

Board Policy

It is the policy of Shelley Joint School District No. 60 to maintain a safe school environment for all students while attending school, riding the school bus, and attending district sponsored activities on school grounds or other locations. Harassment, intimidation, and/or bullying regardless of the specific nature of the students' behavior, is disruptive to a safe school environment. Each school has the responsibility of providing a safe environment to protect the welfare of all their students.

Definition

Harassment, intimidation, and/or bullying is defined as misconduct by a student(s) which is characterized by the aggressor repeatedly engaging in negative actions against another student(s) in an attempt to exercise control over the victim. Harassment, intimidation and/or bullying are generally characterized by aggressive or intentionally harmful behavior, which is carried out repeatedly over time.

Prohibited Behavior

Students attending Shelley School District schools are prohibited from engaging in the following behaviors:

- A. Physical abuse of a student, including but not limited to, hitting, pushing, tripping, kicking, blocking, or restraining another's movement; sexual misconduct, causing damage to another's clothing or possessions, and taking another's belongings.
- B. Verbal abuse against a student, including, but not limited to, name calling, threatening, sexual misconduct, taunting, and malicious teasing.
- C. Psychological abuse against a student, including, but not limited to spreading harmful or inappropriate rumors regarding another, drawing inappropriate pictures or writing inappropriate statements regarding another.
- D. Harassment intimidation, and/or bullying include any intentional gesture or any intentional written verbal or physical acts or threats, against another student that:
 1. A reasonable person under the circumstances should know will have the effect of:
 - a. Harming a student; or
 - b. Damaging a student's property; or
 - c. Placing a student in reasonable fear of harm to his or her person; or
 - d. Placing a student in reasonable fear of damage to his or her property; or
 - e. Is sufficiently severe, persistent or pervasive that it creates an intimidating, threatening or abusive educational environment for a student.
- E. An act of harassment, intimidation or bullying on school grounds may also be committed through the use of any phone or through the use of data or computer software that is accessed through a computer system or computer network whether actions originate from school district equipment or from sources from another location.
- F. If two or more persons conspire to commit an act of intimidation, harassment or bullying, each is guilty of violation of this policy even if they did not participate directly

in the incident. The student(s) who conspired with the student(s) who carried out the act is just as culpable as the student who actually conducted the harassment, intimidation or bullying.

Disciplinary action

The school administrator or designee will investigate any allegations of misconduct that are reasonably characterized as harassment, intimidation, or bullying. At the discretion of the school principal and/or superintendent, the alleged perpetrator(s) may be suspended, expelled or transferred to an alternative school pending the outcome of the investigation and according to guidelines in Shelley School District Discipline Policy 502.10. Documentation should be completed using school discipline records or attachment A.

- A. A person who violates any provision of this policy may be referred to law enforcement, and may be guilty of an infraction or a misdemeanor.
 - 1. An infraction is a civil public offense, not constituting a crime, which is punishable by a penalty not to exceed \$100.00 and for which no period of incarceration may be imposed. (Idaho Code 18-111).
 - 2. A misdemeanor is a crime that is less serious than a felony and is usually punishable by a fine, penalty, forfeiture, or confinement for a brief period of time in a place other than prison such as a county jail. (Idaho Code 18-111).

- B. Attempting to harm another individual or individuals by intentionally making a false claim of harassment is itself considered harassment and is punishable under the terms of this policy as well as Idaho state law (Idaho Code 18-705).

Attachment A
Record of Complaint Received
Shelley School District

First Offense Second Offense Other _____

1. Allegations [verbal/written] made against:

Name: _____ ID#: _____

School: _____ Grade: _____ Date: _____

2. Allegation (s): (Use additional paper if necessary)

3. Complaint filed by:

Name: _____ ID#: _____

School: _____ Grade: _____ Date: _____

4. Complaint investigated by:

Name(s): _____

Title (s): _____