

# Fairview Middle School Discipline Plan & Procedures

**\*\* The following disciplinary actions will be used at Fairview Middle School; however, the administration reserves the right to use discretion in disciplinary measures.**



## 1. Class 1 (Minor Offenses)

- **Excessive Tardiness-** Consistently failing to be in a place of instruction at the assigned time.
- **Classroom Disruption-** The act of behaving inappropriately which disrupts the learning environment, which inhibits the instructor's ability to teach, or interferes with another students' ability to learn. Eating and/or drinking in class, with the exception of water in a sealed and clear bottle.
- **Dress Code Violation-** Dress in a manner that violates the established dress code and/or in a manner that would constitute a safety hazard.
- **Inappropriate Behavior /Language-** Written, verbal remarks, gestures, or physical aggression that shows a lack of respect, rudeness, and is inappropriate.
- **Cheating/ Lying-** Willful or deliberate unauthorized use of the work of another person for academic purposes, or unauthorized use of notes or other material in the completion of an academic assignment or test.
- **Cell Phone/ Technology Violation-** The misuse of wireless communication devices including but not limited to cellular telephones, camera telephones, smart watches and other electronic devices. **Cell phones are not permitted between the hours of 8:45am and 3:50 pm. If a parent/guardian needs to communicate with a student, they may call the front office. Cell phones will be confiscated by a school staff member upon student infraction. Failure to complete with directives may result in more severe consequences. (PH1-Cell Phone Policy Violation)**

## Consequences

(Dress Code – If apparel is obscene, explicit in nature or promotes illegal activities, drugs, discrimination, alcohol or tobacco products and/or exposes body parts- this results in immediate parent contact and a change of clothing, a referral is written and discipline INCLUDES the actions listed below).

1 <sup>st</sup> Offense	Teacher/student conference, teacher calls parent, student is assigned detention
2 <sup>nd</sup> Offense	Teacher/student conference, student is informed of repeated offense, teacher writes office referral, 1-2 days ISS, Administrator calls parent
3 <sup>rd</sup> Offense	Teacher writes office referral, Administrator informs student of repeated offense, 2-3 days ISS, Administrator calls parent/guardian
4 <sup>th</sup> Offense*	Teacher writes office referral, Administrator confers with student, assigns 3-5- days ISS, calls parent/guardian
5 <sup>th</sup> Offense	Teacher writes office referral, Administrator confers with student, assigns 1-3- days OSS, calls parent/ guardian
6 <sup>th</sup> Offense	Teacher writes office referral, Administrator confers with student, assigns 3-5- days OSS, calls parent/ guardian and informs parents and student that all subsequent referrals will result in 5-10-day OSS and may include a referral to alternative education facility

## 2. Formal Class II Offenses

- **Skippping -Off/ On Campus-** Failure to report to class or school without receiving proper prior approval and/or following the established procedures for checking out of school.
- **Theft-** (less than \$300) The unauthorized taking, carrying riding away with, or concealing the property of another person, including motor vehicles, without threat, violence, or bodily harm. (Personal Property is not the responsibility of the school.)

- **Use/ Possession of Combustibles-** Possession, use or sale of fireworks, matches, cigarette lighters or another destructive device. This action is NOT intended for vapes.
- **Disrespect-** Conduct or behavior that lacks regard, civility, politeness, and/or courteous consideration.
- **Profanity Directed Towards Staff-** Abusive, profane, obscene, or vulgar language (verbal, written, or gestures) directed toward staff.
- **Horseplay or Physical Aggressive Acts-** The act of rough or boisterous play, with no intent to harm and no injury
- **Restroom and Changing Facilities-** For K-12 facilities, any student who willfully enters, a restroom or changing facility designated for the opposite sex on the premises of a District K-12 facility and refuses to depart when asked to do so by any instructional personnel, administrative personnel, or a safe-school officer is subject to discipline.
- **Violation of Detention/ Work Detail-** The act of not attending detention or work detail assigned as a disciplinary consequence.
- **Insubordination/Insubordination/ Non-Compliance-** The act of flagrantly or willfully challenging the authority of a school staff member, bus driver, or any other adult in authority. **Eating and/or drinking in class, with the exception of water in a sealed and clear bottle is prohibited.**
- **Failure to Follow Admin Directive-** The act of flagrantly or willfully challenging the authority of a school or district administrator
- **Weapons Possession-** When a student is found in possession of a pocketknife, BB- gun or eating utensil, but there was no wielding, threat, or harm instilled.

### Formal Class II Consequences

1st Offense	Teacher writes referral, Administrator assigns 1-3-day ISS, calls parent/guardian
2nd Offense	Teacher writes referral, Administrator assigns 2-4-days ISS, calls parent/guardian and guidance counselor is informed
3rd Offense	Teacher writes referral, Administrator assigns 3-5-days ISS, calls parent/guardian, parent conference requested
4rd Offense	Teacher writes referral, Administrator assigns 1-3-days OSS, calls parent/guardian
5th Offense*	Teacher writes referral, Administrator assigns 3-5-days OSS and informs parents and student that all subsequent referrals will result in 5-10-day OSS and may include a referral to alternative education facility

### 4. Class III Offenses

- **Alcohol-** (possession, use, or sale) Possession, sale, purchase, or use of alcoholic beverages. Use means the person is caught in the act of using, admits to use or is discovered to have used in the course of an investigation.
- **Tobacco/ Vape-** (cigarettes or other forms of tobacco) The possession, use, distribution, or sale of tobacco products on school grounds, at school-sponsored events, or on school transportation by any person under the age of 21.
- **Drug Use/ Possession-** (illegal drug possession or use) The use or possession of any drug, narcotic, controlled substance, or any substance when used for chemical intoxication. Use means the person is caught in the act of using, admits to use or is discovered to have used in the course of an investigation.
- **Larceny/Theft/ Criminal Mischief-** (>\$1000) The unauthorized taking, carrying riding away with, or concealing the property of another person, including motor vehicles, without threat, violence, or bodily harm.
- **Vandalism-** (DAMAGE MUST BE \$1000 OR MORE) 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.
- **Burglary-** (illegal entry into a facility) Unlawful entry into or remaining in a dwelling, structure, or conveyance with the intent to commit a crime therein.
- **Disruption on Campus-** (major disruption of all or significant portion of campus activities, school-sponsored events, and school bus transportation) Examples: Bomb threat, inciting a riot, initiating false fire alarm.
- **Other Major** - Any serious, harmful incident resulting in the need for LE intervention not previously classified. Examples: Counterfeit money, gambling, possessing child pornography.
- **Bullying** - Systematically and chronically inflicting physical hurt or psychological distress on one or more students or employees that is severe or pervasive enough to create an intimidating, hostile, or offensive work environment; or unreasonably interfere with the individual's school performance or participation. Bullying includes instances of cyberbullying.
- **Harassment-** Any threatening, insulting, or dehumanizing gesture, use of data or computer software, or written, verbal, or physical conduct that places a student or school employee in reasonable fear or harm to his or her person or

damage to his or 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, including any course of conduct directed at a specific person that causes a substantial emotional distress in such a person and swerves no legitimate purpose.

- **Hazing-** Any action or situation that endangers the mental or physical health or safety of a student at a school with any grades of 6- 12 for the purposes of initiation or admission into or affiliation with any school-sanctioned organization. (F.S.1006.135)
- **Simple Battery-** The actual intention of striking of another person against his/her will, or the intentional causing of body harm of an individual.
- **Sexual Harassment-** Unwanted verbal, nonverbal, or physical behavior with sexual connotations that is severe or pervasive enough to create an intimidating, hostile, or offensive educational environment, cause discomfort or humiliation or unreasonably interfere with the individual's school performance or participation as defined in Rule 6A-19.008, F.A.C.
- **Sexual Offenses-** (lewdness, indecent exposure) Other sexual contact, including intercourse, without force or threat of force.
- **Trespassing-** (illegal entry onto campus) To enter or remain on school grounds, school transportation, or at a school-sponsored event, without authorization or invitation and with no lawful purpose for entry.
- **Fighting-** (mutual combat, mutual altercation) The act of two or more persons mutually participating in use of force or physical violence that requires either: physical intervention or results in injury requiring first aid or medical attention. **"Slap-boxing" is prohibited and will be treated in the same manner as fighting.**
- **Threat/ Intimidation-** An incident where there was no physical contact between the offender and victim, but the victim felt that physical harm could have occurred based on verbal or nonverbal communication by the offender. This includes nonverbal threats (e.g. brandishing a weapon) and verbal threats of physical harm which are made in person, electronically or through any other means.

### Formal Consequences Class III

1st Offense	Teacher writes referral, Administrator confers with student, assigns 1-5-days OSS, calls parent/guardian, and informs guidance counselor
2nd Offense*	Teacher writes referral, Administrator confers with student, assigns 3-10-days OSS, calls parent/guardian, and informs guidance counselor
3rd Offense	Teacher writes referral, Administrator confers with student, assigns 5-10-days OSS, calls parent/guardian, informs student and parent student will be <b>recommended for expulsion.</b>

**\*\*A student who continually engages in Class I and II offenses, and does not positively respond to corrective measures, may be recommended for expulsion.**

### 5. Class IV Offenses (ZERO TOLERANCE)

\*Students who have been found to have committed the following offenses on school property, school-sponsored transportation, at school-sponsored activities, or at bus stops shall receive the most severe consequences provided for by School Board Policy.

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|-----------------------------------------------------------------|----------------------------------------------------|
| • Possession or use of firearm                                  | • Armed robbery                                    |
| • Arson                                                         | • Sexual battery                                   |
| • Aggravated battery                                            | • Kidnapping or abduction                          |
| • Battery or aggravated battery on any School District employee | • Possession, use, or sale of any explosive device |

### Consequences

1st Offense	Confer with School Resource Deputy, Administrator confers with student and informs parents, Administrator assigns 10-day OSS, and <b>recommendation of expulsion</b>
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6. Off Campus Felonies

1. When a student is formally charged with a felony (or with a delinquent act that would be a felony if committed by an adult) by a proper prosecuting attorney for an incident that allegedly occurred on property other than public school property, the principal will determine if there may be an adverse impact on the educational program, discipline or welfare of the school that may warrant a suspension of the student (and assignment to an alternative educational setting) pending disposition of the charges.

2. If the student is found to have committed the felony (or delinquent act that would be a felony if committed by an adult) the student may be recommended for expulsion (and assigned to an alternative educational setting).

3. Information obtained through the criminal history database shall be disseminated only to appropriate school personnel and carry an appropriate warning regarding the reliability, confidentiality and control of further dissemination.

4. No student is to be detained after the close of the regular school day unless the student's parent(s)/guardian(s) have been contacted and informed that the student will be detained. If a parent/guardian cannot be contacted, the student should be detained on another day.

5. Any student suspended in accordance with this section will be alternatively placed in an educational setting that meets the needs of the student and protects the safety and welfare of other students and staff pending disposition of charges.