

voluntary participation in an athletic or other recreational competition or activity. In addition, an employee's use of force that is reasonable and necessary to protect himself/herself, students, staff, or other persons, to prevent damage to property, or to obtain possession of weapons or other dangerous objects within the control of the student is not corporal punishment. (Education Code 49001)
 (cf. 4158/4258/4358 - Employee Security)
 (cf. 5131.7 - Weapons and Dangerous Instruments)
 (cf. 6145.2 - Athletic Competition)

Legal Reference:

CIVIL CODE

1714.1 Parental liability for child's misconduct

EDUCATION CODE

32280-32288 School safety plans

35146 Closed sessions

35291 Rules

35291.5-35291.7 School-adopted discipline rules

37223 Weekend classes

44807.5 Restriction from recess

48900-48926 Suspension and expulsion

48980-48985 Notification of parents or guardians

49000-49001 Prohibition of corporal punishment

49330-49335 Injurious objects

CODE OF REGULATIONS, TITLE 5

307 Participation in school activities until departure of bus

353 Detention after school

Management Resources:

CSBA PUBLICATIONS

Protecting Our Schools: Board of Education Strategies to Combat School Violence, 1999

CDE PROGRAM ADVISORIES

1010.89 Physical Exercise as Corporal Punishment, CIL 89/9-3

1223.88 Corporal Punishment, CIL: 88/9-5

WEB SITES

CDE: <http://www.cde.ca.gov>

USDOE: <http://www.ed.gov>

Policy SANTA ROSA CITY SCHOOLS
 adopted: April 9, 2008 Santa Rosa, California

SANTA ROSA CITY SCHOOLS

DISCIPLINE GUIDE (K-6)

ED CODE	STUDENT INFRACTION	FIRST INTERVENTION/ CONSEQUENCE	SECOND INTERVENTION/ CONSEQUENCE	THIRD, SUBSEQUENT INTERVENTION/ CONSEQUENCE
	Standard procedure for infraction will include the items in the following columns. See individual Ed Code for additional items may be considered according	<ul style="list-style-type: none"> Loss of playground Privilege "I " Message ...Form Hold return meeting with student and parent 	<ul style="list-style-type: none"> Hold return meeting with student and parent (after suspension) May refer to campus/community services 	<ul style="list-style-type: none"> Must hold return meeting with student and parent (after suspension) Must refer to campus /

	to the infraction.	<ul style="list-style-type: none"> • Complete Think Tank <i>FORM</i> • May refer to campus/community services • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May use on campus suspension 1 day • May suspend 1-2 days 	<ul style="list-style-type: none"> • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May use on campus suspension 1 day • May suspend 1-3 days 	<p>community service</p> <ul style="list-style-type: none"> • May hold an informal / formal restorative conference • May refer student to counseling or health professional • May suspend 3-5 days • May request an ARPC or Expulsion Hearing
48900(a)(1) Physical injury Cause Attempt Threatened	Caused, attempted to cause, or threatened to cause physical injury to another person	1. Standard Procedure	Standard Procedure	Standard Procedure
48900(a)(2)	Willfully used force or violence upon the person of another, except in self-defense	1. Standard Procedure	1. Standard Procedure	Standard Procedure
48900(b) Weapon Possession Sale Furnishing	Possessed, sold, or otherwise furnished any firearm, knife, explosive, or other dangerous object, unless, in the case of possession of any object of this type, the pupil had obtained written permission to possess the item from a certificated school employee, which is concurred in by the principal or the designee of the principal.	<p>Standard Procedure</p> <p>No on campus suspension</p> <ul style="list-style-type: none"> • Must notify parents • May notify police <p>*If the student brandished (not threatened to) or possessed, sold or furnished a firearm (gun), please refer to EC 48915(c) (1) and EC 48915 (c)(2)</p>	<p>Standard Procedure</p> <p>May suspend 2-5 days</p> <p>No on campus suspension</p> <ul style="list-style-type: none"> • Must notify parents • Must notify police <p>*If the student brandished (not threatened to) or possessed, sold or furnished a firearm (gun), please refer to EC 48915(c) (1) and EC 48915 (c)(2)</p>	<p>Standard Procedure</p> <p>No on campus suspension</p> <ul style="list-style-type: none"> • Must notify parents • Must notify police • May request an ARPC or Expulsion
48900(c) Controlled substance	Unlawfully <u>possessed, used, sold</u> , or otherwise furnished, or been under the influence of, any controlled substance listed in Chapter 2 (commencing with Section 11053) of Division 10 of the Health and Safety Code, an alcoholic beverage, or an intoxicant of any kind.	Standard Procedure	<p>Standard Procedure</p> <p>* expulsion can be used in serious cases at the discretion of the site administration and intervention for current school year has taken place.</p>	<ul style="list-style-type: none"> • Standard Procedure • Notify police, if appropriate • Confiscate object and give to police if notified
48900(d) Controlled	Unlawfully <u>offered, arranged, or negotiated</u> to sell any	Standard Procedure	<p>Standard Procedure</p> <p>* expulsion can be used in</p>	Standard Procedure

substance	controlled substance listed in Chapter 2 (commencing with Section 11053) of Division 10 of the Health and Safety Code, an alcoholic beverage, or an intoxicant of any kind, and either sold, delivered, or otherwise furnished to any person another liquid, substance, or material and represented the liquid, substance, or material as a controlled substance, alcoholic beverage, or intoxicant.		serious cases at the discretion of the site administration and intervention for current school year has taken place.	
48900(e) Robbery Extortion	Committed or attempted to commit robbery or extortion	Standard Procedure * Petty theft is \$900 or less. All felonies, theft over \$900, property crimes and crimes against persons should be reported to SRPD.	Standard Procedure	Standard Procedure
48900(f) Damage to Property	Caused or attempted to cause damage to school or private property	Standard Procedure	Standard Procedure	Standard Procedure
48900(g) Steal Property	Stole or attempted to steal school property or private property	Standard Procedure	Standard Procedure	Standard Procedure
48900(h) Tobacco	Possessed or used tobacco, or any products containing tobacco or nicotine products, including, but not limited to, cigarettes, cigars, miniature cigars, clove cigarettes, smokeless tobacco, snuff, chew packets, and betel. However, this section does not prohibit use or possession by a pupil of his or her own prescription products.	Standard Procedure	Standard Procedure	Standard Procedure
48900(i) Obscenity	Committed an obscene act or engaged in habitual profanity or vulgarity.	Standard Procedure	Standard Procedure	Standard Procedure
48900(j) Drug Paraphernalia	Unlawfully possessed or unlawfully offered, arranged, or negotiated to sell any drug paraphernalia	<ul style="list-style-type: none"> Standard Procedure Notify police, if appropriate Confiscate object and give to police if notified 	<ul style="list-style-type: none"> Standard Procedure Notify police, if appropriate Confiscate object and give to police if notified 	Standard Procedure
48900(k) Disruption	Disrupted school activities or otherwise willfully defied the valid authority of supervisors, teachers, administrators, school officials, or other school personnel engaged in the performance of	<ul style="list-style-type: none"> Loss of playground Privilege "I " Message ...Form Hold return meeting with student and parent 	<ul style="list-style-type: none"> Loss of playground Privilege "I " Message ...Form Hold return meeting 	<ul style="list-style-type: none"> May use on campus suspension 1 day May suspend 1-2 days

	their duties.	<ul style="list-style-type: none"> • Complete Think Tank <i>FORM</i> • May refer to campus/community services • May hold an informal/formal restorative conference • May refer student to counseling or health professional 	<p>with student and parent</p> <ul style="list-style-type: none"> • Complete Think Tank <i>FORM</i> • May refer to campus/community services • May hold an informal/formal restorative conference • May refer student to counseling or health professional 	
48900(l) Receive stolen property	Knowingly received stolen school property or private property.	<ul style="list-style-type: none"> • Standard Procedure • Require restitution or return of property • Notify police, if appropriate 	<ul style="list-style-type: none"> • Standard Procedure • Require restitution or return of property • Notify police, if appropriate 	<ul style="list-style-type: none"> • Standard Procedure • Require restitution or return of property. • Notify police, if appropriate
48900(m) Imitation firearm	Possessed an imitation firearm that is "non-firing." As used in this section, "imitation firearm" means a replica of a firearm that is so substantially similar in physical properties to an existing firearm as to lead a reasonable person to conclude that the replica is a firearm.	Standard Procedure	Standard Procedure	Standard Procedure
48900(n) Sexual assault/ battery	Committed or attempted to commit a sexual assault as defined in Section 261, 266c, 286, 288, 288a, or 289 of the Penal Code or committed a sexual battery as defined in Section 243.4 of the Penal Code.	Standard Procedure	Standard Procedure	Standard Procedure
48900(o) Witness harassment	Harassed, threatened, or intimidated a pupil who is a complaining witness or a witness in a school disciplinary proceeding for the purpose of either preventing that pupil from being a witness or retaliating against that pupil for being a witness, or both.	<ul style="list-style-type: none"> • Standard Procedure • Notify police, if appropriate 	<ul style="list-style-type: none"> • Standard Procedure • Notify police, if appropriate 	Standard Procedure
48900(p) Soma Rx	Unlawfully offered, arranged to sell, negotiated to sell, or sold the prescription drug Soma.	<ul style="list-style-type: none"> • Standard Procedure • Notify police, if appropriate • Confiscate object and give to police if notified 	<ul style="list-style-type: none"> • Standard Procedure • Notify police, if appropriate • Confiscate object and give to police if notified 	<ul style="list-style-type: none"> • Standard Procedure • Notify police, if appropriate • Confiscate object and give to police if

				notified
48900(q) Hazing	Engaged in, or attempted to engage in, hazing . For purposes of this subdivision, "hazing" means a method of initiation or preinitiation into a pupil organization or body, whether or not the organization or body is officially recognized by an educational institution, which is likely to cause serious bodily injury or personal degradation or disgrace resulting in physical or mental harm to a former, current, or prospective pupil. For purposes of this subdivision, "hazing" does not include athletic events or school-sanctioned events.	Standard Procedure	Standard Procedure	Standard Procedure
48900(r) Bullying	Engaged in the act of bullying. *See last page for complete Ed Code citation	Standard Procedure	Standard Procedure	Standard Procedure
48900(t) Fight lookout	Pupil who aids or abets, as defined in Section 31 of the Penal Code, the infliction or attempted infliction of physical injury to another person may be subject to suspension, but <u>not</u> <u>expulsion</u> , pursuant to this section....	Standard Procedure	Standard Procedure	NA
48900.2 Sexual harassment	Additional grounds for suspension or expulsion: sexual harassment: *See last page for complete Ed Code citation	Standard Procedure	Standard Procedure	Standard Procedure
48900.3 Hate violence	Hate Violence In addition to the reasons set forth in Sections 48900 and 48900.2, a pupil in any of grades 4 to 12, inclusive, may be suspended from school or recommended for expulsion if the superintendent or the principal of the school in which the pupil is enrolled determines that	Standard Procedure	Standard Procedure	Standard Procedure

	the pupil has <u>caused, attempted to cause, threatened to cause, or participated in an act of, hate violence</u> , as defined in subdivision (c) of Section 233.			
48900.4 Harassment Intimidation	Additional grounds for suspension or expulsion: harassment, threats or intimidation	Standard Procedure	Standard Procedure	Standard Procedure
48900.7 Terroristic threat	Additional grounds for suspension or expulsion; terroristic threats against school officials, school property or both	Standard Procedure	Standard Procedure	Standard Procedure

48900(r) - Engaged in an act of bullying. For purposes of this subdivision, the following terms have the following meanings:

- (1) **"Bullying"** means any severe or pervasive physical or verbal act or conduct, including communications made in writing or by means of an electronic act, and including one or more acts committed by a pupil or group of pupils as defined in Section 48900.2, 48900.3, or 48900.4, directed toward one or more pupils that has or can be reasonably predicted to have the effect of one or more of the following:

- (A) Placing a reasonable pupil or pupils in fear of harm to that pupil's or those pupils' person or property.
- (B) Causing a reasonable pupil to experience a substantially detrimental effect on his or her physical or mental health.
- (C) Causing a reasonable pupil to experience substantial interference with his or her academic performance.
- (D) Causing a reasonable pupil to experience substantial interference with his or her ability to participate in or benefit from the services, activities, or privileges provided by a school.

- (2) (A) **"Electronic act"** means the transmission, by means of an electronic device, including, but not limited to, a telephone, wireless telephone, or other wireless communication device, computer, or pager, of a communication, including, but not limited to, any of the following:

(i) A message, text, sound, or image.

(ii) A post on a social network Internet Web site including, but not limited to:

- (I) Posting to or creating a burn page. "Burn page" means an Internet Web site created for the purpose of having one or more of the effects listed in paragraph (1).
- (II) Creating a credible impersonation of another actual pupil for the purpose of having one or more of the effects listed in paragraph (1). "Credible impersonation" means to knowingly and without consent impersonate a pupil for the purpose of bullying the pupil and such that another pupil would reasonably believe, or has reasonably believed, that the pupil was or is the pupil who was impersonated.
- (III) Creating a false profile for the purpose of having one or more of the effects listed in paragraph (1). "False profile" means a profile of a fictitious pupil or a profile using the likeness or attributes of an actual pupil other than the pupil who created the false profile.

(B) Notwithstanding paragraph (1) and subparagraph (A), an electronic act shall not constitute pervasive conduct solely on the basis that it has been transmitted on the Internet or is currently posted on the Internet.

- (3) **"Reasonable pupil"** means a pupil, including, but not limited to, an exceptional needs pupil, who exercises average care, skill, and judgment in conduct for a person of his or her age, or for a person of his or her age with his or her exceptional needs.

48900.2 - Additional grounds for suspension or expulsion: sexual harassment:

In addition to the reasons specified Section 48900, a pupil may be suspended from school or recommended for expulsion if the superintendent or the principal of the school in which the pupil is enrolled determines that the **pupil has committed sexual harassment as defined in Section 212.5.**

Ed Code Section 212.5 states that the **conduct must be considered by a reasonable person of the same gender as the victim to be sufficiently severe or pervasive to have a negative impact upon the individual's academic performance or to create an intimidating, hostile, or offensive educational environment.**

This section shall not apply to pupils enrolled in kindergarten and grades 1 to 3 inclusive.

48900.4 - Additional grounds for suspension or expulsion: harassment, threats or intimidation

In addition to the grounds specified in Sections 48900 and 48900.2, a pupil enrolled in any of grades 4 to 12, inclusive, may be suspended from school or recommended for expulsion if the superintendent or the principal of the school in which the pupil is enrolled determines that the pupil has intentionally engaged in harassment, threats, or intimidation, directed against school district personnel or pupils, that is sufficiently severe or pervasive to have the actual and reasonably expected effect of materially disrupting classwork, creating substantial disorder, and invading the rights of either school personnel or pupils by creating an intimidating or hostile educational environment.

48900.7 - Additional grounds for suspension or expulsion: terroristic threats against school officials, school property or both

a) In addition to the reasons specified in Sections 48900, 48900.2, 48900.3, and 48900.4, a pupil may be suspended from school or recommended for expulsion if the superintendent or the principal of the school in which the pupil is enrolled determines that the pupil has made **terroristic threats against school officials or school property, or both.**

(b) For the purposes of this section, "**terroristic threat**" shall include any statement, whether written or oral, by a person who willfully threatens to commit a crime which will result in death, great bodily injury to another person, or property damage in excess of one thousand dollars (\$1,000), with the specific intent that the statement is to be taken as a threat, even if there is no intent of actually carrying it out, which, on its face and under the circumstances in which it is made, is so unequivocal, unconditional, immediate, and specific as to convey to the person threatened, a gravity of purpose and an immediate prospect of execution of the threat, and thereby causes that person reasonably to be in sustained fear for his or her own safety or for his or her immediate family's safety, or for the protection of school district property, or the personal property of the person threatened or his or her immediate family.

REVISED 3/8/2005; 1/26/2009; 10/25/2009;

SANTA ROSA CITY SCHOOLS

DISCIPLINE GUIDE (7 – 12)

ED CODE	STUDENT INFRACTION	FIRST INTERVENTION/ CONSEQUENCE	SECOND INTERVENTION/ CONSEQUENCE	THIRD, SUBSEQUENT INTERVENTION/ CONSEQUENCE
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48900(a) (1)	<p>Caused, attempted to cause, or threatened to cause physical injury to another person</p> <ul style="list-style-type: none"> • Pre-fight behavior • Fighting—mutual combat, student vs. student 	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May refer to Restorative Resources • May suspend 1-5 days • May use on campus suspension 1-3 days • May request an ARPC if intervention for current school year has taken place 	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May suspend 2-5 days • May use on campus suspension 2-3 days • Must refer to Restorative Resources • May request an ARPC if intervention for current school year has taken place 	<ul style="list-style-type: none"> • May suspend 3-5 days • Request an ARPC or Expulsion Hearing
48900(a) (2)	<p>Willfully used force or violence upon the person of another, except in self-defense</p> <ul style="list-style-type: none"> • Battery on student • Aiming or pointing a laser scope at another person in a threatening manner, with the specific intent to cause a reasonable apprehension or fear of bodily harm • Directing the beam of a laser pointer directly or indirectly into the eyes of another person or into a moving vehicle with the intent to harass or annoy • Spitting at or on a person 	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May suspend 1-5 days • May use on campus suspension 1-3 days • May refer to Restorative Resources • May request an ARPC if intervention for current school year has taken place • May Notify Police 	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May suspend 2-5 days • May use on campus suspension 2-3 days • Must refer to Restorative Resources • May request an ARPC if intervention for current school year has taken place • May Notify Police 	<ul style="list-style-type: none"> • May suspend 3-5 days • Request an ARPC or Expulsion Hearing
48900(b)	<p>Possessed, sold, or otherwise furnished any firearm, knife, explosive, or other dangerous object, unless, in the case of possession of any object of this type, the pupil had obtained written permission to possess the item from a certificated school employee, which is concurred in by the principal or the designee of the principal.</p> <ul style="list-style-type: none"> • Any knife, razor blade, locking blade knife, switchblade or gravity knife, dirks or daggers, razor or unguarded blade, ice pick • Any firearm, paint gun, pellet gun, BB gun, air soft pistol, live ammo, stun gun or taser • Tear gas weapons 	<ul style="list-style-type: none"> • Confiscate object and give to police if notified • May refer to campus/community services • Notify police, if appropriate • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May suspend 1-3 days • May use on campus suspension 1-3 days • May refer to Restorative Resources • May request an ARPC or Expulsion Hearing if intervention for current school year has taken place 	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May suspend 2-5 days • May use on campus suspension 2-3 days • Must refer to Restorative Resources • May request an ARPC or Expulsion Hearing if intervention for current school year has taken place 	<ul style="list-style-type: none"> • May suspend 3-5 days • Request an ARPC or Expulsion Hearing

	<p>(mace, pepper spray)</p> <ul style="list-style-type: none"> Explosive, fireworks, firecrackers, any projectile containing explosive or incendiary material-bomb, grenade, explosive missile, rocket propelled projectile containing explosive or incendiary material or chemical substance, or breakable container containing flammable liquid or use/possession of a "stink bomb" Blackjack, billy club, sand club, sandbag, sap, leaded cane, throwing star, zip gun, cane sword, writing pen knife, metal knuckles, nunchaku, bat, sling shot, crow bar, metal rod Laser pointer Projectiles (including but not limited to spit wads, rubber bands, and paper clips) 	<p>*If the student brandished (not threatened to) or possessed, sold or furnished a firearm (gun), please refer to EC 48915(c) (1) and EC 48915 (c) (2)</p>	<p>*If the student brandished (not threatened to) or possessed, sold or furnished a firearm (gun), please refer to EC 48915(c) (1) and EC 48915 (c) (2)</p>	
48900(c)	<p>Unlawfully possessed, used, sold, or otherwise furnished, or been under the influence of, any controlled substance listed in Chapter 2 (commencing with Section 11053) of Division 10 of the Health and Safety Code, an alcoholic beverage, or an intoxicant of any kind.</p> <ul style="list-style-type: none"> Alcohol Marijuana Prescription drugs Illegal drugs 	<ul style="list-style-type: none"> Confiscate object and give to police if notified May refer to campus/community services Notify police, if appropriate May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional May refer to Restorative Resources May suspend 1-3 days May use on campus suspension 1-3 days Notify police, if appropriate 	<ul style="list-style-type: none"> May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional Must refer to Restorative Resources May request an ARPC if intervention for current school year has taken place May suspend 2-5 days May use on campus suspension 2-3 days <p>expulsion can be used in serious cases at the discretion of the site administration and intervention for current school year has taken</p>	<ul style="list-style-type: none"> May suspend 3-5 days Notify police, if appropriate Confiscate object and give to police if notified Request an ARPC or Expulsion Hearing

			place.	
48900(d)	<p>Unlawfully offered, arranged, or negotiated to sell any controlled substance listed in Chapter 2 (commencing with Section 11053) of Division 10 of the Health and Safety Code, an alcoholic beverage, or an intoxicant of any kind, and either sold, delivered, or otherwise furnished to any person another liquid, substance, or material and represented the liquid, substance, or material as a controlled substance, alcoholic beverage, or intoxicant.</p> <ul style="list-style-type: none"> • Alcohol • Marijuana • Prescription drugs • Illegal drugs • Placebos 	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May refer to Restorative Resources • May suspend 1-3 days • May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • Must refer to Restorative Resources • May request an ARPC if intervention for current school year has taken place • May suspend 2-5 days • May use on campus suspension 2-3 days • expulsion can be used in serious cases at the discretion of the site administration and intervention for current school year has taken place. 	<ul style="list-style-type: none"> • May suspend 3-5 days • Request an ARPC or Expulsion Hearing
48900(e)	<p>Committed or attempted to commit robbery or extortion</p> <ul style="list-style-type: none"> • Use of force or intimidation 	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May refer to Restorative Resources • May suspend 1-3 days • May use on campus suspension 1-3 days • Petty theft is \$900 or less. All felonies, theft over \$900, property crimes and crimes against persons should be reported to SRPD. 	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • Must refer to Restorative Resources • May request an ARPC if intervention for current school year has taken place • May suspend 2-5 days • May use on campus suspension 2-3 days 	<ul style="list-style-type: none"> • May suspend 3-5 days • Request an ARPC or Expulsion Hearing
48900(f)	<p>Caused or attempted to cause damage to school or private property</p> <ul style="list-style-type: none"> • Arson • Tagging • Graffiti • Keying • Etching • Vandalism of any type 	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May refer to Restorative Resources • May suspend 1-3 days • May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • Must refer to Restorative Resources • May request an ARPC if intervention for current school year has taken place 	<ul style="list-style-type: none"> • May suspend 3-5 days • Request an ARPC or Expulsion Hearing

			<ul style="list-style-type: none"> May suspend 2-5 days May use on campus suspension 2-3 days 	
48900(g)	Stole or attempted to steal school property or private property	<ul style="list-style-type: none"> May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional May refer to Restorative Resources May suspend 1-3 days May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional Must refer to Restorative Resources May request an ARPC if intervention for current school year has taken place May suspend 2-5 days May use on campus suspension 2-3 days 	<ul style="list-style-type: none"> May suspend 3-5 days Request an ARPC or Expulsion Hearing
48900(h)	Possessed or used tobacco, or any products containing tobacco or nicotine products, including, but not limited to, cigarettes, cigars, miniature cigars, clove cigarettes, smokeless tobacco, snuff, chew packets, and betel. However, this section does not prohibit use or possession by a pupil of his or her own prescription products.	<ul style="list-style-type: none"> May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional May refer to Restorative Resources May suspend 1-3 days May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional Must refer to Restorative Resources May request an ARPC if intervention for current school year has taken place May suspend 2-5 days May use on campus suspension 2-3 days 	<ul style="list-style-type: none"> May suspend 3-5 days Request an ARPC or Expulsion Hearing
48900(i)	Committed an obscene act or engaged in habitual profanity or vulgarity.	<ul style="list-style-type: none"> May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional May refer to Restorative Resources May suspend 1-3 days May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional Must refer to Restorative Resources May request an ARPC if intervention for current school year has taken place May suspend 2-5 days May use on campus suspension 2-3 days 	<ul style="list-style-type: none"> May suspend 3-5 days Request an ARPC or Expulsion Hearing
48900(j)	Unlawfully possessed or unlawfully offered, arranged, or negotiated to sell any drug paraphernalia <ul style="list-style-type: none"> Drug pipe Rolling papers Scale Bong 	<ul style="list-style-type: none"> Notify police, if appropriate Confiscate object and give to police if notified May refer to campus/community services May hold a Student Study Team 	<ul style="list-style-type: none"> Notify police, if appropriate Confiscate object and give to police if notified May refer to campus/community services May hold a Student Study Team 	<ul style="list-style-type: none"> May suspend 3-5 days Request an ARPC or Expulsion Hearing

		<ul style="list-style-type: none"> • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May refer to Restorative Resources • May suspend 1-3 days • May use on campus suspension 1-3 days 	<p>Team</p> <ul style="list-style-type: none"> • May hold an informal/formal restorative conference • May refer student to counseling or health professional • Must refer to Restorative Resources • May request an ARPC if intervention for current school year has taken place • May suspend 2-5 days • May use on campus suspension 2-3 days 	
48900(k)	Disrupted school activities or otherwise willfully defied the valid authority of supervisors, teachers, administrators, school officials, or other school personnel engaged in the performance of their duties.	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May refer to Restorative Resources 	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May refer to Restorative Resources 	<ul style="list-style-type: none"> • May suspend 1-3 days • May use on campus suspension 1-3 days
48900(l)	Knowingly received stolen school property or private property.	<ul style="list-style-type: none"> • Require restitution or return of property • Notify police, if appropriate • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May refer to Restorative Resources • May suspend 1-3 days • May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> • Require restitution or return of property • Notify police, if appropriate • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • Must refer to Restorative Resources • May request an ARPC if intervention for current school year has taken place • May suspend 2-5 days • May use on campus suspension 2-3 days 	<ul style="list-style-type: none"> • May suspend 3-5 days • Require restitution or return of property. • Notify police, if appropriate • Request an ARPC or Expulsion Hearing
48900(m)	Possessed an imitation firearm that is "non-firing." As used in this section, "imitation firearm" means a replica of a firearm that is so substantially similar in physical properties to an existing firearm as to lead a reasonable person to conclude that the replica is a firearm.	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May refer to Restorative Resources • May suspend 1-3 days • May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • Must refer to Restorative Resources • May request an ARPC if intervention for current school year has 	<ul style="list-style-type: none"> • May suspend 3-5 days • Request an ARPC or Expulsion Hearing

			<ul style="list-style-type: none"> taken place May suspend 2-5 days May use on campus suspension 2-3 days 	
48900(n)	Committed or attempted to commit a sexual assault as defined in Section 261, 266c, 286, 288, 288a, or 289 of the Penal Code or committed a sexual battery as defined in Section 243.4 of the Penal Code.	<ul style="list-style-type: none"> May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional May refer to Restorative Resources May suspend 1-3 days May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional Must refer to Restorative Resources May request an ARPC if intervention for current school year has taken place May suspend 2-5 days May use on campus suspension 2-3 days 	<ul style="list-style-type: none"> May suspend 3-5 days Request an ARPC or Expulsion Hearing
48900(o)	Harassed, threatened, or intimidated a pupil who is a complaining witness or a witness in a school disciplinary proceeding for the purpose of either preventing that pupil from being a witness or retaliating against that pupil for being a witness, or both.	<ul style="list-style-type: none"> Notify police, if appropriate May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional May refer to Restorative Resources May suspend 1-3 days May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> Notify police, if appropriate May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional Must refer to Restorative Resources May request an ARPC if intervention for current school year has taken place May suspend 2-5 days May use on campus suspension 2-3 days 	<ul style="list-style-type: none"> May suspend 3-5 days Request an ARPC or Expulsion Hearing
48900(p)	Unlawfully offered, arranged to sell, negotiated to sell, or sold the prescription drug Soma.	<ul style="list-style-type: none"> Notify police, if appropriate Confiscate object and give to police if notified May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional May refer to Restorative Resources May suspend 1-3 days May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> Notify police, if appropriate Confiscate object and give to police if notified May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional Must refer to Restorative Resources May request an ARPC if intervention for current school year has taken place May suspend 2-5 days 	<ul style="list-style-type: none"> May suspend 3-5 days Notify police, if appropriate Confiscate object and give to police if notified Request an ARPC or Expulsion Hearing

			<ul style="list-style-type: none"> May use on campus suspension 2-3 days 	
48900(q)	Engaged in, or attempted to engage in, hazing . For purposes of this subdivision, "hazing" means a method of initiation or preinitiation into a pupil organization or body, whether or not the organization or body is officially recognized by an educational institution, which is likely to cause serious bodily injury or personal degradation or disgrace resulting in physical or mental harm to a former, current, or prospective pupil. For purposes of this subdivision, "hazing" does not include athletic events or school-sanctioned events.	<ul style="list-style-type: none"> May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional May refer to Restorative Resources May suspend 1-3 days May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional Must refer to Restorative Resources May request an ARPC if intervention for current school year has taken place May suspend 2-5 days May use on campus suspension 2-3 days 	<ul style="list-style-type: none"> May suspend 3-5 days Request an ARPC or Expulsion Hearing
48900(r)	Engaged in the act of bullying. "electronic act" as the creation and transmission originated on or off the schoolsite, by means of an electronic device, including, but not limited to, a telephone, wireless telephone, or other wireless communication device, computer, or pager, of a communication, as specified. *See last page for complete Ed Code citation	<ul style="list-style-type: none"> May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional May refer to Restorative Resources May suspend 1-3 days May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional Must refer to Restorative Resources May request an ARPC if intervention for current school year has taken place May suspend 2-5 days May use on campus suspension 2-3 days 	<ul style="list-style-type: none"> May suspend 3-5 days Request an ARPC or Expulsion Hearing

48900(t)	Pupil who aids or abets, as defined in Section 31 of the Penal Code, the infliction or attempted infliction of physical injury to another person may be subject to suspension, but <u>not</u> <u>expulsion</u> , pursuant to this section....	<ul style="list-style-type: none"> May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional May refer to Restorative Resources May suspend 1-3 days May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> May refer to campus/community services May hold a Student Study Team May hold an informal/formal restorative conference May refer student to counseling or health professional Must refer to Restorative Resources May request an ARPC if intervention for current school year has taken place May suspend 2-5 days May use on campus suspension 2-3 days 	<ul style="list-style-type: none"> May suspend 3-5 days Request an ARPC
48900.2	Additional grounds for suspension or expulsion: sexual harassment:	<ul style="list-style-type: none"> May refer to campus community services 	<ul style="list-style-type: none"> May refer to campus/community services 	<ul style="list-style-type: none"> May suspend 3-5 days Request an

	<p>In addition to the reasons specified Section 48900, a pupil may be suspended from school or recommended for expulsion if the superintendent or the principal of the school in which the pupil is enrolled determines that the pupil has committed sexual harassment as defined in Section 212.5.</p> <p>Ed Code Section 212.5 states that the conduct must be considered by a reasonable person of the same gender as the victim to be sufficiently severe or pervasive to have a negative impact upon the individual's academic performance or to create an intimidating, hostile, or offensive educational environment. This section shall not apply to pupils enrolled in kindergarten and grades 1 to 3 inclusive.</p>	<ul style="list-style-type: none"> • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May refer to Restorative Resources • May suspend 1-3 days • May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • Must refer to Restorative Resources • May request an ARPC if intervention for current school year has taken place • May suspend 2-5 days • May use on campus suspension 2-3 days 	ARPC or Expulsion Hearing
48900.3	<p>Hate Violence</p> <p>In addition to the reasons set forth in Sections 48900 and 48900.2, a pupil in any of grades 4 to 12, inclusive, may be suspended from school or recommended for expulsion if the superintendent or the principal of the school in which the pupil is enrolled determines that the pupil has <u>caused, attempted to cause, threatened to cause, or participated in an act of, hate violence</u>, as defined in subdivision (e) of Section 233.</p>	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May refer to Restorative Resources • May suspend 1-3 days • May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> • /community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • Must refer to Restorative Resources • May request an ARPC if intervention for current school year has taken place • May suspend 2-5 days • May use on campus suspension 2-3 days 	<ul style="list-style-type: none"> • May suspend 3-5 days • Request an ARPC or Expulsion Hearing
48900.4	<p>Additional grounds for suspension or expulsion: harassment, threats or intimidation</p> <p>In addition to the grounds specified in Sections 48900 and 48900.2, a pupil enrolled in any of grades 4 to 12, inclusive, may be suspended from school or recommended for</p>	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May refer to Restorative Resources 	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • Must refer to Restorative Resources 	<ul style="list-style-type: none"> • May suspend 3-5 days • Request an ARPC or Expulsion Hearing

	<p>expulsion if the superintendent or the principal of the school in which the pupil is enrolled determines that the pupil has <u>intentionally engaged in harassment, threats, or intimidation, directed against school district personnel</u> or pupils, that is sufficiently severe or pervasive to have the actual and reasonably expected effect of materially disrupting classwork, creating substantial disorder, and invading the rights of either school personnel or pupils by creating an intimidating or hostile educational environment.</p>	<ul style="list-style-type: none"> • May suspend 1-3 days • May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> • May request an ARPC if intervention for current school year has taken place • May suspend 2-5 days • May use on campus suspension 2-3 days 	
48900.7	<p>Additional grounds for suspension or expulsion; <u>terroristic threats against school officials, school property or both</u></p> <p>a) In addition to the reasons specified in Sections 48900, 48900.2, 48900.3, and 48900.4, a pupil may be suspended from school or recommended for expulsion if the superintendent or the principal of the school in which the pupil is enrolled determines that the pupil has made terroristic threats against school officials or school property, or both.</p> <p>(b) For the purposes of this section, "terroristic threat" shall include any statement, whether written or oral, by a person who willfully threatens to commit a crime which will result in death, great bodily injury to another person, or property damage in excess of one thousand dollars (\$1,000), with the specific intent that the statement is to be taken as a threat, even if there is no intent of actually carrying it out, which, on its face and under the circumstances in which it is made, is so unequivocal, unconditional, immediate, and specific as to convey to the person threatened, a</p>	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • May refer to Restorative Resources • May request an ARPC if intervention for current school year has taken place • May suspend 1-3 days • May use on campus suspension 1-3 days 	<ul style="list-style-type: none"> • May refer to campus/community services • May hold a Student Study Team • May hold an informal/formal restorative conference • May refer student to counseling or health professional • Must refer to Restorative Resources • May request an ARPC if intervention for current school year has taken place • May suspend 2-5 days • May use on campus suspension 2-3 days 	<ul style="list-style-type: none"> • May suspend 3-5 days • Request an ARPC or Expulsion Hearing

	gravity of purpose and an immediate prospect of execution of the threat, and thereby causes that person reasonably to be in sustained fear for his or her own safety or for his or her immediate family's safety, or for the protection of school district property, or the personal property of the person threatened or his or her immediate family.		
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48900(r) - Engaged in an act of bullying. For purposes of this subdivision, the following terms have the following meanings:

(1) **"Bullying"** means any severe or pervasive physical or verbal act or conduct, including communications made in writing or by means of an electronic act, and including one or more acts committed by a pupil or group of pupils as defined in Section 48900.2, 48900.3, or 48900.4, directed toward one or more pupils that has or can be reasonably predicted to have the effect of one or more of the following:

(A) Placing a reasonable pupil or pupils in fear of harm to that pupil's or those pupils' person or property.

(B) Causing a reasonable pupil to experience a substantially detrimental effect on his or her physical or mental health.

(C) Causing a reasonable pupil to experience substantial interference with his or her academic performance.

(D) Causing a reasonable pupil to experience substantial interference with his or her ability to participate in or benefit from the services, activities, or privileges provided by a school.

(2) (A) **"Electronic act"** means the transmission, by means of an electronic device, including, but not limited to, a telephone, wireless telephone, or other wireless communication device, computer, or pager, of a communication, including, but not limited to, any of the following:

(i) A message, text, sound, or image.

(ii) A post on a social network Internet Web site including, but not limited to:

(I) Posting to or creating a burn page. "Burn page" means an Internet Web site created for the purpose of having one or more of the effects listed in paragraph (1).

(II) Creating a credible impersonation of another actual pupil for the purpose of having one or more of the effects listed in paragraph (1). "Credible impersonation" means to knowingly and without consent impersonate a pupil for the purpose of bullying the pupil and such that another pupil would reasonably believe, or has reasonably believed, that the pupil was or is the pupil who was impersonated.

(III) Creating a false profile for the purpose of having one or more of the effects listed in paragraph (1). "False profile" means a profile of a fictitious pupil or a profile using the likeness or attributes of an actual pupil other than the pupil who created the false profile.

(B) Notwithstanding paragraph (1) and subparagraph (A), an electronic act shall not constitute pervasive conduct solely on the basis that it has been transmitted on the Internet or is currently posted on the Internet.

(3) **"Reasonable pupil"** means a pupil, including, but not limited to, an exceptional needs pupil, who exercises average care, skill, and judgment in conduct for a person of his or her age, or for a person of his or her age with his or her exceptional needs.

For purposes of pupil suspension or recommendation for expulsion from a school, define "electronic act" as the creation and transmission originated on or off the school site, by means of an electronic device, including, but not limited to, a telephone, wireless telephone, or other wireless communication device, computer, or pager, of a communication, as specified.