

## **JICD - STUDENT CONDUCT, DISCIPLINE AND DUE PROCESS**

### *Category P*

#### **Student Conduct in School/Safe School Zone**

Inappropriate student conduct that causes material and substantial disruption to the school environment, interferes with the rights of others, or presents a threat to the health and safety of others will not be tolerated. Students are expected to exhibit appropriate classroom behavior that allows teachers to communicate and educate effectively.

Students will conduct themselves in a manner fitting to their age level and maturity and with respect and consideration for the rights of others while on school district property or on property within the jurisdiction of the School District; while on school owned and/or operated school or chartered vehicles; while attending or engaged in school activities; in the use of online resources; and while away from school grounds if misconduct will directly affect the good order, efficient management and welfare of the school district. Consequences for the misconduct will be fair and developmentally appropriate in light of the circumstances.

Disruptive conduct is prohibited. Disruptive conduct includes but is not limited to conduct that:

- Disrupts or interferes with the education program;
- Disrupts the orderly and efficient operation of the School District or school activity;
- Disrupts the rights of other students to participate in or obtain their education;
- That is violent or destructive; or
- Interrupts the maintenance of a disciplined atmosphere.
- School administrators shall establish procedures pertaining to school safety and discipline. These procedures shall be reviewed and approved by the Superintendent or his/her designee, shall be consistent with RSA 193:13 (suspension and expulsion of pupils), RSA 193-D (safe school zones) and district policies, and shall be published in the Student Handbook. Students who fail to abide by these policies and procedures may be disciplined.
- Disciplinary measures include, but are not limited to, removal from the classroom, detention, suspension, probation, and expulsion. Suspension means an in-school suspension, an out-of-school suspension, a restriction from activities or loss of eligibility. Students who receive an in-school suspension shall attend school, but shall be temporarily removed from one or more classes. An in-school suspension shall not exceed ten consecutive school days. Students who receive an out-of-school suspension are removed from the school environment, which includes school classes and activities. An out-of-school suspension shall not exceed ten days. Students who receive a “restriction from activities” or “loss of eligibility”

shall attend all classes, but shall not participate in school activities for the duration of the restriction or loss of eligibility.

Probation means a student is given a conditional suspension of a penalty for a definite period of time in addition to being reprimanded. The conditional suspension will mean the student must meet the conditions and terms for the suspension of the penalty. Failure of the student to meet these conditions and terms will result in immediate reinstatement of the penalty.

Expulsion means an action by the Board to remove a student from the school environment, which includes, but is not limited to, classes and activities, for a period of time set by the Board.

Due process in accordance with all applicable laws and regulations shall be afforded to any student involved in a proceeding that may result in suspension, exclusion, or expulsion. Student due process rights shall be published in the Student Handbook.

Students expelled from school may be reinstated by the Board under the provisions of RSA 193:13. Pupils expelled under the provisions of the Gun-Free Schools Act of 1994 shall not be eligible to enroll in the district for the period of their expulsion.

The Superintendent may modify expulsion requirements, on a case-by-case basis, as provided in RSA 193:14, IV.

Students receiving special education services will be disciplined in accordance with the student's IEP and all applicable provisions of the Individual With Disabilities Education Act (IDEA) and its implementing regulations, as well as relevant State laws and regulations.

Legal References:

*RSA 193:13, Suspension & Expulsion of Pupils*

*NH Code of Administrative Rules, Section Ed. 317.04(b), Disciplinary Procedures*

*NH Code of Administrative Rules, Section Ed. 306.04(a)(3), Student Discipline*

*NH Code of Administrative Rules, Section Ed. 306.06, Culture & Climate*

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