Guardian notification ☐ Informal Hearing ☐ Minimum 3 days ISS/OSS ☐ Referral to Teen Center for sensitivity awareness ☐ Possible legal complaint	☐ Parent/Guardian notification ☐ Mandatory Informal/Formal Hearing ☐ Minimum 3-5 days OSS ☐ Legal complaint ☐ Mandatory public or private counseling-parent responsible
Cutting class/homeroom, lunch, recess, etc.	Parent/Guardian notification Teacher detention Possible 1 day ISS	Parent/Guardian notification Parent/Guardian conference Minimum 1-3 days ISS/OSS Deprivation of school privileges	Parent/Guardian notification Parent/Guardian conference Minimum 3-5 days ISS/OSS Referral to Guidance Possible referral to Truancy Officer and/or the Court system Deprivation of in and after school privileges or co-curricular activity
Excessive absences from school	☐ Parent/Guardian notification ☐ Letter (3, 6 days) ☐ Mandatory (6 days) ☐ Referral to Guidance for attendance counseling	Parent/Guardian notification Letter (9 days) Mandatory (12 days) Truancy referral for mandatory attendance counseling Deprivation of school privileges Possible grade reduction	<ul> <li>□ Parent/Guardian notification</li> <li>□ Informal/Formal Hearing</li> <li>□ Referral to juvenile panel and attendance hearing</li> <li>□ Possible notification to Child Protective Services</li> <li>□ Possible failure for marking period or retention</li> <li>□ Deprivation of school activity</li> </ul>
Failure to report to Teacher's detention	☐ Parent/Guardian notification ☐ Possible 1 day ISS/OSS ☐ Additional teacher detentions	□ Parent/Guardian notification □ Parent/Guardian conference □ Minimum 1-3 days ISS/OSS □ Must fulfill assigned teacher detentions or House detention assigned by Vice Principal or ISS Dean of Discipline □ Referral to Guidance	☐ Parent/Guardian notification ☐ Informal/Formal Hearing ☐ Minimum 3-5 days suspension ☐ Deprivation of school privileges or special activity ☐ Must fulfill teacher assigned detention
Failure to report to ISS	☐ Parent/Guardian notification ☐ ParentGuardian conference ☐ OSS	☐ Parent/Guardian notification ☐ Mandatory Informal and/or Formal Hearing ☐ Minimum 1-3 days additional ISS/OSS ☐ Referral to Guidance	☐ Parent/Guardian notification ☐ Mandatory Informal and/or Formal Hearing ☐ Minimum 3-5 days suspension and referral ☐ Deprivation of school privileges ☐ Mandatory counseling
Leaving school or class without permission	☐ Parent/Guardian notification ☐ Parent/Guardian conference ☐ Minimum 1-3 days ISS/OSS ☐ Notify Police Liaison and/or Coordinator of Public Safety ☐ Deprivation of school privileges ☐ Safety Officer to complete Incident Report if student left school grounds	Parent/Guardian notification Mandatory Informal hearing Minimum 3-5 days ISS/OSS Notify Police Liaison and Coordinator of Public Safety Deprivation of school privileges or co-curricular activity	☐ Parent/Guardian notification ☐ Mandatory Informal and/or Formal Hearing ☐ Minimum 5 days ISS/OSS ☐ Referral to the Truancy Task Force for court mediation



(continued)	☐ Contact Truancy Officer ☐ Referral to Guidance for counseling	☐ Safety Officer to complete Incident Report if student left school grounds ☐ Referral to family services ☐ Mediation with Truancy Officer	
Fighting between students (verbal/physical)	Parent/Guardian notification Parent/Guardian conference Up to 5 days ISS/OSS Mandatory peer mediation process with Guidance Deprivation of school privileges Refer to school Anti-Bullying Specialist	<ul> <li>□ Parent/Guardian notification</li> <li>□ Mandatory Informal Hearing</li> <li>□ Minimum 5-9 days OSS</li> <li>□ Mandatory peer mediation process</li> <li>□ Mandatory counseling</li> <li>□ Refer to school Anti-Bullying Specialist</li> <li>□ Deprivation of in or after school activity or privileges</li> </ul>	☐ Parent/Guardian notification ☐ Mandatory Informal/Formal Hearing ☐ Minimum 9 days OSS ☐ Home instruction pending mandatory hearing ☐ Refer for Alternative Placement ☐ Deprivation of school privileges
Misconduct and/or violation of rules on school bus, bus stop or transportation	□ Parent/Guardian notification □ Bus Driver to report the offense in writing □ Student counseled □ Suspended from the bus for minimum 1-3 days; Parent/Guardian must provide transportation for student during suspension period	□ Parent/Guardian notification □ Bus Driver to report the offense in writing □ Mandatory conference with Bus Driver and school official □ Notify Transportation Dept. □ Referral to Guidance □ Suspended from bus for minimum 3-5 days □ Parent/Guardian must provide transportation for student during suspension period □ Notify Coordinator of Public Safety □ Possible deprivation of school privileges	☐ Parent/Guardian notification ☐ Mandatory informal/Formal Hearing ☐ Bus Driver to report the offense in writing ☐ Notify Transportation Dept. ☐ Notify Coordinator of Public Safety ☐ Referral to family services ☐ Student suspended from bus from 1 week to one full marking period; Parent/Guardian must provide transportation during suspension period ☐ Minimum 5 days ISS/OSS
Refusal to complete class work, incomplete assignments, tests, quizzes, or homework	☐ Parent/Guardian notification☐ Detention or possible 1 day ISS☐ Must make up assignments or receive failing grade☐ Deprivation of school privileges	☐ Parent/Guardian notification ☐ Mandatory Informal Hearing ☐ Minimum 1-3 days ISS/OSS ☐ Detentions-must make up assignments or receive failing grade ☐ Referral to Guidance ☐ Deprivation of school privileges	☐ Parent/Guardian notification ☐ Mandatory Informal Hearing ☐ Minimum 3 days ISS/OSS ☐ Possible referral to I&RS and/or CST ☐ Possible notification to Parent/Guardian of in danger of failing subject for the marking period ☐ Deprivation of in and after school privileges or co-curricular activity
Undue notoriety (defacing school name or reputation); school trips, sports, events, etc.	Parent/Guardian notification Parent/Guardian conference Minimum 3 days ISS/OSS Deprivation of co-curricular and after school privileges for a period of time, per administrative discretion	Parent/Guardian notification Parent/Guardian conference Minimum 5 days ISS/OSS Deprivation of co-curricular and after school activities for at least one marking period Letter of apology Referral to Guidance for mandatory counseling	☐ Parent/Guardian notification ☐ Informal Hearing ☐ Minimum 5-7 days ISS/OSS ☐ Deprivation of co-curricular and after school activities for one year ☐ Placed on co-curricular probation for upcoming year ☐ Refer to family services or other agency for counseling



Interfering with school staff in the performance of their duties	Parent/Guardian notification Parent/Guardian conference Up to 4 days ISS/OSS Possible expulsion procedures or Informal Hearing Possible legal action by school/victim may file charges Mediation process Referral for counseling/anger management Possible exclusion from school social activities/functions	<ul> <li>□ Parent/Guardian notification</li> <li>□ Mandatory Informal/Formal         Hearing</li> <li>□ Up to 4 days ISS/OSS</li> <li>□ Possible expulsion procedures         or Informal hearing</li> <li>□ Possible legal action by         school/victim may file charges</li> <li>□ Mediation process</li> <li>□ Referral for counseling/anger         management</li> <li>□ Possible exclusion from school         social activities/functions</li> <li>□ Possible disorderly conduct         charge</li> </ul>	☐ Parent/Guardian notification ☐ Mandatory Informal/Formal Hearing ☐ Up to 4 days ISS/OSS ☐ Possible expulsion procedures or informal hearing ☐ Possible legal action by school/victim may file charges ☐ Mediation process ☐ Referral for counseling/anger management ☐ Possible exclusion from school social activities/functions ☐ Possible disorderly conduct charge
Inciting to riot/ Baiting aggressive horseplay	<ul> <li>□ Parent/Guardian notification</li> <li>□ Mandatory Informal/Formal Hearing</li> <li>□ Up to 9 days OSS</li> <li>□ Possible exclusion from all school social activities and functions</li> <li>□ Mandatory police contact/ disorderly conduct charge</li> </ul>	☐ Parent/Guardian notification ☐ Mandatory Informal/Formal Hearing ☐ Up to 9 days OSS ☐ Possible exclusion from all school social activities and functions ☐ Mandatory police contact/ disorderly conduct charge	<ul> <li>□ Parent/Guardian notification</li> <li>□ Mandatory Informal/Formal Hearing</li> <li>□ Up to 9 days OSS</li> <li>□ Possible exclusion from all school social activities and functions</li> <li>□ Mandatory police contact/ disorderly conduct charge</li> </ul>
Disregard to fire drill, lockdown drill, or any mandatory safety drills, safety devices or fire extinguishers	Parent/Guardian notification Parent/Guardian conference Up to 5 days ISS/OSS Referral to Guidance Deprivation of school privileges	Parent/Guardian notification Mandatory Informal Hearing Minimum 5-9 days OSS Mandatory counseling Deprivation of in or after school activity or privileges	<ul> <li>□ Parent/Guardian Notification</li> <li>□ Home instruction pending mandatory Informal/Formal Hearing</li> <li>□ Minimum 9 days OSS</li> <li>□ Refer for Alternative placement</li> <li>□ Deprivation of school privileges</li> </ul>
Failure to submit immunization and health forms in accordance to NJ Administrative Code: Sec. 8:57	Parent/Guardian notification Upon enrollment a health exam/physical (N.J.A.C. 6A: 16-2.2) 30-day grace period from enrollment date Mandatory shot requirement excludes student from enrollment until proof of immunization is provided	Parent/Guardian notification Parent may be given a courtesy grace period beyond 30 days providing proof of appointment date and physician is provided Parent/Guardian will only be given one additional courtesy appointment beyond 30 days from enrollment Extenuating circumstances may be considered	Parent/Guardian notification  Same as second infraction  Additionally all students on/after their 11 <sup>th</sup> birthday must obtain additional mandatory immunizations according to N.J.A.C: 16  Some required shots are a series and must be obtained within the required time periods
Special Note for 8th Grade Students			
*Exclusion from 8 <sup>th</sup> Grade End of the Year Activities	☐ Exclusion from 8th gr. dance ☐ Parent/Guardian notification ☐ Attendance/Truant issues ☐ Failing 2 or more core subjects	□ Exclusion from 8th gr. dance and field trip     □ Parent/Guardian notification     □ Attendance/Truant issues     □ Continued Willful     □ Disobedience/Defiance/     Negative Behavior     □ Failing 2 or more core subjects	Exclusion from 8th gr. dance, field trip and Stepping Up ceremony Parent/Guardian notification Attendance/Truant issues Extreme Willful Disobedience/Defiance/Negative Behavior Numerous suspensions Failing 2 or more core subjects



### Grades 6 through 8

### **UNLAWFUL ACTS**

Unlawful Acts primarily refer to offenses cited in the New Jersey Criminal Justice Code or the General Provisions that may require Police Intervention, relating to education under the Provisions of Title 18A.

The due process procedures established by the District for review of conduct which may result in the imposition of short-term suspensions, long-term suspensions, or expulsions. Those procedures are set forth below in this Code of Conduct.

Appeal disciplinary determinations of District officials or the Board of Education to the New Jersey Commissioner of Education and, where applicable, to pursue the due process rights established in N.J.A.C. 6A:14 for students classified as eligible for special education.

The state of the s				
OFFENSE	FIRST OFFENSE ACTION	SECOND OFFENSE ACTION	THIRD AND SUBSEQUENT ACTION	
Defacing school property/Vandalism/ Destruction of staff or student property/ Computer tampering (includes destroying bulletin boards, school books/ materials or items on school walls)	Parent/Guardian notification Parent/Guardian conference Parent/Guardian restitution or student restoration Minimum 1-3 days ISS Safety Officer to complete Incident Report Violence/Vandalism Report Possible contact Coordinator of Public Safety Contact Superintendent's office	Parent/Guardian notification Informal Hearing Parent/Guardian restitution or student restoration  5-10 days OSS File Incident Report Deprivation of school privileges Violence/Vandalism Report Possible contact Coordinator of Public Safety Contact Superintendent's office	Parent/Guardian notification Informal Hearing Home instruction and/or possible suspension pending Formal Hearing Possible Parent/Guardian restitution Mandatory referral to Counseling Services or public/private agency for counseling Violence/Vandalism Report Contact Coordinator Public Safety Contact Superintendent's office	
Creating false public alarm; setting off fire alarm; bomb scare; causing or creating a fire of any sort	□ Parent/Guardian notification □ Mandatory notification to Police Department Juvenile Division □ Security search □ Parent/Guardian must pick up student □ Suspension pending Informal or Formal Hearing □ Disciplinary Sanctions (i.edeprivation of in or after school privileges, co-curricular activities, etc.) □ Notify SAC Coordinator □ Subject to mandatory Safety Officer/police search □ Minimum 5 days OSS □ Possible fine □ Possible alternative placement 18A:37-8 □ Contact Superintendent's office			



Tampering with fire alarms, alarmed doors, fire extinguishers or equipment, hazardous devices, etc.	☐ Parent/Guardian notification       ☐ Parent/Guardian notification       ☐ Parent/Guardian notification         ☐ Informal Hearing       ☐ Mandatory Informal/Formal Hearing (home instruction)       ☐ Suspension pending mandatory Formal Hearing (home instruction)         ☐ Fill out an Incident report and forward to the Fire Inspector and Office of Buildings & Grounds Supervisor       ☐ Parent/Guardian notification         ☐ Mandatory Informal/Formal Hearing (home instruction)       ☐ Possible filing of complaint         ☐ Notice to the Fire Inspector       ☐ Possible filing of complaint         ☐ Contact Superintendent's office       ☐ Possible filing of complaint         ☐ Possible filing of complaint       ☐ Contact Superintendent's office         ☐ Minimum 10 days OSS       ☐ Minimum 10 days OSS         ☐ Mandatory family counseling       ☐ Possible referral to DCP&P         ☐ Deprivation of school privileges       ☐ Contact Superintendent's office         ☐ Contact Superintendent's office       ☐ Contact Superintendent's office		
Possession of controlled dangerous substances (i.eselling, intent to sell, transfer or distribute drugs, alcohol, steroids, etc.)	Confiscation of item Place in the lockbox Parent/Guardian notification Mandatory notification to Police Department Juvenile Division Parent/Guardian must pick up student Suspension pending Formal or Informal Hearing Disciplinary Sanctions (i.edeprivation of in or after school privileges, co-curricular activities, etc.) Minimum 5 days OSS Notify SAC Coordinator Subject to mandatory Safety Officer/police search Contact Superintendent's office Alternative placement 18A:37-8		
Use of alcohol and/or controlled dangerous substances and/or vaping devices (i.e drugs, alcohol, steroids, etc.)	Confiscation of item Place in the lockbox Parent/Guardian notification Safety Officer escorts student to the School Nurse Teacher/Staff fill out "Under Suspicion" checklist Send out for testing If tested positive, 5 days OSS Conference with Substance Abuse Counselor (SAC) and counseling Deprivation of school activities for a period of time Subject to mandatory Safety Officer/police search Contact Superintendent's office Alternative placement 18A:37-8		
Using, threatening or inciting the use of physical force against adults (i.estaff members, Board members, visitors, etc.)	□ Parent/Guardian notification       □ Parent/Guardian notification         □ Mandatory Informal/Formal Hearing       □ Suspension (home instruction) pending mandatory Formal Hearing         □ Immediate removal of student by Safety Officer       □ Contact Coordinator of Public Safety         □ Parent/Guardian notification       □ Suspension (home instruction) pending mandatory Formal Hearing         □ Contact Coordinator of Public Safety       □ Violence/Vandalism report         □ Deprivation of in or after school privileges         □ Contact Superintendent's office         □ Contact Superintendent's office		



Possession of a firearm/Assault with a weapon (Zero tolerance)	Possible confiscation (NEVER DISARM A PUPIL)  Place weapon in secured lockbox  Immediate Parent/Guardian notification  Immediate removal of student by Safety Officer  Subject to mandatory Safety Officer/police search  Contact Coordinator of Public Safety  Contact the Atlantic City Police Department for notification and forfeiture  Turn all confiscated firearms over to the police upon their arrival  Administrative conference with the Parent/Guardian and student  10 day OSS/Home Instruction pending Formal Hearing  Mandatory Formal Hearing  Alternative placement and/or expulsion  Contact Superintendent's office  Any student possessing a weapon or firearm must be immediately removed from the school's regular education program and placed in an alternative education school or program, pending a mandatory formal hearing  Any student who assaults a student, teacher, administrator, Board member, or other school district employee with a weapon other than a firearm on school property, on a school bus, or at a school-sponsored function, must be immediately removed from the school's regular education program and placed in an alternative education school or program, pending a formal hearing		
Possession of a dangerous weapon (razors, mace, taser, knife, gun, or other offensive or harmful devices)  (Zero tolerance)	Confiscation of item Place in secured lockbox Immediate Parent/Guardian notification Informal and/or Formal Hearing Immediate removal of student by Safety Officer Contact Atlantic City Police Department for notification and forfeiture Contact Coordinator of Public Safety 10 day OSS; Home Instruction Alternate placement and/or expulsion Contact Superintendent's office		
Terroristic and/or verbal threats or open defiance of authority towards Teachers, staff and/or others	☐ Parent/Guardian notification       ☐ Parent/Guardian notification         ☐ Mandatory Informal/Formal Hearing       ☐ Suspension (home instruction) pending mandatory Formal Hearing         ☐ Immediate removal of student by Safety Officer       ☐ Possible legal complaint         ☐ Suspension (home instruction) pending mandatory Formal Hearing         ☐ Immediate removal of student by Safety Officer         ☐ Possible legal complaint       ☐ Notification to Coordinator of Public Safety         ☐ Possible legal complaint       ☐ Deprivation of in or after school privileges         ☐ Contact Coordinator of Public Safety       ☐ Contact Superintendent's office		



Gambling, stealing, forgery	Parent/Guardian notification Informal Hearing Notice to proper authorities Mandatory security search Minimum 1-3 days ISS/OSS Referral to Guidance Safety Officer to complete Incident Report Disciplinary sanctions (i.e possible deprivation of in/after school privileges) Contact Superintendent's office	Parent/Guardian notification Informal Hearing Minimum 3 days OSS Notice to proper authorities Contact Coordinator of Public Safety Mandatory counseling Referral to Guidance Disciplinary sanctions (i.edeprivation of in/after school privileges) Contact Superintendent's office	☐ Parent/Guardian notification ☐ Mandatory Informal Hearing ☐ Minimum 5 days OSS ☐ Notice to proper authorities ☐ Contact Coordinator of Public Safety ☐ Referral to outside services ☐ Disciplinary sanctions (i.edeprivation of in/after school privileges) ☐ Contact Superintendent's office
Lewdness/Criminal sexual contact	☐ Parent/Teacher notification ☐ Informal and/or Formal ☐ Hearing ☐ Notify police, if warranted ☐ Referral to Guidance ☐ Refer to appropriate school ☐ based services ☐ Notify police and DCP&P ☐ 3-10 days OSS ☐ Contact Superintendent's ☐ office	Parent/Teacher notification Informal and/or Formal Hearing Notify police Referral to Guidance Refer to appropriate school base Notify police and DCP&P 10 days OSS Possible alternate placement Contact Superintendent's office	ed services
Indecent exposure	Parent/Guardian notification Administrative conference with Parent/Guardian, student, School Nurse, Guidance 3 days OSS Refer to appropriate school based services	□ Parent/Guardian notification □ Administrative conference with Parent/Guardian, student, School Nurse and Guidance □ Contact DCP&P □ School-based services follow-up □ Option to 5 days ISS □ Option of alternative placement □ Student may not return to school without psychological evaluation	☐ Parent/Guardian notification ☐ Administrative conference with Parent/Guardian, student, School Nurse and Guidance ☐ Contact DCP&P ☐ School-based services follow-up ☐ 10 days OSS ☐ Alternative placement ☐ Student may not return to school without psychological evaluation
Harassment/ Intimidation/ Bullying	☐ Immediate Parent/Guardian Notification ☐ Procedures outlined in Hibster will be followed		
Student Discipline Disclaimer: Nothing in this Student Discipline/Code of Conduct will prevent the school administration from imposing a consequence for unacceptable student conduct not listed or included in this Student Code of Conduct			