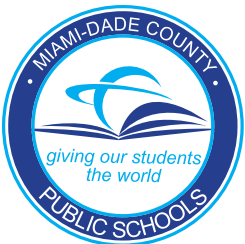


Code of Student Conduct

Elementary



School Operations

Board Rule 6G x 13 - 5D-1.081

2007 - 2008

**THE SCHOOL BOARD
MIAMI-DADE COUNTY, FLORIDA**

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Acknowledgment of Responsibility

Each parent/guardian of a student and each student enrolled in Miami-Dade County Public Schools must sign and return this page to the student's school to acknowledge receipt of the Code of Student Conduct. Each school will maintain records of such signed statements.

I acknowledge receipt of the Code of Student Conduct and I have read and discussed it with my child.

Parent's/Guardian's Signature

Date

I acknowledge receipt of the Code of Student Conduct and I have read and discussed it with my parent/guardian.

Student's Signature

Date



**RETURN TO STUDENT'S SCHOOL
WITHIN THREE DAYS
UPON RECEIPT OF THE CODE.**



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CHAPTER I

INFORMATION FOR STUDENTS AND PARENTS/GUARDIANS

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Introduction

The primary objective of Miami-Dade County Public Schools (M-DCPS) is to enhance each student's potential for learning and to foster positive interpersonal relationships. M-DCPS supports the concept that students who possess personal, academic, civic and occupational adequacies will become effective and productive citizens. Students must develop and accept the responsibilities and obligations of citizenship. This document helps students take control of their own learning and their ability to positively alter outcomes by employing appropriate personal choices and skills.

The Code of Student Conduct is the District's policy that creates a safe learning environment to ensure academic success. If this objective is to be accomplished, it is necessary that the school environment be a safe and supportive community. The "reculturing" of the school to a positive school climate not only supports academic achievement and promotes fairness, civility, acceptance of diversity, and mutual respect.

To enhance its effectiveness, this document addresses not only the role of the parents, the students, and school, but also core values and model student behavior, rights and responsibilities of students, procedures for using corrective strategies, including suspension and expulsion. The District promotes the following beliefs:

- All students are valuable and can make worthy contributions to society.
- All students are responsible and accountable for their choices and decisions.
- In order to grow and thrive, individuals need caring relationships and a nurturing environment.
- Supportive family relationships are the foundation of the community.
- High expectations lead to higher performance that empower individuals and strengthen society.
- Continuous learning is a lifelong process that is essential to a productive and enriched life.

Students, parents, and school employees are encouraged to read the Code of Student Conduct and become familiar with its content. Related School Board Rules may be found on the Miami-Dade Public Schools Website at <http://www2.dadeschools.net/schoolboard/rules/>. Included within the School Board Rules is the District manual entitled *Procedures for Promoting and Maintaining a Safe Learning Environment*, which administrators utilize to implement the Code of Student Conduct.

CORE VALUES AND EXAMPLES OF MODEL STUDENT BEHAVIOR

The Miami-Dade County Public Schools District is committed to helping all students in developing the values necessary to participate as caring, responsible citizens in our nation’s democracy. The following Core Values were adopted by the School Board on July 26, 1995.

<i>Citizenship</i>	Helping to create a society based upon democratic values including rules of law, equality of opportunity, due process, reasoned argument, representative government, checks and balances, rights and responsibilities and democratic decision-making, e.g., <i>obeying classroom and school rules.</i>
<i>Cooperation</i>	Working together toward goals as basic as human survival in an increasingly interdependent world, e.g., <i>being a member of the team on the athletic field.</i>
<i>Fairness</i>	Treating people impartially, not playing favorites, being open-minded, and maintaining an objective attitude toward those whose actions and ideas are different from our own, e.g., <i>treating people the same, regardless of their ethnicity, race, religion, gender, or physical condition.</i>
<i>Honesty</i>	Dealing truthfully with people, being sincere, not deceiving them or stealing from them, not cheating or lying, e.g., <i>doing one’s own work when taking a test or working on an individual assignment.</i>
<i>Integrity</i>	Standing up for your beliefs about what is right and what is wrong and resisting social pressure to do wrong, e.g., <i>expressing one’s conviction in a group of peers although it may not be popular with the majority.</i>
<i>Kindness</i>	Being sympathetic, helpful, compassionate, benevolent, agreeable and gentle toward people and other living things, e.g., <i>helping a fellow student who has been injured.</i>
<i>Pursuit of Excellence</i>	Doing your best with the talents you have, striving toward a goal and not giving up, e.g., <i>putting forth one’s best effort when taking an exam or doing homework.</i>
<i>Respect</i>	Showing regard for the worth and dignity of someone or something, being courteous and polite, and judging all people on their merits. Respect takes three major forms: respect for oneself, respect for other people, and respect for all forms of life and the environment, e.g., <i>practicing acceptable manners in the school cafeteria.</i>
<i>Responsibility</i>	Thinking before you act and being accountable for your actions, paying attention to others, and responding to their needs. Responsibility emphasizes our positive obligations to care for each other, e.g., <i>performing a community service project.</i>

SPOTsuccess Recognition

Our school district is proud to initiate ***SPOTsuccess***, a program that supports civic, moral and ethical values, encourages a positive and supportive school climate, and empowers our school community to pursue excellence in all areas.

SPOTsuccess will allow all school staff members to recognize and reward exemplary student behavior. Model student recognitions will include

- ❖ Certificates of Achievement
- ❖ ***SPOTsuccess*** Stickers
- ❖ Letters to Parent
- ❖ Postings on the MDCPS Website Parent/Student Portal



SPOTsuccess Logo





SPOTsuccess Sticker



SPOTsuccess Certificate

Ways to Recognize Students for Model Behavior

Elementary Students	Secondary Students
 <ul style="list-style-type: none"> ▪ SPOTsuccess recognition ▪ Extra music and reading time ▪ Certificate/trophy/ribbon/plaque/medals ▪ Time for music and dancing ▪ Music while doing school work ▪ Extra computer time/game ▪ Free time at the end of class ▪ Group activity ▪ Class Field Trip ▪ A reward (gift certificate, free admission to a school function) ▪ Outdoor class ▪ Recognition from a local newspaper, media or politician ▪ Recognition by the “Do the Right Thing” program sponsored by the Miami-Dade Police Department ▪ Outdoor reading ▪ Fun walk with the principal or teacher ▪ Note home to parents ▪ Appointed the class messenger ▪ Taking care of the class pet ▪ Eating with the teacher ▪ Selecting prizes from a treasure box ▪ Pencil toppers ▪ Stars, smiley faces or stickers ▪ Paperback books ▪ Extra recess ▪ Sports equipment ▪ Leading of class line to lunch or recess ▪ Recognition during morning announcements or on closed circuit television ▪ Selection as a model student of the month and display photograph in an appropriate location 	 <ul style="list-style-type: none"> ▪ SPOTsuccess recognition ▪ Certificate/trophy/ribbon/plaque/medals ▪ Gift certificate to local merchants ▪ Free pass to sporting event or play ▪ Walk break for entire class ▪ Guest presenters in class ▪ Class field trip ▪ Praise for good behavior and work ▪ Note home to parents ▪ A call to parents ▪ Recognition by the “Do the Right Thing” program sponsored by the Miami-Dade Police Department ▪ Coupon for prizes and privileges or surprise gift bag with school supplies ▪ Outdoor Class ▪ Recognition from a local newspaper, media or politician ▪ Photo recognition bulletin board ▪ Outdoor reading ▪ Music while doing school work ▪ Extra computer time/game ▪ Sitting with friends ▪ Music concert at school ▪ Pep rally ▪ Paperback book ▪ Magazine subscription ▪ T-shirt/hat/sunglasses ▪ Sports equipment ▪ Prime parking spot ▪ Recognition during morning announcements or on closed circuit television ▪ Recognition in school newspaper ▪ Selection as a model student of the month and display photograph in an appropriate location

A Synopsis of Model Student Behavior Level I

Level I Behavior affects the orderly operation of the classroom, school functions, extracurricular/co-curricular programs or approved transportation. **Model student behavior** creates a safe learning environment and reduces disruption of the educational process.

MODEL STUDENT BEHAVIOR	<i>SPOT</i> success STRATEGIES FOR MODEL STUDENTS
<p>Model students:</p> <ul style="list-style-type: none"> - understand and follow school rules; - attend school regularly; - request permission for authorization to leave class when needed; - attend all classes; - are prepared for class each day; - use and possess items that are suitable for an educational setting; - adhere to the school dress code; and - use approved electronic devices responsibly. 	<p>Model students avoid:</p> <ul style="list-style-type: none"> - being in an unauthorized location; - cutting class; - arriving at school late; - failing to comply with class and school rules; - possessing items that are inappropriate for the educational setting; - using unauthorized electronic devices; and - violating the school dress code.
<p>Model students:</p> <ul style="list-style-type: none"> - follow class and school rules including riding and waiting for the school bus; - use conflict management skills to resolve problems peacefully; - use respectful and appropriate language; - show concern for others; and - conduct themselves in a cooperative, friendly and respectful manner to staff members and classmates. 	<p>Model students avoid:</p> <ul style="list-style-type: none"> - initiating or participating in a verbal confrontation with another student or staff member; - arriving late to class; - displaying affection inappropriately in public; - leaving school grounds without permission; - using profane or crude language; and - displaying or participating in disruptive behavior.

RELATED CORE VALUES FOR LEVEL I MODEL STUDENT BEHAVIORS

Citizenship

Honesty

Kindness

Respect

Pursuit of Excellence

A Synopsis of Model Student Behavior Level II

Level II behaviors are more serious than Level I because they significantly interfere with learning and/or the well-being of others. **Model student behavior** creates a safe learning environment and reduces disruption of the educational process.

MODEL STUDENT BEHAVIOR	<i>SPOT</i>success STRATEGIES FOR MODEL STUDENTS
<p>Model students:</p> <ul style="list-style-type: none"> - speak and act honestly and truthfully; - show respect to others in words, actions and deeds; - develop good study habits; - complete all homework assignments; - participate actively in class; and - show empathy for others. 	<p>Model students avoid:</p> <ul style="list-style-type: none"> - cheating or misrepresenting the true facts; - making false accusations; - exhibiting behavior that instigates and provokes a negative reaction from others or encourages others to engage in a negative physical or verbal altercation; and - talking about others and spreading rumors.
<p>Model students:</p> <ul style="list-style-type: none"> - speak and act respectfully to all school personnel; - obey all instructions given by persons in authority; - cooperate with administrators, teachers and staff members; - leave school only when given permission; - demonstrate behavior that is civil, respectful, polite and courteous; and - follow school rules. 	<p>Model students avoid:</p> <ul style="list-style-type: none"> - refusing to comply with school rules or directives from school staff members; - distributing inappropriate materials; - leaving school grounds without permission from a parent or school official; - joining clubs or organizations not approved by the Miami-Dade County School Board; - using profane or provocative language directed at others; - participating in prohibited sales on school grounds; and - possessing or using tobacco products.
<p>Model students:</p> <ul style="list-style-type: none"> - show respect for the property of others - demonstrate honesty; - report all acts of vandalism to the proper authorities; and - demonstrate school and community pride. 	<p>Model students avoid:</p> <ul style="list-style-type: none"> - taking or concealing the property of others without permission; - destroying or defacing public or private property; and - tarnishing the reputation of their school by damaging the property of others.
<p>Model students:</p> <ul style="list-style-type: none"> - obey instructions; - show respect to people in authority ; - care for the feelings of others; and - treat others with respect. 	<p>Model students avoid:</p> <ul style="list-style-type: none"> - participating in or encouraging a confrontation with a staff member; - becoming involved in a minor fighting incident; and - harassing others by name-calling, gossiping or using gestures that intimidate others.

RELATED CORE VALUES FOR LEVEL II MODEL STUDENT BEHAVIORS

Citizenship

Honesty

Respect

A Synopsis of Model Student Behavior Level III

LEVEL III behaviors are more serious than Level II because they endanger health and safety, damage property and/or cause serious disruptions to the learning environment. **Model student behavior** creates a safe learning environment and reduces disruption of the educational process.

MODEL STUDENT BEHAVIOR	<i>SPOT</i> success STRATEGIES FOR MODEL STUDENTS
<p>Model students:</p> <ul style="list-style-type: none"> - show respect, kindness, friendliness toward others; - accept people based on their individual merits; - demonstrate school pride by being active participants in protecting and maintaining the school campus; and - report all acts of violence, harassment or threats to the proper authorities. 	<p>Model students avoid:</p> <ul style="list-style-type: none"> - physically hurting or threatening another person; - bullying others by using intimidation or teasing; and - initiating or being involved in campus disruptions at school-sponsored events.
<p>Model students:</p> <ul style="list-style-type: none"> - treat others with respect and compassion; - seek to resolve issues before they escalate; - participate only in clubs and organizations sanctioned by their school; - speak to others using positive and respectful language; and - report all acts of violence, harassment or threats to the proper authorities. 	<p>Model students avoid:</p> <ul style="list-style-type: none"> - harassing others by using language or gestures that are demeaning to a person’s race, gender, religion etc.; - participating in hazing activities; and - using sexually suggestive comments or gestures to intimidate others.
<p>Model students:</p> <ul style="list-style-type: none"> - respect the rights and property of others; - respect the laws of society dealing with the possession, use or sale of alcohol and drugs; - maintain a healthy and safe lifestyle; and - make contributions of time and energy to enrich the school environment. 	<p>Model students avoid:</p> <ul style="list-style-type: none"> - entering a building or residence without permission from the owner; - removing property from a building or residence without permission from the owner; - possessing or selling alcohol; - displaying or possessing a fake weapon; and - endangering the health and safety of others.

RELATED CORE VALUES FOR LEVEL III MODEL STUDENT BEHAVIORS

Kindness

Respect

Responsibility

A Synopsis of Model Student Behavior Level IV

LEVEL IV behaviors are more serious acts of unacceptable behavior than Level III. They seriously endanger the health and well-being of others and/or damage property. These infractions are crimes requiring police involvement.

MODEL STUDENT BEHAVIOR	<i>SPOT</i> success STRATEGIES FOR MODEL STUDENTS
<p>Model students:</p> <ul style="list-style-type: none"> - project a positive and cooperative attitude towards staff members and classmates; - are respectful, kind, friendly and get along well with others; - use conflict management skills to resolve disagreements; - are obedient; and - seek guidance from trusted adults for assistance and direction. 	<p>Model students avoid:</p> <ul style="list-style-type: none"> - volatile situations that could escalate into violent actions; - using violent physical actions or threats directed towards staff members; - breaking school rules; and - becoming involved with individuals who do not respect or follow the laws of the community.
<p>Model students:</p> <ul style="list-style-type: none"> - speak to others using respectful language; - participates only in organizations sanctioned by their school; - demonstrate behavior that is civil, respectful, polite and courteous; and - share materials that are educationally appropriate 	<p>Model students avoid:</p> <ul style="list-style-type: none"> - using language or actions that slander others because of their race, gender, color, religion, ethnicity, national origin, political beliefs, marital status, age, sexual orientation, language, pregnancy or disability and family background; - participating in any form of club initiation or activity that creates the risk of harm to others; and - giving, possessing or sharing obscene or lewd materials.
<p>Model students:</p> <ul style="list-style-type: none"> - speak and act honestly and truthfully; - follows all laws; - show respect for the property of others; - support law enforcement agencies and schools to promote the safety of all staff members and students; - use school resources to resolve or report issues of concern; and - associate only with people who do not use or sell weapons or controlled substances. 	<p>Model students avoid:</p> <ul style="list-style-type: none"> - taking the property of others without permission; - committing grand theft by taking property valued at \$300.00 or more from others; and - possessing, using, distributing or selling any object, controlled substance or weapon that could inflict serious harm or place a person in fear of serious harm.

RELATED CORE VALUES FOR LEVEL IV MODEL STUDENT BEHAVIORS

Citizenship

Cooperation

Respect

Responsibility

A Synopsis of Model Student Behavior Level V

LEVEL V behaviors are the most serious acts of misconduct and violent actions that threaten life. These infractions are crimes requiring police involvement.

MODEL STUDENT BEHAVIOR	<i>SPOT</i> success STRATEGIES FOR MODEL STUDENTS
<p>Model students:</p> <ul style="list-style-type: none"> - accept responsibility for their own actions; - respect life; - show pride in their school and community; - use adaptive skills for solving problems; - maintain their self control at all times; - seek assistance from a trusted adult to solve problems or report incidents of concern; and - report any acts of aggression or violence between students or students and staff members to a staff member or law enforcement officer. 	<p>Model students avoid:</p> <ul style="list-style-type: none"> - fighting with other students or staff members; - hitting other students or staff members; - speaking disrespectfully to students or staff members; - engaging in or forcing others to participate in sexual acts; - holding people against their will; - threatening to take another person’s life; - using weapons; - interrupting the school’s learning environment; and - withholding information needed to solve a crime.
<p>Model students:</p> <ul style="list-style-type: none"> - have respect for life, property and the safety of others; - participate in programs to support law enforcement efforts to ensure safety for all in school and the community; - are law abiding citizens; - cooperate with school officials to create a positive learning environment; - participate in investigations conducted by school staff or law enforcement agencies; and - demonstrate pride in their school and community. 	<p>Model students avoid:</p> <ul style="list-style-type: none"> - setting a fire; - interfering with the orderly learning environment; - making a threat to the safety of others; - providing false information; - withholding information needed to solve a crime; and - committing any act that would result in the destruction of property.

RELATED CORE VALUES FOR LEVEL V MODEL STUDENT BEHAVIORS



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CHAPTER II

CODE OF STUDENT CONDUCT

BEHAVIORS AND RANGE OF CORRECTIVE STRATEGIES

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BEHAVIORS AND RANGE OF CORRECTIVE STRATEGIES

BEHAVIORS

LEVEL I Behaviors are acts that disrupt the orderly operation of the classroom, school function, extracurricular activities or approved transportation.

LEVEL I

Disruptive Behaviors

- Unauthorized location
- Confrontation with another student
- Cutting class
- Disruptive behavior (including behavior on the school bus and at the school bus stop)
- Failure to comply with class and/or school rules
- Possession of items or materials that are inappropriate for an educational setting *
- Inappropriate public display of affection
- Repeated use of profane or crude language (general, not directed at someone)
- Unauthorized use of electronic devices
- Violation of dress code



Special Notes

- * See Sexual Offenses (Other), Level IV, for obscene or lewd material.
- Administrators must contact Miami-Dade Schools Police for any criminal conduct regardless of whether Schools Police Automated Reporting (SPAR) is indicated.
- If the victim of a crime requests a police report, the principal or designee must report the incident to the Miami-Dade Schools Police.

RANGE OF CORRECTIVE STRATEGIES

The principal or designee **must** select at least one of the following strategies from **PLAN I**. Principals may authorize use of **PLAN II** for repeated, serious or habitual **Level I** infractions.

PLAN I

- Parent/guardian contact **
- Reprimand
- Student, parents/guardians/staff conference
- Peer mediation
- Revocation of the right to participate in social and/or extracurricular activities
- Confiscation of wireless communication devices
- Detention or other Board-approved in-school program
- Temporary assignment from class where the infraction occurred
- Student contract
- School Center for Special Instruction (SCSI) ***
- Replacement or payment for any damaged property (if appropriate)
- Temporary loss of bus privileges (if appropriate)
- Participation in an informal counseling session related to the infraction
- Behavior Plan

Special Notes

- ** Good faith attempt must be made immediately to contact parent/guardian by telephone.
- *** Send written notice to parent/guardian within 24 hours via U.S. mail.

Refer to the Glossary for an explanation of unfamiliar words used in the Code of Student Conduct.

BEHAVIORS AND RANGE OF CORRECTIVE STRATEGIES

BEHAVIORS

Level II Behaviors are more serious than Level I because they significantly interfere with learning and/or the well-being of others.

LEVEL II

Seriously Disruptive Behaviors

- Cheating/Misrepresentation
- Confrontation with a staff member
- Defiance of school personnel
- Distribution of items or materials that are inappropriate for an educational setting *
- Failure to comply with previously prescribed corrective strategies
- False accusation
- Fighting (minor)
- Harassment (non-sexual or isolated)
- Instigative behavior
- Leaving school grounds without permission
- Joining clubs or groups not approved by the School Board
- Libel
- Petty theft (under \$300.00)
- Use of profane or provocative language directed at someone
- Prohibited sales on school grounds (other than controlled substances)
- Possession and/or use of tobacco products
- Slander
- Vandalism (minor)

Special Notes

- * See Sexual Offenses (other), Level IV, for obscene or lewd material.
- Administrators must contact Miami-Dade Schools Police for any criminal conduct regardless of whether Schools Police Automated Reporting (SPAR) is indicated.
- If the victim of a crime requests a police report, the principal or designee must report the incident to the Miami-Dade Schools Police.

RANGE OF CORRECTIVE STRATEGIES

The principal or designee **must** select at least one of the following strategies from **PLAN II**. The use of appropriate strategies from previous PLAN may be used in conjunction with this PLAN. Principals may authorize the use of **PLAN III** for repeated, serious or habitual **Level II** infractions.

PLAN II

- Parent/guardian contact **
- School-based program that focuses on modifying the student's inappropriate behavior or promotes positive behavior
- Suspension from school for one to five days***
- Diversion Center



Special Notes

- ** Good faith attempt must be made immediately to contact parent/guardian by telephone.
- *** Send written notice to parent/guardian within 24 hours via U.S. mail.

Refer to the Glossary for an explanation of unfamiliar words used in the Code of Student Conduct.

BEHAVIORS AND RANGE OF CORRECTIVE STRATEGIES

BEHAVIORS

LEVEL III Behaviors are more serious than Level II because they endanger health and safety, damage property, and/or cause serious disruptions to the learning environment.

LEVEL III

Offensive/Harmful Behaviors

- Assault/Threat against a non-staff member
- Breaking and Entering/Burglary
- Bullying (repeated harassment)*
- Disruption on campus/Disorderly conduct
- Fighting (serious)
- Harassment (Civil Rights)**
- Hazing (misdemeanor)
- Possession or use of alcohol and/or controlled substances
- Possession of simulated weapons
- Sexual harassment**
- Trespassing
- Vandalism (major)

Special Notes

- **All Level III, IV, and V infractions, unless otherwise noted, require Schools Police Automated Reporting (SPAR). Administrators must contact Miami-Dade Schools Police. ***
- * Bullying infractions do not require a SPAR
- ** Harassment Civil Rights and Sexual Harassment do not require a SPAR, but must be reported to the Miami-Dade County Public Schools Office of Civil Rights Compliance at 305-995-1580.

RANGE OF CORRECTIVE STRATEGIES

The principal or designee **must** select at least one of the following strategies from **PLAN III**. The use of appropriate strategies from previous PLANS may also be used in conjunction with this PLAN. Principals may authorize the use of **PLAN IV** for repeated, serious or habitual **Level III** infractions.

PLAN III

- Parent/guardian contact***
- Suspension from school for one to ten days****
- Permanent removal from class (placement review committee decision required)
- Diversion Center
- Recommendation for alternative educational setting
- Recommendation for expulsion



Special Notes

- *** Good faith attempt must be made immediately to contact parent/guardian by telephone.
- **** Send written notice to parent/guardian within 24 hours via U.S. mail.

Refer to the Glossary for an explanation of unfamiliar words used in the Code of Student Conduct.

BEHAVIORS AND RANGE OF CORRECTIVE STRATEGIES

BEHAVIORS

LEVEL IV Behaviors are more serious acts of unacceptable behavior than Level III. They seriously endanger the health and well-being of others and/or damage property.

LEVEL IV

Dangerous or Violent Behaviors

- Battery against a non-staff member
- Grand theft (over \$300.00)
- Hate crime
- Hazing (felony)
- Motor vehicle theft
- Other major crimes/incidents
- Sale and/or distribution of alcohol and controlled substances
- Sex offenses (other) (including possession and/or distribution of obscene or lewd materials)

RANGE OF CORRECTIVE STRATEGIES

The principal or designee **must** use the following strategies from **PLAN IV**. The use of appropriate strategies from previous PLANS may also be used in conjunction with this PLAN.

PLAN IV

- Parent/guardian contact*
- Suspension from school for one to ten days**
- Recommendation for alternative educational setting
- Recommendation for expulsion.



Special Notes

- All Level III, IV, and V infractions require Schools Police Automated Reporting (SPAR). Administrators must contact Miami-Dade Schools Police.

Special Notes

- * Good Faith attempt must be made immediately to contact parent/guardian by telephone.

- ** Send written notice to parent/guardian within 24 hours via U.S. mail.

Refer to the Glossary for an explanation of unfamiliar words used in the Code of Student Conduct.

BEHAVIORS AND RANGE OF CORRECTIVE STRATEGIES

BEHAVIORS

LEVEL V Behaviors are the most serious acts of misconduct and violent actions that threaten life.

LEVEL V

Most Serious, Dangerous or Violent Behaviors

- Aggravated assault
- Aggravated battery against a non-staff member
- Armed robbery
- Arson
- Assault/Threat against M-DCPS employees or persons conducting official business
- Battery or Aggravated battery against M-DCPS employees or persons conducting official business*
- Homicide
- Kidnapping/Abduction
- Making a false report/threat against the school*
- Sexual battery
- Possession, use, sale, or distribution of firearms, explosives, destructive devices, and other weapons.*

Special Notes

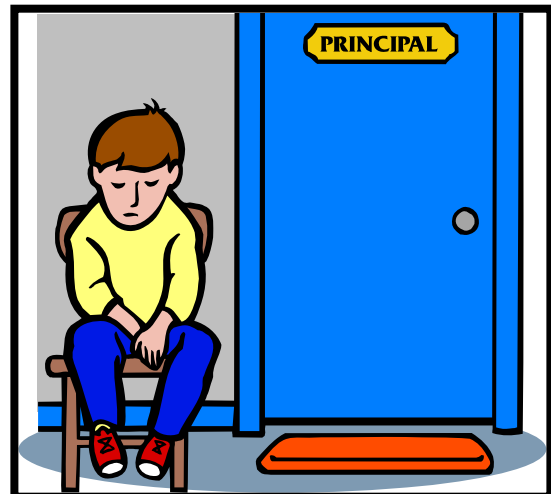
- **All Level III, IV, and V infractions require Schools Police Automated Reporting (SPAR). Administrators must contact Miami-Dade Schools Police.**
 - The possession of firearms or other weapons on school property may result in criminal penalties in addition to expulsion.
- * Mandatory one year expulsion.

RANGE OF CORRECTIVE STRATEGIES

The principal or designee **must** use the following strategies from **PLAN V**. The use of appropriate strategies from previous PLANS may also be used in conjunction with this PLAN.

PLAN V

- Parent/guardian contact **
- Suspension from school for ten days ***
- Recommendation for expulsion



Special Notes

- ** Good faith attempt must be made immediately to contact parent/guardian by telephone.
- *** Send written notice to parent/guardian within 24 hours via U.S. mail.
- This level of infraction may result in an expulsion requiring School Board action.

Refer to the Glossary for an explanation of unfamiliar words used in the Code of Student Conduct.

SAFEGUARDS: PROTECTING THE RIGHTS OF STUDENTS AND PARENTS/GUARDIANS

All corrective strategies used by school-site administrators must be in compliance with School Board rules and policies. Inherent in these rules and policies is the philosophy of fairness and consideration for actions that are in the best interest of students.

When confronted with an act that may require the imposition of corrective strategies by the school, the student and all other appropriate persons should be given the opportunity to explain the circumstances of the incident.

Students shall not be subjected to any corrective strategies for using a language other than English or because of a disability.

School administrators should communicate with parents/guardians when corrective strategies must be taken against a student.

Parents/guardians and students who disagree with certain strategies and decisions made at the school level have the right to the following formal complaint procedures:

- a school-level hearing;
- appeal of school-level decisions to the regional center office; and
- for expulsions, a hearing before an impartial hearing officer.

“Parents who know their children’s teachers
and help with the homework
and teach their kids right from wrong - -
these parents can make all the difference.”

Former President Bill Clinton
State of the Union Address

CHAPTER III

STUDENT RIGHTS AND RESPONSIBILITIES

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STUDENT RIGHTS AND RESPONSIBILITIES

It is the intent of this chapter to allow students maximum freedom under law, commensurate with the school's responsibility for student health, safety and welfare. The rights and responsibilities presented in this section reflect the need for providing students with greater opportunities to serve themselves and society.

Students must realize that every right implies a responsibility, and should conduct themselves appropriately on and off campus. Within every school, the principal and staff have the responsibility and authority for maintaining an orderly educational process. Students are citizens of the greater Miami-Dade Community and represent Miami-Dade Schools at all times.

NOWHERE IS IT STATED OR IMPLIED IN THE CODE OF STUDENT CONDUCT THAT THE SCHOOL SHOULD RELINQUISH AUTHORITY AND RESPONSIBILITY.



RIGHT TO LEARN

Under the law you are given many freedoms, such as the **RIGHT TO LEARN**. With these freedoms, however, come **responsibilities**. Your school has the **responsibility** to protect your health, safety, and welfare. You have the **responsibility** to use your freedoms wisely.

MY RIGHTS	MY RESPONSIBILITIES
<ul style="list-style-type: none"> You have the right to be taught the basic skills. You have the right to study all subjects in a classroom setting, in a language you can understand, with good, fair teachers. These teachers will let you state your opinion freely. You have the right to learn about many new and different ideas with which you may or may not agree. 	<ul style="list-style-type: none"> You have the responsibility to work hard so that you can master the basic skills. You have the responsibility to help create a school climate that is fair and helpful. You have the responsibility to respect the rights and beliefs of other students and teachers.

KNOWLEDGE AND OBSERVATION OF RULES OF CONDUCT

The most effective learning takes place in an atmosphere where students, parents/guardians, and school staff are fully aware of the grounds for corrective strategies and the procedures to be followed for violations of the Code of Student Conduct.

MY RIGHTS	MY RESPONSIBILITIES
<ul style="list-style-type: none"> You have the right to a clear explanation of the Code of Student Conduct in understandable language. You have the right to know the consequences of your misconduct. 	<ul style="list-style-type: none"> You have the responsibility to become familiar with the Code of Student Conduct and to observe all school and classroom rules.

RESPECT FOR PERSONS AND PROPERTY

The most effective learning takes place in a school where students, parents and teachers respect others and protect the personal property of all members of the school community.

MY RIGHTS	MY RESPONSIBILITIES
<ul style="list-style-type: none"> You have a right to be treated with courtesy and respect. You have the right to a safe school environment, at bus stops, on the school bus and during school sponsored activities. You have the right to a school that is free of bullying or harassment. 	<ul style="list-style-type: none"> You have the responsibility to show respect and courtesy to fellow students, all School Board personnel and school visitors. You have the responsibility to respect the private and personal property of others. Additionally, you have the responsibility to contribute to a safe learning environment by reporting harmful or dangerous situations to an adult. You have the responsibility not to bully or harass other students.

PARTICIPATION IN SCHOOL PROGRAMS, STUDENT GOVERNMENT AND ACTIVITIES

Students learn from one another and benefit from forming and participating in school programs and student government organizations. Schools have the responsibility to offer opportunities to all students to participate in student government or school programs.

MY RIGHTS	MY RESPONSIBILITIES
<ul style="list-style-type: none"> • You have a right to form or join any approved school activity and not be excluded on the basis of gender, race, color, religion, ethnic or national origin, political beliefs, marital status, age, sexual orientation, social and family background, linguistic preference, pregnancy or disability. • You have the right to participate in groups such as student council that help make rules affecting school life. 	<ul style="list-style-type: none"> • You have the responsibility to get permission from your principal to form school clubs or schedule activities. • You have the responsibility to attend club or activity meetings and participate in an appropriate manner.

COUNSELING SERVICES

All personal concerns of students can impact school achievement. Each school has a comprehensive Student Services program to recommend resources to assist students and families.

MY RIGHTS	MY RESPONSIBILITIES
<ul style="list-style-type: none"> • You have a right to get help from a school counselor. The counselor will be able to refer you to outside resources if you or your parents need additional assistance. 	<ul style="list-style-type: none"> • You have the responsibility to make an appointment to talk to your counselor about your problems.

STUDENT RECORDS

Student records are intended to provide information that can be used to develop the best educational program for each student. Care must be exercised to assure that student records are treated confidentially and that the information is relevant, accurate and appropriate.

MY RIGHTS	MY RESPONSIBILITIES
<ul style="list-style-type: none"> • Your parents/guardians have the right to read your student records. They also have the right to object to information in your student records and must give written permission for anyone to read your records. This permission is called a release. 	<ul style="list-style-type: none"> • Your parents/guardians have the responsibility to give the school all information that is useful in planning your education. • Your parents/guardians have the responsibility to update your address and phone numbers when changed.

ATTENDANCE

School administrators have an obligation under state law to enforce compulsory school attendance laws. Students have an obligation to attend school to develop skills and knowledge necessary to function in a modern, democratic society.

MY RIGHTS	MY RESPONSIBILITIES
<ul style="list-style-type: none">• You have the right to information on rules and policies for excused absences, unexcused absences and tardies.• You have the right to make-up homework assignments after an excused absence.	<ul style="list-style-type: none">• You have the responsibility to attend classes daily.• You have the responsibility to provide the school with reasons for absences.• You have the responsibility to request missed work from your teacher and complete the work within a reasonable amount of time.

GRADES

Grades are just one indication of a student’s knowledge or skill at any particular time. Academic grades should reflect a teacher’s most objective assessment of a student’s academic achievement. These academic grades should not be used as a threat to maintain classroom discipline.

MY RIGHTS	MY RESPONSIBILITIES
<ul style="list-style-type: none">• You have the right to know how your teacher determined your grade.• You have the right to be given a fair grade.• You have the right to be notified when you are performing unsatisfactorily.• You have the right to fair and accurate conduct and effort grades.	<ul style="list-style-type: none">• You have the responsibility to ask your teachers what you must do to get certain grades.• You have the responsibility to work to the best of your ability.• You have the responsibility to improve your grade when you get an unsatisfactory notice.• You have the responsibility to exhibit good behavior and effort in class.

MARRIAGE, PREGNANCY AND PARENTHOOD

Students who are married, parents/guardians, or expectant parents/guardians do not lose their right to free public education. It is, therefore, the responsibility of the public schools to encourage their continued education through the implementation of positive policies and the development of appropriate educational programs.

MY RIGHTS	MY RESPONSIBILITIES
<ul style="list-style-type: none"> • Students who are married, parents/guardians, or expectant parent/guardians have the right to remain in the regular school program, including appropriate extracurricular activities, or to attend one of the specialized programs designed to meet their particular needs. • Students have the right, upon request, to be referred to an appropriate agency for special counseling regarding marriage, pregnancy, and parenthood/guardianship. 	<ul style="list-style-type: none"> • Students who are married, parents/guardians, or expectant parents/guardians have the responsibility to maintain an acceptable record of scholarship, effort, and conduct. • Students have the responsibility to request special counseling regarding marriage, pregnancy, and parenthood/guardianship. • Students have the responsibility to request professional medical advice regarding continued school attendance.

FREE SPEECH, EXPRESSION AND ASSEMBLY

You may express your opinion in any way that is fair. You also have a right to disagree with your classmates' and teachers' opinions. When you disagree, you must respect the rights of others. Give your classmates the same respect you would want to receive from them.

MY RIGHTS	MY RESPONSIBILITIES
<ul style="list-style-type: none"> • You have the right to recite the Pledge of Allegiance. You also have the right not to recite the Pledge of Allegiance if the Pledge goes against personal beliefs. • You have the right to refuse to join in any activity that goes against your religious or personal beliefs. • You have the right to wear badges or other symbols that display personal beliefs as long as the school's dress code is followed. • You have the right to say, draw or write personal opinions. • You have the right to gather peacefully on school property. 	<ul style="list-style-type: none"> • You have the responsibility to behave while a school program or activity is occurring. • You have the responsibility to respect the beliefs of others. • You have the responsibility to respect the rights of other students who disagree with your way of thinking or behaving. • You have the responsibility to support your opinions with facts and evidence. • You have the responsibility to get permission to gather peacefully on school property.

PUBLICATIONS

The primary liberties in students’ lives have to do with the process of inquiry and learning, of acquiring and imparting knowledge, and of exchanging ideas. This process requires that students have the right to express opinions, to take stands, and to support causes publicly or privately. One of the important roles of the school is to provide effective avenues through which students may express themselves on a wide range of subjects. Official school publications, such as school newspapers and yearbooks, should reflect the policy and judgment of the student editors and should include viewpoints representative of the entire school community.

MY RIGHTS	MY RESPONSIBILITIES
<ul style="list-style-type: none"> • You have the right to possess and distribute literature as long as the material does not substantially disrupt the daily activities of the school. • You have the right to be free from anyone telling you what you can and cannot read or write. 	<ul style="list-style-type: none"> • You have the responsibility to the principal how, when and where materials may be distributed.. • You have the responsibility to use only those walls or bulletin boards set aside to post student club information. • You have the responsibility to read or possess print materials that are not indecent or harmful to others.
<p><i>Principals may restrict literature they consider primarily commercial in nature or disruptive to the orderly operation of the school.</i></p>	

SEARCH AND SEIZURE

Students possess the right of privacy of person as well as freedom from unreasonable search and seizure of property guaranteed by the Fourth Amendment of the United States Constitution. That individual’s right, however, is balanced by the school’s responsibility to protect the health, safety, and welfare of all its students.

MY RIGHTS	MY RESPONSIBILITIES
<ul style="list-style-type: none"> • You have the right to privacy. Your personal belongings can be searched only if the principal has a reasonable suspicion that you possess concealed materials that are against the law. 	<ul style="list-style-type: none"> • You have the responsibility not to hide or carry dangerous objects that are against the law or can disturb or frighten your classmates. • You have the responsibility to keep only approved materials and objects on your person or in your desk or backpack.
<p><i>School personnel and/or members of the Miami-Dade Schools Police Department have the right to search lockers if there are reasonable grounds for suspecting that the contents include weapons, stolen goods, contraband*, illegal controlled substances or mood modifiers.</i></p> <p><i>Signs that advise students and visitors that they are subject to search for weapons by metal detectors will be posted in prominent locations at each secondary school and adult vocational site.</i></p>	

COMPLAINT PROCEDURES

A complaint results from situations where students feel that they have been treated unfairly. Schools are responsible for providing a way for students to express and process their complaints.

MY RIGHTS	MY RESPONSIBILITIES
<ul style="list-style-type: none"> • You have the right to speak to a person in authority if you feel you have received unfair treatment. You also have the right to request a formal complaint hearing at either the school level or the Region. * • You have the right to have all complaints resolved in a fair, orderly and timely manner. 	<ul style="list-style-type: none"> • You have the responsibility to talk about what you feel is unfair with people who are involved with the situation before requesting a formal hearing. • You have the responsibility to state your problems clearly, follow procedures and accept the decision that is made.
<p><i>* Harassment (Civil Rights) and Sexual Harassment do not require a SPAR, but must be reported to the Civil Rights Compliance Office at 305-995-1580.</i></p>	

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CHAPTER IV

**VITAL ALERTS FOR STUDENTS AND PARENTS/GUARDIANS
AND
FORMAL CORRECTIVE STRATEGIES RECOGNIZED IN THE
CODE OF STUDENT CONDUCT**

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VITAL ALERTS FOR STUDENTS AND PARENTS/GUARDIANS

<p>ALERT: ZERO TOLERANCE POLICY</p>	<p>The School Board enforces the Florida Department of Education Zero Tolerance Policy on school violence, crime, and the use of weapons. As an approach to reducing school violence, the intent of the policy is to provide a safe school climate that is drug-free and protects student health, safety, and civil rights.</p> <p>This policy requires the school district to impose the most severe consequences provided for in the Code of Student Conduct in dealing with students who engage in violent criminal acts such as</p> <ul style="list-style-type: none"> • homicide; • sexual battery; • aggravated battery on non-school personnel; • assault or battery on a teacher or other school personnel; • kidnapping or abduction; • arson; • possession, use, or sale of any firearm; and • possession, use, or sale of any explosive device on school property, on school-sponsored transportation, or during school-sponsored activities. <p>The State of Florida Juvenile Justice Reform Act of 1965 requires the School District to link juvenile violent incidents to the action taken by the student’s school and the District. The District is required to collect data about violent incidents involving students during each school year and transmit a report to the state. Certain infractions in the Code of Student Conduct may result in criminal penalties as well as utilization of administrative corrective strategies.</p>
<p>ALERT: OFF- CAMPUS FELONY OFFENSES</p>	<p>To minimize off-campus acts that might have an adverse impact on the school environment, the District office will send to schools notifications for those students who have been taken into custody for and/or are formally charged with an off-campus felony or delinquent act that would be a felony if committed by an adult. The principal has the jurisdiction to impose administrative action against those students who are formally charged if, after an administrative hearing with notice provided to the parent/guardian of the student, it is shown that the incident has an adverse impact on the educational program, discipline, or welfare of the school. This policy can be found in <i>Procedures for Promoting and Maintaining a Safe Learning Environment Guideline #12</i>.</p> <p>Students and parents/guardians should be aware that felony offenses can have a serious impact on an individual’s future, including the following:</p> <ul style="list-style-type: none"> • criminal penalties; • loss of scholarship eligibility; • loss of voting privileges; • loss of employment opportunities; and/or • loss of driving privileges.

ALERT: IMPLICATION FOR CERTAIN SEX OFFENSES	Minors convicted or adjudicated delinquent for certain sex offenses may be required to register with the State of Florida as a sexual predator or sex offender. They will suffer the restrictions and embarrassment of this requirement as defined in Florida Statutes 943.0435, 943.04354, 943.0515, 985.481, 985.4815, and 775.21.
ALERT: WIRELESS COMMUNICATION DEVICES	<p>Wireless communication devices include two-way communication devices, including cellular phones, mobile phones, beepers, pagers, portable computers, personal organizers, and similar wireless devices. Possessing a wireless communication device is not a violation of the Code of Student Conduct. However, a student should not disrupt the educational process or interfere with the safety-to-life issues of students by using a wireless communication device.</p> <p>The following rules must be followed regarding the possession, use, and display of wireless communication devices:</p> <ul style="list-style-type: none">• Students may possess, display and use wireless communication devices before or after the instructional day.• Students shall avoid classroom disruptions, by not displaying, using, or activating wireless communication devices during the instructional day. This includes during class, in the library, during lunch breaks, during class changes and during any other structured activity.• Students must ensure that devices are turned off during the instructional day.• Students shall not use wireless communication devices while being transported on a school bus.• Students must conceal wireless communication devices in a backpack, pocket, purse or other container during the instructional day.• The school is not responsible if a student’s wireless communication device is lost or stolen. <p>The sole possession of a cellular telephone is not a violation of the Code of Student Conduct. However, the possession of a cellular telephone that disrupts the educational process, the use of the cellular telephone during school hours, use of a cellular phone to commit a crime, and the possession or use of a cellular telephone that disrupts or interferes with the safety-to-life issue for students being transported on a Miami-Dade County Public Schools bus, are infractions of the Code of Student Conduct.</p>

“Family involvement in education is crucial if we want our children to succeed in school and throughout life.”

Sharon P. Robinson
Assistant Secretary
Office of Educational Research and Improvement

ALERT: UTILIZATION OF THE INTERNET AND INAPPROPRIATE USE OF COMPUTERS	<p>Over the past few years, computers have become common household devices and popular in our schools and media centers. Students are encouraged to use computers, networks, and online telecommunication such as the Internet and electronic mail (e-mail). While exercising the right to use available technology, students must be aware of their responsibility as users. Advancement of technology has enabled many students with the access and opportunity to commit offenses that violate the Code of Student Conduct.</p> <p>The following are examples of improper uses of technology and are violations of the Code of Student Conduct:</p> <ul style="list-style-type: none">• Using the network to send or receive obscene or lewd material;• Using the network to make threats against anyone or the school;• Sending electronic mail that threatens to do bodily harm to another student that might be considered assault or cyber-bullying;• Downloading pirated software (is comparable to stealing);• Willfully and knowingly obtaining an unauthorized access to or “hacking” into the school’s computer system (constitutes vandalism);• Using, without authorization, school property, or a school computer or other electronic device, and damaging a school’s computer system or causing the computer to “crash” (constitutes a “computer-related” crime leading to criminal charges). <p>These are only a few examples of violations committed through electronic means. The school administration will evaluate and determine the appropriate level of infraction under the Code of Student Conduct. Refer to the School Board Rule 6Gx13-6A-1.112 for further explanation.</p>
ALERT: CORPORAL PUNISHMENT	<p>The use of corporal punishment is prohibited in Miami-Dade County Public Schools. This prohibition extends to parents/guardians on school grounds.</p>

“The American family is the rock
on which a solid education can be built.
I have seen examples all over this nation
where two-parent families,
single parents, stepparents, grandparents, aunts,
and uncles are providing strong family support
for their children to learn.
If families teach the love of learning,
it can make all the
difference in the world to their children.”

Richard W. Riley
U.S. Secretary of Education

ALERT: INDIVIDUALS WITH DISABILITIES IN EDUCATION ACT (IDEA); STUDENTS WITH A 504 PLAN	<p>Behavior modification interventions that are used to address actions committed by students who meet the guidelines established by the Individuals with Disabilities in Education Act (IDEA) and/or Section 504 of the Rehabilitation Act of 1973 must adhere to federal law, Florida Statutes, Florida Board of Education Rules, and Miami-Dade County School Board rules.</p> <p>Suspensions and expulsions for more than ten (10) consecutive days and/or repeated suspensions and expulsions that exceed ten (10) days in a school year may be considered “changes in placement” for students with disabilities who have a Section 504 Plan or who are enrolled in exceptional education placement under IDEA. When the student is removed from his/her educational placement for more than ten (10) days, a manifestation determination must be conducted and the student must be provided appropriate educational services in order to provide a free appropriate education.</p> <p>Discipline guidelines for IDEA students with disabilities are specified in the District’s <i>Special Programs and Procedures for Exceptional Students</i> document. Discipline guidelines for Section 504 students with disabilities are outlined in the District’s <i>Section 504 Procedures for Students with Disabilities</i> document.</p>
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TIPS FOR PARENTS

Ask about the school’s homework policy.

- What kinds of assignments will be given?
- How long are children expected to take to complete them?
 - How does the teacher want you to be involved?
 - Look over completed assignments.
 - Monitor television viewing.

**ALERT:
PROCEDURES
FOR
IMPLEMENTING
THE 45-SCHOOL
DAY
ALTERNATIVE
PLACEMENT
RULE FOR
STUDENTS WITH
DISABILITIES**

The Individuals with Disabilities in Education Act (2004), at 20 USC 1415 (k)(1)(G)(i)-(iii), identifies three specific instances of conduct that may trigger immediate unilateral placement of a student with a disability in an Interim Alternative Educational Setting (IAES), without regard to whether the behavior is determined to be a manifestation of the student's disability.

School personnel may remove a student to an IAES for not more than 45 school days without regard to whether his or her behavior is determined to be a manifestation of the student's disability, in cases where a student

- i. carries or possesses a weapon to or at school, on school premises, or to or at a school function under the jurisdiction of a state or local educational agency;
- ii. knowingly possesses or uses illegal drugs, or sells or solicits the sale of a controlled substance, while at school, on school premises, or at a school function under the jurisdiction of a state or local educational agency; or
- iii. inflicts serious bodily injury upon another person while at school, on school premises, or at a school function under the jurisdiction of a state or local educational agency.

Procedures:

When a student commits one of the special circumstances listed above, the following steps must be taken:

1. The school where the incident occurred (“sending school”) must immediately place an E5 in the Student Case Management System (SCMS), send an FM6562 Rev. (11-05) to altd@dadeschools.net, and follow up to ensure that a School Police Automated Report (SPAR) is entered in the SCMS as quickly as is possible.
2. The sending school must give three forms to the parent/guardian:
 - An Informed Notice of Proposal or Refusal to Change Evaluation, Identification, Educational Placement or Free Appropriate Education (FM 4877);
 - A Notice of 10–Day Suspension – Consideration for Expulsion (FM 1582); and
 - Summary of Procedural Safeguards for parents/guardians of Students with Disabilities (FM6335).
3. The sending school must immediately notify School Operations/Alternative Education (SO/AE), who will assign the student to the IAES placement within two (2) school days. Sending school is not the stay-put placement at the sending school at that time, regardless of whether the parent/guardian files a request for a Due Process hearing.

**ALERT: (CONT.)
PROCEDURES FOR
IMPLEMENTING
THE 45-SCHOOL
DAY
ALTERNATIVE
PLACEMENT RULE
FOR STUDENTS
WITH
DISABILITIES**

4. The Special Education Department Chairperson or Program Specialist shall contact the receiving school (“IAES”) and forward a copy of the student’s existing Individual Educational Plan (IEP) to be reviewed and implemented upon the student’s arrival at the IAES.
5. The IAES shall implement the student’s current IEP, including all related services.
6. Within ten (10) days of the incident and transfer of the student to the IAES, an IEP meeting must be convened to determine if the student’s behavior was a manifestation of his or her disability. The sending school must be represented at the IEP meeting.
7. If the behavior **IS NOT** determined to be a manifestation of the student’s disability, the IAES must continue to implement the IEP provided by the sending school.
8. If the behavior **IS** determined to be a manifestation of the student’s disability, a Functional Assessment of Behavior (FAB) and Behavior Intervention Plan (BIP) must be prepared as soon as possible, and the student’s IEP must be rewritten to incorporate behavioral goals.
9. Additionally, if the behavior **IS** determined to be a manifestation of the student’s disability, the IAES is responsible for maintaining a record of the number of days the student is enrolled. Ten (10) days prior to the end of the 45-day placement*, the IAES shall contact the sending school and Region Office in order to schedule an IEP meeting. The IEP meeting will be held at the IAES with representatives from the home and/or sending school.
10. The IEP team must decide the next appropriate placement for the student from the following options:
 - a. Remain at the IAES (the parent/guardian then has the right to challenge the placement through Due Process);
 - b. Return to the sending school;
 - c. Attend another regular school; or
 - d. Receive a more restrictive placement.

* If the student is arrested and sent to the Juvenile Assessment Center (JAC), the time spent at the JAC is not included in the 45-day timeline for the IAES. The student should go immediately to the 45-day placement upon dismissal from the JAC.

FORMAL CORRECTIVE STRATEGIES RECOGNIZED IN THE CODE OF STUDENT CONDUCT

<p>TEMPORARY REMOVAL FROM CLASS</p>	<p>If a student is disruptive in class, the teacher may request assistance from a school administrator to have the student temporarily assigned elsewhere. The principal may utilize various Board-approved programs to address the student's behavior. The principal should consider the teacher's recommendations, if any.</p>
<p>PERMANENT REMOVAL FROM CLASS</p>	<p>A teacher may remove from class a student whose behavior the teacher determines interferes with the teacher's ability to communicate effectively with the students in the class or with the ability of the student's classmates to learn. This includes disobedient, violent, abusive, uncontrollable, or disruptive students. In such cases the principal shall be notified immediately and the teacher shall be entitled to receive, prior to or upon return of the student to class, a copy of the Student Case Management Form (SCM) describing corrective strategies taken.</p> <p>Each school must establish a Placement Review Committee to determine appropriate placement of the student when the teacher has withheld consent for return to the teacher's class. The committee consists of at least two teachers, one selected by the faculty and one selected by the teacher who has removed the student, along with one member from the school's staff selected by the principal. The teacher who requested the removal may not serve on the committee. The parent/guardian of the student must be informed of the Placement Review Committee and be provided the opportunity to communicate with the committee on behalf of the student. The committee must render a decision within 5 days after the removal of the student from the classroom and may either: (1) place the student in another class, or (2) return the student to the teacher's class. The teacher may appeal the committee's decision to the Superintendent.</p> <p>In the case of a student with a disability, the Individual Educational Plan (IEP) committee may need to determine appropriate placement. Removal from a particular class should not effectuate a denial of IEP or Limited English Proficient (LEP) services.</p>
<p>INDOOR SUSPENSION/ ASSIGNMENT TO SCHOOL CENTER FOR SPECIAL INSTRUCTION (SCSI)</p>	<p>As an alternative to outdoor suspension from school, the principal may elect to assign a student to the School Center for Special Instruction (SCSI). The center should be designed to provide tutorial and guidance services. Parents/guardians may request this action as an alternative to outdoor suspension, but the final decision rests with the principal.</p> <p>When misconduct in a class results in an assignment to SCSI, the student should be removed from only the class where the misconduct occurred. Continued misconduct can result in removal from all classes if deemed appropriate by the principal.</p>

<p>ASSIGNMENT TO AN ALTERNATIVE INTERVENTION COUNSELING CENTER</p>	<p>As an alternative to suspension from school, the principal may elect to assign a student to the Alternative Intervention Counseling Center. The Alternative Intervention Counseling Center Program is an alternative to suspension that provides individual/group counseling services for students with substance-related and/or other self-defeating behavior. Parents/guardians may request this action as an alternative to outdoor suspension, but the final decision rests with the principal.</p>
<p>PEER MEDIATION</p>	<p>The principal may elect to establish a peer mediation program designed to resolve problems addressed in the Code of Student Conduct. The establishment and use of this program rests with the principal.</p>
<p>OTHER ALTERNATIVES</p>	<p>Other alternatives, including after-school detention, Saturday School, or other programs available at the school, may be utilized.</p> <p>When the principal utilizes an alternative to suspension, the student shall be afforded the same due process procedures that are applicable to outdoor suspension, including written notice within 24 hours via U.S. mail.</p>
<p>DENIAL OF BUS PRIVILEGES</p>	<p>Students can be denied the privilege of riding a school bus for persistent or serious violations of the Code of Student Conduct that occur on the bus, or at the bus stop. The revocation of a student’s bus privilege may or may not impact the student’s educational participation. Such action may be taken by the school principal, who subsequently informs the student and parent/guardian of the denial of bus privileges and requests a parent/guardian conference. Such privileges may be restored by the principal following a conference with the parent/guardian and student when there is good reason to believe that the conduct in question will not recur.</p>
<p>DENIAL OF THE PRIVILEGE OF PARTICIPATING IN SOCIAL AND/OR EXTRACURRICULAR ACTIVITIES</p>	<p>Students may be denied the privilege of participating in social and/or extracurricular activities if they have been disruptive in school or at social and/or extracurricular activities. They may also be denied this privilege if they have convicted of, or found to have committed a felony or a delinquent act that would have been a felony if committed by an adult, and a determination has been made that the incident has an adverse impact on the educational program, discipline or welfare in the school.</p>

TIPS FOR PARENTS

- Read with you children.
- Talk to your children and teenagers—and listen to them, too.
 - Set high expectations for your children.

U.S. Department of Education

<p>OUTDOOR SUSPENSION</p>	<p>A principal may suspend a student from school for one (1) to ten (10) days for persistent disobedience and/or serious misconduct. Principals take this action when they have exhausted informal corrective strategies, or when they have at least considered those alternatives and rejected them as inappropriate in a given situation.</p> <p>Outdoor suspension is appropriate under the following conditions:</p> <ul style="list-style-type: none"> • The student’s presence in school presents a physical danger to the student or others; • A “cooling off” period is needed in order to relieve tensions and relieve pressure; and/or • The student and/or parent/guardian refuse an alternative to suspension. <p>A suspended student has the right to request and obtain make-up assignments for the time he or she was suspended from school. It is the responsibility of the student to request make-up assignments.</p> <p>A suspended student is entitled to be notified of the reason for suspension and an opportunity to be heard. Parents/Guardians must be provided notice within 24 hours by U.S. mail.</p>
<p>DIVERSION CENTER</p>	<p>Diversion centers are private centers approved by the School Board to provide educational services to students who have been assigned to outdoor suspension. These centers help to reduce crime by providing an alternative instructional setting for suspended students. Attendance at the centers is optional.</p>
<p>ASSIGNMENT TO OPPORTUNITY SCHOOL</p>	<p>A principal may request an administrative placement in an Opportunity School Program. This action is taken only when less severe strategies are deemed inappropriate. If the nature of the student’s behavior warrants, the Superintendent’s designee will approve the request and assign the student to one of the opportunity schools. This assignment will remain in effect until the appropriate administrator determines that the student is ready to return to the regular school program.</p>

TIPS FOR PARENTS

Research shows:

That when families get involved, their children:

- Get better grades and test scores.
- Graduate from high school at higher rates.
- Are more likely to go on to higher education.
- Are better behaved and have more positive attitudes.

U.S. Department of Education

<p>EXPULSION</p>	<p>A principal may request that the Superintendent recommend to the School Board that a student be expelled. Principals may take this action when they have exhausted less severe administrative corrective strategies, or when they have considered those alternatives and rejected them as inappropriate in the given situation.</p> <p>When a student who is currently enrolled in an exceptional student education program or who has a Section 504 Plan commits a disruptive act of sufficient severity that warrants a recommendation for expulsion, the student must be referred immediately to the Regional Center Assistant Superintendent and the Regional Center Exceptional Student Placement Committee.</p> <p>Only the School Board can approve an expulsion. The maximum period of time for an expulsion may not exceed the remainder of the term or school year, the summer session, plus one additional school year of attendance. An expelled student is entitled to due process, including a hearing.</p>
<p>WORK BACK PROGRAM IN LIEU OF EXPULSION</p>	<p>The School Board has authorized the Superintendent to modify the expulsion process and allow staff the authority to develop a Work Back Program in Lieu of Expulsion, consistent with existing guidelines, for all students who are presently being recommended to the Board for expulsion, except in those cases for procedures that do not allow for a Work Back Program. Students recommended for expulsion as a result of Level V infractions will be ineligible for the Work Back Program in Lieu of Expulsion.</p>

TIPS FOR PARENTS

Show your child you think education and homework are important.

- Set a regular time for homework.
 - Pick a place.
- Remove distractions.
- Provide supplies.
- Be a role model.
- Show interest.

BEHAVIORS THAT MAY RESULT IN CRIMINAL PENALTIES

The following behaviors are grounds for corrective strategies by the school and may also result in criminal penalties:

- Illegal use, possession, or sale of controlled substances while on school grounds or attending a school function;
- Use of a wireless communication device in the commission of a crime;
- Possession of a firearm or weapon while on school grounds or at a school function;
- Violence against any district School Board personnel;
- Disruptive behavior on a school bus, or at a bus stop, or other violation of the School Board’s transportation policy;
- Violation of the School Board’s sexual harassment policy; and
- Making a threat or false report involving destructive devices or explosives directed against a school, school personnel property, school transportation, or school-sponsored activity.

Notice of the potential for criminal charges for these offenses is required by Florida Statute 1006.07; however, students and parents/guardians should be aware that any criminal offense could result in criminal prosecution and penalties.

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GLOSSARY

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Code of Student Conduct – Elementary

All students and parents/guardians must understand that, in addition to taking corrective strategies at the school level, certain criminal and/or disruptive behavior must, by Board Rule, be reported to appropriate police authorities and to the Miami-Dade Schools Police Department (School Board Rule 6Gx13- 4A-1.21).

1. Administrators: Adults in school with executive authority to manage the day-to-day business. They include the principal and assistant principal, among others.

School **administrators** have a responsibility to make schools run smoothly.

2. Alcohol: Mind-altering or mood-altering beverages, including but not limited to beer, wine, wine coolers, vodka coolers, liquors, etc. Possession, use, sale, or distribution of alcohol or controlled substances will result in corrective actions at school and may lead to arrest and criminal penalties.

Consumption of excessive **alcohol** can cause death.

3. Arson: Willfully, or while committing any felony, causing damage to a building, structure, or dwelling by fire or explosion.

The girl was arrested for **arson** and expelled because she started a fire in the restroom.

4. Assault/ Threat: An intentional, unlawful threat by word or act to do violence to another, coupled with the apparent ability to do so, and doing some act, which creates a well-founded fear in the other person that such violence is imminent.

The students **assaulted** another girl by sending her notes saying that they would beat her up after class.

Aggravated assault: An assault with the use of a weapon or with the intent to commit another felony.

Using a weapon to attempt harming someone is **aggravated assault**.

5. Battery: Actually and intentionally touching or striking another against his or her will, or intentionally causing bodily harm to another.

Under Florida law, battery that causes great bodily harm, permanent disfigurement, or permanent disability is called “felony battery.” Under the law, battery, felony battery, and aggravated battery are distinguishable.

The student **battered** the teacher by pushing her against the wall.

**Assault and/or battery committed against a staff member require a mandatory recommendation for expulsion.*

Administrators distinguish battery from fighting by reporting an incident as battery only when force or violence is carried out against a person who is not fighting back or is merely attempting to shield his or her body from attack.

Aggravated battery: Injuring a person seriously by using your body and/or a weapon.

Injuring someone who is physically disabled to the point where he/she cannot fight back might constitute **aggravated battery**.

Administrators distinguish Battery from Fighting by reporting an incident as Battery only when the force or violence is carried out against a person who is not fighting back or is merely attempting to shield his/her body from attack.

6. Behavior: The way people act or react or the way they conduct themselves.

There is certain **behavior** that is acceptable at school and certain **behavior** that is unacceptable at school. This Code of Student Conduct will help you distinguish between them.

- 7. Bullying/ Harassment:** Repeatedly using hostile, intimidating, domineering, or threatening behavior with the intent or purpose of physically or mentally hurting another individual. Bullying occurs within an interpersonal relationship characterized by an imbalance of power (physical or psychological). Unwanted and repeated written, verbal, or physical behavior, including any threatening, insulting, or dehumanizing acts, by an adult or student that are severe or pervasive enough to create an intimidating, hostile or offensive educational environment.
- Students should report **bullying** to an adult whom they trust so that it can be addressed.
- 8. Burglary (also referred to as Breaking and Entering):** Entry into a building with force, or presence in a building without permission, while intending to commit a separate bad act such as vandalism, theft, or battery.
- The students committed **burglary** by crawling through the unlocked window to steal the school’s camera.
- 9. Cheating:** Using another person’s answers to receive credit for schoolwork. Some examples are looking at someone else’s paper or copying from your notebook when you are supposed to use only your memory and copying someone else’s homework because you did not complete yours.
- The teacher accused him of **cheating** when she found answers to the test written on his desk.
- Plagiarism** is a form of cheating when you present another person’s words or ideas as your own without giving the originator credit for the information. Some common examples of plagiarism are copying information from a book without using quotation marks and without including a bibliography at the end of the assignment listing the sources used. All information in academic assignments that is not common knowledge must be cited and documented. An example of common knowledge is: Miami is a city in Florida.
- She **plagiarized** the information in her report by not giving credit to the author for his ideas.
- 10. Complaint:** A verbal or written disagreement or concern about something that is alleged to be unfair.
- The student voiced a **complaint** to her assistant principal about the amount of homework her teacher assigned daily.
- Complaint procedure:** A series of steps taken to try to resolve a complaint.
- The parent-teacher conference was held as required by the **complaint procedure** process.
- 11. Confrontation:** An argument or squabble.
- The student was disrespectful for causing a **confrontation** with the custodian when asked not to walk on the wet floor.
- 12. Controlled substances (also referred to as Drugs):** Mind-altering or mood-altering drugs, including but not limited to marijuana, cocaine, heroin, various pills, etc. Possession, use, sale, and/or distribution of controlled substances will result in corrective actions at school and may lead to arrest and criminal penalties.
- Use of **controlled substances** can be deadly.
- * Chapter 893, Florida Statutes (Drug Abuse Prevention and Control) provides a more extensive list of controlled substances.*

- 13. Corporal punishment:** The use of corporal punishment is prohibited in Miami-Dade County Public Schools. This prohibition extends to parents/guardians on school grounds.
- 14. Corrective Strategies (also referred to as Disciplinary Actions):** Methods or steps used to help students learn how to follow school rules and to protect the safety of everyone at school.
Corrective strategies helped him practice better school behavior before he received a suspension.
- 15. Counselor:** A school employee whose job responsibilities include providing advice to students.
Trust **counselors** are trained to talk with students about their problems.
- 16. Cutting class:** Not going to class when you are supposed to be in class.
The girls who tried to sign in to school after first period were caught and assigned detention for **cutting class**.
- 17. Defiance:** Refusing to follow the directions of authority figures within the school, such as administrators, teachers, office workers, custodians, volunteer parents/guardians, cafeteria workers, and others.
He received detention for **defying** the cafeteria manager by refusing to pick up his lunch tray when she told him to do so.
- 18. Destructive device:** Any bomb, grenade, mine, rocket, missile, pipebomb, or similar device containing an explosive, incendiary, or poison gas and includes any frangible container filled with an explosive, incendiary, explosive gas, or expanding gas, which is designed or so constructed as to explode by such filler and is capable of causing bodily harm or property damage; any combination of parts either designed or intended for use in converting any device into a destructive device and from which a destructive device may be readily assembled; any device declared a destructive device by the Bureau of Alcohol, Tobacco, and Firearms; any type of weapon which will, is designed to, or may readily be converted to expel a projectile by the action of any explosive and which has a barrel with a bore of one-half inch or more in diameter; and ammunition for such destructive devices, but not including shotgun shells or any other ammunition designed for use in a firearm other than a destructive device.
Students shall be expelled for bringing **destructive devices** to school.
- 19. Detention:** A corrective strategy wherein a student must spend time at school, either before or after the regular school day or on a Saturday.
The student served **detention** for one week after school for breaking a window.
- 20. Disciplinary Actions (also referred to as Corrective Strategies):** Methods or steps used to help students learn how to follow school rules and to protect the safety of everyone at school.
The student consequences for **disciplinary actions** according to the Code of Student Conduct are designed to assist students in improving their behavior.
- 21. Disruption:** Behavior that disturbs the learning and/or safety of others in class, on the school bus and at the bus stop.
The math class could not focus on preparing for FCAT because the girls' constant chatting was **disruptive**.

Code of Student Conduct – Elementary

- Disruption on campus (also referred to as Disorderly conduct):** Behavior that seriously interferes with an orderly learning environment or poses a threat to the safety of others, including but not limited to making a false fire alarm.
Initiating or participating in a brawl at a school event is a **disruption on campus** that can lead to serious disciplinary consequences.
- 22. Distribution:** Giving out, sharing, dispensing to others.
She was expelled for **distributing** pills to other students.
- 23. Drugs:** Mind-altering or mood-altering beverages or substances, including but not limited to alcohol, marijuana, cocaine, heroin, pills, etc. Possession, use, sale, or distribution of controlled substances that results in corrective actions at school may lead to arrest and criminal penalties.
Drugs are sometimes deadly, especially for young people.
- 24. Due process:** A series of steps taken to protect one’s rights under the law. For example, students who are expelled have the right to know about the charge made against them, the right to explain their side of the story, and the right to appeal the decision of an administrator.
Due process is required by School Board policy.
- 25. Electronic devices:** Any device that is powered by electricity or a battery, which is not required by the curriculum and includes items such as but not limited to compact disc players, MP3 players, headphones, cellular phones, PDAs, iPods, and cameras.
Unauthorized use of **electronic devices** can disrupt the learning process.
- 26. Enforce:** To compel observance of a law or rule.
All schools must **enforce** Florida’s laws, as well as the Miami-Dade County School Board’s rules.
- 27. Expulsion:** A corrective strategy that means that you are no longer allowed to attend your current school.
The student was **expelled** for carrying a knife.
- 28. False accusation:** An untrue and serious statement about a teacher, staff member, or any other person. False accusations are serious when they can hurt the professional reputation of others or otherwise get in trouble that they do not deserve.
The principal spoke with the student’s father because he made a **false accusation** about the teacher being arrested.
- 29. False fire alarm:** Any action that causes people to believe that there is a fire or threat of a fire when there is not.
The boys received a suspension for reporting a **false fire alarm**, even though they meant it as a joke.
- 30. False report/ Bomb threat:** Any action that causes people to believe that the school is under a serious threat, including but not limited to explosives and weapons of mass destruction.
Students who make an illegal **false bomb report** could be expelled and receive serious criminal penalties.
**Chapter 790.162 and 790.163, Florida Statutes (Weapons and Firearms), further define the making of a false threat or report.*

- 31. Felony:** A serious crime, often punishable by imprisonment exceeding one year.
- Many of the infractions in the Code of Student Conduct are also **felonies** under criminal law and are punishable as such.
- 32. Fighting:** Two or more students attempting to physically hurt each other. Fighting often begins with a disagreement between students that can be solved without fighting. (See Fighting Minor and Fighting Serious)
- Fighting (minor):** Occurs when two or more students engage in physical force against each other and
- they stop when an authority figure gives them a verbal command to stop,
- AND**
- there are no injuries that require medical attention as a result of the fight.
- The students began to engage in a **minor fighting incident**, but they calmed down when the teacher told them to stop.
- Fighting (serious):** Occurs when two or more students engage in physical force or violence against each other and
- they become so enraged that they do not stop when given a verbal command to do so,
- OR**
- physical restraint is required,
- AND/OR**
- someone is injured to an extent that requires immediate first aid or medical attention.
- Serious fighting must be reported to school police.
- Any serious **fighting incident** that causes injury or requires medical attention would result in a suspension.
- If the principal or designee determines that one student or a group of students attacked someone who did not fight back, the aggressors should receive punishment for battery, aggravated battery, and/or bullying, depending on the facts, and will likely be arrested. Otherwise, administrators will report all other incidents involving mutual participation as **Fighting (Serious)** without regard to who was the original aggressor.*
- 33. Firearms:** Any weapon (including a starter gun) which will, is designed to, or may readily be converted to expel a projectile by the action of an explosive; the frame or receiver of any such weapon; any such firearm muffler or firearm silencer; any destructive device; or any machine gun.
- Students shall be expelled for bringing **firearms** to school.
- 34. Forgery (written misrepresentation):** Making, changing, or signing a document with the intent to defraud or signing another person's signature without the person's consent.
- The student was not permitted to go on the field trip because she **forged** her mother's name on the permission slip.

- 35. Freedom:** The power to make your own decisions.
Freedom is usually accompanied by responsibility.
- 36. Gambling:** Participating in games of chance for money and/or other things of value.
Throwing dice for money is **gambling**.
- 37. Gender:** Male or female (boy or girl).
A person's **gender** should not be used to predict his/her success in a class.
- 38. Grievance:** A formal complaint.
The student's parents/guardians filed a **grievance** when she was suspended for having make-up in her backpack.
- 39. Harassment:** Conduct directed at a person that causes him/her to feel intimidated or verbally, mentally, or emotionally abused, or that causes him/her substantial emotional distress.
What some people think is "just joking around" might constitute **harassment** if the person at whom it is directed is distressed by it.
Repeated harassment is **bullying**.
- Harassment (Civil Rights):** Harassment directed at someone because of his or her gender, race, color, religion, ethnicity, national origin, political beliefs, marital status, age, sexual orientation, social and family background, language, pregnancy, or disability.
Telling someone that he is stupid because he is from a different country is **harassment** based on a law concerning his **civil rights**.
- Harassment (sexual):** Refer to "Sexual Harassment" in this glossary for a specific definition.
- 40. Hate crime:** A crime committed against someone that is motivated by hatred of his/her personal characteristics or perceived characteristics, such as religion, color, sexual orientation, ethnicity, ancestry, and/or national origin. Hate crimes are similar to harassment (civil rights), but they involve other serious crimes committed against someone. See "Other Major Crimes/Incidents."
The students committed a **hate crime** when they beat up a student because of his religious beliefs.
- 41. Hazing:** Pressuring or coercing another student into violating laws.
- Any brutality of a physical nature, such as whipping, beating, branding, exposure to the elements, forced consumption of any food, liquor, drug, or other substance, or other forced physical activity that could adversely affect the physical health or safety of the student.
- OR**
- Any activity that would subject another student to extreme mental stress, such as sleep deprivation, forced exclusion from social contact, forced conduct that could result in extreme embarrassment, or other forced activity that could adversely affect the mental health or dignity of the student.
- Hazing** is not allowed in school.

- Hazing (felony):** Any act of hazing that results in serious bodily injury or death.
- Hazing (misdemeanor):** Any act of hazing that causes risk of serious bodily injury or death.
- 42. Hearing:** A proceeding of relative formality where different sides of a story are presented to a person who makes a decision about what happened and what to do.
My parent/guardian and I asked for a **hearing** with the principal when I was suspended for having lip gloss in my backpack.
- 43. Homicide:** The killing of one person by another.
The student was arrested for **homicide** when his classmate died after they fought.
- 44. Inappropriate items:** Items that are not suitable for school because they tend to disrupt the learning environment.
Magazines that feature violent video games are **inappropriate items** for school.
- 45. Inappropriate public display of affection:** Engaging in unsuitable, intimate, sexually-suggestive behavior (like kissing and touching), in agreement with someone else, in places where others are likely to be present, such as hallways, stairwells, classrooms, school buses, etc.
Kissing in the hallway and stairwells is an example of an **inappropriate public display of affection**.
Engaging in this type of behavior in hidden places is also inappropriate, and depending on the circumstances, may constitute a more serious infraction. See **Sexual Offenses (Other)** in this glossary.
- 46. Infraction:** The breaking of a school rule; a violation; an infringement.
Every **infraction** in the Student Code of Conduct has a range of corrective responses.
- 47. Instigative behavior:** Behavior that incites or urges others to do something wrong.
The student **instigated** his classmates by daring them to fight.
- 48. Intimidate:** To make another person afraid.
Intimidation can sometimes be considered harassment or bullying.
- 49. Kidnapping (also referred to as Abduction):** Taking and holding people against their will.
After the abduction the **kidnapper** asked for a \$10,000 ransom to release the prisoner.
- 50. Joining clubs or groups not approved by the School Board:** Students must receive prior consent from administrators before organizing school clubs or groups.
A group of students was reprimanded for **joining a club or a group not approved by the School Board**, such as a fraternity or a gang.
- 51. Lewd:** Vulgar, indecent, improper, or naughty and of a sexual nature.
The student called her friend a derogatory word that was considered **lewd**.

- 52. Libel:** A writing (including computer-typed), picture, sign, or any other form of print that is false and capable of injuring another person’s reputation through publication and/or distribution.
- Passing around an untrue note about someone might constitute **libel**, and if so, is actionable in civil court.
- 53. Misrepresentation:** An untrue statement or action that is made to deceive or mislead.
- The girl’s parents were upset when she **misrepresented** the truth by saying she had completed her homework.
- 54. Obscene material:** Material that is indecent and improper for school.
- Students should not bring **obscene materials**, like adult magazines, to school.
- 55. Other major crimes/incidents:** Major incidents not otherwise defined in this glossary. Serious or harmful incidents resulting in the need for law enforcement intervention. Students may be disciplined for off-campus felony offenses in certain circumstances. Commission of crimes that results in corrective actions at school may lead to arrest and criminal penalties. (e.g., gambling, if incident requires police involvement)
- Knowingly using counterfeit money in the school cafeteria is an example of an other **major crime/incident**.
- 56. Person conducting official business:** Any person who is on M-DCPS property or at an M-DCPS sponsored event to work, to assist students or employees, or to perform any function associated with education in Miami-Dade County.
- Students shall be expelled for battery/assault/threat or aggravated battery against any M-DCPS employee or **person conducting official business**.
- 57. Possession:** Having control or ownership of items of value.
- The drugs in his **possession** were confiscated before his arrest.
- 58. Property:** Something that belongs to someone else or a group of people.
- My pens, pencils, and paper are my **property**.
- 59. Profane:** Vulgar, crude, indecent.
- Cuss words are considered **profanity**.
- 60. Provocative:** Disrespectful conduct or words that tend to cause anger, rage, or humiliation in the person at whom they are directed.
- The student’s **provocative** words “I hate you” upset the teacher.
- 61. Reprimand:** An explanation of how a behavior is inappropriate and a warning of the future consequence for doing it again.
- The assistant principal **reprimanded** the student for using profane language.
- 62. Responsibility:** An expectation, duty, or obligation to behave a certain way.
- As a student, I have a **responsibility** to respect the property of others.
- 63. Review:** Reconsideration. To check-over or rethink a decision.
- I hope our teacher will **review** the test she is giving our class next week.

- 64. Right:** A privilege; a fair and just claim.
All students have the **right** to learn.
- 65. Robbery:** The taking of money or property from another through use of force or fear.
The gang surrounded the boy in a circle and **robbed** him of his electronic game.
- Aggravated robbery:** The taking of money or property from another through force or fear and causing serious injury during the robbery.
The man was arrested for **aggravated robbery** when the old lady had a heart attack after he robbed her.
- Armed robbery:** The taking of money or property from another through force or fear and while having or using a weapon.
The **armed robber** told the cashier that he would use the gun in his pocket unless she gave him all of the money.
- 66. Sale:** Distribution or sharing for money or profit in return.
She was expelled for **selling** school books to other students.
- 67. School Board personnel (also referred to as school staff):** Any employee who works in a school or for the School Board of Miami-Dade County, such as teachers, administrators, counselors, office staff, cafeteria workers, custodians, etc.
School Board personnel dedicate their careers to the education and well being of all students.
- *Violence against school board personnel is grounds for expulsion and may result in criminal penalties.*
- 68. Sexual battery:** Using force or the threat of force to touch, feel, or hurt someone in a sexual way against his or her will, or to use force to attempt to do so.
Touching another person’s private body parts without his/her consent is **sexual battery**.
- *Also refer to **Sexual Offenses (Other)** for other sexual acts.*
- 69. Sexual harassment:** Displaying unwanted and repeated conduct of a sexual nature that substantially interferes with a student’s academic performance and/or creates an intimidating, hostile, or offensive school environment, or causes discomfort or humiliation for that student.
The student was suspended for **sexual harassment** because he repeatedly talked about a female student’s private parts, making her feel uncomfortable.
- 70. Sexual offenses (Other):** Sexual contact in a lewd manner. A variety of actions can be characterized as sexual offenses at school.
Examples include, but are not limited to
- Possessing and/or distributing obscene or lewd materials at school;
 - Exposing or touching private body parts in a lewd manner;
 - Touching someone else’s body in a lewd manner;
 - Voyeurism (e.g., secretly looking at someone in the restroom or locker room without his/her knowledge);
 - Consensual sexual activity on school grounds between students who are 16-years-old or older;
 - Any type of sexual contact with a student who is under age 16 years old.
- *Under Florida law, students who are under 16 years of age cannot legally consent to sex.*

- 71. Slander:** Speaking false words that are capable of hurting another person’s reputation, community standing, office, trade, business, or means of livelihood.
Starting an untrue rumor about someone might constitute **slander** and be actionable in civil court.
- 72. Smoking:** Holding a lighted cigarette (cigar, etc.), drawing in and exhaling the smoke of tobacco, or use of any tobacco product.
Smoking cigarettes is unhealthy.
- 73. SPAR:** School Police Automated Reporting system for infractions that will be reported to school police.
Administrators must create a **SPAR** for battery, a serious infraction of the Code of Student Conduct.
- 74. Stealing (also referred to as Theft):** Taking something that does not belong to you, without permission, in order to keep it for yourself.
He **stole** the library book when he slipped it into his backpack and left the library.
- 75. Student Government:** A group of students chosen by other students to represent the entire student body.
The **Student Government** Association should present their yearly plan of activities to the school administration.
- 76. Suspension:** A corrective response to serious behavior to avoid where the student is not permitted to attend school from one to ten days.
Serious behavioral infractions at school result in **suspension**.
- 77. Symbol:** Something that stands for something else.
The American flag is the **symbol** for our country.
- 78. Theft:** Taking something that does not belong to you, without permission, in order to keep it for yourself.
He committed **theft** when he slipped the library book into his backpack and left the library.
Taking a **motor powered vehicle** without permission.
Motor vehicle theft: The student drove the teacher’s car from the parking lot and then was arrested for **motor vehicle theft**.
Petty theft: Stealing something less than \$300.00 in value.
The principal called school police to report a **petty theft** of a student’s purse.
Grand Theft: Stealing something over \$300.00 in value.
He was charged with **grand theft** when he stole the school’s computer.
- 79. Threat (also referred to as assault):** An attempt or threat to harm someone in a way that makes him or her fearful because you have the apparent ability to do so.
The student was suspended for making a **threat** to slap the teacher.

- 80. Tobacco product:** Any product made from tobacco, including but not limited to cigarettes, cigars, and chewing tobacco.
Tobacco products are unhealthy.
- 81. Trespassing:** To enter without permission or remain on school property after being asked to leave, including but not limited to the school grounds/campus, school transportation, or at school-sponsored events off campus.
The student was **trespassing** when he entered the school after being warned by the principal that the school was closed.
- 82. Vandalism major:** The intentional destruction, damage, or defacement of public or private property without consent of the owner or the person having custody or control of it resulting in damages over \$1,000.00.
The student committed **vandalism** when he spray painted graffiti on the school.
- Vandalism minor:** The intentional destruction, damage, or defacement of public or private property without consent of the owner or the person having custody or control of it resulting in damages under \$1,000.00.
The student committed **vandalism** when he intentionally destroyed the pencil sharpener.
- 83. Violation (also referred to as Infraction):** The breaking of a school rule; an infringement.
For every behavior **violation** there is a recommended corrective strategy.
- 84. Violence:** Physical force used to injure, damage, or destroy.
We try to keep our schools free of **violence**.
- 85. Weapons:** Any instrument that can be used to inflict serious harm on another person or that places another person in fear of serious harm. Examples include but are not limited to all types of firearms (weapons used to shoot with, such as guns), dart-guns, stun guns, dirks (daggers), knives*, metallic knuckles, clubs, tear gas guns, chemical weapons or devices, bombs, aerosols, and other destructive devices (any item that can explode or cause destruction, such as grenades, mines, rockets, or missiles). This definition excludes simulated weapons.
- *Although common pocket knives are not classified as weapons under the Florida criminal code, M-DCPS students are prohibited from carrying pocket knives on school property. School Operations/Alternative Education will determine the appropriate disciplinary action to apply based on the item that is confiscated.
- Everyday objects can become **weapons** if they are used to seriously harm or attempt to seriously harm someone.
- *Chapter 790.001, Florida Statutes (Weapons and Firearms), provides a further definition of weapons.
- Simulated weapons:** Any instrument that looks like a weapon but is not a weapon.
Toy guns are **simulated weapons**.

**Weapons possession
use, sale, or
distribution:**

Having, using, selling, or distributing any instrument or object that can inflict serious harm or place a person in reasonable fear of serious harm. See “weapons” above.

Under Florida’s **Zero Tolerance law, no person, unless part of one’s law enforcement responsibilities, shall bring upon school property or have in his or her possession, while on school property, any firearms, weapons or other destructive devices as defined in Florida Statute 790.001. Pursuant to Florida State Statute 790.115(2)(a)3, this prohibition shall include any firearm or weapon securely encased in a vehicle or other private conveyance on a campus. Possession, use, sale, or distribution of firearms that results in disciplinary action at school may lead to arrest and criminal penalties.*

Possession, use, sale, and/or distribution of weapons that results in disciplinary action at school may lead to arrest and criminal penalties.

Weapons are prohibited to provide a safe environment for all students.

86. Witness:

A person who saw something happen.

I witnessed a car accident.

87. Zero Tolerance:

A principle that violence will not be tolerated at school, during school activities, on school property, or on school-sponsored transportation.

The zero tolerance policy will help keep our schools a safe place for students.

APPENDIX

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Best Practices and Suggestions for Rewarding Model Student Behavior

The District believes in the dignity, worth, and potential of each and every student, and provides opportunities to enable all students to make the dream of education a reality. In fulfillment of these ideals, the vision of the Superintendent of Schools is to encourage and recognize positive model student behavior, which means, our purpose is to reward and recognize students for striving to do their best, and for giving respect to fellow students and teachers.

Studies have revealed that model student behavior improves when students

- know what is expected of them at school;
- believe they have the academic and social skills to achieve;
- are recognized and given praise for doing good work or behaving appropriately;
- feel that there is someone at school who seems to care about them as people; and
- believe there is someone at school who encourages their development.

Studies also indicate the importance of parental support

- Student achievement related to parent support is not limited to the early years, but is significant at all ages and grade levels.
- Children of involved parents achieve more regardless of socioeconomic status, ethnic/racial background, or the parents' educational level.
- Children of involved parents exhibit more positive attitudes and behavior.
- Children of involved parents have fewer instances of alcohol use, violence, and antisocial behavior.
- Children of involved parents have higher grades, test scores and better attendance, and are more likely to graduate from high school and have greater enrollment in post-secondary education.

Research offers some suggestions for schools to clearly communicate expectations for model student behavior

- The school must provide a well-written set of model student behavior expectations for the school.
- The set of expectations is short (generally from 5 to 7 items).
- Students should be involved in the development, refinement, and communication of the expectations of model student behavior.
- The model student behavior expectations are statements of how to achieve model behavior, rather than what not to do.
- Model student behavior expectations are posted prominently throughout the school.
- Model student behavior expectations are emphasized in each classroom (e.g. explicitly taught, reminded, and encouraged).
- Students should be encouraged to remember and repeat statements of model student behavior.

Adapted from G. Roy Mayer (2000) California State University, Los Angeles

Positive Behavior Support (PBS) is an approach for teaching children appropriate behavior and providing the support necessary to sustain that behavior. Four principles of PBS are

- communicate high academic and behavioral expectations to students;
- encourage positive relationships with adults;
- emphasize goal-setting, academic achievement and positive social development with a teaching emphasis (with accompanying low tolerance for mistakes and misbehavior); and
- reinforce positive behavior.

Teachers regularly send postcards to parents when students do something outstanding.

The Kind Acts Foundation, www.KindActs.org, offers PK-12 teachers an easy way to honor kids formally for kind deeds. The foundation sends a personalized certificate detailing the child’s kind act, along with a Kind Acts lapel pin, to any teacher making a request at the Kind Acts Foundation website. The teacher decides how to present the certificate and pin to the student. The Kind Acts Foundation is privately funded, so there is no cost. For more information about this foundation, contact

Dave Hall, Director

Kinds Acts, Foundation

801-583-2303

DaveHall@KindActs.org

“Always bear in mind
that your own resolution to succeed
is more important than any other one thing.”

Abraham Lincoln, Former President

**Florida Sunshine State Standards Correlations to
The Code of Student Conduct**

Social Studies (Kindergarten – Grade 2)

- SS.C.1.1.1 Knows how various symbols are used to depict Americans’ shared values, principles, and beliefs.
- SS.C.1.1.3 Understands how and why rules are made and knows that a good rule or law solves a specific problem, is fair, and “does not go too far”.
- SS.C.1.1.5 Knows examples of authority and power without authority, and knows that people in positions of authority have limits on their authority.
- SS.C.2.1.2 Knows that a responsibility is a duty to do something or not to do something.
- SS.C.2.1.3 Knows the sources of responsibility, examples of situations involving responsibility, and some of the benefits of fulfilling responsibilities.
- SS.C.2.1.4 Knows that the right to privacy is a personal right guaranteed by the United States Constitution and knows when privacy is expected.

Social Studies (Grades 3 -5)

- SS.B.2.2.3 Understands how human activity affects the physical environment.
- SS.C.2.2.2 Understands why personal responsibility (e.g., taking advantage of the opportunity to be educated) and civic responsibility (e.g., obeying the law and respecting the rights of others) are important.
- SS.C.2.2.4 Knows examples of the extension of privileges and responsibilities of citizenship.

Language Arts (Kindergarten – Grade 2)

- LA.A.2.1.4 Knows strategies to use to discover whether information presented in a text is true, including asking others and checking another source.
- LA.A.2.1.5 Uses simple materials of the reference system to obtain information.
- LA.B.1.1.1 Makes a plan for writing that includes a central idea and related ideas.
- LA.C.1.1.1 Listens for a variety of informational purposes, including curiosity, pleasure, getting directions, performing tasks, solving problems, and following rules.
- LA.C.1.1.3 Carries on a conversation with another person, seeking answers and further explanations of the other’s ideas through questioning and answering.
- LA.C.1.1.4 Retells specific details of information heard, including sequence of events.
- LA.C.3.1.1 Speaks clearly and at a volume audible in large or small group settings.
- LA.C.3.1.2 Asks questions to seek answers and further explanation of other people’s ideas.
- LA.C.3.1.3 Speaks effectively in conversations with others.
- LA.D.2.1.1 Understands that word choice can shape ideas, feelings, and actions.
- LA.D.2.1.4 Knows the various types of mass media (including billboards, newspapers, radio, and television).

Language Arts (Grades 3 – 5)

- LA.A.1.2.3 Uses simple strategies to determine meaning and increase vocabulary for reading, including the use of prefixes, suffixes, root words, multiple meanings, antonyms, synonyms, and word relationships.
- LA.B.1.2.1 Prepares for writing by recording thoughts, focusing on a central idea, grouping related ideas, and identifying the purpose for writing.
- LA.B.2.2.3 Writes for a variety of occasions, audiences, and purposes.
- LA.C.1.2.1 Listens and responds to a variety of oral presentations, such as stories, poems, skits, songs, personal accounts, and informational speeches.
- LA.C.1.2.4 Listens attentively to the speaker, including making eye contact and facing the speaker.
- LA.C.3.2.3 Speaks for specific occasions, audiences, and purposes, including conversations, discussions, projects, and informational or imaginative presentations.
- LA.C.3.2.5 Participates as a contributor and, occasionally, acts as a leader in a group discussion.

The School Board of Miami-Dade County, Florida adheres to a policy of nondiscrimination in educational programs/activities and employment and strives affirmatively to provide equal opportunity for all as required by:

Title VI of the Civil Rights Act of 1964 - prohibits discrimination on the basis of race, color, religion, or national origin.

Title VII of the Civil Rights Act of 1964, as amended - prohibits discrimination in employment on the basis of race, color, religion, or national origin.

Title IX of the Education Amendments of 1972 - prohibits discrimination on the basis of gender.

Age Discrimination in Employment Act of 1967 (ADEA), as amended - prohibits discrimination on the basis of age with respect to individuals who are at least 40.

The Equal Pay Act of 1963, as amended - prohibits gender discrimination in payment of wages to women and men performing substantially equal work in the same establishment.

Section 504 of the Rehabilitation Act of 1973 - prohibits discrimination against the disabled.

Americans with Disabilities Act of 1990 (ADA) - prohibits discrimination against individuals with disabilities in employment, public service, public accommodations, and telecommunications.

The Family and Medical Leave Act of 1993 (FMLA) - requires covered employers to provide up to 12 weeks of unpaid, job-protected leave to "eligible" employees for certain family and medical reasons.

The Pregnancy Discrimination Act of 1978 - prohibits discrimination in employment on the basis of pregnancy, childbirth, or related medical conditions.

Florida Educational Equity Act (FEEA) - prohibits discrimination on the basis of race, gender, national origin, marital status, or handicap against a student, or employee.

Florida Civil Rights Act of 1992 - secures for all individuals within the state freedom from discrimination because of race, color, religion, sex, national origin, age, handicap, or marital status.

School Board Rules 6Gx13- 5D-1.10, 6Gx13- 4A-1.01, and 6Gx13- 4A-1.32 prohibit harassment and/or discrimination against a student or employee on the basis of gender, race, color, religion, ethnic or national origin, political beliefs, marital status, age, sexual orientation, social and family background, linguistic preference or disability.

Veterans are provided re-employment rights in accordance with P.L. 93-508 (Federal Law) and Section 295.07, (Florida Statutes), which stipulates categorical preferences for employment.

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