

1.23: Classification of Violations and Consequences

The following lists of violations are classified according to their relative seriousness. These lists are not intended to contain all violations of the CSC nor all the rules, regulations, and procedures of a school. They are intended as a guide for parents, students, and school officials in handling violations and consequences. When violations occur and are not found within any one classification, the Principal or designee determines the classification and consequences. Principals and administrative designees will assess each disciplinary situation separately with regard to the student and past disciplinary practice to determine an appropriate consequence for a given violation by a student. Resulting consequences for students may differ depending on circumstances.

A. Corporal Punishment. Corporal punishment is not administered in District schools.

B. Class I Violations.

1. Distraction of other students
2. Bullying, Cyberbullying, Harassment, Intimidation or Threat of Violence a single occurrence of behavior which would fall within the definition of bullying, cyberbullying, or harassment (as set out in Board Policy 6.23) if repeated or continuous, or a single instance of intimidation or threat of violence (as defined in Board Policy 6.23) that is not carried out. Note: Some behaviors may be subject to discipline whether or not they occur on or near school grounds. See Policy 6.23.
- ~~3.~~ ~~Disruptive use of one- or two-way audible/text/pictures devices such as electronic pagers, cellular telephone, or other portable communication devices (Ala. Code § 16-1-27).~~
- ~~4.~~3. Unauthorized organizations
- ~~5.~~4. Tardiness
- ~~6.~~5. Non-direct use of profane language or obscene manifestation (See II.10)
- ~~7.~~6. Non-conformance with dress code
- ~~8.~~7. Minor disruption on a school bus
- ~~9.~~8. Inappropriate public display of affection (see note below)
- ~~10.~~9. Unexcused absence from class or classes or school for part of a day
- ~~11.~~10. Refusal to complete class assignment
- ~~12.~~11. Failure to follow appropriate directives from a direct or contract employee of the Board.
- ~~13.~~12. Unauthorized use and/or abuse of school or personal property
- ~~14.~~13. Inappropriate use of computers.
- ~~15.~~14. Littering of school property, school buses, or other sites of school activity

~~16.~~15. Failure to wear automobile seat belts while driving or riding in privately owned vehicles on school Board property.

~~17.~~16. Any other violation which the Principal may reasonably deem to fall within this category after investigation and consideration of extenuating circumstances.

Note: (From ~~9.~~8. above) This violation is committed whether or not there is mutual consent. If there is obvious mutual consent (as indicated by the absence of resistance, failure to avoid, or admission of consent), both/all parties involved have committed the violation and are dealt with accordingly. The Board, in consonance with the Preamble to this CSC, does not tolerate the exhibition of behavior that, in a workplace environment, might result in charges of sexual harassment or be cause for discharge.

C. Class I Consequences.

1. Conference with the student
2. Verbal reprimand
3. Withdrawal of privilege(s)
4. Parent conference(s)
5. Temporary removal from class
6. Detention
7. In-school suspension
8. Other consequences determined to be reasonable and appropriate by the school Principal

D. Class II Violations.

1. Defiance of authority, refusal to follow appropriate directives from a Board or contract employee
2. Persistent, willful disobedience
3. Disorderly conduct
4. Vandalism/property damage
5. Theft of property valued at less than \$100
6. Gambling
7. Possession of stolen property with the knowledge that it is stolen
8. Threats/extortion
9. Trespassing

10. Direct use of profane language or obscene manifestation or verbal abuse or disrespect (verbal, written, or gesture directed toward another person) (see I.65)
11. Bullying, Cyberbullying, Harassment, Intimidation or Threat of Violence. A second occurrence of behavior which would fall within the definition of bullying, cyberbullying, or harassment (as set out in Board Policy 6.23) if repeated or continuous, or a second occurrence of intimidation or threat of violence (as defined in Board Policy 6.23) Note: Some behaviors may be subject to discipline whether or not they occur on or near school grounds. See Policy 6.23.
12. Harassment, defined as the intent to harass, annoy, or alarm another person with physical contact, abusive or obscene language or gestures, or electronic or other means of communication
13. Unexcused absence from class or classes or school for a day or more
- ~~13-14.~~ Use, Operation, or Possession of a Wireless Communication Device (including but not limited to cellular telephones, tablet computers, laptop computers, pagers, gaming devices, smart watches, and Bluetooth earphones or headphones) in school buildings or on school grounds, at any time during the Instructional Day, except as permitted under limited exceptions permitted by law and as stated in Board Policy 6.20
- ~~14. Possession of matches and laser devices~~
15. Dishonesty (providing false information)
16. Attempting to access, directly or by trying to defeat school-applied blocks on school computers, any websites, applications, or content prohibited by school rules, regulations, and/or Board policy or being observed at a school computer online accessing any websites containing content prohibited by school rules, regulations, and/or Board policy
17. Inappropriate use of computers
18. Cheating
19. Unauthorized use of school or classroom (non-public) telephones
20. Individual or group conduct resulting in demeaning, belittling, intimidating or otherwise harassing another person, including by verbal, written, electronic, or other means of communication
21. Disruptions or repeated violations on a school bus
22. Repeated Class I violations
23. Any other violation which the Principal may reasonably deem to fall within this category after investigation and consideration of extenuating circumstances.

E. Class II Consequences.

1. Temporary removal from class
2. Detention
3. In-school suspension
4. Transfer
5. Other consequences determined to be reasonable and appropriate by the school Principal

F. Class III Violations.

1. Alcohol Use, Possession, or Sale Selling, purchasing, furnishing, giving, possessing, using, and/or being under the influence of alcoholic beverages
2. Arson
3. Assault, Violence. Violence against another student as defined in Policy 6.23
4. Bomb Threat
5. Burglary or Breaking and Entry of School Property
6. Criminal Mischief (Vandalism)
7. Defiance of Authority
8. Disobedience – Persistent, Willful
9. Disorderly Conduct
10. Disruptive Demonstrations
11. Drugs, Use, Possession, or Sale Selling, purchasing, furnishing, giving, possessing, using and/or being under the influence of illegal drugs, to include seeds and/or drug residue or drug paraphernalia. Vapes, vapor devices (see no. 35 below) and other such devices, including electronic cigarettes, will be considered drug paraphernalia
12. Disruptive use **at any time on school property** of one- or two-way **devices capable of displaying audio, text or photographs, ~~audible/text/pictures devices~~** such as electronic pagers, cellular **telephones, smart watches**, or other portable communication devices, **for purposes of engaging in (Ala. Code § 16-1-27) including but not limited to:** photographing, texting, **recording** and/or videoing **of** testing material, student misconduct, violations of others' privacy, and/or displaying inappropriate pictures
13. Fighting
14. Fire Alarm, Tampering with or Setting off
Unjustified activation of fire alarm system or fire extinguisher
15. Gambling

16. Harassment, Bullying and Cyberbullying Harassment, bullying or cyberbullying as defined in Board Policy 6.23. Note: Some behaviors may be subject to discipline whether or not they occur on or near school grounds. See Policy 6.23.

17. Homicide

18. Inciting Other Students to Create a Disturbance

Inciting or participating in major student disorder

19. Kidnapping

20. Larceny/Theft

Theft of property valued at \$100 or more

21. Motor Vehicle Theft

22. Profanity or Vulgar Language

23. Robbery

24. Written or verbal proposition to engage in sexual acts; Inappropriate physical contact with another person; taking, possession, or distribution of inappropriate sexual images or messages by electronic or other means; and sexual battery (defined as exposure of private body parts or compromising or abetting in the compromise of the modesty of another individual). *These violations are committed whether or not there is mutual consent. If there is obvious mutual consent (as indicated by the absence of resistance, failure to avoid, or admission of consent), both/all parties involved have committed the violation and are dealt with accordingly. The Board, in consonance with the Preamble to this CSC, does not tolerate the exhibition of behavior that, in a workplace environment, might result in charges of sexual harassment or be cause for discharge.*

25. Sexual Harassment - Sexual harassment of a student or a school system employee of an abusive nature at school, on school grounds, or at a school sponsored activity elsewhere, or of any other person at or from any other location if the conduct is disruptive or potentially disruptive to the educational environment in the schools or on school grounds and may consist of verbal or non-verbal communications or written communications delivered by any means.

26. Sexual Offenses - Sexual offense includes exposure of private body parts or compromising or abetting in the compromise of the modesty of another individual. *This violation is committed whether or not there is mutual consent. If there is obvious mutual consent (as indicated by the absence of resistance, failure to avoid, or admission of consent), both/all parties involved have committed the violation and are dealt with accordingly. The Board, in consonance with the Preamble to this CSC, does not tolerate the exhibition of behavior that, in a workplace environment, might result in charges of sexual harassment or be cause for discharge.*

27. Threats/Intimidation

28. Tobacco, nicotine, or similar stimulants, Use, Possession, or Sale

29. Possession of matches and laser devices

~~29~~30. Trespassing

~~30~~31. Truancy/Unauthorized Absence

~~31~~32. Handgun/Rifle/Shotgun/Firearm, Use, Possession, or Sale

~~32~~33. Explosive/incendiary/Poison Gas, Use, Possession, or Sale

~~33~~34. Other Weapon, Use, Possession, or Sale

~~34~~35. Knife, Use, Possession, or Sale

~~35~~36. Vape/Vapor device, Use, Possession, or Sale Use, possession, or sale of a device used to inhale and exhale vapor containing nicotine, flavoring, or other substance. Vapes and vapor devices may be considered drug paraphernalia (see no. 11, above)

~~36~~37. Other Incidents - Any other violation which the Principal may reasonably deem to fall within this category after investigation and consideration of extenuating circumstances, for example: Repeated Class I & II Violations or unauthorized accessing of or changing information in school computers; Endangering or causing harm to another individual's or to the school's computers, data, and files stored thereon, or setting to include the intentional introduction of a computer virus, or an unintentional introduction of a computer virus arising out of failure to comply with school computer procedures; Interfering with a bus driver during any phase of school bus operation; or, Bypassing, disabling, attempting to bypass or disable, or cooperating in an attempt to bypass or disable any security device, person, or procedure in a school or established for a school activity, to include participation requirements established by principals, teachers, board employees, and chaperones at or away from school.

G. Definitions of Selected Terms Regarding Class III Offenses.

1. Handgun/Rifle/Shotgun/Firearm. Any weapon or firearm (including a starter gun) which will, or is designed to, or may readily be converted to expel a projectile by the action of an explosive; any portion of a firearm which, when combined with other parts, could constitute a weapon or firearm; any firearm muffler or firearm silencer; bump stock; ammunition, blanks, or active shells for any weapon or firearm, or any similar destructive device.
2. Knife. Pocket knives, hunting knives, box cutters, utility knives, other knives commonly used as weapons, such as lockblade, Bowie, switchblade, hawkbill or butterfly knives, or other honed or sharpened blade or instrument capable of inflicting harm or injury.
3. Weapon. Any item, instrument, or object of any kind (including but not limited to a knife, handgun, rifle, shotgun, or firearm) used, or threatened or suggested to be used in violence, or possessed with the intent to be armed; and any item, instrument, or object made, designed, or adapted for the purpose of inflicting harm or injury.

H. Class III Consequences.

1. Out-of-school suspension, including Long Term Suspension
2. Transfer
3. Alternative education program, including Long Term Alternative School Placement
4. Referral to outside agency, including the criminal justice system
5. Expulsion
6. Restitution of property and damages and/or undoing of computer actions, where appropriate
7. Other consequences determined to be reasonable and appropriate by the school Principal.