School Board Approved 9/22/26

Brevard Public Schools

2026-2027 School Year



Elementary and Secondary Code of Student Conduct

SCHOOL BOARD OF BREVARD COUNTY
Educational Services Facility
2700 Judge Fran Jamieson Way
Melbourne, FL 32940-6601

SUPERINTENDENT
Dr. Mark Rendell

SCHOOL BOARD MEMBERS
Matt Susin, Chairman
Megan Wright, Vice Chairman
Gene Trent
Katye Campbell
John Thomas

Non-Discrimination Notice

The School Board of Brevard County, Florida does not discriminate on the basis of race, color, national origin, sex (including sexual orientation, transgender status, or gender identity), disability (including HIV, AIDS, or sickle cell trait), pregnancy, marital status, age (except as authorized by law), religion, military status, ancestry, or genetic information or any other factor protected under applicable federal, state, or local law. The district also provides equal access to its facilities to youth groups, as required by the Boy Scouts of America Equal Access Act. The School Board of Brevard County is in compliance with the Americans with Disabilities Act of 1990 (ADA) and the Amendment Act of 2008 (ADAA), the Florida Education Equity Act of 1984, Age Discrimination Act of 1967 and Section 504 of the Rehabilitation Act of 1973, Civil Rights Act of 1964 including: Title II, Title VI, and Title VII, United States Education Amendments of 1972 - Title IX, Age Discrimination in Employment Act (ADEA), and Individuals with Disabilities Act (IDEA). If you have questions, concerns, or wish to report possible violations of any of the above, please contact the below for assistance.

Contact the District's Compliance Officer for concerns involving:

For concerns involving the public or students, including IDEA, 504, Title VI and Title IX contact:
Title IX Coordinator
Cathleen Erdmann
2700 Judge Fran Jamieson Way
Melbourne, FL 32940
(321) 633-1000, Ext. 11280
TitleIXContact@brevardschools.org

For concerns involving employees or job applicants contact:
Director of Professional Standards and Labor Relations
Rosemary Browning
2700 Judge Fran Jamieson Way
Melbourne, FL 32940
(321) 633-1000 Ext. 11265
browning.rosemary@brevardschools.org

Lack of English language skills will not be a barrier to admission and participation. The district may assess each student's ability to benefit from specific programs through placement texts and counseling, and if necessary, will provide services or referrals to better prepare students for successful participation.

Reasonable accommodations are available for persons with disabilities to complete the application and/or interview process. Applicants/Individuals with disabilities requesting accommodations under the Americans with Disabilities Act (ADA) may contact the Director of Professional Standards and Labor Relations for assistance. Educators are required to follow the Principles of Professional Conduct of the Education Profession in Florida (State Board of Education Rule 6B-1.600, FAC). To report alleged educator misconduct, contact Rosemary Browning, Director of Professional Standards and Labor Relations at 321-633-1000, ext. 11265 or pslr@brevardschools.org. In the event that the district is not able to resolve your concerns, consider contacting the U.S. Department of Education, Office of Civil Rights for assistance. This Publication or portions of this publication can be made available to persons with disabilities in a variety of formats, including large print or audiotape. Student requests for this information should be made to the Office of Exceptional Student Education Program Support, (321) 633-1000, ext. 11520, at least two (2) weeks prior to the time you need the publication.

Return to Table of Contents

Table of Contents

Non-Discrimination Notice 2
Introduction 5
Handbook Disclaimer 5
School Community Responsibilities 6
Student Success 7
Discipline Plan Levels 9
Wireless Communication Devices Guidelines (WCD) 20
Additional Level 2 Guidelines 22
Student Dress Code 23
Additional Level 3 Guidelines 24
Bullying Guidelines 25
Additional Level 4 Guidelines 26
Vaping Guidelines for Drugs 27
Non-Compliance Continuum 28
Out of Assigned Area Continuum 28
Physical Aggression Continuum 29
Statement of Academic Honesty 30
Student Conduct 30
Students are Under the Supervision of the School 30
Disorder and Demonstration 30
Staff Involvement 31
Guidelines 31
Notice to Law Enforcement 31
Civil Citation 31
General Offenses 31
Search and Seizure 31
Right to Search 32
Felony Suspensions 32
Bathroom/Restroom/Changing Facilities 32
Drug Diversion Program 32
Detention of Students 32
Corporal Punishment-Control of Students 32
Safe Harbor 33
Weapons 33
Drug Prevention 33
Student Conduct 33
Due Process Rights 33
Emergency Removal 34

Threat Management Teams 34
Zero Tolerance for School-Related Crime 34
Title IX Sexual Harassment Procedures 35
Procedures for Referral Process 36
Students with Disabilities Discipline Rules 36
Attendance 37
Transportation 39
Riding the School Bus 40
School Bus Stop 40
Penalty for Misbehavior 40
School Bus Rules 40
Glossary 41
Definitions of Student Behavior 42
Hate Related Incidents 42
Repeated Acts of Misconduct 42
Definitions of Corrective Strategies 51
Speakout Hotline 55
FortifyFL 56

Introduction

Welcome to Brevard Public Schools. This handbook has been prepared to provide elementary and secondary students and their parents/legal guardians with some of the rules and guidelines concerning Brevard County Schools. The Code of Student Conduct covers schools' attendance, responsibilities and rights, as well as rules of conduct for students and is applicable to every student under the jurisdiction of the school district. For example, the Code of Student Conduct applies to students while on school grounds, while participating in e-Learning, while being transported by Brevard Public Schools, during school-sponsored events, such as field trips, athletic events, and similar activities.

It is the responsibility of the school principal, faculty, and staff to help students and parents/legal guardians understand and follow the rules of conduct. Parents/legal guardians are urged to read and discuss this handbook with their children in order to help them adjust more successfully at school.

Parents/legal guardians are encouraged to keep in close contact with their child's school. Also, your school may have additional guidelines which are specific to the local school activities and facilities. The active support and involvement of parents/legal guardians is needed continuously as we provide a safe and friendly place for children to learn.

BPS Mission Statement

To serve every student with excellence as the standard

Handbook Disclaimer

The Code of Student Conduct contains School Board policies and other documents pertaining to the rules and regulations of Brevard Public Schools. The district reserves the right to revise any of these documents during the school year. For the most current version of any of these documents, please check the district website at: https://www.brevardschools.org/.

School Community Responsibilities

Each member of the school community plays an important role in the creation of a safe, supportive, and positive school climate. All community members, including school staff and administration, parents/legal guardians, community organizations, and students, are responsible for promoting school environments that support teaching and learning.

Students are expected to follow the Code of Student Conduct standards, federal and state laws, and School Board policies while on school grounds, at school-sponsored activities and events, and while being transported to and from school or school-related activities and events.

The responsibilities outlined below apply to all students regardless of instructional model (i.e., brick and mortar and virtual).

RESPONSIBILITIES OF STUDENTS

- Know and follow rules and law which govern their conduct while at school or at a school-sponsored activity and to expect consequences for any inappropriate behavior.
- Responsibility to learn and use the educational experiences provided to them.
- Respect the rights of other persons who may have different points of view on some issues.
- Attend all classes on time and be prepared to learn.
- Maintain open communication with teachers through email, learning platform, and Student Information System (SIS).
- Submit coursework on time as outlined in the pacing guide or as assigned by their teacher.
- Follow classroom rules and expectations and demonstrate good citizenship.
- Report threats and hazardous or dangerous situations to an adult in authority.
- Follow the rules of conduct/behavior, demonstrate respect for school property, and follow the Student Network and Internet Responsible Use and Safety Agreement.
- Treat others with dignity and respect.
- Do not discriminate, bully, or harass.
- Do not bring or possess illegal items and substances.
- Show respect during the pledge of allegiance to the flag, per Section 1003.44(1), Florida Statutes.
- Please reference School Board Policy 5780 – Student/Parent Rights for additional information.
- All of the above pertain to online learning platforms too.

RESPONSIBILITIES OF PARENTS/LEGALGUARDIANS

We encourage all parents/legal guardians to partner with us by reviewing the entire Code of Student Conduct (CoSC) with your children to ensure a successful school year for them.

- Encourage appropriate student behavior.
- Monitor your child's progress through the SIS Parent Portal and support learning.
- Share concerns with school officials as they arise.
- Adhere to all school safety protocols.
- Provide current contact information.
- Notify the school of any custody changes or other legal matters that relate to school.
- Ensure your child attends school and notify the school of any absences.
- Participate in your child's school activities, conferences, and problem-solving meetings as applicable.
- Maintain your child's safety when attending any event as a spectator.
- Visit your child's school and observe in a classroom and/or extracurricular activities consistent with school processes and procedures.
- Remit payment for damage done to school district property by a student, including lost or damaged books and teaching materials. If property or damages are not restored, schools may require student loss of extracurricular activity privilege or participation in community service.
- Please reference School Board Policy 5780 – Student/Parent Rights for additional information.

RESPONSIBILITIES OF SCHOOL STAFF AND ADMINISTRATION

- Promote a positive, safe, and supportive school climate.
- Provide interventions through a multi-tiered system of supports and equitably implement corrective interventions.
- Recognize, encourage, and reinforce appropriate and positive conduct by all students.
- Communicate and respond to parents/legal guardians in a way that is accessible and easily understood.
- Participate in professional development (e.g., non-academic barriers, student engagement, etc.). Provide each student with due process.
- Administer interventions and consequences consistently and equitably, regardless of national origin, race, sex, gender, ethnicity, religion, age, disability, and sexual orientation.
- Use exclusionary measures as a last resort, and in accordance with district policies.
- Provide students with makeup work when students are not in class.
- Provide supervision on school premises for a reasonable period (i.e., 30 minutes before and after school), and while attending or participating in a school-sponsored activity.
- Involve School Resource Officers when required.
- Orient students to class expectations, including all students in online learning platforms.

Student Success

Examples of Student Success Behaviors

The behaviors and social emotional learning skills listed below help students to achieve academic success.

- Understand the school/class rules and follow them
- Listen and respond respectfully.
- Arrive at school daily and on time.
- Arrive prepared for class each day.
- Use approved materials/items for class.
- Wear clothing as defined by the district dress code.
- Use electronic devices in an appropriate manner as defined by the school district.
- Develop good study habits.
- Complete all homework assignments.
- Engage in class activities.
- Speak and act respectfully to all school personnel and peers.
- Follow instructions given by staff.
- Demonstrate school and community pride.
- Actively participate in the school community
- Report any activities that are in violation of the Code of Student Conduct to staff.
- Do not falsely report activities that are in violation of the Code of Student Conduct or local laws.
- Use positive and respectful language.
- Display respect for others and their property.
- Respect local law dealing with the possession, use or sale of substances including alcohol, medications, and E-Cigarettes.
- Respect the rules of acceptable use of technology when engaging in social media/texting or any other cyber-communication.
- Accept and engage in any implemented consequences because of any type of violation of the Code of Student Conduct
- Show accountability for actions.
- Exercise self-control throughout the school day and when transitioning to and from school.
- Report incidents that are unsafe and/or violate the Code of Student Conduct and/or compromise the safety of self/others.
- Follow the school rules as well as the Florida law.
- Cooperate with any investigation into behaviors/incidents and answer questions truthfully during investigations conducted by school staff or law enforcement agencies.
- Maintain personal safety by choosing positive peer/staff interactions and using conflict resolution skills to resolve disputes.
- Bring items to school that are acceptable.
- Maintain the physical boundary preferences of peers and staff.
- Promote the safety of others by exercising self-control and being a good bystander.
- Seek assistance from a trusted adult to solve problems and/or report incidents of concern.


Brevard
Public
Schools

Discipline Plan Levels

Discipline Plan Elementary PreK – 6th Grades
Student Behaviors and Range of Corrective Strategies

Student Behavior (Incident)	*Range of Corrective Strategies (Action)*
Level 1 Behaviors: relatively minor behavior or general disruption that affects the orderly operation on a school campus, a school bus/bus stop, at a school/school board sponsored function, or while at other school board facilities. **LEVEL 1** • Cheating (069) • Disengaged Behavior (072) • Dress Code Violation Minor (004) • Electronic/Telecommunications Device Misuse-Minor (075) (see pg. 20) • Failure to Serve a Teacher Detention (078) • Failure to Serve an Administrator Detention (031) • Failure to Serve an Extended Detention (066) • Failure to Serve Lunch Detention (122) • False Reporting (113) • Horseplay (067) • Larceny/Theft Less than $100 (126) • Medication Policy Violation (107) • Network/Internet Misuse Minor (084) • Plagiarism (085) • Public Display of Affection (088) • Refusal to Follow Classroom Rules (128) • Student Conflict (108) • Tardy to Class* (062) • Tardy to School* (090) • Unauthorized Possession of Item(s) (093) • Willful Disobedience/Insubordination (PreK and KG only) (103) *Per Florida State Statute 1006.09, No student shall be suspended for unexcused tardiness, lateness, absence, or truancy.	The principal or designee must select at least one (1) of the following strategies from Plan 1. **PLAN 1** • Administrative Detention • Alternative Classroom/Location Placement • Behavior Plan • Check-In/Check-Out with Identified Staff Member • Conference with Student • Confiscation of Item(s) or Device(s) • Daily or Weekly Report to Parent/Legal Guardian • Extended Detention • Financial Restitution • Home Visit • Increased Supervision • In-School Suspension • Loss of Privilege(s) • Lunch Detention • Parent/Legal Guardian Conference • Phone Conference • Referral to Certified School Counselor or Social Worker • Reflective Assignment • Reverse Suspension (PreK only) • School Service Work • Seating Change • Social/Academic Instructional Groups • Student Behavior Agreement • Teach/Reteach Student Expectations • Wardrobe Change

Special Considerations

Good faith attempt must be made immediately to contact parent(s)/legal guardian(s). If the behavior is related to gangs, weapons, retaliation or hate crimes, then next level corrective strategies may be necessary. Report to law enforcement any criminal conduct.

The school principal reserves the ability to move the Student Behavior up a level(s) for repeated acts of misconduct. "Repeated" can be defined as a behavior occurring more than twice.

In accordance with F.S. 553.865, all individuals on Brevard Public Schools owned or controlled property must utilize the bathroom/restroom/changing facility according to their biological sex at birth. Individuals in violation of this law will be subject to disciplinary action.

For PreK students, consider the developmental needs and age of the student.
All corrective strategies listed above may not be available at all schools.

Students with Disabilities (IEP/Section 504): Disciplinary action(s), as outlined in this document, must comply with the Individuals with Disabilities Act (IDEA) and Section 504 of the Rehabilitation Act of 1973, as well as state and local regulations. For detailed information regarding students with disabilities refer to the IDEA or Section 504 Procedural Safeguards.

Discipline Plan Elementary PreK – 6th Grades
Student Behaviors and Range of Corrective Strategies

Student Behavior (Incident)	*Range of Corrective Strategies (Action)*
Level 2 Behaviors: more serious than Level 1 behaviors and significantly interfere with the learning and/or the well-being of self and/or others on a school campus, a school bus/bus stop, at a school/school board sponsored function, or while at other school board facilities. **LEVEL 2** • Ammunition Possession (063) • Bus/Transportation Procedure Violation (Minor) (064) • Chemical Spray Misuse (068) • Classroom Disruption-Minor (070) (see pg. 22) • Dress Code Violation Major (130) (see pg. 23) • Electronic/Telecommunications Device Misuse-Major 073) (see pg. 20) • Forgery (061) • Gambling (OM1) • Indecent Exposure of Self/Others (138) • Larceny/Theft Less Than $750 (006) • Other Misconduct (140) • Out of Assigned Area Minor (040) (see pg. 22) • Physical Aggression, (PreK-2nd) (136) • Possession of a Stolen Item(s) (087) • Profane, Obscene or Vulgar Language-Minor (101) • Teasing/Taunting (139) • Unauthorized Publication(s) (094) • Verbal Confrontation (098) • Violation of Safety Drill Procedures (116) • Violation of Stay Away Contract (125) • Willful Disobedience/Insubordination (1-6) (103) (see pg. 22)	The principal or designee must select at least one (1) of the following strategies from Plan 2. The use of corrective strategies from Plan 1 may also be used to address Level 2 behaviors. **PLAN 2** • Administrative Detention • Alternative Classroom/Location Placement • Behavior Plan • Bicycle/Skateboard Privilege Staggered/Suspended/Revoked • Bus Suspension (Short Term) • Classroom Reassignment • Extended Detention • Financial Restitution • In-School Suspension • Lunch Detention • Mentoring • Out-of-School Suspension (1-3 Days) • Plan Meeting (504, ELL, IEP, or PST) • Reassign Bus Seat • Referral to Community Based Organizations • Reverse Suspension (K-6) • Safety Plan • Stay Away Contract **(parent/legal guardian contact is required)** • Student Behavior Agreement

Special Considerations

Good faith attempt must be made immediately to contact parent(s)/legal guardian(s). If the behavior is related to gangs, weapons, retaliation or hate crimes, then the next level corrective strategies may be necessary. Report to law enforcement any criminal conduct.

The school principal reserves the ability to move the Student Behavior up a level(s) for repeated acts of misconduct. "Repeated" can be defined as a behavior occurring more than twice.

In accordance with F.S. 553.865, all individuals on Brevard Public Schools owned or controlled property must utilize the bathroom/restroom/changing facility according to their biological sex at birth. Individuals in violation of this law will be subject to disciplinary action.

For PreK students, consider the developmental needs and age of the student.

All corrective strategies listed above may not be available at all schools.

Students with Disabilities (IEP/Section 504): Disciplinary action(s), as outlined in this document, must comply with the Individuals with Disabilities Act (IDEA) and Section 504 of the Rehabilitation Act of 1973, as well as state and local regulations. For detailed information regarding students with disabilities refer to the IDEA or Section 504 Procedural Safeguards.

Discipline Plan Elementary PreK – 6th Grades
Student Behaviors and Range of Corrective Strategies

Student Behavior (Incident)	*Range of Corrective Strategies (Action)*
Level 3 Behaviors: more serious than Level 2 behaviors that include serious disruption of school order and/or threats to the health, safety and well- being of self and/or others and/or property of others on a school campus, a school bus/bus stop, at a school/school board sponsored function, or while at other school board facilities. **LEVEL 3** • Bullying (BUL) (see pg. 25) • Counterfeit (071) • Failure to Report Serious Offense (132) • Gross Insubordination (127) • Inciting (059) (see pg. 24) • Indecent Exposure of Self/Others with Intent to Embarrass (142) • Leaving School Campus Without Permission (033) • Network/Internet Misuse-Major (082) • Other Serious Misconduct (141) • Out of Assigned Area-Major (120) • Physical Aggression (137) (3-6) (see pg. 24) • Pornographic Material (Student) (086) • Possession of a Potentially Dangerous Object (131) • Profane, Obscene or Vulgar Language (Major) (100) • Sexting (089) • Testing Security Violation (124) • Tobacco (TBC) (see pg. 24) • Trespassing (TRS)* • Vandalism Less Than $1000 (007) ***All SESIR incidents must be reported to law enforcement according to SESIR Rule 6A-1.0017.**	The principal or designee must select at least one (1) of the following strategies from Plan 3. The use of corrective strategies from Plans 1 and 2 may also be used to address Level 3 behaviors. **PLAN 3** • Extended Detention • Financial Restitution • In-School Suspension (1-3 days) • Out-of-School Suspension (1-3 days) • Out-of-School Suspension (4-5 days) • Referral to Functional Behavior Assessment/Behavior Intervention Plan • Suspension/Revocation of Network/Internet Access

Special Considerations

Good faith attempt must be made immediately to contact parent(s)/legal guardian(s). If the behavior is related to gangs, weapons, retaliation or hate crimes, then the next level corrective strategies may be necessary. Report to law enforcement any criminal conduct.

The school principal reserves the ability to move the Student Behavior up a level(s) for repeated acts of misconduct. "Repeated" can be defined as a behavior occurring more than twice.

In accordance with F.S. 553.865, all individuals on Brevard Public Schools owned or controlled property must utilize the bathroom/restroom/changing facility according to their biological sex at birth. Individuals in violation of this law will be subject to disciplinary action.

For PreK students, consider the developmental needs and age of the student. All corrective strategies listed above may not be available at all schools.
Students with Disabilities (IEP/Section 504): Disciplinary action(s), as outlined in this document, must comply with the Individuals with Disabilities Act (IDEA) and Section 504 of the Rehabilitation Act of 1973, as well as state and local regulations. For detailed information regarding students with disabilities refer to the IDEA or Section 504 Procedural Safeguards.

Discipline Plan Elementary PreK – 6th Grades
Student Behaviors and Range of Corrective Strategies

Student Behavior (Incident)	*Range of Corrective Strategies (Action)*
Level 4 Behaviors: the more serious acts of unacceptable behaviors that seriously endanger the health and well-being of self and/or others and/or cause significant damage to property on a school campus, a school bus/bus stop, at a school/school board sponsored function, or while at other school board facilities. **LEVEL 4** • Alcohol Possession/Sale/Use/Distribution (ALC)* • Burglary (BRK)* • Bus/Transportation Procedure Violation-Major (OM2) * • Chronic Misconduct (011) + • Classroom Disruption-Major (111) • Criminal Mischief $1000 or Greater (VAN)* • Disruption on Campus (DOC) – Major* • Drug Sale/Distribution (DRD)*+ • Drug Use/Possession (DRU)* (see pg. 26) • Failure to Report Criminal Offenses (076) • False Accusation Against a Staff Member (Minor) (135) • Felony (Off Property) (024) • Fighting (FIT)*(see pg. 26) • Grand Theft $750 or Greater (STL)* • Harassment (HAR) • Identity Theft (133) (see pg. 21) • Other Major Offense (OMC)* • Robbery (ROB)* • Sexual Harassment (SXH)+ • Sexual Offenses (SXO)*+ • Simple Battery (PHA)* (see pgs. 26, 32, & 33) • Threat/Intimidation (TRE)* ***All SESIR incidents must be reported to law enforcement according to SESIR Rule 6A-1.0017.** **+Level 4 Offenses with automatic placement in the Success Pathways program**	The principal or designee must select at least one of the following strategies from Plan 4. The use of corrective strategies from Plans 1, 2, and 3 may also be used to address Level 4 behaviors. **PLAN 4** • Behavior Diversion Program • Bus Suspension (Long Term) • Drug Diversion Program • In-School Suspension • Out-of-School Suspension (1-5 Days) • Out-of-School Suspension (up to 10 days pending investigation) • Recommendation for Success Pathway Program Online • Recommendation for Expulsion

Special Considerations

Immediately contact parent(s)/legal guardian(s). Report to law enforcement any criminal conduct.

In accordance with F.S. 553.865, all individuals on Brevard Public Schools owned or controlled property must utilize the bathroom/restroom/changing facility according to their biological sex at birth. Individuals in violation of this law will be subject to disciplinary action.

For PreK students, consider the developmental needs and age of the student.

Students with Disabilities (IEP/Section 504): Disciplinary action(s), as outlined in this document must comply with the Individuals with Disabilities ACT (IDEA) and Section504 of the Rehabilitation Act of 1973, as well as state and local regulations. For detailed information regarding students with disabilities refer to the IDEA or Section 504 Procedural Safeguards

Discipline Plan Elementary PreK – 6th Grades
Student Behaviors and Range of Corrective Strategies

Student Behavior (Incident)	*Range of Corrective Strategies (Action)*
Level 5 Behaviors: the most serious acts of unacceptable behaviors that seriously endanger the health and well-being of self and/or others and/or cause significant damage to property on a school campus, a school bus/bus stop, at a school/school board sponsored function, or while at other school board facilities. **LEVEL 5** • Aggravated Battery with More Serious Injury (BAT)* • Arson (ARS)* • Bomb Threat (DO1) * • Explosives (WP1) * • False Accusation Against a Staff Member (Major) (079) • Hazing (HAZ)* • Homicide (HOM)* • Kidnapping (KID)* • Sexual Assault (SXA)* • Sexual Battery (SXB)* • Weapons Possession (WPO)* ***All SESIR incidents must be reported to law enforcement according to SESIR Rule 6A-1.0017.**	The principal or designee must select at least one of the following strategies from Plan 5. All Level 5 behaviors must be reported to law enforcement. **PLAN 5** • Out-of-School Suspension (Up to 10 days pending investigation) • Recommendation for Success Pathway Program Online • Recommendation for Expulsion • Referral to Mental Health Services Pursuant to Section 1012.584(4), Florida Statutes

Special Considerations

Immediately contact parent(s)/ legal guardian(s).
For PreK students, consider the developmental needs and age of the student.

In accordance with F.S. 553.865, all individuals on Brevard Public Schools owned or controlled property must utilize the bathroom/restroom/changing facility according to their biological sex at birth. Individuals in violation of this law will be subject to disciplinary action.

Students with Disabilities (IEP/Section 504): Disciplinary action(s), as outlined in this document, must comply with the Individuals with Disabilities Act (IDEA) and Section 504 of the Rehabilitation Act of 1973, as well as state and local regulations. For detailed information regarding students with disabilities refer to the IDEA or Section 504 Procedural Safeguards.

Discipline Plan Secondary 7th-12th Grades
Student Behaviors and Range of Corrective Strategies

Student Behavior (Incident)	*Range of Corrective Strategies (Action)*
Level 1 Behaviors: relatively minor misbehavior or general disruption that affects the orderly operation on a school campus, a school bus/bus stop, at a school/school board sponsored function, or while at other school board facilities. **LEVEL 1** • Cheating (069) • Disengaged Behavior (072) • Dress Code Violation-Minor (129) (see pg. 23) • Electronic/Telecommunication Device Misuse-Minor-(075) (see pg. 20) • Failure to Serve an Admin Detention (031) • Failure to Serve Lunch Detention (122) • Failure to Serve an Extended Detention (066) • Failure to Serve a Teacher Detention (078) • Horseplay (067) • Larceny/Theft Less than $100 (126) • Network/Internet Misuse-Minor (084) • Plagiarism (085) • Profanity, Obscene, or Vulgar Language-Minor (101) • Public Display of Affection (088) • Refusal to Follow Classroom Rules (128) • Student Conflict (108) • Tardy to Class* (062) • Tardy to School* (090) • Unauthorized Possession of Item(s) (093) • Unauthorized Publication(s) (094) • Vehicle/Parking Violation (097) *Per Florida State Statute 1006.09, No student shall be suspended for unexcused tardiness, lateness, absence, or truancy.	The principal or designee must select at least one (1) of the following strategies from Plan 1. **PLAN 1** • Alternative Classroom/Location Placement • Administrative Detention • Behavior Plan • Bicycle or Skateboard Privilege Staggered/Suspended/Revoked • Check-in/Check-Out with Identified Staff Member • Conference with Student • Confiscation of Item(s) or Device(s) • Daily or Weekly Report to Parent/Legal Guardian • Extended Detention • Financial Restitution • Home Visit • Increased Supervision • In-School Suspension • Lunch Detention • Loss of Privilege(s) • Mentoring • Parent/Legal Guardian Conference • Parking Privilege Suspended/Revoked • Phone Conference • Plan Meeting (504, ELL, IEP, or PST) • Referral to Community Based Organizations • Referral to Certified School Counselor/Social Worker • Reflective Assignment • School Service Work • Seating Change • Social/Academic Instructional Groups • Stay Away Contract **(parent/legal guardian contact is required)** • Student Behavior Agreement • Teach/Reteach Student Expectations • Wardrobe Change

Special Considerations

Good faith attempt must be made immediately to contact parent(s)/legal guardian(s). If the behavior is related to gangs, weapons, retaliation or hate crimes, then the next level corrective strategies may be necessary. Report to law enforcement any criminal conduct.

The school principal reserves the ability to move the Student Behavior up a level(s) for repeated acts of misconduct. "Repeated" can be defined as a behavior occurring more than twice.

In accordance with F.S. 553.865, all individuals on Brevard Public Schools owned or controlled property must utilize the bathroom/restroom/changing facility according to their biological sex at birth. Individuals in violation of this law will be subject to disciplinary action.

All corrective strategies listed above may not be available at all schools.

Students with Disabilities (IEP/Section 504): Disciplinary action(s), as outlined in this document, must comply with the Individuals with Disabilities Act (IDEA) and Section 504 of the Rehabilitation Act of 1973, as well as state and local regulations. For detailed information regarding students with disabilities refer to the IDEA or Section 504 Procedural Safeguards.

Discipline Plan Secondary 7th – 12th Grades
Student Behaviors and Range of Corrective Strategies

Student Behavior (Incident)	*Range of Corrective Strategies (Action)*
Level 2 Behaviors: more serious than Level 1 behaviors and significantly interfere with the learning and/or the well-being of self and/or others on a school campus, a school bus/bus stop, at a school/school board sponsored function, or while at other school board facilities. **LEVEL 2** • Bus/Transportation Procedure Violation-Minor (064) • Chemical Spray Misuse (068) • Classroom Disruption-Minor (070) (see pg. 22) • Dress Code Violation-Major (130) (see pg.23) • False Reporting (113) • Gambling (OM1) • Indecent Exposure of Self/Others (138) • Larceny/Theft Less Than $750 (006) • Medication Policy Violation (107) • Other Misconduct (140) • Out of Assigned Area-Minor (040) (see pg. 22) • Teasing/Taunting (139) • Unauthorized Entry (115) • Violation of Safety Drill Procedures (116) • Violation of Stay Away Contract (125) • Willful Disobedience/Insubordination (103) (see pg. 22)	The principal or designee must select at least one (1) of the following strategies from Plan 2. The use of corrective strategies from Plan 1 may also be used to address Level 2 behaviors. **PLAN 2** • Alternative Classroom/Location Placement • Behavior Plan • Bus Suspension (Short Term) • Classroom Reassignment • Extended Detention • Financial Restitution • In-School Suspension • Lunch Detention • Mentoring • Out-of-School Suspension (1-3 Days) • Reassigned Bus Seat • Reverse Suspension • Safety Plan • Student Behavior Agreement • Suspension/Revocation of Network/ Internet Access

Special Considerations

Good faith attempt must be made immediately to contact parent(s)/legal guardian(s). If the behavior is related to gangs, weapons, retaliation or hate crimes, then the next level corrective strategies may be necessary. Report to law enforcement any criminal conduct.

The school principal reserves the ability to move the Student Behavior up a level(s) for repeated acts of misconduct. "Repeated" can be defined as a behavior occurring more than twice.

In accordance with F.S. 553.865, all individuals on Brevard Public Schools owned or controlled property must utilize the bathroom/restroom/changing facility according to their biological sex at birth. Individuals in violation of this law will be subject to disciplinary action.

All corrective strategies listed above may not be available at all schools.

Students with Disabilities (IEP/Section 504): Disciplinary action(s), as outlined in this document, must comply with the Individuals with Disabilities Act (IDEA) and Section 504 of the Rehabilitation Act of 1973, as well as state and local regulations. For detailed information regarding students with disabilities refer to the IDEA or Section 504 Procedural Safeguards.

Discipline Plan Secondary 7th-12th Grades
Student Behaviors and Range of Corrective Strategies

Student Behavior (Incident)	*Range of Corrective Strategies (Action)*
Level 3 Behaviors: more serious than Level 2 behaviors that include serious disruption of school order and/or threats to the health, safety and well-being of self and/or others and/or property of others on a school campus, a school bus/bus stop, at a school/school board sponsored function, or while at other school board facilities. **LEVEL 3** • Ammunition Possession (063) • Bullying (BUL) (see pg. 25) • Counterfeit (071) • Electronic/Telecommunication Device-Major (073) (see pg. 20) • Failure to Report a Serious Offense (132) • Forgery (061) • Gross Insubordination (127) • Inciting (059) (see pg. 24) • Indecent Exposure to Self/Others with Intent to Embarrass (142) • Leaving School Campus Without Permission (033) • Other Serious Misconduct (141) • Physical Aggression, (137) (see pg. 24) • Pornographic Materials (Student) (086) • Possession of a Potentially Dangerous Object (131) • Possession of Stolen Item(s) (087) • Profanity, Obscene or Vulgar Language (Major) (100) • Sexting (089) • Testing Security Violation (124) • Tobacco (TBC) (see pg. 24) • Trespassing (TRS)* • Vandalism Less Than $1,000 (007) • Verbal Confrontation (098) (see pg. 24) ***All SESIR incidents that must be reported to law enforcement according to SESIR Rule 6A-1.0017.**	The principal or designee must select at least one (1) of the following strategies from Plan 3. The use of corrective strategies from Plans 1 and 2 may also be used to address Level 3 behaviors. **PLAN 3** • Alternative Classroom/Location Placement • Extended Detention • Financial Restitution • In-School Suspension • Referral for Functional Behavioral Assessment/Behavior Intervention Plan • Suspension/Revocation of Network/Internet Access • Out-of-School Suspension (1-3 days) • Out-of-School Suspension (4-5 days)

Special Considerations:

Good faith attempt must be made immediately to contact parent(s)/legal guardian(s). If the behavior is related to gangs, weapons, retaliation or hate crimes, then the next level corrective strategies may be necessary. Report to law enforcement of any criminal conduct. The school principal reserves the ability to move the Student Behavior up a level(s) for repeated acts of misconduct. "Repeated" can be defined as a behavior occurring more than twice.

In accordance with F.S. 553.865, all individuals on Brevard Public Schools owned or controlled property must utilize the bathroom/restroom/changing facility according to their biological sex at birth. Individuals in violation of this law will be subject to disciplinary action.

All corrective strategies listed above may not be available at all schools.

Students with Disabilities (IEP/Section 504): Disciplinary action(s), as outlined in this document, must comply with the Individuals with Disabilities Act (IDEA) and Section 504 of the Rehabilitation Act of 1973, as well as state and local regulations. For detailed information regarding students with disabilities refer to the IDEA or Section 504 Procedural Safeguards.

Discipline Plan Secondary 7th – 12th Grades
Student Behaviors and Range of Corrective Strategies

Student Behavior (Incident)	*Range of Corrective Strategies (Action)*
Level 4 Behaviors: the more serious acts of unacceptable behaviors that seriously endanger the health and well-being of self and/or others and/or cause significant damage to property on a school campus, a school bus/bus stop, at a school/school board sponsored function, or while at other school board facilities. **LEVEL 4** • Alcohol Possession/Sale/Use/Distribution (ALC)* • Burglary (BRK)* • Bus/Transportation Procedure Violation-Major (OM2) * • Chronic Misconduct (011) + • Classroom Disruption-Major (111) • Criminal Mischief $1000 or Greater (VAN) • Disruption of Campus – Major (DOC)* • Drug Sale/Distribution (DRD)*+ • Drug Use/Possession (DRU)* (see pg. 26) • Failure to Report Criminal Offense (076) • False Accusation Against a Staff Member (Minor) (135) • Felony Off Property (024) • Fighting (FIT)* (see pg. 26) • Grand Theft $750 or Greater (STL)* • Harassment (HAR) • Network/Internet Misuse-Major (082) • Other Major Offense (OMC)* • Robbery (ROB)* • Sexual Harassment (SXH)+ • Sexual Offense (SXO)*+ • Simple Battery (PHA)* (see pgs. 26, 32, & 33) • Threat/Intimidation (TRE)* ***SESIR incidents that must be reported to law enforcement according to SESIR Rule 6A-1.0017.** **+Level 4 Offenses with automatic placement in the Success Pathways program**	The principal or designee must select at least one (1) of the following strategies from Plan 4. The use of corrective strategies from Plans 1, 2, and 3 may also be used to address Level 4 behaviors. **PLAN 4** • Behavior Diversion Program • Bus Suspension (Long Term) • Drug Diversion Program • Out-of-School Suspension (1-5 Days) • Out-of-School Suspension (up to 10 days pending investigation) • Recommendation for Success Pathway Program Online • Recommendation for Expulsion

Special Considerations

Immediately contact parent(s)/legal guardian(s). Report to law enforcement any criminal conduct.

In accordance with F.S. 553.865, all individuals on Brevard Public Schools owned or controlled property must utilize the bathroom/restroom/changing facility according to their biological sex at birth. Individuals in violation of this law will be subject to disciplinary action.

Students with Disabilities (IEP/Section 504): Disciplinary action(s), as outlined in this document must comply with the Individuals with Disabilities Act (IDEA) and Section 504 of the Rehabilitation Act of 1973, as well as state and local regulations. For detailed information regarding students with disabilities refer to the IDEA or Section 504 Procedural Safeguards.

Discipline Plan Secondary 7th-12th Grades
Student Behaviors and Range of Corrective Strategies

Student Behavior (Incident)	*Range of Corrective Strategies (Action)*
Level 5 Behaviors: the most serious acts of unacceptable behaviors that seriously endanger the health and well- being of self and/or others and/or cause significant damage to property on a school campus, a school bus/bus stop, at a school/school board sponsored function, or while at other school board facilities. **LEVEL 5** • Aggravated Battery with More Serious Injury (BAT)* • Arson (ARS)* • Bomb Threat (DO1) * • Explosives (WP1) * • False Accusation Against a Staff Member (Major) (079) • Hazing (HAZ)* • Homicide (HOM)* • Identity Theft (134) (see pg. 21) • Kidnapping (KID)* • Sexual Assault (SXA)* • Sexual Battery (SXB)* • Weapons Possession (WPO)* ***SESIR incidents that must be reported to law Enforcement according to SESIR Rule 6A-1.0017.**	The principal or designee must select at least one of the following strategies from Plan 5. All Level 5 behaviors must be reported to law enforcement. **PLAN 5** • Out-of-School Suspension (up to 10 days pending investigation) • Recommendation for Success Pathway Program Online • Recommendation for Expulsion • Referral to Mental Health Services Pursuant to Section 1012.584(4), Florida Statues

Special Considerations

Immediately contact parent(s)/legal guardian(s).

In accordance with F.S. 553.865, all individuals on Brevard Public Schools owned or controlled property must utilize the bathroom/restroom/changing facility according to their biological sex at birth. Individuals in violation of this law will be subject to disciplinary action.

Students with Disabilities (IEP/Section 504): Disciplinary action(s), as outlined in this document, must comply with the Individuals with Disabilities Act (IDEA) and Section 504 of the Rehabilitation Act of 1973, as well as state and local regulations. For detailed information regarding students with disabilities refer to the IDEA or Section 504 Procedural Safeguards.

Wireless Communication Devices Guidelines (WCD)

School Board Policy 5136 Wireless Communication Devices
Student Internet Safety and Acceptable Use

A student may possess a wireless communications device while the student is on school property or in attendance at a school function; however, all students may not use a wireless communications device during the school day. All wireless communication devices (WCDs) must be either powered completely off (or placed into vibrate/silence mode) during the school day. Cell phones must be kept in a pocket, purse, or backpack, cannot be carried in the hands, and must not be used at all during school hours. Smartwatches and smart glasses may be worn but can only be used for checking the time or for vision purposes. The school day is defined as from the first morning bell to the last dismissal bell. With the expressed direction of a teacher and the approval of the school principal, students in grades 9–12 may use their personal laptops, tablets, or electronic readers solely for educational purposes. With the expressed approval of the school principal or designee, students in grades 9–12 may use their cell phones within the designated area of the front office.

Students may not use WCDs on school property or at a school-sponsored activity to access and/or view Internet websites at school. The use of a WCD for any purpose including but not limited to recording staff and/or students without their permission or knowledge, or recording fights and/or sharing non-academic related content is strictly prohibited.

Students may use WCDs while riding to and from school on a school bus or other Board-provided vehicles or on a school bus or Board-provided vehicle during school-sponsored activities, at the discretion of the bus driver, classroom teacher, or sponsor/advisor/coach. Distracting behavior that creates an unsafe environment will not be tolerated.

Violations of these guidelines will result in confiscation of the wireless communication device (WCD) or electronic device.

Minor Wireless Communications Device Violations			
Behavior (Level 1)	**1st Offense** **Resultant Action**	**2nd Offense** **Resultant Action**	**3rd Offense** **Resultant Action**
Electronic/ Telecommunication Device Misuse-Minor (075)	• Discipline referral entered in Focus • Confiscation of Wireless Communication Device (WCD) (student will pick up at end of day)	• Confiscation of WCD (parent/legal guardian must pick up) • Discipline referral in Focus	• Discipline referral in Focus • Confiscation of WCD (parent/legal guardian must pick up) • 1-3 days Out-of-School Suspension (OSS)

- Parent/legal guardian contact is required for each cell phone offense.
- Any violation beyond the 1st offense will result in the parent/legal guardian being required to come and pick up the cell phone.
- Any violation beyond a 3rd offense may result in an out-of-school suspension, up to a 10-day suspension pending possible placement in an alternative educational setting.

Major Wireless Communication Device Violations - Level 2 Elementary, Level 3 Secondary (This is not a complete list of possible violations)	
The following violations are serious offenses and **will not be tolerated** in Brevard Public Schools.	
Capturing and/or recording fights or similar events and/or posting recording and/or images - Electronic/Telecommunication Device Misuse -Major (073)	• A discipline referral submitted in the Student Information System (Focus). • Confiscation of WCD • Parent/Legal Guardian contact is required. • The student may be assigned an out-of-school suspension up to 5 days -level 3. Note: The building principal will refer the matter to law enforcement if the violation involves illegal activity.
Capturing, recording, or transmitting (sending or posting) images and/or video of any student or staff member without consent - Electronic/Telecommunication Device Misuse -Major (073)	
Capturing, recording, or transmitting any unauthorized audio, video, or photograph(s) that can be used to degrade, threaten, intimidate, or dehumanize - Electronic/Telecommunication Device Misuse -Major (073)	

Identity Theft Level 4 Elementary, Level 5 Secondary	
Capturing, recording, or transmitting any unauthorized audio, video, photographs, or data using multi-tool hacking devices or wireless communication devices (WCDs) is prohibited when used for fraudulent activities, theft, cheating, academic dishonesty, or any purpose. Additionally, the use of multi-tool hacking devices or wireless communication devices (WCD) to receive such information is also prohibited. **Elementary = Level 4, Secondary = Level 5**	• Discipline referral submitted in Focus • Confiscation of WCD or hacking devices • Parent/legal guardian contact is required • Out-of-School Suspension (OSS) pending investigation • Report to Law Enforcement (mandatory)

Additional Level 2 Guidelines

Behavior (Level 2)	1st Offense Resultant Action	2nd Offense Resultant Action	3rd Offense Resultant Action
Classroom Disruption-Minor (070)	• Parent/Legal Guardian Contact • Detention (Extended or Lunch)	• Parent/Legal Guardian Contact • 1 day In School Suspension (ISS) or Alternative Classroom/Location	• Parent/Legal Guardian Conference and notify next referral will be a Level 3 • 1-3 days Out-of-School Suspension (OSS)
Out of Assigned Area-Minor (040)	• Parent/Legal Guardian Contact • Detention (Extended or Lunch)	• Parent/Legal Guardian Contact • 1 day In School Suspension (ISS) or Alternative Classroom/Location	• Parent/Legal Guardian Conference and notify next referral will be a Level 3 • 3 days In School Suspension (ISS) or Alternative Classroom/ Location or Out-of-School Suspension (OSS)
Willful Disobedience/Insubordination (103)	• Parent/Legal Guardian Contact • Detention (Extended or Lunch)	• Parent/Legal Guardian Contact • 1 day In School Suspension (ISS) or Alternative Classroom/Location	• Parent/Legal Guardian Conference and notify next referral will be a level 3 • 1- 3 days Out-of-School Suspension (OSS)

Vaping Guidelines for Tobacco/Nicotine

ADDITIONAL INFORMATION ON VAPING AND TOBACCO/NICOTINE (LEVEL 3)

Tobacco (TBC): (cigarettes or other forms of tobacco) The possession, sale, purchase, distribution or use of tobacco or nicotine products represented to be a tobacco product, or device associated with tobacco, including but not limited to: electronic cigarettes *(vaping devices)* or smokeless tobacco on school grounds, at school sponsored events, or on school transportation by any person under the age of 21. As a SESIR violation, the incident will be recorded as Tobacco Citation or Other SESIR defined. This does not require a Civil Citation to be issued.

Examples

- A student under 21 possessing and/or smoking cigarettes, cigars, etc.
- A student under 21 possessing and/or using a nicotine dispensing device or electronic nicotine delivery system (ENDS) such as electronic cigarettes, vape pens, hookah pens, etc.
- A student using smokeless tobacco or nicotine products.

School administrators must adhere to School Board Policy 5500 per s. 1006.13(2). F.S., regarding law enforcement reports and consultation. Additional information may be referenced in FL State Statute 381.84; 386.202; 386.204; 386.206; 386.209; 386.212.

Student Dress Code

Board Policy 5511 Student Dress Code
Florida State Statutes: F.S. 1001.43(1)(b), F.S. 1006.07(2)(d)

STUDENT	
Rights	Responsibilities
• To have access to the school dress code via the school website	• Follow the dress code (including in virtual learning environments).

DRESS CODE EXPECTATIONS	
Head	• Head gear, including but not limited to caps, hats, bandanas, and/or sunglasses shall not be worn indoors on campus unless permitted by the principal for religious or medical reasons. Students may wear sunglasses, hats, or other sun-protective wear while outdoors during school hours, however these articles must not violate this dress code.
Clothing	• All clothing must be appropriately sized, securely fastened and cover midriff, back, sides, and all undergarments at all times. For example, suspenders should be over the shoulders, pants secured at the waist, belts buckled, no underwear as outerwear, no underwear exposed. Clothing should be opaque. • Garments must be of a length and fit that are acceptable to the built and stature of the student. The cut of sleeveless garments must not expose undergarments. Clothing must cover the body from one armpit across to other armpit. Upper garments should meet lower garments. • Strapless garments are prohibited. (Tube tops and halter tops are prohibited.) Formalwear for special events may include strapless garments. • Pants and shorts shall conform to the build and stature of the student, shall be worn at the waist, and shall not extend below the heel of the shoe in length. Rips, holes, or tears in clothing must be below midthigh. • Shorts must have clearly discernable inseams that cover the buttocks.
Footwear	• Students must wear shoes that are safe and appropriate for the learning environment, including recess, PE, CTE, and labs. (Crocs are not appropriate for grades K-6). • Students in grades 7- 12 may wear footwear commonly considered as beachwear (for example: flip flops, thongs, Crocs, etc.) unless a course of instruction requires them to wear safe and appropriate footwear to protect the student from injury (i.e., athletic shoes in physical education class). • Inappropriate footwear includes, but not limited to, roller skates, skate shoes, and slippers.
Accessories	• Gang paraphernalia, garments and/or jewelry, tattoos, or other insignias, which display or suggest sexual, vulgar, drug, alcohol, or tobacco-related wording/graphics or may tend to provoke violence or disruption in school shall not be worn. • Clothing must not state, imply, or depict hate speech or imagery targeting groups based on race, ethnicity, gender, sexual orientation, religious affiliation, or any other characteristics protected by federal or state law. • Any articles of clothing or jewelry that may cause injury including, but not limited to, items with spikes, or sharp objects, wallet chains, and heavy link chains are not allowed. • Dress shall not emulate non-human characteristics.

Per F.S. 1006.07(2)(d), Each district School Board shall adopt a dress code policy that prohibits a student, while on the grounds of a public school during the regular school day, from wearing clothing that exposes underwear or body parts in an indecent or vulgar manner or that disrupts the orderly learning environment. Any student who violates the dress code in this manner is subject to the following disciplinary actions:

- **First Offense**: A student shall be given a verbal warning, wardrobe change*, and the parent or legal guardian will be contacted.
- **Second Offense**: The student will be required to have a wardrobe change*, The student is ineligible to participate in any extracurricular activity for a period of time not to exceed 5 days, and the school administrator shall meet with the student's parent or legal guardian.
- **Third or Subsequent Offense**: A student shall receive an in-school suspension pursuant to s. 1003.01(5) for a period not to exceed 3 days. The student will be required to have a wardrobe change*. The student is ineligible to participate in any extracurricular activity for a period not to exceed 30 days, and the school administrator shall call the student's parent or legal guardian and send the parent or legal guardian a written letter regarding the students in school suspension and ineligibility to participate in extracurricular activities.

*The parent/legal guardian should be called to bring a change of clothes.

Additional Level 3 Guidelines

Behavior	1st Offense Resultant Action	2nd Offense Resultant Action	3rd Offense Resultant Action
Inciting (059)	• Parent/Legal Guardian Contact • 1 - 3 day In School Suspension (ISS) or Alternative Classroom/ Location	• Parent/Legal Guardian Contact • 1 - 5 days Out-of-School Suspension (OSS)	• Parent/Legal Guardian Conference • 3 - 5 days Out-of-School Suspension (OSS)
Physical Aggression (137)	• Parent/Legal Guardian Contact • 1 – 3 days In School Suspension (ISS) or Alternative Classroom/Location • Stay Away Contract*	• Parent/Legal Guardian Conference1 - 5 days Out-of- School Suspension (OSS) • Stay Away Contract*	• Parent/Legal Guardian Conference • 3-5 days Out-of-School Suspension (OSS) • Stay Away Contract *
Tobacco (TBC) (cigarettes or other forms of tobacco including but not limited to electronic cigarettes/vaping devices or smokeless tobacco)	• Parent/Legal Guardian Contact for pickup • Discipline Referral in Focus • 1-3 day Out-of-School Suspension (OSS)	• Parent/Legal Guardian Conference4-5 days Out-of-School Suspension (OSS)	• Parent/Legal Guardian and Student Conference • 10 days Out-of-School Suspension (OSS)
Verbal Confrontation (098) ***(Level 2 for PreK-6th)***	• Parent/Legal Guardian Contact • 1 day In School Suspension (ISS) or Alternative Classroom/Location	• Parent/Legal Guardian Contact • 1-3 days Out-of-School Suspension (OSS)	• Parent/Legal Guardian Conference • 4 - 5 days Out-of-School Suspension (OSS)

*Stay away contract requires parent contact prior to students signing the contract.

Bullying Guidelines

(School Board Policy 5517.01 Bullying and Harassment)

Bullying of any kind will not be tolerated in Brevard Public Schools (BPS). All reports of bullying will be taken seriously and thoroughly investigated in a timely manner.

The School District of Brevard Public School (BPS) is committed to providing an educational setting and workplace that is safe, secure, and free from bullying and harassment for all students and employees. The district has an established policy (i.e., Board Policy 5517.01) which protects students and staff from bullying and harassment within our educational environments. It is the expectation that all members of our school communities contribute to an atmosphere which demonstrates respect for the rights and welfare of others.

Consequences and/or Actions Based on Investigation Outcomes	
Substantiated Bullying (Outcomes of the investigation provide clear evidence to prove that bullying or cyberbullying did occur.)	• An office discipline referral is submitted. • Parent/Legal guardian contact is required.
Unsubstantiated Bullying	• Parent/Legal guardian contact is required. • If the allegations are unfounded, then no further disciplinary action will occur. • If the incident involved inappropriate or unacceptable behavior other than bullying, an appropriate corrective strategy may be assigned based on the behavior.
A plan must be in place to protect the victim during and after the investigation. If the offender and victim need to be separated, the offender should be the one moved, unless a move is requested by the parents/legal guardians of the victim.	

*** The site principal will refer the matter to law enforcement if the violation involves illegal activity.**

DEFINITIONS OF BULLYING AND CYBERBULLYING

Bullying means systematically and chronically inflicting physical hurt or psychological distress on one or more students or employees. **Bullying includes instances of cyberbullying**, as defined in Section 1006.147 (3)(b), F.S. Bullying may include, but are not limited to, repetitive instances of teasing, social exclusion, threats, intimidation, stalking, physical violence, theft, sexual, religious, or racial/ethnic harassment, public or private humiliation, or destruction of property. **Cyberbullying:** means bullying through the use of technology or any electronic communication, which includes, but is not limited to: any transfer of signs, signals, writing, images, sounds, data, or intelligence of any nature transmitted in whole or in part by a wire, radio, electromagnetic system, photo electronic system, or photo optical system, including, but not limited to, electronic mail, Internet communications, instant messages, or facsimile communications.

Cyberbullying includes the creation of a webpage or weblog in which the creator assumes the identity of another person, or the knowing impersonation of another person as the author of posted content or messages, if the creation or impersonation creates any of the conditions enumerated in the definition of bullying. **Cyberbullying also includes the distribution by electronic means of communication to more than one (1) person** or the posting of material on an electronic medium that may be **accessed by one (1) or more persons**, if the distribution or posting creates any of the conditions enumerated in the definition of bullying.

BULLYING INVESTIGATION TIMELINE

24 hours	Days 1 - 15	By Day 15
Parents/legal guardians of the complainant(s) and respondent(s) must be notified within 24 hours of receipt of a bullying report. The complainant(s) must be sent the Hope Scholarship information no later than 15 calendar days of receipt of bulling report.	An investigation must be completed within 15 school days of receipt of bullying report.	Outcome letters must be sent to the parents/ legal guardians of all involved students.

Additional Level 4 Guidelines

Behavior (Level 4)	1st Offense Resultant Action	2nd Offense Resultant Action	3rd Offense Resultant Action
Drug Use/ Possession (DRU) (including but not limited to electronic vaping devices)	• Parent/Legal Guardian Contact • Out-of- School Suspension (OSS) Pending Investigation • Assigned to Drug Diversion program in lieu of expulsion • Report to Law Enforcement (mandatory)	• Parent/Legal Guardian Contact • Out-of- School Suspension (OSS) Pending Investigation. • Placement in an alternative educational setting for a specific period of time or Expulsion. • Report to Law Enforcement (mandatory)	• N/A
Fighting (FIT) Mutual combat, mutual altercation	• Parent/Legal Guardian Contact • Out-of-School Suspension (OSS) Pending Investigation • Assigned to Behavior Diversion program or Success Pathways program in lieu of expulsion • Report to Law Enforcement (mandatory) • Stay Away Contract*	• Parent/Legal Guardian Conference • Out-of-School Suspension (OSS) Pending Investigation • Placement in an alternative educational setting for a specific period of time or Expulsion. • Report to Law Enforcement (mandatory)	• N/A
Simple Battery (PHA) on a Student**	• Parent/Legal Guardian Contact • Out-of-School Suspension (OSS) Pending Investigation • Assigned to Behavior Diversion program or Success Pathways program in lieu of expulsion • Report to Law Enforcement (mandatory) • Stay Away Contract*	• Parent/Legal Guardian Conference • Out-of-School Suspension (OSS) Pending Investigation. • Placement in an alternative educational setting for a specific period of time or Expulsion. • Report to Law Enforcement (mandatory)	• N/A

*Stay away contract requires parent/legal guardian contact prior to students signing the contract. **Please note that all Level 4 and 5 incidents may result in full expulsion.**

****For Simple Battery (PHA)** on any elected official of the School District, teacher, administrator, or other School District personnel, see pgs. 32 & 33.

A student placed on an Out-of-School suspension, pending investigation, must serve a minimum of 5 days (OSS), with at least 3 days of suspension completed before an administrative hearing can be conducted.

Vaping Guidelines for Drugs

ADDITIONAL INFORMATION ON VAPING AND DRUG USE
The possession, use, distribution or sale of any drug, narcotic, or controlled substance or look-alike substances are prohibited by any person (excluding special circumstances for medical use. See School Board Policy 5330). **Examples** • A student possessing and/or vaping THC, CBD, marijuana, etc. • A student possessing and/or using a THC, CBD, marijuana, etc. dispensing device, or electronic nicotine delivery system (ENDS) such as electronic cigarettes, vape pens, hookah pens, etc. • A student using marijuana cigarettes or similar product.
SESIR Incidents (FLDOE: SESIR Codes and Definitions) **School administrators must adhere to school board policy 5500 per s. 1006.13(2), F.S., regarding law enforcement reports and consultation.** **Additional information may be referenced in FL State Statute 381.84; 386.202; 386.204; 386.206; 386.209; 386.212**

Non-Compliance Continuum

This chart is to demonstrate the potential continuum of possible disciplinary infractions for acts of non-compliance. The goal of this document is to assist school administrators in determining the most appropriate corrective strategy based on the individual incident that occurred.

Level 1

Disengaged Behavior (072): conduct that demonstrates a lack of engagement or attention in school or class, lessons, or activities, including but not limited to, non-participation, putting head down on desk, napping, or sleeping in class.

Refusal to Follow Classroom Rules: repeated instances of student refusal to follow basic classroom rules established by teacher.

Level 2

Willful Disobedience (103): the refusal or failure to follow a direction or order from a School Board staff member, bus driver, or any other adult in authority at school.

Examples include:

- Student refuses to provide name or identification when prompted.
- Student entering a bathroom or changing room not correlating with their biological sex at birth.
- Student refuses to comply when being redirected.
- Multiple incidents of refusal to comply to staff direction.

Classroom Disruption - Minor (070): engaging in conduct that interferes with the process of teaching and/or learning.

Level 3

Gross Insubordination: willful refusal to comply with authority; exhibiting contempt or open resistance to a direct order; challenging the authority of any BPS employee, or any adult in authority at school in the presence of others which causes a disruption.

Examples include:

- Hostile acts of refusal
- Refusal causes class disruption of instruction.

Level 4

Classroom Disruption- Major (111): major disruption of all or significant portion of classroom activities that interferes with the process of teaching and/or learning; disruptive behavior that poses a serious threat to the classroom learning environment, health, safety, or welfare of others.

Examples include:

- Acts causing students to vacate classroom.

Out of Assigned Area Continuum

This chart demonstrates the continuum of disciplinary actions for Out of Assigned Area.

Out of Assigned Area - Minor (040)	Leaving Campus Without Permission (033)	Out of Assigned Area -Major (120) (Elementary Only)
Definition: not reporting to or leaving an assigned class, activity, or area without receiving proper prior approval; this may also include being present in an area not open to student access during all or portions of a day.	**Definition:** leaving a school campus without staff or parent(s)/legal guardian(s) permission and/or not following the established procedures for checking out of school.	**Definition:** leaving any assigned class, activity, or area without receiving proper prior approval from a supervising staff member which results in a staff member(s) leaving their assigned area or duty to secure and locate the student**.**

Physical Aggression Continuum

This chart is to demonstrate the potential continuum of possible disciplinary infractions for acts of physical aggression, either one sided or mutual in nature. The goal of this document is to assist school administrators in determining the most appropriate corrective strategy based on the individual incident that occurred.

Physical Aggression (137)	Fighting (FIT)	Simple Battery (PHA)	Aggravated battery (BAT)
Definition: individual participating in a mutual or non-mutual and/or aggressive physical contact with aggressive intent towards another student resulting in no injury. Behavior does not meet the criteria of a Simple Battery (PHA) SESIR incident or Fighting (FIT) SESIR incident. Examples to include, but not limited to: • Student or other delivering a single poke to the chest. • Student or other delivers a single, non-injuring strike to the arm of another. • Horseplay, low-level pushing and shoving between students. • Student or other engaging in a fight/combat which is resolved without injury or need for physical intervention.	**Definition:** when two or more persons mutually participate in use of force or physical violence that requires either physical intervention or results in injury requiring first aid or medical attention. Lower-level fights, including pushing, shoving, or altercations that stop on verbal command are not required to be reported in SESIR. Examples to include, but not limited to: • Student or other engaging in a fight/combat with another and physical intervention is necessary to stop it. • Students become engaged in a fight which results in the need for first aid or medical attention for one or both of the participants.	**Definition:** an actual and intentional touching or striking of another person against his or her will, or the intentional causing of bodily harm to an individual. Examples to include, but not limited to: • Throwing an object and hitting someone hard enough to cause injury. • Aggressively punching another person in the face. • Student committing a battery upon a school district employee such as a teacher or other staff person.	**Definition:** a battery where the attacker intentionally or knowingly causes more serious injury as defined in Rule 6A-1.0017 (8)(g) of this rule; such as: great bodily harm, permanent disability, or permanent disfigurement; uses a deadly weapon; or where the attacker knew or should have known the victim was pregnant or an attack on any other individual when the force or violence is carried out against a person who is not fighting back. Examples to include, but not limited to: • Student hitting another with a heavy object over the head resulting in serious injury. • Student jabbing a pen into another's arm resulting in serious injury. • Student or other engaging in a mutual physical altercation with another and continuing to hit/beat that person even after that person stops fighting or is no longer able to fight back resulting in serious injury. • Student committing aggravated battery upon a school district employee such as a teacher or other staff person.

Statement of Academic Honesty

Cheating and plagiarism in any form as defined by this Code will be considered a critical breach of character and integrity, as well as a serious violation of the Code of Student Conduct. Brevard County Public Schools defines cheating as:

- The inappropriate and deliberate distribution or use of information, notes, materials, or work of another person in the completion of an academic exam, test, or assignment without specific teacher permission and proper crediting of the source (plagiarism). Refer to the Levels of Interventions and Consequences sections within this handbook for a listing of consequences relating to violations of academic honesty.
- In addition to the consequences applied by the teacher, a cheating or plagiarism violation will be referred to the administration and may result in the loss of eligibility or removal from an academic club, loss of academic honors and awards, and loss of eligibility to apply for or receive local academic scholarships. These decisions, any or all, would be decided by a committee of teachers appointed by the principal.

Student Conduct

Students are Under the Supervision of the School

All students are under the supervision and direction of the school principal or designee and the immediate control and direction of the teacher or another member of the instructional staff or bus driver to whom such responsibility may be assigned by the Principal:

- While being transported to or from school at public expense;
- While attending school; or participating in e-Learning or distance learning
- While engaged in a school-sponsored activity on the school premises or away from school premises;
- During a reasonable time before and after a student or students are on the premises for attendance at school or for authorized participation in a school-sponsored activity and only when on the premises. (A reasonable time shall mean thirty (30) minutes before the school day or school-sponsored activity is scheduled or actually begins or ends - whichever period is longer.)

Religion/Patriotic Ceremonies and Observances

Pertaining to the reciting of the Pledge of Allegiance, instructional staff members are authorized to lead students in the Pledge of Allegiance at an appropriate time each school day. However, no student shall be compelled to participate in the reciting of the Pledge. Upon written request by his/her parent/legal guardian, the student must be excused from reciting the pledge, including standing and placing the right hand over his/her heart. For further information, please see School Board Policy 8800.

Disorder and Demonstration

The School Board recognizes the right of each student to attend school for the purpose of receiving an education. However, the disruption of the educational program of the schools by disorder or any other purposeful activity will not be countenanced. For further information, please see School Board Policy 5520.

Students who are found to be in violation of this policy are subject to discipline according to the Code of Student Conduct. Student Behavior Incident coding for such occurrences, depending on severity, shall be coded as:

- Gross Insubordination (127)
- Leaving Campus Without Permission (033)
- Disruption On Campus (DOC)

Staff Involvement

All school personnel shall be informed and responsible for all school board administrative rules concerning discipline. All school personnel shall become involved in the discipline process anywhere on campus or at school functions off campus. A good faith effort shall be made by the Principal to employ parental/legal guardian assistance or other alternative measures prior to suspension.

Guidelines

The following guidelines shall be used to govern student conduct at all school-sponsored activities and at any time the student is under school jurisdiction. It is students' responsibility to become knowledgeable of these conduct policies at the beginning of each school year and to abide by them throughout their time in Brevard Public Schools. Violation of law shall be reported to proper legal authorities.

Notice to Law Enforcement

School administrators shall ensure that the appropriate law enforcement agency is notified as soon as possible when an adult or a student commits any of the following offenses on school property, on school-sponsored transportation, or during a school-sponsored activity: homicide (murder, manslaughter); sexual battery; armed robbery; aggravated battery; battery or aggravated battery on a teacher or other school personnel; kidnapping or abduction; arson; possession, and use, or sale of any firearm; possession, use, or sale of any explosive device, or any other offense, though not listed above, the nature of which is such that it impacts the safety of the school or the community.

Civil Citation

The criteria for recommending to law enforcement that a student who commits a criminal offense be allowed to participate in a civil citation or similar pre-arrest diversion program as an alternative to expulsion or arrest includes being a first-time juvenile misdemeanor offender or those who have violated a county or municipal ordinance. This may include those involved in non-serious incidents occurring on school property. Administration is encouraged to offer any recommendations to law enforcement during the course of the investigation. In all cases, the law enforcement officer investigates and determines eligibility based on set criteria.

General Offenses

Violation of any other law by students while on the school campus or at a school function will result in corrective action. The student may be suspended or recommended for expulsion and referral to proper law enforcement agencies.

Search and Seizure

Per School Board Policy 5771, school authorities are charged with the responsibility of safeguarding the safety and well-being of the students in their care. In the discharge of that responsibility, school authorities may search the person or property, including vehicle and cell phone, of a student, with or without the student's consent, whenever they reasonably suspect that the search is required to discover evidence of a violation of law or of school rules. Additional information may also be referenced in Florida State Statutes 901.21; 933.04; 1006.09(9). For further information, please see School Board Policy 5771.

Right to Search

Except as provided below, a request for the search of a student or a student's possessions will be directed to the principal or designee who shall first seek the freely offered consent of the student to the inspection. However, consent is not required for search subject to reasonable suspicion. Whenever possible, a search will be conducted by the principal or designee, in the presence of the student, another staff member, and/or a law enforcement officer. A search prompted by the reasonable suspicion that health and safety are immediately threatened will be conducted with as much speed and dispatch as may be required to protect persons and property, and consent is not a requirement. If the search is for weapons, the District's Active Assailant Response Procedures shall be relied upon as a guide. Refusal of a reasonable suspicion search will be presumptive confirmation of violation to be handled pursuant to the disciplinary guidelines of the Code of Student Conduct.

Felony Suspensions

A principal may initiate suspension proceedings against any student who is formally charged by a prosecuting attorney with a felony, or with a delinquent act which would be a felony if committed by an adult, for an incident which allegedly occurred on property other than that owned by the school district. If the incident is shown to have an adverse impact on the educational program, discipline, or welfare of the school, the student may be suspended or placed at an alternative program. The principal will hold an administrative hearing to make the determination. Teachers will be notified by the principal or another administrator if they have a student in their class who has been charged with a felony.

Bathroom/Restroom/Changing Facilities

In accordance with F.S. 553.865, all individuals on Brevard Public Schools owned or controlled property must utilize the bathroom/restroom/changing facility according to their biological sex at birth. Individuals in violation of this law will be subject to disciplinary action.

Drug Diversion Program

Students who are in violation of School Board policy regarding the possession and/or use of drugs (DRU) or alcohol (ALC) on any school board owned or controlled property may be eligible for a drug diversion program offered by the school district for first time drug related offense.

Detention of Students

A student may be detained at school for a specified period of time either before, during, or after the regular school day or on Saturday. A reasonable effort shall be made to notify a student's parent/legal guardian prior to the detention. Transportation of students following detention is the responsibility of the parent/legal guardian.

Corporal Punishment-Control of Students

A teacher or other member of the certificated staff shall assume such authority for the control of students who are assigned to him/her by the Principal or designee and shall keep good order in the classroom. The use of corporal punishment is prohibited. Alternative disciplinary procedures, which may include time-out, peer review, or other forms of positive reinforcement, should be used to bring about appropriate student classroom behavior.

Safe Harbor

A student may voluntarily surrender an item that is prohibited under the Brevard Public Schools Code of Student Conduct to a school administrator or school personnel. For further information, please see School Board Policy 5772.

Weapons

Pursuant to State law, the Board prohibits students from openly carrying a handgun or carrying a concealed weapon or firearm, in any school safety zone, elementary and/or secondary school, adult education center, administration building, Board meeting, and in any setting that is under the control and supervision of the District for the purpose of school activities approved and authorized by the District including, but not limited to, property leased, owned, or contracted for by the District, a school-sponsored event, or in a District vehicle. Weapons and firearms are defined in F.S. 790.001 and include, but are not limited to, firearms, guns of any type, knives, razors, clubs, electric weapons, metallic knuckles, martial arts weapons, ammunition, and explosives. For purposes of this policy, the term "weapon" also means any object which, in the manner in which it is used, is intended to be used, or is represented, is capable of inflicting serious bodily harm or property damage, as well as endangering the health and safety of persons. For further information, please see School Board Policy 5772.

Drug Prevention

The Board prohibits the use, possession, concealment, or distribution of any drug or any drug-related paraphernalia as the term is defined by law, or the misuse of a product containing a substance that can provide an intoxicating or mood altering effect on school grounds; on school vehicles; and at any school-sponsored event. It further establishes a drug-free zone within 1000 feet of any facility used by the District for educational purposes. For further information, please see School Board Policy 5530.

Student Conduct

Notwithstanding any other provision of Board policy, pursuant to F.S. 1006.13(5), any student found to have committed an act of assault or aggravated assault, or battery or aggravated battery, on any elected official of the School District, teacher, administrator, or other School District personnel, shall be recommended for expulsion or placement in an alternative school setting, as appropriate, for a minimum period of one (1) year. Upon being charged with such offense, the student shall be removed from the classroom immediately and placed in an alternative school setting pending disposition. This is notice from the School Board, the Superintendent, and the principal and staff of your school that violence and violent behavior by a pupil or adult student will not be permitted at any time, at school; on school property; at school bus stops; on school sponsored transportation; or during school sponsored activities. For further information, please see School Board Policy 5500.

Due Process Rights

In accordance with School Board Policy 5610, **prior to a suspension**:
• Student will receive oral and written notice of the infraction(s) and an explanation of the evidence.
• Student will have an opportunity to explain their side of the story at an informal hearing.
• An appeal may be addressed to the Principal, whose decision will be final.
• In cases of extremely disruptive or dangerous behavior, persons or groups involved may be immediately suspended and removed from the school campus without the necessity of a prior hearing.
Note: Our school district will honor suspensions, expulsions, and alternative placements from other districts.

If a parent/legal guardian disagrees with the decision of the school principal after an administrative meeting for alternative placement or expulsion:
• Parent/legal guardian must sign the Due Process Declaration document acknowledging their desire to challenge the school principal's decision.
• Parent/legal guardian must complete and submit a Petition for Due Process Expulsion Hearing document to Student Services within 30 school days from the date of the school's decision from the administrative meeting.

Emergency Removal

The exclusion of a student who poses an imminent danger to school district property or persons, or whose behavior presents an ongoing threat of disruption to the educational process.

Threat Management Teams

The primary purpose of a threat management is to identify, assess, manage, and monitor threats and concerning behaviors to schools, school staff, and students. The goal of all school safety efforts is to prevent violence or harm to the members of the school community. Threat management uses a methodology that identifies students exhibiting threatening or other concerning behavior, gathers information to assess the risk of harm to themselves or others, and identifies appropriate interventions to prevent violence and promote successful outcomes. The process applies a non-punitive assessment to distinguish between innocuous and serious situations. The aim of the threat management process is to intervene at the earliest state to provide assistance to students and to alter or disrupt concerning behaviors for the benefit of the student and schools.

The District and other agencies and individuals that provide services to students experiencing, or at risk of, an emotional disturbance or a mental illness and any service or support provider contracting with such agencies may share with each other records or information that are confidential or exempt from disclosure under F.S. Chapter 119 if the records or information are reasonably necessary to ensure access to appropriate services for the student or to ensure the safety of the student or others.

If an immediate mental health or substance abuse crisis is suspected, school personnel shall follow policies established by the Threat Management Team to engage crisis supports and/or resources. Referrals for services, including Mental Health Referrals, are not mandatory but always available.

Zero Tolerance for School-Related Crime

Respect for law and for those persons in authority shall be expected of all students. This includes conformity to school rules as well as general provisions of law affecting students. Respect for the rights of others, consideration of their privileges, and cooperative citizenship shall also be expected of all members of the school community.

Respect for real and personal property; pride in one's work; achievement within the range of one's ability; and exemplary personal standards of courtesy, decency, and honesty shall be maintained in the schools of this District.

The Board has zero tolerance for conduct that poses a threat to school safety. Zero tolerance policies must apply equally to all students and are not intended to be rigorously applied to petty acts of misconduct. This zero-tolerance policy does not require the reporting of petty acts of misconduct to a law enforcement agency. Petty acts of misconduct include, but are not limited to, disorderly conduct, disrupting a school function, non-SESIR fighting, verbal abuse or use of profanity, cheating, horseplay, and other school-based offenses delineated in the Student Code of Conduct. Schools may consult with law enforcement to ensure the appropriate determination and definitions of misconduct, as well as counsel parents/legal guardians of their ability to seek law enforcement advice at the parent's/legal guardian's discretion.

Florida law requires that students found to have committed one of the following offenses:

A. Bringing or being in possessing of a firearm or weapon, as defined in Chapter 790, Florida Statutes, to school, to any school function, or onto any school-sponsored transportation; or

B. Making a threat or false report, as defined by Sections 790.162 and 790.163, Florida Statutes involving school, school personnel, or school personnel's property, school transportation, or a school-sponsored activity;

Shall be expelled, with or without continuing educational services, from the student's regular school for a period of not less than one (1) full calendar year, and that the student shall be referred to mental health services identified by the District and to the criminal justice or juvenile justice system.

The District shall enter into agreements with local law enforcement specifying procedures so that acts that pose a threat to school safety, whether committed by a student or adult, are reported to a law enforcement agency having jurisdiction. Petty acts of misconduct which are not a threat to school safety do not require consultation with law enforcement.

Those acts that pose a threat to school safety include, but are not limited to:

A. Possession of firearms or other weapons;
B. Placing, discharging, or throwing an explosive item or noxious substance or making threats to do so;
C. Arson;
D. Felony assault; and
E. Threats of unsafe and potentially harmful, dangerous, or criminal activities.

Notwithstanding any other provision of Board policy, pursuant to Section 1006.13(5), Florida Statutes, any student found to have committed an act of assault or aggravated assault, or battery or aggravated battery, or simple battery on any elected official of the School District, teacher, administrator, or other School District personnel, shall be recommended for expulsion or placement in an alternative school setting, as appropriate. The minimum period of this expulsion or placement in an alternative school setting shall be one (1) full calendar year, and the student may be referred to the criminal justice or juvenile justice system. Upon being charged with such offense, the student shall be removed from the classroom immediately and placed in an alternative school setting pending disposition.

The Superintendent may consider the one (1) full calendar year expulsion requirement on a case-by-case basis and request that the Board modify the requirement by assigning a student to a disciplinary program or second chance school if request for modification is in writing and it is determined to be in the best interest of the student and the school system. If a student committing either of the offenses enumerated above is a student who has a disability, the Board shall comply with applicable State Board of Education rules for discipline of such students.

The Code of Student Conduct that is adopted annually shall provide for review of a decision to suspend or expel a student pursuant to this policy and the Code, consistent with Section 1006.07, Florida Statutes.

Furthermore, if the Board receives notice from the Department of Juvenile Justice, as required by law, that a student enrolled in the District has been adjudicated guilty of or delinquent for, or is found to have committed, regardless of whether adjudication is withheld, or pleads guilty or *nolo contendere* to, a felony violation as set forth in Section 1006.13(6)(a), Florida Statutes, the Board shall, pursuant to the adopted cooperative agreement with the Department of Juvenile Justice, require that any no-contact order entered by a court be enforced and that all of the necessary steps be taken to protect the victim of the offense, or a sibling of the victim.

Students may be subject to discipline for violation of the Code of Student Conduct even if that conduct occurs on property not owned or controlled by the Board but that is connected to activities or incidents that have occurred on property owned or controlled by the Board, or conduct that, regardless of where it occurs, is directed at a Board official or employee, or the property of such official or employee. Student conduct shall be governed by the rules and provisions set forth in the Code of Student Conduct which is reviewed and adopted whenever revisions are proposed in accordance with Chapter 120, Florida Statutes.

Title IX Sexual Harassment Procedures

The School Board does not discriminate on the basis of sex (including sexual orientation or gender identity), in its education programs or activities, as required by Title IX of the Education Amendments Act of 1972 and its implementing regulations. Pursuant to BPS Policies 2266 (Nondiscrimination on the Basis of Sex in Education Programs and Activities) and Policy 5517.03 (Dating Violence and Abuse), the Board is committed to maintaining an educational and work environment that is

free from all forms of unlawful sex-based discrimination, including sexual harassment.

The Board designates and authorizes the following individual to oversee and coordinate its efforts to comply with Title IX and its implementing regulations:

Cathleen Erdmann, District Compliance Officer/District Title IX Coordinator
321-633-1000 ext. 11280
2700 Judge Fran Jamieson Way, Viera, FL 32940
TitleIXContact@brevardschools.org

Additionally, each District school has identified a site-based Deputy Title IX Coordinator, which is listed on the school website.

Procedures for Disciplinary Action

In order to protect student rights, certain procedures are followed with regard to disciplinary actions. These procedures are developed as suggested or required by law or regulation. School/classroom management strategies not covered by these specific procedures are encouraged.

Procedures for Referral Process

A student accused of misconduct shall be afforded the following procedures. In emergency situations, these procedures may be modified so long as reasonable efforts are made to provide substantially similar opportunities for the procedural safeguards.

Step 1:	The student must be told by the principal or designee of the reason(s) for the referral.
Step 2:	A thorough discipline investigation must be completed and documented. The student must be given the opportunity to present his/her side of the matter either verbally or in writing and must have the opportunity to present witnesses to the incident. The student and witness statements should be kept on file as documentary evidence.
Step 3:	The principal/designee shall make a determination as to whether the evidence supports the offense. If so, the principal/designee determines the appropriate corrective strategy according to the Code of Student Conduct. The student and parent(s)/legal guardian(s) shall be informed of the discipline response (Corrective Strategies).
Step 4:	FOR SUSPENSIONS: The principal/designee shall report each suspension in writing to the student's parent/legal guardian. This report shall be mailed within 24 hours of the start of the suspension or on the next regular workday. Reasonable efforts shall be made to contact the parent/legal guardian prior to the start of the suspension. If the parent/legal guardian cannot be reached prior to the start of the suspension, the principal or his designee may determine that the suspension will start without the prior contact with the parent/legal guardian with continued reasonable efforts to contact the parent/legal guardian being made.
Step 5:	The student and parent/legal guardian have a right to request a conference with the principal or designee upon request of the parent/legal guardian to appeal the corrective strategy imposed. All such requests must be made within three (3) school days of the first notification of a discipline referral. The principal shall have the discretion to adjust the corrective strategy based on BPS discipline plan.
Step 6: 504/ESE	A manifestation determination review should be held each time any student with disabilities has been suspended for ten (10) days cumulative during a school year. The purpose is to determine if the placement is appropriate and if any changes need to be made in order to more effectively support the student's behavioral growth.
Note: All documentation must be maintained for a minimum of 3 years for major discipline offences and 5 years for expulsions.	

Students with Disabilities Discipline Rules

Individual Educational Plans (IEPs) and Section 504 Accommodation Plans must be reviewed when a student commits a disciplinary infraction that can lead to a recommendation for expulsion. Please refer to the Brevard County ESE Policies and Procedures plan.

Attendance

Attendance

School Board Policy 5200 Attendance
Florida State Statute F.S. 1003.26

Regular school attendance shall be the responsibility of parent/legal guardians and students. In addition, the parent/legal guardian shall be required to justify each absence of a child by providing the reasons and explanations for the child's absence from school.

Each school shall continually encourage and promote regular school attendance of students. Furthermore, each school shall maintain accurate attendance records, track absences, and follow attendance reporting procedures prescribed by the Superintendent.

- Regular attendance is when a student attends more than 95% of the academic school year.
- Chronic absence is described as missing 10 percent of the school year – or about 18 days – for any reason, excused or unexcused. That's the point at which absenteeism begins to affect student performance.
- Regular school attendance is a necessary part of a student's education. Excessive absences impair a student's educational progress, impacts whether the student passes or fails a grade, and may result in court proceedings and/or loss of driving privileges.
- A signed parent/legal guardian note may excuse up to ten (10) school days per year as an excused absence. Absences of 5 consecutive days or more may require medical documentation. If a student has a chronic health condition, they should contact the school to engage in the chronic health condition process outlined in Policy 5335. Without exception, all required documentation concerning absences must be submitted within two (2) days of the student returning to school.
- Any absence of the student must be reported to the school by the parent/legal guardian within two days (48 hours) of the absence in order to be considered an excused absence. Students are provided up to two (2) days for every day they are absent to submit make-up work for excused or unexcused absences.

# of Absences	Action Taken
Absences	• Teachers shall record absentees each period of the school day and report absences as required by the school. • Parent/legal guardians should be notified each time their child is absent as far as possible.
3 Unexcused Absences (or absences for which reasons are unknown)	• Contact the student's parent/legal guardian to determine the reason for the absences.
5 Unexcused Absences (or absences for which reasons are unknown)	• Refer the case to the school's child study team to determine if early patterns of truancy are developing. • If the child study team finds that a pattern of nonattendance is developing, a meeting with the parent/legal must be scheduled to identify potential remedies. • If the problem is not resolved, the child study team will implement interventions set forth in, and act in accordance with the requirements. See Board Policy 5200 Attendance. • Any student over five (5) unexcused absences may result in a complaint being filed with the Circuit Court Juvenile Division or State Attorney's Office.
15 or more unexcused absences in a period of 90 calendar days	• Inform student's parent/legal guardian of student's excessive absences as well as the district's intent to file a complaint with the Circuit Court Juvenile Division or State Attorney's Office and notify the Department of Highway Safety and Motor Vehicles (DHSMV), if applicable.
Driver's License	• Report to the Department of Highway Safety and Motor Vehicles (DHSMV) the name, birth date, sex, and social security number of any minor who attains the age of 14 and accumulates fifteen (15) unexcused absences in a period of ninety (90) calendar days. The legislation further provides that those minors who thus fail to satisfy attendance requirements will be ineligible for the driving privilege.

Reminder: Principals or designee may grant extensions to the make-up time limit for extenuating circumstances.

Transportation

Riding the School Bus

Students whose homes are **two (2) miles** or more from the school serving their attendance area to which they are assigned have the right to free transportation. All students have the responsibility to abide by prescribed standards of conduct while waiting at the school bus stop, or while being transported at any time on school-sponsored transportation.

School Bus Stop

Violation of district transportation policies, rules, or standards of conduct, including disruptive behavior on a school bus or at a school bus stop, by a student is grounds for suspension from riding the school bus. Such violations may also be grounds for in-school suspension, out-of-school suspension, expulsion, or other disciplinary action that may result in criminal charges being filed.

Penalty for Misbehavior

Whenever a student misbehaves on the bus, disciplinary action will be taken which may include warning, suspension from riding the bus, in-school suspension, out-of-school suspension, or expulsion.

- Students may be videotaped at any time while on the School Bus
- School bus videotapes may be shown for discipline purposes to individuals with a need to know at the discretion of the Principal or the Principal's designee.

Standards of Conduct for Riding the School Bus

1. Parents/legal guardians shall ensure the safe travel of their students during portions of each trip to and from school and home when the students are not under the custody and control of the school district, including during each trip to and from home and the assigned bus stop when the school district provides bus transportation.
2. The parents/legal guardians shall ensure that when the physical disability of the student renders the student unable to get on and off the bus without assistance, the parent/legal guardian shall provide the necessary assistance to help the student get on or off at the bus stop, as required by district policy or the student's individual education plan. (FAC 6A-3.0121)
3. The driver is in full charge of the bus and students. Students must obey the driver at all times and follow the posted rules for riding the school bus.
4. Students must be at the bus stop on time. The bus will not wait for students who are tardy. Plan to be at the bus stop no less than five (5) minutes prior to the bus's arrival.
5. Never chase after a bus that has pulled away from the bus stop or has pulled away in the bus loop.
6. Always stand five (5) feet off the roadway while waiting for the bus. Avoid horseplay at the bus stop and always respect the privacy and property of others. A student's parent/legal guardian has responsibility for the control and direction of students at the bus stop.

School Bus Rules

1. Stand at least 5 feet off roadway while awaiting the bus.
2. Stay in your seat at all times while the bus is moving.
3. Keep arms and head inside the windows.
4. Walk 12 feet in front of the bus. Wait for the driver's signal before crossing the road.
5. Unnecessary conversation with the driver is dangerous. Please remain quiet. Outside of normal conversation, classroom conduct is to be observed.
6. Absolute silence is required at all railroad crossings.
7. The driver is in full charge of the bus and students. Students must obey the driver.
8. The driver has the right to assign students to certain seats if necessary to promote order and safety for all students.
9. No eating, drinking, smoking, or vaping allowed on the bus.
10. Students must be on time; the bus cannot wait for those who are tardy.
11. Students may use WCD (Wireless Communication Device) at the discretion of the bus driver. Distracting behavior that creates an unsafe environment will not be tolerated.
12. The use of lap belts (if equipped) is mandatory.
13. Riding the bus is a privilege. Do not abuse it.

Glossary

Definitions of Student Behavior

Student behavior occurring on a school campus, school board bus/bus stop, at a school or school board sponsored function, while participating in e-Learning, distance learning or a field trip, or while at other School Board facilities, which is considered to be a violation of the Code of Student Conduct, is defined and described in this section. When a student commits an infraction, the behavior is classified according to the definition that best describes it.

School Environmental Safety Incident Reporting (SESIR) definitions were developed to enable school districts to correctly code data used to report incidents that are against the law or represent serious breaches of the Code of Student Conduct. Data is collected and reported at the state level and submitted to the US Department of Education. SESIR codes are indicated by a three (3) letter abbreviation.

Hate Related Incidents

An offense committed all or in part by hostility to the individual(s) real (or perceived) race, religion, color, sexual orientation, ethnicity, ancestry, nation origin, political beliefs, marital status, pregnancy, age, social and family background, linguistic preference, or disability. See policy 2260 Nondiscrimination and Access to Equal Educational Opportunity for additional information.

Repeated Acts of Misconduct

The school principal reserves the ability to move the Student Behavior up a level(s) for repeated acts of misconduct. "Repeated" can be defined as a behavior occurring more than twice.

The following definitions shall apply when addressing student behaviors:

1. **Aggravated Battery (BAT):** A battery where the attacker intentionally or knowingly causes more serious injury as defined in 6A-1.0017 (8)(g) of this rule; such as: great bodily harm, permanent disability, or permanent disfigurement; uses a deadly weapon; or where the attacker knew or should have known the victim was pregnant or an attack on any other individual when the force or violence is carried out against a person who is not fighting back; the attack must be serious enough to warrant consulting law enforcement and result in more serious bodily injury, more seriously bodily injury is defined as death or bodily injury which involves a substantial risk of death, extreme physical pain, protracted and obvious disfigurement; or protracted loss or impairment of the function of a bodily member, organ, or mental faculty.

2. **Alcohol (ALC):** possession, sale, purchase, distribution or use of alcoholic beverages by any student while such student is upon a school campus, a school bus/bus stop, at a school or School Board sponsored function, or while at other School Board facilities; use means the person is caught in the act of using, admits to use, is discovered to have used in the course of an investigation, or is found to be under the influence of alcohol as determined by appropriate law enforcement or other official entity. If a student arrives at school or a school activity in a vehicle that contains alcoholic beverages, or there is evidence that the student knew about the alcoholic beverages in the vehicle, then the student is considered in possession of the alcoholic beverages by any student while such student is upon a school campus, a school bus/bus stop, at a school or School Board sponsored function, or while at other School Board facilities; or is found to be under the influence of alcohol as determined by appropriate law enforcement or other official entity. If a student arrives at school or a school activity in a vehicle that contains alcoholic beverages or there is evidence that the student knew about the alcoholic beverages in the vehicle, then the student is considered in the possession of the alcoholic beverages. Alcohol incidents cannot be Drug- related.

3. **Ammunition Possession (063):** possession of a fixed metallic or nonmetallic hull or casing containing a primer; one or more projectiles, one or more bullets or shot; and/or gunpowder.

4. **Arson (ARS):** To intentionally damage or cause to be damaged, by fire or explosion, any dwelling, structure, or conveyance, whether occupied or not, or its contents. Fires that are not intentional, that are caused by accident, or do not cause damage are not required to be reported in SESIR. If there is no damage to any structure (trash can fire, toilet paper fire, etc.) it does not meet the criteria for SESIR incident.

5. **Bomb Threat (DO1):** behavior that poses a serious threat to the learning environment, health, safety, welfare, or property of others (major disruption of all or a significant portion of campus activities, school-sponsored events, and school bus transportation); intentionally making a false, verbal or written, report to any person, including school personnel concerning the placement or possessing, using, selling, storing, distributing, constructing, or detonating any combustible substance, or a destructive device such as a bomb, letter bomb, pipe bomb, grenade, rocket, or similar device that is designed to explode. Note: Pursuant to Section 790.162, Florida Statutes, it is a second-degree felony for a person to threaten to throw, project, place, or discharge a destructive device with the intent to do bodily harm. Pursuant to Section 790.163, Florida Statutes, it is a second-degree felony to make a false report concerning the placement of a bomb or destructive device.

6. **Bullying (BUL): (intimidating behaviors that are repeated, intentional, and involve a power imbalance)** Systematically and chronically inflicting physical hurt or psychological distress on one or more students or employees. Bullying includes instances of **cyberbullying** as defined in Section 1006.147 (3)(b), F.S. Bullying may include, but are not limited to, repetitive instances of teasing, social exclusion, threats, intimidation, stalking, physical violence, theft, sexual, religious, or racial/ethnic harassment, public or private humiliation, or destruction of property. If the physical harm or psychological distress is not a result of systematic or chronic behavior, evaluate for Harassment.

   (a) **Cyberbullying:** means bullying through the use of technology or any electronic communication, which includes, but is not limited to: any transfer of signs, signals, writing, images, sounds, data, or intelligence of any nature transmitted in whole or in part by a wire, radio, electromagnetic system, photo electronic system, or photo optical system, including, but not limited to, electronic mail, Internet communications, instant messages, or facsimile communications. Cyberbullying includes the creation of a webpage or weblog in which the creator assumes the identity of another person, or the knowing impersonation of another person as the author of posted content or messages, if the creation or impersonation creates any of the conditions enumerated in the definition of bullying. Cyberbullying also includes the distribution by electronic means of a communication to more than one (1) person or the posting of material on an electronic medium that may be accessed by one (1) or more persons, if the distribution or posting creates any of the conditions enumerated in the definition of bullying.

7. **Burglary (BRK):** Unlawful entry into or remaining in a dwelling, structure, or conveyance owned or operated by Brevard Public Schools with the intent to commit a crime therein.

8. **Bus/Transportation Procedure Violation-Major (OM2):** A violation of school bus/transportation rules that results in a report of misconduct from the bus driver that is not already defined by district behavior infractions. These include, but are not limited to, tampering with bus equipment, throwing any object out the windows, and other offenses that may create a major safety hazard.

9. **Bus/Transportation Procedure Violation-Minor (064):** A violation of school bus/transportation rules that results in a report of misconduct from the bus driver that is not already defined by district behavior infractions. These include but not limited to eating/drinking on bus or board provided transportation, jumping out of the back of a stationary bus, misuse of seat belt, or getting off unassigned bus stop, refusal to sit in assigned seat, moving while bus is in motion.

10. **Cheating (069):** use of unauthorized assistance with intent to deceive an instructor or another person assigned to evaluate the student's work in meeting course or graduation requirements.

11. **Chemical Spray Misuse (068):** the intentional use of any spray or aerosol in a way that has a negative or adverse effect on others or disrupts the learning environment.

12. **Chronic Misconduct (011):** multiple and frequent serious violations of the Code of Student Conduct. Reference Chronic Misconduct Checklist before using.

13. **Classroom Disruption -Minor (070):** engaging in conduct that interferes with the process of teaching and/or learning.

14. **Classroom Disruption -Major (111):** major disruption of all or significant portion of classroom activities that interferes with the process of teaching and/or learning; disruptive behavior that poses a serious threat to the classroom learning environment, health, safety, or welfare of others.

15. **Counterfeit (071):** to knowingly produce, use, or distribute an imitation of something genuine with the intent to deceive or defraud including, but not limited to, authentic school documentation.

16. **Criminal Mischief (Felony Vandalism - $1,000 threshold) (VAN):** Willfully and maliciously injuring or damaging by any means any real or personal property belonging to another, including, but not limited to, the placement of graffiti thereon or other acts of vandalism thereto. Incidents that fall below the $1,000 threshold are not reportable in SESIR but instead should be reported as locally defined incidents according to district policies.

17. **Disengaged Behavior (072):** conduct that demonstrates a lack of engagement or attention in school or class, lessons, or activities, including but not limited to, non-participation, putting head down on desk, napping, or sleeping in class.

18. **Disruption on Campus-Major (DOC):** major disruption of all or a significant portion of campus activities, school-sponsored events, and school bus transportation; disruptive behavior that poses a serious threat to the learning environment, health, safety, or welfare of others; example: inciting a riot, initiating a false fire alarm. Do not use this code for students defying authority, disobeying or showing disrespect to others, using inappropriate language or gestures, or classroom disruption.

19. **Dress Code Violation-Minor -129:** failure to comply with the established dress code policy.

20. **Dress Code Violation Major -130:** Exposes underwear or body parts in an indecent or vulgar manner or that disrupts the orderly learning environment is subject to disciplinary actions pursuant to s.1006.07(2)(d)

21. **Drug Sale/Distribution (DRD):** Notice is hereby given that sale/distribution of controlled substances, as defined in Chapter 893, Florida Statutes, by any student while such student is on any school campus, a school bus, at a school or School Board sponsored function, or while at other School Board facilities is prohibited. The manufacture, cultivation, purchase, student sale or distribution of any drug , narcotic, controlled substance or substance represented to be a drug, narcotic, or controlled substance; hallucinogenic drugs or combinations of drugs, or substances having hallucinatory effects, marijuana, other drugs or combinations of drugs or drug paraphernalia is expressly prohibited by federal, state, or local laws, including prohibited substances which shall include those substances sold and/or distributed that are held out to be, or represented to be, narcotics, controlled substances, illegal substances, or counterfeit in any respect illegal or controlled substances, at any school campus, a school bus, at a school or School Board sponsored function or while at other School Board facilities is prohibited.

22. **Drug Use/Possession (DRU):** Possession, use, or under the influence of controlled substances, as defined in , Florida Statutes, by any student while such student is on any school campus, a school bus, at a school or School Board sponsored function, or while at other School Board facilities is prohibited. Student possession of, use of, or being under the influence of, hallucinogenic drugs, or combinations of drugs, or substances having hallucinatory effects, marijuana, or under the influence as determined by appropriate law enforcement or other official entity of glue or other drugs, or combinations of drugs, or drug paraphernalia is expressly prohibited by federal, state, or local laws, including prohibited substances which shall include those substances possessed, sold, and/or used that

are held out to be or represented to be controlled substances, narcotics, illegal substances, or counterfeit in any respect illegal or controlled substances, at any school campus, a school bus, at a school or School Board sponsored function, or while at other School Board facilities is prohibited. If a student arrives at school or a school activity in a vehicle that contains controlled substances or illegal drugs or there is evidence that the student knew about the controlled substances or illegal drugs in the vehicle, then the student is considered in possession of the controlled substances or illegal drugs.

23. **Electronic/Telecommunications Device Misuse -Major (073):** any unauthorized audio, video or photograph(s) that can be used to degrade, threaten, intimidate, or dehumanize pursuant to policy 5136. This is not to be used for repeated incidents of minor violations. Example: use of smart glasses.

24. **Electronic/Telecommunications Device Misuse -Minor (075):** display or use of cellular phone or other telecommunication devices or electronic equipment, unless for an approved activity; unauthorized use of an electronic device or camera to record school-related events or activities on campus pursuant to policy 5136.

25. **Explosives (WP1):** manufacturing, transporting, possessing, using, selling, storing, distributing or detonating any combustible substance or destructive device such as a bomb, pipe bomb, mine, grenade, rocket, or similar device that is designated to explode (Sections 552.22 and 790.001 Florida Statutes).

26. **Failure to Serve a Teacher Detention (078):** not attending a teacher assigned detention.

27. **Failure to Serve an Administrative Detention (031):** not attending an administratively assigned detention.

28. **Failure to Serve an Extended Detention (066):** not attending an assigned extended detention (includes Saturday school/detention).

29. **Failure to Serve Lunch Detention (122):** not attending an administratively assigned lunch detention.

30. **Failure to Report Criminal Offenses (076):** students who are aware of criminal offenses, which include but are not limited to, the possession of weapons, firearms, and drugs, and failed to report that information to a teacher or administrator at their earliest opportunity.

31. **Failure to Report Serious Offenses (132)**: students who are aware of a Level 3, 4, or 5 offense and fail to report the incident to a teacher or administrator as soon as possible may also face consequences.

32. **False Accusation Against a Staff Member (Minor) (135):** the intentional publication (electronic, oral, or written) of untrue allegations of School Board-approved personnel which cause limited impact to their professional standing or ability to perform their duties, minimal emotional distress or harm, does not demonstrate a clear intent to retaliate or cause harm to the staff member or involve allegations of criminal or sexual misconduct.

33. **False Accusation Against a Staff Member (Major) (079):** the intentional publication (electronic, oral, or written) of untrue, injurious allegations that jeopardize the professional reputation, employment, or professional certification of a teacher, administrator, or other School Board-approved personnel.

34. **False Reporting (113):** intentionally providing false or misleading information to or withholding valid information.

35. **Felony/Misdemeanor (On or Off Property) (024):** when a currently enrolled Brevard Public School or transfer student is formally charged by a proper prosecuting attorney with a felony or with a delinquent act which would be a felony if committed by an adult for an incident occurring on or off School Board property.

36. **Fighting (FIT):** mutual combat, mutual altercation; when two (2) or more persons mutually participate in use of force or physical violence that requires either physical intervention or results in injury requiring first aid or medical attention; this does not include lower-level fights involving pushing, shoving, or altercations that stop upon verbal command and are not required to be reported in SESIR.

37. **Forgery (061):** falsely making or changing a written paper or signing someone else's name.

38. **Gambling (OM1):** any participation in games or activities of chance for money, profit, or items of value.

39. **Grand Theft (STL) ($750 threshold):** The unauthorized taking of the property of another person or organization, including motor vehicles, valued at $750 or more, without threat, violence, or bodily harm. Incidents that fall below the $750 threshold are not reportable in SESIR but instead should be reported as locally defined incidents according to district policies. Thefts of property of any value that involve a use of force, violence, assault, or putting the victim in fear must be reported as Robbery.

40. **Gross Insubordination (127):** willful refusal to comply with authority; exhibiting contempt or open resistance to a direct order; challenging the authority of any BPS employee or any adult in authority at school in the presence of others which causes a disruption.

41. **Harassment (HAR):** any threatening, insulting, or dehumanizing gesture, use of data or computer software, or written, verbal, or physical conduct directed against a student or school employee that places a student or school employee in reasonable fear of harm to his/her person or damage to his/her property, has the effect of substantially interfering with a student's educational performance, opportunities, or benefits or has the effect of substantially disrupting the orderly operation of a school or School Board function including any course of conduct directed at a specific person that causes substantial emotional distress in such a person and serves no legitimate purpose. Instances of Harassment that are chronic or repeated in nature should be evaluated for Bullying or Bullying-related.

42. **Hazing (HAZ):** any action or situation that endangers the mental or physical health or safety of a student at a school with any of grades 6 through 12 for purposes of initiation or admission or affiliation with any school-sanctioned organization; hazing includes, but is not limited to: pressuring, coercing, or forcing a student to participate in illegal or dangerous behavior, or any brutality of a physical nature, such as whipping, beating, branding, or exposure to the elements.

43. **Homicide (HOM):** the unjustified killing of a human being by another.

44. **Horseplay (067):** engaging in reckless, rowdy, or rough behavior that interferes with the safe or purposeful order of a school or school-related activity.

45. **Identity Theft (133,134):** Capturing, recording, or transmitting any unauthorized audio, video, photographs, or data using multi-tool hacking devices or wireless communication devices (WCDs) is prohibited when used for fraudulent activities, theft, cheating, academic dishonesty, or any purpose. Additionally, the use of multi-tool hacking devices or wireless communication devices (WCDs) to receive such information is also prohibited. Elementary = Level 4, Secondary = Level 5.

46. **Inciting (059):** engaging in any behavior (by word or act) as an individual or as a member of a group or crowd that encourages or instigates threatening, aggressive, or unsafe acts.

47. **Indecent Exposure of Self/Others (138):** A student, through their intentional action, accidentally exposes their own or another person's undergarments or body parts that are typically covered by clothing**.**

48. **Indecent Exposure of Self/Others with Intent to Embarrass (142):** A student intentionally exposes their own or another person's undergarments or body parts that are typically covered by clothing to embarrass others or for a purpose other than a sexually suggestive intent.

49. **Kidnapping (KID):** abduction of an individual; forcibly, secretly or by threat, confining, abducting, or imprisoning another person against his/her will and without lawful authority.

50. **Larceny/Theft Less than $750 (006):** (taking of property from a person, building, or a vehicle) the unauthorized taking, passing, carrying, or concealing the property of another person.

51. **Larceny/Theft Less than $100 (126):** (taking of property from a person, building, or a vehicle) the unauthorized taking, passing, carrying, or concealing the property of another person.

52. **Leaving School Campus Without Permission (033):** leaving a school campus without staff or parent(s)/legal guardian(s) permission and/or not following the established procedures for checking out of school.

53. **Medication Policy Violation (107):** failure to comply with the guidelines for possessing or administering prescription and/or non-prescribed (over-the-counter) drugs (see School Board Policy 5330).

54. **Network/Internet Misuse -Major (082):** misuse of a computer/technology with malicious intent; examples could include, but are not limited to: "system hacking" or making unauthorized changes to operating systems; breaking into restricted accounts or networks; modifying or destroying files without permission; illegally copying software; etc.

55. **Network/Internet Misuse -Minor (084):** violation of the student network and internet safety acceptable use and safety School Board Policy 7540.03; examples could include, but are not limited to, accessing non-instructional and/or inappropriate content.

56. **Other Major Offense (OMC):**(major incidents that do not fit within the other SESIR definitions) any serious, harmful incident resulting in the need for law enforcement consultation not previously classified. This includes any drug or weapon found unattended and not linked to any individual; such incidents must be coded with the appropriate Related element (such as Drug -related or Weapon-related) and incident involvement must be reported as unknown. Examples: student producing or knowingly using counterfeit money, participating in gambling activities, possessing child pornography, or possessing drug paraphernalia.

57. **Other Misconduct (140):** Any other act of misconduct that is more serious, harmful, or is a more disruptive example of any of the offenses described in Level 1, which may interfere with the orderly operation of the school or school activity and cannot be coded as another Level 2 offense.

58. **Other Serious Misconduct (141):** Any other act of misconduct that is more serious, harmful, or is a more disruptive example of any of the offenses described in Level 2, which may interfere with the orderly operation of the school, school transportation, or school activity and cannot be coded as another Level 3 offense.

59. **Out of Assigned Area – Minor (040):** not reporting to or leaving an assigned class, activity, or area without receiving proper prior approval; this may also include being present in an area not open to student access during all or portions of a day.

60. **Out of Assigned Area – Major (120):** leaving any assigned class, activity, or area without receiving proper prior approval from a supervising staff member which results in a staff member(s) leaving their assigned area or duty to secure and locate the student (elementary only).

61. **Physical Aggression, PreK-2nd (136):** individual participating in a mutual or non-mutual and/or aggressive physical contact with aggressive intent towards another student resulting in no injury.

62. **Physical Aggression, 3rd-12th (137):** individual participating in a mutual or non-mutual and/or aggressive physical contact with aggressive intent towards another student resulting in no injury.

63. **Plagiarism (085):** the practice of taking someone else's work or ideas and passing them off as one's own to include but not limited to the use of Artificial Intelligence to create original work.

64. **Pornographic Materials (Student) (086):** possession of pornographic materials.

65. **Possession of a Potentially Dangerous Object (131):** a device, object, material, or substance, animate or inanimate, that is capable of causing bodily injury. These include, but are not limited to: stun guns, air guns, BB guns, a common pocketknife (knife less than four (4) inches, blunt bladed table knife or plastic knife (see Section 790.001, Florida Statutes), self- defense chemical spray containing not more than two (2) ounces of chemical, or lighter/matches. Intent of use should be considered. Intent of use or use may result in incident coding of Weapons Possession (WPO), Threat/Intimidation (TRE), Simple Battery (PHA), Aggravated Battery (BAT).

66. **Possession of a Stolen Item(s) (087):** a student's possessing or passing of property that is not his/her own.

67. **Profane, Obscene, or Vulgar Language -Major (100):** the use of either oral or written language, electronic messages, gestures, objects, or pictures which are aggressive and targeted toward another; considered to be offensive, derogatory, inflammatory, and subversive and are inappropriate for the school setting or which tend to disrupt the orderly school environment, a school function, or extracurricular/co-curricular activity; this may include the sending/sharing of any inappropriate texts, emails, messages, etc. of a sexual nature or any profanity directed towards any BPS Board approved personnel.

68. **Profane, Obscene, or Vulgar Language -Minor (101):** the use of either oral or written language, electronic messages, gestures, objects, or pictures (not necessarily towards others) which are considered to be offensive, derogatory, inflammatory, and subversive and are inappropriate for the school setting.

69. **Public Display of Affection (088):** engaging in intimate or sexually suggestive behavior (including but not limited to kissing and touching) with agreement from someone else while on school property.

70. **Refusal to Follow Classroom Rules (128):** repeated instances of student refusal to follow basic classroom rules established by teacher.

71. **Robbery (ROB):** the taking or attempted taking of money or other property from the person or custody of another with the intent to permanently or temporarily deprive the person or owner of the money or other property under the confrontational circumstances of force or threat of force or violence and/or putting the victim in fear. A key difference in Grand Theft and Robbery is that Robbery involves violence, a threat of violence or assault, and putting the victim in fear.

72. **Sexting (089):** the transmission of nude images or acts of sex or sexually suggestive or explicit messages by electronic means, through the use of cell phones, computers, or other electronic devices. It is a violation of this code for students to participate in "sexting" in any manner (either by posing, transmitting, or assisting with any aspect of the activity) while on campus, participating in any school or school-sponsored activity, or while being transported under the authority of the district. (see Section 847.0141, Florida Statutes).

73. **Sexual Assault (SXA):** an incident that includes fondling, indecent liberties, child molestation or threatened rape. All students can be a victim of sexual assault. The threat must include all of the following elements: intent, fear, and capability.

74. **Sexual Battery (SXB):** (attempted or actual) forced or attempted oral, anal, or vaginal penetration by using a sexual organ or an object simulating a sexual organ, or the anal or vaginal penetration of another by any body part or object. All can be victims of sexual battery.

75. **Sexual Harassment (SXH):** Unwelcome conduct of a sexual nature, such as sexual advances, requests for sexual favors, and other verbal, nonverbal, or physical conduct of a sexual nature. Harassing conduct can include verbal or nonverbal actions, including graphic and written statements, and may include statements made through computers, cellphones, and other devices connected to the internet. The conduct can be carried out by school employees, other students, and non-employee third parties.

76. **Sexual Offenses (SXO):** (lewdness, indecent exposure) other sexual contact, including intercourse, without force or threat of force; subjecting an individual to lewd sexual gestures, comments, sexual activity, or exposing private body parts in a lewd manner (law enforcement must be notified to investigate).

77. **Simple Battery (PHA):** an actual and intentional touching or striking of another person against his or her will, or the intentional causing of bodily harm to an individual.

78. **Student Conflict (108):** disruptive behavior (verbal, written, electronic) that may pose a threat to the health, safety, or causes psychological distress of a student (examples could include, but are not limited to: name calling, teasing, rumors, etc.).

79. **Tardy to Class (062):** late arrival to class.

80. **Tardy to School (090):** late arrival to school.

81. **Teasing/Taunting (139):** Making fun of, mocking, or attempting to provoke or irritate; provoking behavior and/or persistent annoyances that does not rise to the level of the definition of Bullying (BUL) or Harassment (HAR).

82. **Testing Security Violation (124):** Any behavior that disrupts the process of test taking during State mandated testing which results in the invalidation of one or more students.

83. **Threat/Intimidation (TRE):** An incident where there was no physical contact between the offender and victim, but the victim reasonably believed that physical harm could have occurred based on verbal or nonverbal communication by the offender. This includes nonverbal threats and verbal threats of physical harm which are made in person, electronically (to include cyberstalking) or through any other means.

84. **Tobacco (TBC)**: (cigarettes or other forms of tobacco) The possession, sale, purchase, distribution or use of tobacco *or* nicotine products represented to be a tobacco product, or device associated with tobacco, including but not limited to: electronic cigarettes (vaping devices) or smokeless tobacco on school grounds, at school-sponsored events, or on school transportation by any person under the age of 21. Tobacco incidents cannot be Drug-related.

85. **Trespassing (TRS):** (illegal entry onto campus) to enter or remain on school grounds, school transportation, or at a school-sponsored event on or off campus, without authorization or invitation and with no lawful purpose for entry. Only incidents involving a student currently under suspension or expulsion, or incidents where any offender (student or non-student) was previously issued an official trespass warning by school officials, or where any offender was arrested for trespass are required to be reported in SESIR. Trespass incidents that did not have a prior official warning, did not result in arrest, or did not involve students under suspension or expulsion should be reported as locally defined incidents according to district policies.

86. **Unauthorized Entry (115):** the unauthorized entry or aiding in the admittance of any person(s) onto any School Board property without following school and district entry/ health and safety procedures.

87. **Unauthorized Possession of Item(s) (093):** the possession or storage of items, without administrative authorization, that have the potential of interfering with teaching or learning, such as, but not limited to: skates, skateboards, radios, toys, and/or video games as well as items or merchandise brought to school for the purpose of sale or distribution.

88. **Unauthorized Publication(s) (094):** the unapproved posting or distribution of printed words, petitions, electronic messages, or graphic representations as set out in School Board Policy 5722.

89. **Vandalism Less Than $1000 (007):** (destruction, damage, or defacement of school, school bus, or personal property) the intentional destruction, damage, or defacement of public or private/personal property without consent of the owner or the person having custody or control of it.

90. **Verbal Confrontation (098)**: student(s) engaging in behavior that provokes, promotes, or encourages hostility or disruption.

91. **Vehicle/Parking Violation (097):** failure to follow established rules and regulations concerning the privilege of driving and parking vehicles on a school campus or on School Board property.

92. **Violation of Safety Drill Procedures (116)**: The intentional disruption of any school or district-initiated safety drill on School Board property that potentially jeopardizes the health and safety of students and/or any BPS employee.

93. **Violation of Stay Away Contract (125)**: Any violation of the stipulations outlined on the BPS Stay Away Contract.

94. **Willful Disobedience/Insubordination (103):** the refusal or failure to follow a direction or order from a School Board staff member, bus driver, or any other adult in authority at school; this may include failure to identify one's self.
    - **Examples include:**
        - Student refuses to provide name or identification when prompted.
        - Student entering a bathroom or changing room not correlating with their biological sex at birth.
        - Student refuses to comply when being redirected.
        - Multiple incidents of refusal to comply to staff direction.

95. **Weapons Possession (WPO):** possession of firearms or weapon as defined by Section 790.001, F.S. that can inflict serious harm on another person or that can place a person in reasonable fear of serious harm; possession of a common pocketknife is exempted from state zero tolerance expulsion requirement in Section 1006.07(2), Florida Statutes; however, law enforcement should be notified of any weapon or knife, including pocketknives, for investigation. If a student arrives at school or a school activity in a vehicle that contains a weapon or there is evidence that the student knew about the weapon in the vehicle, then the student is considered in possession of the weapon. Incidents involving toys and simulated firearms, or weapons are subject to the limitations defined in Section 1006.07(2)(g), F.S.

Definitions of Corrective Strategies

Corrective strategies are administrative responses to a disciplinary referral meant to prevent a recurrence of inappropriate or problem behavior. This is not an exhaustive list. The following definitions shall apply when applying corrective strategies:

1. **Administrative Detention (001-004)**: a student detained by an administrator at school for a specified period of time 60 minutes or less either before, during, or after the regular school day.

2. **Alternative Classroom/Location Placement (005):** assignment of a student to another classroom or location for a specified period of time.

3. **Alternative Educational Setting Placement (P):** Student is removed from the school for an offense, i.e., disobedient, disrespectful, violent, abusive, uncontrollable or disruptive behavior, not expelled, and placed in the Success Pathways Online Program.

4. **Behavior Diversion Program (075):** district approved diversion program for students who commit expellable incidents.

5. **Behavior Plan: (074):** correcting inappropriate or disruptive student behavior through a formal agreement designed by school staff to offer behavioral interventions, strategies, and supports

6. **Bicycle, Skateboard, or Walking Privilege Staggered/Suspended/Revoked (009)**: a student's ability to walk or ride his/her bike to a school campus is staggered or suspended (to avoid conflict) for a specified period of time or revoked for the remainder of the school year.

7. **Bus Suspension (Short Term) (012)**: a student's privilege to ride the school bus is suspended for a specified period of time not to exceed three (3) days.

8. **Bus Suspension (Long Term) (011):** a student's privilege to ride the school bus, with approval from the Superintendent or designee, may be suspended for more than three (3) days but not to exceed ten (10) days (Board Policy 5610).

9. **Check-In/Check-Out with Identified Staff Member (013):** student check-in and/or check-out with a school counselor, resource teacher, school psychologist, school social worker, coach, or adult who has a relationship with the student

10. **Classroom Reassignment (014):** assignment of a student to another classroom for a specified period of time (longer than one (1) class period) due to an investigation into an incident going beyond 60 minutes.

11. **Conference with Student (016):** face-to-face communication with the student about the behavior(s) and anticipated outcome(s)

12. **Confiscation of Item(s) or Device(s) (018):** removing an item(s) or device(s) from a student's possession. Wireless Communication Devices Policy 5136

13. **Daily or Weekly Report to Parent/Legal Guardian(s) (024):** written communication to the parent/legal guardian(s) on a daily or weekly basis.

14. **Drug Diversion Program (071):** district approved diversion program for Drug (DRU) and Alcohol (ALC) incidents only.

15. **Expelled without Continuing Services (E):** Student expelled from regular school without continuing educational services provided by the district. (Maintained for students in grades PK-12 and adult).

16. **Expelled with Continuing Services (F):** Student expelled from regular school with continuing educational services, which may include a disciplinary program or second chance school, and/or referred to the criminal justice or juvenile justice system. (Maintained for students in grades PK-12 and adult).

17. **Extended Detention (026-029):** a student detained by an administrator at school for a specified period of time (more than 60 minutes) either before, during, or after the regular school day or on a Saturday.

18. **Financial Restitution (031):** the financial reimbursement owed as a result of damage or loss of property.

19. **Referral for Functional Behavior Assessment/ Behavior Intervention Plan (045):** a Functional Behavior Assessment (FBA) gathers information about student's behaviors of concern and determines approaches that a school team takes to correct or manage student behavior. The information from the FBA is then used to develop a Behavior Intervention Plan (BIP). A BIP offers preventative, teaching, and reinforcement-based strategies designed by a school team to reduce behaviors of concern and increase replacement skills.

20. **Home Visit (032):** The purpose of conducting home visits is to establish a relationship with parents/legal guardians and their children. Visiting families in their homes shows them that you are genuinely interested in their child and demonstrates your commitment to building a relationship with them in order to help their child be successful. These visits also allow you the opportunity to get to know the child in his/her natural and familiar setting.

21. **Increased Supervision (040**): increased supervision of a student by an assigned staff member(s) to decrease problematic incidents in areas of the school to include, but not limited to hallways, bathrooms, common areas.

22. **In-School Suspension (I):** a suspension that prevents a student from attending all classes where the student is assigned to an alternative educational setting on a school campus.

23. **Lunch Detention (067-070):** a student detained by an administrator or staff member at school for a specified amount of time during their lunch period.

24. **Loss of Privilege (s (033)):** loss of a student's right to access a privilege that occurs during the school day or beyond the school day excluding co-curricular activities (activities that could result in your grade being impacted).

25. **Mentoring (034):** assigning the student a Mentor (coach, teacher, tutor, community member, counselor, or trusted advisor) who is willing to spend his or her time and expertise to guide the student's behavior.

26. **No Discipline (N):** Student was found to have committed a SESIR offense but did not receive discipline as a result because, when taking into account developmentally age-appropriate behavior or disability, if any, the student did not have the capacity to understand his or her behavior and the inappropriateness of his or her actions. This code should be used for either very young students or students with disabilities who otherwise meet these criteria.

27. **Other SESIR Defined (S):** Other SESIR defined is all other types of disciplinary action administered for a SESIR defined incident that cannot be reported using any other code in this element. For example, this code may be used when districts require students to attend additional activities such as "Saturday School," tobacco cessation programs, drug prevention programs, counseling, anger management programs, or community service while they continue their regular course of study. (This code is to be used only when the action is related to a SESIR defined incident).

28. **Out-of-School Suspension (1-10 days) (O):** the student shall not be allowed to attend their regular classes or school-sponsored activities for a prescribed number of days not to exceed ten (10).

29. **Parent/Legal Guardian Conference (017):** meeting with the parent/legal guardian(s) at a scheduled time/place concerning student's behavior.

30. **Parking Privilege Suspended/Revoked (036):** a student's ability to park on school campus is suspended for a specified period of time or revoked for the remainder of the school year.

31. **Phone Conference (038):** contacting the parent/legal guardian(s) by phone concerning student's behavior.

32. **Placed in Success Pathway Program Online (P):** Student is removed from the school for an offense, i.e., disobedient, disrespectful, violent, abusive, uncontrollable or disruptive behavior, not expelled, and placed in an online program.

33. **Plan Meeting (504, ELL, IEP, or PST) (039):** a 504, ELL, IEP, and/or a PST meeting to address student concerns.

34. **Reassigned Bus Seat (042):** relocation of a student's assigned seat on the bus

35. **Reflective Assignment (050):** an assignment required of the student to reflect on behavior(s) and reinforce correct behavior(s)

36. **Referral to Certified School Counselor/ School Social Worker (047):** referring a student to meet with the Certified School Counselor or School Social Worker.

37. **Referral to Community Based Organizations (048):** referring a student for a variety of services, which could include, but are not limited to: after-school programming, mental health services pursuant to section 1012.584(4), Florida Statutes, individual or group counseling, leadership development, conflict resolution, medical services, and/or tutoring.

38. **Reverse Suspension (052):** when a parent/legal guardian spends a defined period of time during the school day by their child's side; all confidentiality procedures must be followed.

39. **Safety Plan (053):** development of a plan to ensure that a student involved in a report of being the target of bullying or harassment (whether substantiated or unsubstantiated) remains physically and emotionally safe.

40. **School Service Work (054):** supervised task that the student performs as assigned by administration with parent/legal guardian permission.

41. **Seating Change (055):** relocation of a student's assigned seat

42. **Social/Academic Instructional Groups (056):** an instructional group aligned to student's needs that targets academic, behavioral, and/or social skills.

43. **Stay Away Contract (057):** development of a contract for a student that limits or eliminates contact with another student(s). Parent/legal guardian contact is required prior to students signing the contract.

44. **Student Behavior Agreement (058):** correcting inappropriate or disruptive student behavior through a formal plan designed between student and school staff.

45. **Suspension/Revocation of Network/Internet Access (059):** users who disregard Board Policy 7540 - Computer Technology and Networks and its accompanying procedures may have the use privileges suspended or revoked, and disciplinary action taken against them.

46. **Teach/Reteach Student Expectations (065):** the student is provided instruction in the expected behavior.

47. **Wardrobe Change (066):** dress code violation is corrected by allowing the student the opportunity to change their attire.


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