

**Board Policy**

Shelley Joint School District No. 60 has the responsibility of providing a safe, healthy environment to protect the welfare of the students. Each school will inform students of the discipline policy.

All student conduct is based on respect and consideration of the rights of others. Students have the responsibility to know, respect, and abide by the rules and regulations of the school district. Students have a further responsibility to conduct themselves in such a manner that would reflect honor and dignity upon the individual, the school and the community. This policy may be enforced year-round. Violations of this policy will be addressed according to the severity of the violation. The violations are separated into five levels.

**Suggested Implementation Guidelines**

- A. Due Process: All students are guaranteed due process. Due process is a constitutional process which provides an opportunity for a student's defense against misconduct which may lead to disciplinary action. In the case of suspension or expulsion, the student will be given written or oral notice of charges and an opportunity to present his/her version of the incident consistent with Idaho Code 33-205.
1. Nothing in this policy will preclude the school board, superintendent, principal, or designee, from exercising any and all rights and authority vested by the State of Idaho. Notwithstanding any of the provisions of this policy, the school board reserves the right to review and act upon any conduct, including the right to expel, if the school board determines statutory grounds for expulsion exist and that expulsion would be in the best interest of the school district.
  2. Each building administrator will provide a way for students to report an incident and respond to any infraction .
- B. Discipline Levels
1. LEVEL 1: Level 1 addresses academic deficiencies. Any student with persistent academic deficiencies may place themselves in danger of failing a class or failing to obtain a diploma.
  2. LEVEL 2: This level deals with problems in the individual classroom and on school grounds, which are considered less serious in nature. Examples of this level of misconduct are tardiness, profanity, cheating, insubordination, harrassment, intimidation, bullying etc. These problems will be dealt with by the classroom teacher according to Shelley School District District policy 502.11, the teacher's or building policy.

3. LEVEL 3: Level 3 addresses problems that are more serious than Level 2, although Level 2 problems can develop into Level 3 difficulties. In general, Level 3 affects an individual and may sometimes impact one or more fellow students. Examples of this level of misconduct are cheating, harassment, intimidation, bullying, insubordination, fighting, drinking, use of tobacco products, and other similar misconduct. In the case of a fight, the administrator will attempt to discover the student that is the aggressor as opposed to the student who is clearly only practicing defensive action. If fault cannot be ascertained, both parties will be referred to the proper level of offense. These problems may also be reported to the proper authorities.
  - a. First Offense. The student may be suspended from school for up to three days and may be referred for counseling (Idaho Code 33-205). If suspended, the student may be readmitted only after a parent/student/principal conference at which time satisfactory future conduct can be pledged by the pupil and parents. A contract of commitment may be written and signed by the student and parents. If a student is involved in extracurricular activities the Extracurricular Participation Policy 503.63 will also be enforced. Harassment, Intimidation and Bullying will be dealt with according to Shelley School District policy 502.11
  - b. Second Offense. Student may be suspended from school for five days or the principal may refer the student to the school board for expulsion or transfer to an alternative school (Idaho Code 33-205). If suspended, the student may be readmitted only after a parent/student/principal conference, at which time satisfactory future conduct can be pledged by the pupil and parents. A contract of commitment may be written and signed by the student and parents. If a student is involved in extracurricular activities the Extracurricular Participation Policy 503.63 will also be enforced. Harassment, Intimidation and Bullying will be dealt with according to Shelley School District policy 502.11
  - c. Third Offense. The principal may refer the student to the school board for expulsion or transfer to an alternative school (Idaho Code 33-205). Students who are expelled may forfeit all opportunities to participate in extracurricular activities for one calendar year. Harassment, Intimidation and Bullying will be dealt with according to Shelley School District District policy 502.11
4. LEVEL 4: Level 4 addresses problems that are more serious than those of Level 3 in that they disrupt the educational process at the school or school-sponsored events. Examples of Level 4 misconduct are theft, vandalism, possessing and/or

using illegal drugs, and other similar misconduct. Serious offenses may be handled by police but will carry school penalties as well. Juvenile authorities may be contacted to provide information concerning the misconduct of any students to inquiring school officials. If any student has been apprehended by police and a preponderance of the evidence indicates guilt, even if said student has not been convicted or sentenced, then that student becomes subject to school disciplinary action.

- a. First Offense. Student may be suspended from school for up to five days and may be referred for counseling (Idaho Code 33-205). If suspended, the student may be readmitted only after a parent/student/principal conference, at which time satisfactory future conduct can be pledged by the pupil and parents. A contract of commitment may be written and signed by the student and parents. If a student is involved in extracurricular activities the Extracurricular Participation Policy 503.63 will also be enforced.
  - b. Second Offense. The principal may refer the student to the school board for expulsion or transfer to an alternative school (Idaho Code 33-205). Students who are expelled may forfeit all opportunities to participate in extracurricular activities for one calendar year.
5. LEVEL 5: These deeds of misconduct are considered to be most serious in that they put other people at physical or emotional risk. Examples of Level 5 misdeeds are arson, possession of weapons, false alarms on bomb threats or fire, intent to distribute drugs, rape, battery (when a student is guilty of, or was intending to administer a dangerous beating to another person), and other similar misconduct. Level 5 crimes may be handled by police but will also carry school penalties.
- a. First Offense. The principal shall refer the student to the school board for expulsion or transfer to an alternative school (Idaho Code 33-205). Students who are expelled may forfeit all opportunities to participate in extracurricular activities for one calendar year.

Revised: December 18, 1997  
 March 21, 2001  
 June 19, 2003  
 January 19, 2006  
 February 15, 2007