

DISCIPLINE RULES AND PROCEDURES

Introduction

These procedures are established to enhance the behavior of students in an effort to be fair, firm, and consistent while providing a safe environment to property and persons. These rules are intended to supplement discipline rules established by Education Code Section 48900 et. seq. and Board policies. Students and staff members are to be provided with an environment which promotes the greatest opportunity for learning experiences. The discipline imposed may depend on the severity of the violation regardless of any prior occurrences. The recommended consequences are intended to reflect a degree of flexibility so as to allow the exercise of discretion by the administration.

Violations and Disciplinary Actions

There are four major categories of violations for which students will receive appropriate disciplinary actions.

- A. Violations Against Persons
- B. Violations Against Property
- C. Violations Against Public Health and Safety
- D. Violations That Disrupt School Activities and Defy the Valid Authority of School Personnel

A. Violations Against Persons

1. Gambling

Gambling refers to any action(s) by a student involving a bet, a wager, a lottery, or taking a risk on an uncertain outcome for money or property.

First Offense: Warning/reprimand, one- to three-day suspension and/or Saturday School.

Second Offense: Three- to five-day suspension, parent/guardian conference. Possible transfer to another District school or another educational program.

2. Hazing

Hazing includes any method of initiation or pre-initiation into any student organization or any pastime or amusement engaged in with respect to such organization or body which causes or is likely to cause bodily danger, bodily injury, physical harm, or personal degradation or disgrace resulting in physical or mental harm to any former, current, or prospective student or other person attending any school. For the purposes of this subdivision, "hazing" does not include athletic events or school-sanctioned events. Also prohibited is any conspiracy to engage in hazing or any act likely to cause bodily danger,

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physical harm, or personal degradation or disgrace resulting in physical or mental harm.
[Education Code Sections 48900(q)]

First Offense: Warning/reprimand, one- to five-day suspension depending on severity of the action. Parent/guardian conference.

Second Offense: Five-day suspension. Parent/guardian conference. Possible transfer to another District school or another educational program.

3. Harassment, Threats, or Intimidation

Intimidation involves harassment or threats of mental or physical harm or pressure. Examples of this behavior include, but are not limited to, bullying, domineering, extorting, or otherwise attempting to influence someone with the use of frightening action and/or words. Other examples include (1) intentionally engaging in harassment, threats, or intimidation directed against school District personnel or students that is sufficiently severe or pervasive to have the actual and reasonably expected effect of materially disrupting class work, creating substantial disorder, and invading the rights of either school personnel or students by creating an intimidating or hostile educational environment [Education Code Section 48900.4] or (2) harassing, threatening, or intimidating a student who is a complaining witness or witness in a school disciplinary proceeding for the purpose of either preventing that student from being a witness or retaliating against that pupil for being a witness, or both [Education Code Section 48900 (o)]

First Offense: Warning/reprimand, one- to five-day suspension and/or Saturday School. Parent/guardian conference. Possible expulsion.

Second Offense: Five-day suspension. Parent/guardian conference. Possible transfer to another district school, another educational program, or recommendation for expulsion.

4. Terroristic Threats Against School Officials or School Property, or Both

A terroristic threat includes 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). There must be a specific intent that the statement is to be taken as a threat, even if there is no actual intent to carry out the threat, if it causes the person to sustain reasonable fear for his/her safety, his/her immediate family's safety, or for the protection of school district property or personal property of the person being threatened. [Education Code Section 48900.7]

First Offense and Subsequent Offenses: Five-day suspension and parent/guardian conference. Possible recommendation for expulsion. Police department may be notified.

5. Fighting

Fighting includes causing, attempting to cause, or threatening to cause physical injury to another person. [Education Code Section 48900 (a) (1)]

First Offense: One- to five-day suspension and/or Saturday School. Immediate suspension and recommendation for expulsion if student causes serious physical injury to another person unless in self-defense or finding by principal/designee or Superintendent that expulsion is inappropriate due to the particular circumstances. Parent/guardian conference. Police Department may be notified.

Second Offense: Five-day suspension. Parent/guardian conference. Possible transfer to another District school, another educational program, or recommendation for expulsion. Police Department may be notified.

6. Willful Use of Force or Violence Upon Another Person Except in Self-Defense [Education Code Section 48900 (a)(2)]

First Offense: One- to five-day suspension and/or Saturday School. Immediate suspension and recommendation for expulsion if student causes serious physical injury to another person unless in self-defense or finding by principal/designee or Superintendent that expulsion is inappropriate due to the particular circumstances. Parent/guardian conference. Police Department may be notified.

Second Offense: Five-day suspension and parent/guardian conference. Possible recommendation for expulsion. Police Department may be notified.

7. Threatening or Harming an Employee of the School District [Education Code Section 48905]

First Offense and Subsequent Offenses: Five-day suspension and parent/guardian conference. Possible recommendation for expulsion. Police department will be notified.

8. Assault or Battery Upon a School Employee [Education Code Section 48915 (a), Penal Code Sections 240 and 242]

First Offense and Subsequent Offenses: Immediate suspension and recommendation for expulsion. Parent/guardian conference. Police Department will be notified. The student may be arrested by law enforcement agency.

9. Hate Violence

Hate violence includes behavior in which a student has caused, attempted to cause, threatened to cause, or participated in an act of hate violence against another person based on the person's actual or perceived race, color, religion, ancestry, national origin, disability, gender, or sexual orientation. [Education Code Section 48900.3]

First Offense and Subsequent Offenses: Five-day suspension and parent/guardian conference. Possible recommendation for expulsion. Police department will be notified.

10. Sexual Assault or Battery

Sexual assault or sexual battery; attempted sexual assault or attempted sexual battery [Education Code Section 48900 (n) and 48915 (4)]. Sexual assault as defined in Penal Code Sections 261, 266c, 286, 288a, or 289. Sexual battery as defined in Penal Code Section 243.4.

First Offense and Subsequent Offenses: Immediate suspension and recommendation for expulsion. Parent/guardian conference. Police Department will be notified. The student may be arrested by law enforcement agency.

11. Sexual Harassment

Sexual harassment includes, but is not limited to, unwelcome sexual advances, requests for sexual favors, and other verbal, visual, or physical conduct of a sexual nature against another person, which 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 create an intimidating, hostile, or offensive educational environment. [Education Code Sections 48900.2 and 212.5]

First Offense and Subsequent Offenses: One- to five-day suspension and parent/guardian conference. Possible transfer to another District school or another educational program. Possible recommendation for expulsion. Report will be filed with police and/or Child Abuse Registry.

12. Bullying

Bullying includes engaging in an act of bullying, including, but not limited to, bullying committed by means of an electronic act. [Education Code Section 48900(r)]

First Offense: Warning/reprimand, one- to five-day suspension and/or Saturday School. Parent/guardian conference. Possible expulsion.

Second Offense: Five-day suspension. Parent/guardian conference. Possible transfer to another district school, another educational program, or recommendation for expulsion.

B. Violations Against Property

1. Robbery/Extortion

Taking property of the school, another student, or a staff member without permission or extorting money or property from another person is a violation of school rules and State laws. [Education Code Section 48900 (e)]

First Offense and Subsequent Offenses: Immediate suspension and recommendation for expulsion unless the principal/designee or Superintendent finds that expulsion is inappropriate due to the circumstances. In all cases, including those where the circumstances do not warrant expulsion, student may be suspended for one to five days. Parent/guardian conference. Payment for loss or damages incurred. Police Department may be notified. Possible transfer to another District school or another educational program.

2. Knowingly Receiving Stolen School/Private Property – As used in this section, “school property” includes, but is not limited to, electronic files or databases. [Education Code Section 48900(t)]

First Offense: One- to five-day suspension. Parent/guardian conference. Payment for loss or damages incurred. Police department may be notified. Possible transfer to another district school, another educational program, or recommendation for expulsion.

Second Offense: Five- day suspension. Parent/guardian conference. Payment for loss or damages incurred. Police department may be notified. Possible transfer to another District school, another educational program, or recommendation for expulsion..

3. Damaging or Defacing School/Private Property

Damaging or defacing any school/private property or bringing stolen items on the campus is prohibited, including unauthorized activities such as papering the campus, defacing the walls, etc. [Education Code Section 48900 (f)]

First Offense: One- to five-day suspension and/or Saturday School. Parent/guardian conference. Restitution for damages and related personnel costs will be made by student(s) involved. Police department may be notified. Possible transfer to another District school, another educational program, or recommendation for expulsion.

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Second Offense: Five- day suspension. Parent/guardian conference. Restitution for damages and related personnel costs will be made by student(s) involved. Police department may be notified. Possible transfer to another District school, another educational program, or recommendation for expulsion.

C. Violations Against Public Health and Safety

1. Prohibited Parking

Prohibited parking is the leaving of any vehicle in an area not designated for the purpose of student parking.

First Offense: From official warning/reprimand to ticket and possible tow of vehicle from an unauthorized area. Detention or Saturday School.

Second Offense: Ticket and possible tow of vehicle from an unauthorized area and/or the student may lose the privilege of bringing a vehicle onto the campus.

2. Bus Misconduct

Bus misconduct involves unsafe conduct on the bus, not following the directions of the driver, and/or violating any school rules concerning bus conduct.

First Offense: Warning and parent/guardian contact. Possible detention or Saturday School.

Second Offense: Suspension from bus riding from 1 to 30 days. Parent/guardian contact. Possible Saturday School.

Third Offense: Loss of bus privilege from 1 to 45 days or balance of the semester, whichever is the longest. Parent/guardian contact.

3. Wheeled Vehicles

Because of safety considerations and the danger of accidents, bicycles and motor-driven cycles (e.g., mopeds, etc.) are not permitted to be used or ridden on campus. Skateboards and skates are not to be used on campus and should not be brought to school. Bicycles and mopeds must be secured with a heavy-duty lock and chain in specified areas. The District is not responsible for personal property such as any wheeled vehicles brought onto school premises.

First Offense: Wheeled vehicle will be taken and may only be picked up after school.

Second Offense: Wheeled vehicle will be taken and parent/guardian of student will be required to pick it up. Possible Saturday School. Possible loss of privilege to bring vehicle to school.

Third Offense: One- to five-day suspension and/or Saturday School for willful defiance. Possible transfer to another District school or another educational program.

4. Unlawful/Dangerous Driving

Unlawful/dangerous driving refers to driving in a reckless or unsafe manner at school or at a school activity and any other violation of the law with a vehicle.

First Offense: Warning and parent/guardian contact with possible loss of privilege to bring vehicle onto the campus. Possible assignment to Saturday School. Police department may be notified.

Second Offense: Loss of privilege to bring vehicle onto the campus. Parent/guardian contact. Possible suspension or transfer to another District school. Police department may be notified.

5. Tobacco

Any use or possession of tobacco or tobacco or nicotine containing products on campus or at a school activity is prohibited. [Education Code Section 48900 (h)]

First Offense: May result in any or all of the following: warning, parent/guardian contact, detention, possible suspension, stop-smoking program (where available), and/or Saturday School.

Second Offense: One- to five-day suspension, parent/guardian contact, and/or Saturday School.

Third Offense: One- to five-day suspension, parent/guardian conference, and/or possible transfer to another District school, another educational program, or recommendation for expulsion.

6. Controlled Substances, Alcohol, Look-Alike Drugs, ~~and~~ Drug Paraphernalia, and Steroids

a. Possession of a Controlled Substance

The possession of a controlled substance, including the prescription drug, Soma, at school or at a school activity is prohibited. [Education Code Sections 48900 (c), 48900(p), 48915 (a) (3), 49030, 49031, and 49033]

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First Offense and Subsequent Offenses: Immediate suspension and recommendation for expulsion unless the principal/designee or Superintendent finds that expulsion is inappropriate due to the particular circumstances. In all cases, including those where the circumstances do not warrant expulsion, the student may be suspended for two to five days; parent/guardian conference; one- to five-week suspension from all activities; notification of extracurricular advisers/coaches per Codes of Conduct; completion of an appropriate rehabilitation program; police department may be notified; possible transfer to another District school or another educational program.

b. Use and Being Under the Influence of a Controlled Substance, Alcohol, or Intoxicant, and Possession of Alcohol, Intoxicant, Look-Alike Drug, Drug Paraphernalia, or Steroids or other Performance-enhancing Substances

The use and/or being under the influence of a controlled substance, including the prescription drug, Soma, at school or at a school activity is prohibited. The use, possession, or being under the influence of alcohol or an intoxicant, and the possession or use of drug look-alikes or drug paraphernalia at school or at a school activity is prohibited. [Education Code Sections 48900 (c), 48900 (j), 48900(p), 49030, 49031, and 49033]

First Offense:

- 1) Two- to five-day suspension; parent/guardian contact.
- 2) One- to five-week suspension from all activities (e.g., dances, plays, sports competitions, and/or practices).
- 3) Notification of extracurricular advisers/coaches per codes of conduct.
- 4) Completion of an appropriate rehabilitation program.
- 5) Police department may be notified.
- 6) Possible transfer to another District school or another educational program.
- 7) Possible recommendation for expulsion.

Second Offense:

- 1) Five-day suspension; parent/guardian conference.
- 2) Possible transfer to another District school or another educational program.
- 3) Notification of extracurricular advisers/coaches per codes of conduct; one- to five-week suspension from all activities (e.g., dances, plays, sports competitions, and/or practices).
- 4) Police department may be notified.
- 5) Recommendation of continued rehabilitation.
- 6) Possible recommendation for expulsion.

c. Sale of a Controlled Substance

The sale of a controlled substance, including the prescription drug, Soma, and steroids or other performance-enhancing substances at school or at a school activity or while going to or coming from school or a school-sponsored activity is prohibited. [Education Code Sections 48900 (c), 48900(p), and 48915 (c) (3)]

First Offense
and Subsequent
Offenses:

Immediate suspension and recommendation for expulsion unless the principal/designee or Superintendent finds that expulsion is inappropriate due to the particular circumstances. In all cases, including those where the circumstances do not warrant expulsion, the student may be suspended for two to five days; parent/ guardian conference; one- to five-day suspension from all activities; notification of extracurricular advisors/coaches per Code of Conduct; completion of an appropriate rehabilitation program; police department may be notified; possible transfer to another District school or another educational program.

d. Offering and Furnishing of a Controlled Substance; Offering, Furnishing, or Sale of a Look-Alike Drug or Drug Paraphernalia, and Offering, Furnishing, or Sale of Steroids and Other Performance-enhancing Substances

The offering, arranging, or negotiating to sell any alcoholic beverage, intoxicant, or controlled substance, including the prescription drug, Soma, steroids and other performance-enhancing substances is prohibited while on school grounds or going to or coming from school; during the lunch period, whether on or off campus; or during or while going to or from a school-sponsored activity. [Education Code Sections 48900 (c), 48900(p), and (d), 49030, 49031, 49033]

First Offense
and Subsequent
Offense:

- 1) Five-day suspension (or longer while awaiting expulsion hearing). Parent/guardian contact.
- 2) Police department may be notified.
- 3) Recommendation for expulsion.

7. Weapons

a. Possessing, Selling, or Otherwise Furnishing a Firearm or Explosive, and Brandishing a Knife at Another Person

Possessing, selling, or otherwise furnishing a firearm, or brandishing a knife at another person on a school campus, at a school-sponsored activity, going to or coming from school or a school-sponsored activity, or during the lunch period, whether on or off campus, is prohibited. This section does not apply if the student had obtained prior written permission to possess the firearm from a certificated school employee, which is concurred in by the principal/designee. This section

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applies to possessing a firearm only if the possession is verified by a District employee. [Education Code Sections 48900 (b) and 48915 (c) (1) and (2)]

First Offense and Subsequent Offenses: Any firearm or knife will be confiscated by the school. The student shall be immediately suspended and recommended for expulsion. All of the following actions may be taken:

- 1) Police department may be notified.
- 2) Parent/guardian will be notified.
- 3) The student may be arrested by a law enforcement agency.

b. Possession, Sale, or Otherwise Furnishing a Weapon or Dangerous Object

Possession, sale, or otherwise furnishing weapons or replica or imitation weapons or dangerous objects on a school campus, at a school-sponsored activity, going to or coming from school or a school-sponsored activity, or during the lunch period, whether on or off campus, is prohibited. Any item classified as a weapon by law enforcement agencies is also considered such the by school, including, but not limited to, knives, clubs, guns (loaded or unloaded), imitation firearms, nanchaku sticks, metal knuckles or stars, injurious or dangerous objects, and/or anything that could be used as a weapon or represented as a weapon. [Education Code Sections 48900 (b) and (m); Sections 48915 (a) (2), (c) (1) and (2), and (g); and Section 49330]

First Offense and Subsequent Offenses: Any weapon will be confiscated by the school. All of the following actions may be taken.

- 1) Police department may be notified.
- 2) Parent/guardian will be notified.
- 3) The student will be suspended.
- 4) The student will be recommended for expulsion.
- 5) The student may be arrested by law enforcement agency.

8. Explosive Devices

No use or possession of any type of explosive is permitted on the school grounds or at any school activity or while going to or coming from school or a school-sponsored activity or during the lunch period, whether on or off campus. Explosives may include, but are not limited to, bomb materials of any kind, M-80 (military detonating device), look-alike explosives, and fireworks. [Education Code Sections 48900 (b) and 48915 (a) (2)]

First Offense and Subsequent Offenses: Any explosive device will be confiscated by the school. The student shall be immediately suspended and recommended for expulsion. All of the following actions may be taken:

- 1) Police department may be notified.
- 2) Fire Department may be notified.

- 3) Parent/guardian will be notified.
- 4) The student may be arrested by a law enforcement agency.

9. Fires

Setting fires or tampering with fire equipment is prohibited. One or all of the following may occur:

<u>First Offense and Subsequent Offenses:</u>	One- to five-day suspension and/or Saturday School. Parent/guardian contact. Referral to Fire Department. Five-day suspension with possible transfer to another District school or another educational program. Possible recommendation for expulsion.
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D. Violations That Disrupt School Activities and Defy the Valid Authority of School Personnel

1. Radios, Recording, Audio and Video Devices

In order to ensure that the educational process is not disrupted, radios, recorders, players, and other audio and video devices are prohibited on campus without written permission of a teacher or administrator for special authorized purposes.

First Offense: Confiscation of device to be returned at the end of the school day.

Second Offense: Parent/guardian contact. Device will be taken and retained until a parent/guardian picks it up.

Third Offense: Possible suspension.

2. School Dress

The basic responsibility for the grooming and dress of the student rests with the student and parent/guardian. However, school personnel may make judgments regarding the appropriateness of dress and grooming in the school setting, especially when health and safety factors are involved or there is a disruption of the school program.

The following standards for all students are to be observed:

- a. All students are to give proper attention to personal cleanliness, neatness, and safety in dress and grooming.
- b. Articles of clothing or adornment are to be neat, clean, appropriate, safe, and nondestructive. Adequately protective footwear must be worn.
- c. Underwear may not be visible.

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- d. Students who come to school without having given proper attention to personal cleanliness or neatness of dress or grooming may be sent home to be properly prepared for school. [Title 5, California Code of Regulations, Section 302]
- e. Students may not utilize grooming or wear clothing, insignia, jewelry, or badges which so incite students as to create a clear and present danger of the commission of unlawful acts, the violation of school regulations, or the substantial disruption of the orderly operation of the school. Grooming, clothing, insignia, etc., may not contain expression which is obscene, libelous, or slanderous. [Education Code Section 48907]
- f. Students may not utilize grooming or wear clothing that is recognized as “gang-related apparel.” [Education Code Section 35183]

First Offense: Warning. Student could be sent home to change inappropriate attire. Parent/guardian contact.

Second Offense: Possible Saturday School, detention, or suspension. Student could be sent home to change inappropriate attire. Parent/guardian contact.

3. Obscene or Vulgar Language and Gestures

Obscene, vulgar, crude, profane, or lewd language or gestures at school or school activities is prohibited. [Education Code Section 48900 (i)]

First Offense and Subsequent Offenses The penalty may include warning/reprimand, detention, Saturday School, suspension, and/or possible transfer to another District school or another educational program. Parent/guardian contact. Continued use of such language or gestures may result in a recommendation for expulsion.

4. Defiance/Verbal Abuse

Defiance refers to the refusal by a student to follow the directions of a school employee, including but not limited to, refusal to give legal name, to accompany the employee to the office, or give accurate, truthful information. Verbal abuse refers to the use of language which is demeaning, humiliating, or threatening when used toward another person. [Education Code Section 48900 (k)]

First Offense and Subsequent Offenses: The penalty may include detention, Saturday School, and/or suspension. Parent/guardian contact. Possible transfer to another District school or another educational program. Serious defiance/verbal abuse may result in a recommendation for expulsion. Police department may be notified.

5. Dishonesty

Dishonesty includes, but is not limited to, cheating, falsification of information, forgery, and willful promotion of dishonesty among other students.

First Offense and Subsequent Offenses: The penalty may include detention, Saturday School, and/or one-to five-day suspension. Parent/guardian contact. Possible transfer to another District school or other educational program. Serious incidents of dishonesty may result in a recommendation for expulsion. Police department may be notified. Other agencies/institutions impacted by action may be notified.

6. Cell phones and Electronic Signaling Devices

In order to ensure that the educational process is not disrupted, cell phones and electronic signaling devices may only be used before school, during break and lunch periods, and after school.

First Offense: Confiscation of device to be returned at the end of the school day.

Second Offense: Parent/guardian contact. Device will be taken and retained until a parent/guardian picks it up.

Third Offense: Possible suspension or Saturday School.

Reference: Education Code Sections, 35183, 35291, 35291.5, 35291.7, 48900, 48900.2, 48900.3, 48900.4, 48900.5, 48900.6, 48900.7, 48900.8, 48907, 48915, Title 5 California Code of Regulations, Section 302

Regulation approved: July 5, 1988; August 9, 1993; November 3, 1998; January 1, 2003; September 9, 2003; February 2, 2009; January 12, 2010

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NOTICE OF SUSPENSION

Date: _____ School: _____ Date of Incident: _____

TO THE PARENT/GUARDIAN OF: _____ Student ID #: _____

DOB: _____ Grade: _____ Gender: _____ Special Ed: Yes No Section 504: Yes No

Days suspended for this incident: _____ Start Date: _____ End Date: _____ Total days suspended this year: _____

Your child is being suspended for violation of Education Code (EC) 48900:

- a.1 Caused, attempted to cause, or threatened to cause physical injury to another person. **
- a.2 Willfully used force or violence upon the person of another, except in self-defense. **
- b. Possessed, sold or otherwise furnished any firearm, knife, explosive or other dangerous object. *
- c. Unlawfully possessed, used, sold, or otherwise furnished, or been under the influence of, a controlled substance.*
- d. Unlawfully offered, arranged or negotiated to sell a controlled substance, alcoholic beverage, or an intoxicant of any kind, and either sold, delivered, or otherwise furnished to a person an imitation.*
- e. Committed or attempted to commit robbery or extortion.
- f. Caused or attempted to cause damage to school or private property.
- g. Stolen or attempted to steal school or private property.
- h. Possessed or used tobacco, or products containing tobacco or nicotine products.
- i. Committed an obscene act or engaged in habitual profanity or vulgarity.
- j. Unlawfully possessed or unlawfully offered, arranged, or negotiated to sell drug paraphernalia.
- k. Disrupted school activities or otherwise willfully defied the valid authority of school personnel.
- l. Knowingly received stolen school or private property.
- m. Possessed an imitation firearm.
- n. Committed or attempted to commit a sexual assault or sexual battery.
- o. Harassed, threatened, or intimidated a pupil who is a complaining witness or witness in a school disciplinary proceeding.
- p. Unlawfully offered, arranged to sell, negotiated to sell, or sold the prescription drug Soma.
- q. Engaged in, or attempted to engage in, hazing.
- r. Engaged in an act of bullying, including, but not limited to, bullying committed by means of an electronic act.
- t. Aided or abetted the infliction of physical injury to another person.
- 48900.2 Committed sexual harassment (Grades 4-12 only).
- 48900.3 Caused, attempted to cause, threatened to cause, or participated in an act of, hate violence (Grades 4-12 only).
- 48900.4 Intentionally harassed, threatened, or intimidated, creating a hostile educational environment (Grades 4-12 only).
- 48900.7 Made terroristic threats against school officials and/or school property (Grades 4-12 only).
- 49030 Unlawfully offered, arranged to sell, negotiated to sell, or sold steroids or other performance-enhancing substances.

The following violations of EC 48915(c) require mandatory suspension and a recommendation for expulsion:

- 1. Possessing, selling or otherwise furnishing a firearm.
- 2. Brandishing a knife at another person.
- 3. Unlawfully selling a controlled substance.
- 4. Committing or attempting to commit a sexual assault.
- 5. Possession of an explosive.

Narrative of the Incident/Supporting Information: _____

Students may be suspended or expelled for acts enumerated above which occur at any time, if the act is related to school activity or school attendance including but not limited to, any of the following:

1. While on school grounds
2. While going to or coming from school
3. During the lunch period whether on or off the campus
4. During, or while going to or coming from, a school sponsored activity

Note: During this period of suspension, your child is not to come on or near any school campus, nor attend any school or district sponsored event or activity. Failure to adhere to this regulation will result in additional disciplinary action. It is a violation of the suspension terms to loiter on public streets without adult supervision during regular school hours. Supervision of the student during the suspension is the responsibility of the student's parent/guardian.

An informal conference was held with the pupil prior to the suspension: Yes No Student Initials _____

Pupil was informed of the reason for suspension and was given opportunity to provide an explanation: Yes No

Parent notification by: _____ Phone Letter Conference Reasonable effort _____

Signature of Administrator/Designee: _____ Title: _____

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REQUEST FOR EXPULSION

All recommendations for expulsion must be documented with substantial supporting evidence. One copy of this form is to be completed and sent as part of the expulsion packet to the Education and Assessment Services Division. If no information is available or if a section does not apply, insert the words "not applicable."

Name of Student	DOB	Student ID		Age
Address	School	Grade (Social)	Grade (Academic)	Spec. Ed. <input type="checkbox"/> Yes <input type="checkbox"/> No
Name of Parent/Guardian		Relationship to Student		
Address		Telephone Cell Phone		

1. BASIS FOR EXPULSION (Education Code Section 48900) – A student may be considered for expulsion if it is determined that the student, while at school or at a school-sponsored activity off school grounds, while going to or coming from school, during the lunch period (whether on or off campus), or while going to or coming from a school-sponsored activity, has violated the following sections of Education Code 48900:

- a.1 Caused, attempted to cause, or threatened to cause physical injury to another person.
- a.2 Willfully used force or violence upon the person of another, except in self-defense.
- b. Possessed, sold or otherwise furnished any firearm, knife, explosive or other dangerous object.
- c. Unlawfully possessed, used, sold, or otherwise furnished, or been under the influence of, a controlled substance.
- d. Unlawfully offered, arranged or negotiated to sell a controlled substance, alcoholic beverage, or an intoxicant of any kind, and either sold, delivered, or otherwise furnished to a person an imitation.
- e. Committed or attempted to commit robbery or extortion.
- f. Caused or attempted to cause damage to school or private property.
- g. Stolen or attempted to steal school or private property.
- h. Possessed or used tobacco, or products containing tobacco or nicotine products.
- i. Committed an obscene act or engaged in habitual profanity or vulgarity.
- j. Unlawfully possessed or unlawfully offered, arranged, or negotiated to sell drug paraphernalia.
- k. Disrupted school activities or otherwise willfully defied the valid authority of school personnel.
- l. Knowingly received stolen school or private property.
- m. Possessed an imitation firearm.
- n. Committed or attempted to commit a sexual assault or sexual battery.
- o. Harassed, threatened, or intimidated a pupil who is a complaining witness or witness in a school disciplinary proceeding.
- p. Unlawfully offered, arranged to sell, negotiated to sell, or sold the prescription drug Soma.
- q. Engaged in, or attempted to engage in, hazing.
- r. Engaged in an act of bullying, including, but not limited to, bullying committed by means of an electronic act.
- t. Aided or abetted the infliction of physical injury to another person.
- 48900.2 Committed sexual harassment (Grades 4-12 only).
- 48900.3 Caused, attempted to cause, threatened to cause, or participated in an act of, hate violence (Grades 4-12 only).
- 48900.4 Intentionally harassed, threatened, or intimidated, creating a hostile educational environment (Grades 4-12 only).
- 48900.7 Made terroristic threats against school officials and/or school property (Grades 4-12 only).
- 48930 Unlawfully offered, arranged to sell, negotiated to sell, or sold steroids or other performance-enhancing substances

The following violations of EC 48915(c) require mandatory suspension and a recommendation for expulsion:

- 1. Possessing, selling, or otherwise furnishing a firearm.
- 2. Brandishing a knife at another person.
- 3. Unlawfully selling a controlled substance.
- 4. Committing or attempting to commit a sexual assault.
- 5. Possession of an explosive.

Fullerton Joint Union High School District
AR 5700.1(p)

REQUEST FOR EXPULSION
Page 2

Name of Student

2. NATURE OF PROBLEM. Provide an explicit, detailed report of actions leading to the request for expulsion.

3. What intervention(s) has the school provided for past related problems?

4. Do you believe the student's best interests will be served by his/her expulsion from school? Why?

5. Attach all supporting documentation as noted in Administrative Regulation 5710.1.

ASSISTANT PRINCIPAL'S RECOMMENDATION:

I recommend that _____ be expelled from school for the reasons given in this report.

Date: _____ Signature: _____
Assistant Principal

PRINCIPAL'S RECOMMENDATION

I have reviewed the information in this report and in the school records. I recommend that the above-named student be expelled from school.

Date: _____ Signature: _____
Principal

RECOMMENDATION OF THE DIRECTOR, ADMINISTRATIVE SERVICES:

1. On the basis of the information contained in this report, I recommend that the above-named student **be expelled** from all the schools and programs of the Fullerton Joint Union High School District.

Date: _____ Signature: _____
Director, Administrative Services

2. On the basis of the information contained in this report, I recommend that the expulsion for the above-named student **not be processed** for the following reasons:

Date: _____ Signature: _____
Director, Administrative Services