

2020-2021

# Student Code of Conduct



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July 1, 2020

Dear Dayton Public Schools Family:

Our Dayton Public Schools Student Code of Conduct is reviewed and revised regularly to reflect current Ohio law and district policy. We invited a diverse group of parents, teachers, students, community members, principals and central office administrators to look at our code of conduct and make recommendations. This document is a result of their work and commitment to our students.

Our code of conduct aims to create and maintain a positive school climate, where staff and students are engaged and respect the rights of others. One component of our support system is Positive School Climate for grades K-12 and Conscious Discipline for Preschool students. Both reinforce positive behavior and conflict resolution by teaching children respect and appropriate behavior in school and in their community.

We are certain that the incremental updates made in the Student Code of Conduct will enhance the structures already in place.

If you have questions about our DPS Student Code of Conduct, please feel free to contact us at (937) 542-3549 or (937) 542-7004.

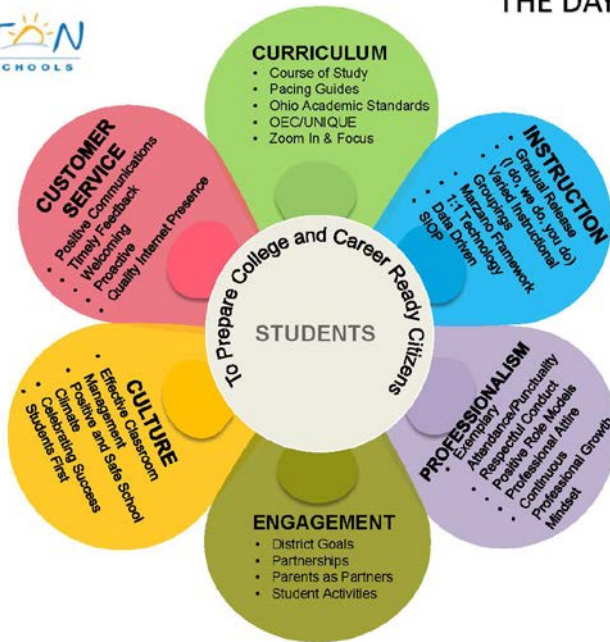
We look forward to serving your family and wish all our students an excellent school year free from disciplinary issues.

Educationally yours,

A handwritten signature in black ink that reads "Elizabeth J. Lolli". The signature is written in a cursive, flowing style.

Elizabeth J. Lolli, Ph.D.  
Superintendent  
Dayton Public Schools





A goal of Dayton Public Schools is to have ***every student college and career ready citizens upon*** graduation. The six initiatives above have been implemented to achieve this goal. The Student Code of Conduct book is one of the tools used to build a **CULTURE** that supports a positive school climate through:

- Implementing effective classroom management
- Creating a positive and safe climate
- Celebrating success
- Keeping students first and foremost

# DPS Flowchart

Observed Problem Behavior

Is the behavior classroom or office managed?

Classroom Managed  
(Teacher)

**1<sup>st</sup> Occurrence:**

- Restate rule/expected behavior
- Redirect student to follow the rule
- Acknowledge the student for complying

**2<sup>nd</sup> Occurrence of Same Behavior:**

- Redirect student to follow the rule
- Re-teach the expected behavior
- Model the expected behavior
- Acknowledge the student for complying

**3<sup>rd</sup> Occurrence of Same Behavior:**

- Redirect student to follow the rule
- Model the expected behavior
- Acknowledge the student for complying
- Provide a reflection time (teacher buddy)
- Student Conference

Has the behavior been corrected?

YES

NO

- Return to class
- Allowed to make up work
- Re-entry process in place
- Acknowledge expected behavior at a higher rate

**4<sup>th</sup> Occurrence of Same Behavior:**

- Parent Contact
- Complete an Office Referral (repeated violations)

**CLASSROOM  
MANAGED  
(Level 1 Offenses)**

Disruptive Behavior  
Excessive Tardiness  
Dress Code  
Insubordination  
Parking and Traffic Violations  
Violating Local School Rules  
Profanity  
Truancy

**CLASSROOM AND/OR  
OFFICE  
MANAGED  
(Level 2 Offenses)**

Academic Dishonesty  
Property Destruction  
Fighting/ Inciting a Fight  
Forgery/Falsification  
Inappropriate: Bus Behavior  
Internet Usage  
Contact  
Use of Electronic Devices  
Use of Social Media  
Contributing to a Disruptive Situation  
Leaving School or class without permission  
Gambling  
Tobacco Products  
Repeated Violations of School Rules  
Threats to Staff or Students  
Verbal Abuse of Staff

**OFFICE  
MANAGED  
(Level 3 Offenses)**

Arson  
Assault/Battery  
Bomb Threats/False Alarms  
Extortion  
Bullying/Cyber bullying/ Harassment/Hazing/ Intimidation  
Conduct Outside of School Hours or Away From School  
Gang Behavior  
Harassment/Intimidation  
Loitering/Trespassing  
Drugs and Alcohol Substances  
Weapons and Look alikes  
Explosive Devices  
School Disturbance  
Serious Bodily Injury  
Sexual Misconduct  
Unwelcome Sexual Conduct  
Theft/Attempt/Possession  
Vandalism  
Violation of School Contract

Office Managed  
(Administrator)

- Complete Office Referral
- Parent contact
- Contact office (if necessary)

- Administrator investigates and determines the appropriate disposition using the district's Preventative Supports table.

Parent contact should occur with all referrals.

# Language Assistance

"Dayton Public Schools has free language assistance available for Limited English Proficiency (LEP) parents with respect to school programs and activities. To be eligible for assistance, a parent does not have to be of limited English proficiency in speaking, reading, writing and comprehending English in order to be considered LEP, but, rather, that it is only necessary that a parent be limited in at least one (1) of these areas in order to be eligible to receive language assistance as needed. Dayton Public Schools will accept a parent's assertion that he or she needs language assistance without requiring additional corroboration."

(Spanish)

"Las Escuelas Públicas de Dayton tienen ayuda lingüística gratuita disponible para padres con Dominio Limitado del Inglés (LEP) con respecto a los programas y actividades escolares. Para ser elegible para ayuda, un padre no tiene que ser de dominio limitado del inglés para hablar, leer, escribir y comprender inglés para ser considerado LEP, sino que es necesario que un padre sea limitado al menos una (1) de estas áreas para ser elegible para recibir ayuda lingüística según sea necesario. Las Escuelas Públicas de Dayton aceptarán la afirmación de un padre de que él o ella necesita ayuda con el idioma sin requerir corroboración adicional."

(Arabic)

ولياء المتاح المجانية اللغوية المساعدة Dayton Public Schools توفر مدراس " لكي المدرسية. وانشطة بال برامج ى تعلق فيما (LEP) المحدودة انجليزية ال لغة أمور في محدودًا يكون أن يجب ، المساعدة على للحصول مؤه الوالدين أحد يكون أجل من انجليزية اللغة وفهم والكتابة والقراءة التحدث في انجليزية اللغة إتقان محدودًا الوالدين أحد يكون أن فقط الوري من ، ذلك من بد ، ولكن ، LEP اعتباره حسب ال لغة مساعدة لت لقي مؤهلة لتكون المجات هذه من (1) واحد اقل على إلى. يحتاج أنه على الوالدين تأكيد Dayton Public Schools. مدارس تقبل الحاجة "للحصول اتصل" المساعدة على

(Swahili)

Shule za umma za Dayton zina msaada wa lugha ya bure kwa wazazi wenye na matatizo ya lugha ya kiingereza kuhusiana na programu za mashule na shughuli zingine .uhusiana. Ili kuwa upate msaada, mzazi hana lazima awe na uelewa lugha ya Kiingereza katika kuzungumza, kusoma, kuandika na kufahamu Kiingereza ili kuzingatiwa LEP, lakini, badala yake, hayiko muhimu tu kwamba mzazi awe hajaze swala moja (1) ya maeneo haya ili uweze kustahili kusaidiwa na lugha kama inahitajika. Shule za Umma za Dayton zitakubali kuthibitisha mzazi kwamba anahitaji usaidizi wa lugha bila kuhitaji usaidizi wa ziada."

(French)

Les écoles publiques de Dayton offrent une aide linguistique gratuite aux parents dont la connaissance de l'Anglais est limitée en ce qui concerne les programmes et les activités scolaires. Pour être admissible à l'aide, un parent ne doit pas avoir une connaissance limitée de l'Anglais pour parlé, lire écrire et comprendre l'anglais afin d'être considéré comme (LEP) mais, plutôt, il est seulement nécessaire que le parent a une connaissance limitée au moins dans l'une (1) de ces domaines afin d'être admissible à une aide linguistique au besoin. Les écoles publiques de Dayton accepteront l'affirmation d'un parent selon laquelle il ou elle a besoin d'une aide linguistique sans exiger de corroboration supplémentaire.

(Kinyarwanda/Kirundi)

Ibigo by'amashuri ya leta yo muri Dayton atanga ubufasha mu byerekeye urulimi ku buntu ku babyeyi batumva neza urulimi rw'icyongereza. kugirango bamenye ibyerekeye amashuri n'ibindi bikorwa. Kugirango ubone ubwo bufasha, Umubyeyi ntabwo agomba gusa kuba atumva neza urulimi ari mu kuvuga, gusoma, kuandika no gusobanukirwa icyongereza kugirango ubone ubwo bufasha, uhubwo hakenerwa ko uwo umubyeyi aba atujuje kimwe mu byavuzwe hejuru kugirango abone ubufasha mu byerekeye urulimi. Ibigo by'amashuri ya leta yo muri Dayton bizemera ko umubyeyi akeneye ubufasha nta yandi mananiza.

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# Vision for a Positive School Climate

*The National School Climate Center (NSCC) defines school climate as “the quality and character of school life.” It’s the way a building feels when you walk into it. It’s the way students talk to each other. It’s the way adults support each other and the way they work with kids. When a school has a positive school climate, everyone feels engaged, respected and safe; everyone succeeds.”*

## Dayton Public Schools

Will provide a Student Code of Conduct that promotes a positive school climate through effective classroom management, celebrating successes and putting students first in a safe and orderly environment.

### The Purpose of the Student Code of Conduct is:

- To provide consistent language with clear, explicit expectations and guidelines governing student behavior, activities, and progressive discipline.
- To provide a tiered framework with a continuum of supports that will:
  - Increase positive behaviors, academic performance, and staff retention
  - Improve safety, social emotional skills, and teacher effectiveness

## Dayton Public Schools’ Philosophy of Student Conduct/Discipline

Parents, communities, and schools play a key role in shaping student behavior. Developing a student’s self-discipline is a legitimate and constructive goal of education. Schools must maintain standards of conduct and discipline to ensure that students and school personnel have a safe and orderly learning environment. All students have the right to learn, and no student has the right to disrupt the learning process of others. Therefore, students are prohibited from interfering with or engaging in behaviors endangering the safety of others. This includes behavior that occurs before, during, and after school, in school buildings, on school property, at school-related programs, on the way to or from school, and on school vehicles or regional buses that bring students to or from school.

The **Student Code of Conduct** provides examples of expected behaviors, definitions of infractions (including what is classroom or office managed), and corrective strategies. Some definitions include examples which are not intended to be exhaustive lists; that is, the behaviors covered by the definitions include, but are not limited to, the examples provided. All Dayton Public Schools will have site specific codes of conduct for extracurricular and co-curricular activities.

Establishing guiding expectations that are broadly stated, apply to all students in all settings, and describe the general ways that students should behave is the key to building a successful school climate. Ideally, three expectations should achieve this goal. The district has established three guiding expectations:

***Be Safe, Be Respectful, and Be Responsible***

See examples below:

**Behavioral Expectations and Examples**

**1. Be Safe**

Example: *Keep hands, feet and objects to self*

**2. Be Respectful**

Example: *Listen to instructions and follow directions*

**3. Be Responsible**

Example: *Clean up after yourself*

The following behavioral matrix can be used to outline the rules and procedures for settings throughout the building.

	Cafeteria	Hallway	Playground
Be Safe	Enter and exit by walking in a line	Walk and keep hands and feet to self	Use playground equipment appropriately and safely
Be Respectful	Keep voice at a level 1	Keep hallways clean	Take turns and use kind words with others
Be Responsible	Keep the cafeteria clean	Go straight to the destination	Line up promptly

The table below encompasses a wide range of systemic and individualized positive strategies to reinforce desired behaviors, diminish reoccurrences of challenging behaviors and teach appropriate behaviors to all students.

<b>Prevention Strategies</b>	
<ul style="list-style-type: none"> <li>• Teach behavior expectations</li> <li>• Use behavioral management</li> <li>• Deliver social skills instructional curriculum</li> <li>• Provide enrichment activities</li> <li>• Use an acknowledgement system</li> </ul>	<ul style="list-style-type: none"> <li>• Share expectations for behavior</li> <li>• Unify the disciplinary approach</li> <li>• Establish a home-to-school communication system</li> <li>• Offer cultural competency professional development for staff</li> </ul>
<b>Progressive Discipline Action Steps</b>	
<i><b>First Level One Infraction</b></i>	
<ul style="list-style-type: none"> <li>• Re-teach the behavioral expectations</li> <li>• Hold a parent conference</li> <li>• Remove privileges</li> <li>• Review preventative strategies with staff</li> </ul>	<ul style="list-style-type: none"> <li>• Hold a student conference</li> <li>• Have the student complete a reflective activity</li> <li>• Use time-out</li> </ul>
<i><b>Second Level One or First Level Two Infraction</b></i> (actions listed below are in addition to the strategies listed above)	
<ul style="list-style-type: none"> <li>• Require restitution</li> <li>• Require the student complete a community service task</li> <li>• Use Detention</li> <li>• Provide behavioral PD for staff</li> <li>• Refer to the office</li> </ul>	<ul style="list-style-type: none"> <li>• Provide a mentor or peer mediation</li> <li>• Use check-in/check-out</li> <li>• Use a behavior contract or daily log</li> <li>• Provide intervention</li> <li>• Use restorative justice strategies</li> </ul>
<i><b>Third Level One and/or Second Level Two Infraction</b></i> (in addition to the strategies listed above)	
<ul style="list-style-type: none"> <li>• Refer to the office</li> <li>• Refer for counseling</li> <li>• Complete a functional behavioral assessment/ intervention plan</li> <li>• Restrict/exclude from activities</li> </ul>	<ul style="list-style-type: none"> <li>• Implement restorative practices</li> <li>• Refer to building team</li> <li>• Use a behavior contract</li> <li>• Provide additional staff PD</li> <li>• Provide targeted intervention</li> </ul>
<i><b>Third Level Two and/or Second Level Three Infraction</b></i> (in addition to the strategies listed above)	
<ul style="list-style-type: none"> <li>• Implement in or out of school suspension (minimal days)</li> <li>• Provide staff with specific behavioral management PD</li> <li>• Provide intensive intervention</li> </ul>	<ul style="list-style-type: none"> <li>• Refer to mental health agency</li> <li>• Refer to intervention assistance team</li> <li>• Make possible expulsion recommendation</li> </ul>
<i><b>Fourth Level Two and/or second Level Three Infraction</b></i> (in addition to the strategies listed above)	
<ul style="list-style-type: none"> <li>• Implement school suspension (minimal days)</li> <li>• Recommend expulsion</li> </ul>	<ul style="list-style-type: none"> <li>• Place in the alternative school</li> <li>• Refer to outside agency/law enforcement</li> </ul>
<i><b>Five or more Level Two and/or three or more Level Three Infractions</b></i> (in addition to the strategies listed above)	
<b>Removal from school- suspension, expulsion, or other alternative school replacement</b>	

The steps outlined above do not include an exhaustive list of suggestive strategies. The items in each step also are not listed in chronological/ progressive order. **However, strategies should also be administered in the least restrictive manner possible.**

# Definition of Terms

## *Level I Offenses*

**Level I Offenses** - Classroom managed behaviors that could possibly impede the orderly operation in any school setting. A student charged with a behavior that is classified as a Level I offense should receive Universal Supports and not be excluded from school.

### **Disruptive Behavior (Code 110)**

Intentional acts, behaviors, or conduct in the classroom, in the school, upon school grounds, to or from school or while engaged in school-related activities that cause minor disruptions to the educational process. This may include physical contact, such as hitting and/or horseplay, that does not rise to the level of fighting.

### **Excessive Tardiness (Code 113)**

Repeated failure to report, without an acceptable excuse, to school or classroom or other instructional area after the “tardy bell.”

#### **Excessive tardiness is defined as:**

- A) 7 consecutive unexcused tardies
- B) 10 unexcused tardies in one month
- C) 15 unexcused tardies in one school year

### **Parking and Traffic Violations (Code 116)**

Parking on school property or in designated areas of the parking lot without a permit during instruction, extracurricular activities, or authorized school business is prohibited. Each student who chooses to park a vehicle on school property must purchase a parking permit. Students who purchase a parking permit will be given a decal sticker and parking and traffic regulations. Parking permits must be renewed upon expiration. There will be no student parking at, and no permits issued for, PK-8 schools. Dayton Public Schools and its employees will not be liable under any circumstance for any loss or damage to students’ vehicles or the content(s) of said vehicles parked on Dayton Public Schools premises.

### **Violating Local School Rules (Code 119)**

Noncompliance with established procedures for playground activities, hallway behavior, proper assembly conduct, use of the lunchroom facilities, and/or codes of conduct that are specific to respective buildings and/or school buses/vehicles. Students found guilty of being an accessory to (e.g., assisting, planning, participating, and/or encouraging) any violation of school rules are subject to the same corrective action as students who are actively involved in committing such offenses. This includes safety issues like opening outside doors clearly designated to stay closed.

### **Dress Code (Code 126)**

Dressing or grooming in a manner that disrupts the teaching or learning of others is prohibited. This includes, but is not limited to, ski masks, hats, head coverings except for religious purposes, bare midriffs, clothing above mid-thigh, pants worn below the waistline, full-face coverings, and clothing with reference to drugs, alcohol, sex, or vulgar/hate messages. Failure to follow uniform dress code in applicable buildings is also prohibited. During a health crisis where facial coverings are required, students are permitted to wear masks that cover the nose, mouth and chin only.

### **Insubordination (Code 147)**

Refusing to comply with a reasonable request from school personnel or disobeying any general rule of the school, including not following directions of teachers, school administrators, or other staff members (e.g., refusing to leave an area or stop engaging in aggressive/ disruptive behavior).

### **Profanity (Code 156)**

Swearing and/or cursing in school buildings, on school buses/vehicles or on school grounds is prohibited.

### **Truancy (Code 168)**

Truancy is an unexcused absence from school.

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## **Definition of Terms**

### *Level II Offenses*

**Level II Offenses** - (serious misconduct) cover students who commit, attempt to commit, aid or abet the commission of, conspire to commit, or participate in any manner, even though unaccomplished in the commission of any of the offenses designated in this section. A student charged with a behavior that is classified as a Level II offense may be removed from the classroom or building. The criteria for removal from the classroom (in school suspension) or school (out of school) must be similar. However, the less exclusionary option should be considered first.

### **Academic Dishonesty (Code 220)**

No student will copy the work of another without citation. This includes previously written work, or part thereof, on a test or assignment, or improperly consulting notes or other answer sources (e.g., Wikipedia).

### **Destruction of School Property (Code 223)**

Loss, destruction, defacement, or inappropriate use of textbooks, media center materials, computers and/or computer-related materials, is considered to be destruction of school property. This includes all Dayton Public Schools property.

## **Fighting (Code 229)**

A physical altercation between two or more students, in which a student's actions do not represent reasonable self-defense is considered to be fighting. This also includes the mutual participation in an incident involving physical violence.

## **Forgery/Falsification (Code 232)**

Acts, including but not limited to, falsifying school records, forging signatures, making or providing false statement(s), counterfeiting, bribery, and/or using an unauthorized computer user ID or passwords are considered to be forgery/falsification.

## **Inappropriate Bus Behavior (Code 235)**

Any behavior or action that distracts a bus driver, causes a dangerous situation or disturbs the orderly operation of a bus is considered inappropriate bus behavior. Students must comply with the Ohio Department of Transportation (ODOT) regulations posted on the bus. Eating, drinking, being out of seat, transporting of animals or glass containers, spitting, throwing of any objects, extending any body parts through a school bus/vehicle window, or using the emergency exit when there is no emergency are prohibited. State law prohibits parents or any unauthorized individual from boarding or impeding the orderly boarding or departing of students on school buses. Should there be a situation or problem relating to the school bus, the parent(s) must contact the building principal to resolve any concerns. DPS prohibits the distracting use of Personal Electronic Devices on DPS buses.

## **Inappropriate Internet Usage (Code 236)**

All students are required to comply with the district's Acceptable Use Policy, which can be found on the DPS website.

## **Inappropriate Physical Contact (Code 238)**

Fondling, touching, or kissing in school facilities, on school grounds, at school-related activities, or while on buses transporting students to and from school-related events is prohibited.

## **Inappropriate Use of Electronic Devices (Code 241)**

Any use of an electronic device that violates the District's Acceptable Use Policy, found within Board policy JFCK (Personal Electronic Devices). This policy prohibits student use of cell phones, headphones (earbuds), handheld entertainment, radios, CD/mp3 players, etc. during school hours. All Personal Electronic Devices are to be powered off and out of sight.

## **Inciting Fights and/or Contributing to Disruption (Code 244)**

The intentional incitement to engage another student in physical conflict and/or continuous harassment, or the promotion of misconduct for any purpose.

## **Contributing to a Disruptive Situation (Code 245)**

A student shall not cause or threaten to cause the material disruption or obstruction of any function or operation of the school, including curricular and extra-curricular activities. This shall include the promotion of misconduct for any purpose, including, but not limited to, promotion via social media.

## **Leaving School without Permission (Code 250)**

Leaving the school, or school grounds during the designated school day without first obtaining permission from the principal or principal's designated representative and/ or not reporting or returning to class or school activities. This includes leaving to eat.

## **Gambling (Code 251)**

Betting money or items on card games, dice games, the outcome of games or activities, and/or possession of gambling materials or paraphernalia.

## **Possession/Use of Tobacco or Tobacco Products (Code 253)**

Smoking or the use of any tobacco products shall be prohibited on all lands and inside all facilities and motor vehicles owned or leased by the district. The use of, or the possession of any form of tobacco or tobacco products while in or upon the school premises, is prohibited. Tobacco is defined to include any lighted or unlighted cigarette, cigar, pipe, bidi, clove cigarette, alternative nicotine products, electronic cigarettes and any other smoking product, and spit tobacco, also known as smokeless, dip, chew and snuff, in any form including vaping.

## **Inappropriate Use of Social Media (256)**

Students must not make, produce, or distribute videos, images, sound recording, or other mediums that show behavior prohibited by the Student Code of Conduct on school property or at school events, including using school-owned or personal electronics devices (i.e., laptops, tablets, e-readers, cell phones, or video/still cameras). Depictions of such conduct on social networking sites such as Facebook, YouTube, Instagram, Snapchat, or any other similar websites are prohibited. Any representations of prohibited behavior must be immediately turned over to the Principal or Principal's designee. Reproduction and/or distribution of these items is also prohibited.

## **Repeated Violations of School Rules (Code 259)**

The commission of four offenses at least two of which are Level II or violations of the criminal laws.

## **Threats to Staff (Code 262)**

Intentional threat by word or action to do violence to a staff member or his/her property; in addition, any act which creates a well-founded fear within the staff member.

## **Threats to Students (Code 265)**

Intentional threat by word or action to do violence to another student, or his/her property; in addition, any act which creates a well-founded fear within the student of imminent harm to their person or property.

## **Verbal Abuse of Staff (Code 271)**

Any profane or insulting remarks or gestures directed at any Dayton Public Schools' staff member, volunteer, visitor, student, teacher or bus driver.

## **Leaving Class without Permission (Code 281)**

Leaving class during the designated class period without first obtaining permission from the teacher and/or not reporting to or returning from class activities.

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# Definition of Terms

## *Level III Offenses*

**Level III Offenses** - (illegal and/or serious...or health-threatening [physical and/or mental] as defined by state, county, or federal laws and/or school standards). A student charged with behavior that is classified as Level III may be removed from the school immediately and recommended for expulsion.

### **Arson (Code 327)**

Setting fire, or attempting to set fire to school property, any property belonging to, rented by, or on loan to the school district, or the property of persons employed by the school or in attendance at the school.

### **Assault/Battery (Code 330)**

A physical attack that results in serious bodily injury and the actions do not represent reasonable self-defense.

### **Bomb Threats/False Alarms (Code 333)**

Making a knowingly false statement regarding the possession or location of explosive materials. Reporting a fire when no fire exists or attempting to activate the fire alarm system on school property or buses. Making false or inappropriate 911 calls.

### **Bullying/Cyber-bullying/Harassment/Hazing/Intimidation (Code 336)**

Hazing means doing any act or coercing another, including the victim, to do any act of initiation onto any student or other organization that causes or creates a substantial risk of causing mental or physical harm to any person. Throughout this definition, the term bullying is used in place of harassment and intimidation. Bullying, harassment and intimidation are intentional written, verbal or physical acts that a student has exhibited toward another particular student more than once. The intentional act also includes violence within a dating relationship. The behavior causes either mental or physical harm to the other student and is sufficiently severe, persistent or pervasive that it creates an intimidating, threatening or abusive educational environment for the other student. This behavior is prohibited on school property or at a school-sponsored activity. Prohibited activities of any type, including those activities engaged in via computer and/or electronic communications devices, are inconsistent with the educational process and are prohibited at all times. No administrator, teacher or other employee of the District shall encourage, permit, condone or tolerate any hazing and/or bullying activities. No students, including leaders of student organizations, are permitted to plan, encourage or engage in any hazing and/or bullying.

## **Conduct Outside of School Hours or Away from School (Code 339)**

Any conduct outside of school hours or away from school which may adversely affect the educational process or endanger the health, safety, ethics, reputation, and/or well-being of other students, teachers, or other employees of the school system.

## **Explosive and/or Incendiary Devices (Code 342)**

Any destructive device, which includes a bomb, a grenade, a rocket having a propellant charge of more than four ounces, a missile having an explosive or incendiary charge of more than one-quarter ounce, and a mine or similar device. This definition would also include any weapon that will, or that may be readily converted to, expel a projectile by the action of an explosive or other propellant, and that has any barrel with a bore of more than one-half inch in diameter. This includes, but is not limited to, possession of a cigarette lighter, firecrackers, or a knife (blade of less than 2 1/2 inches).

## **Extortion (Code 345)**

Solicitation of money, or anything of value from another person in return for protection or in connection with a threat to inflict harm.

## **Firearm Look-a-Likes (Code 348)**

Any item that resembles a firearm but does not have the explosive characteristics of a firearm but may use a spring-loaded device or air pressure by which to propel an object of substance (e.g., toy guns, cap guns, bb guns, pellet guns and any other look-a-like firearm).

## **Gang Behavior (Code 354)**

For purposes of this definition, a “gang” is any group of two or more persons whose purposes include the commission of illegal acts or acts in violation of disciplinary rules of the District. “Gang-related activity” includes but is not limited to the prohibited conduct set forth here: No student on or about school property or at any school activity shall (1) wear, possess, use, distribute, display or sell any clothing, jewelry, emblem, badge, symbol, sign or other items that evidences or reflects membership in or affiliation with any gang; (2) engage in any act, either verbal or nonverbal, including gestures or handshakes, showing membership or affiliation with any gang; or (3) engage in any act in furtherance of the interests of any gang or gang activity, including but not limited to:

- A) soliciting membership in or having affiliation with any gang;
- B) soliciting any person to pay for “protection” or threatening any person, explicitly or implicitly, with violence or with any other illegal or prohibited act;
- C) painting, writing or otherwise inscribing gang-related graffiti, messages, symbols or signs on school property;
- D) engaging in violence, extortion or any other illegal act or other violation of school policy; or
- E) soliciting any person to engage in physical violence against any other person.

In identifying gang behavior, school officials are encouraged to exercise discretion and judgment based upon current circumstances in their schools, neighborhoods, and areas.

## **Harassment/Intimidation (Code 357)**

Repeatedly annoying or attacking another using physical, verbal, written, or electronic action that creates fear of harm, an intimidating or hostile environment, without displaying a weapon and without subjecting the victim to actual physical attack (e.g., hazing and threat of harm).

## **Loitering/Trespassing (Code 360)**

Refusing to leave any school property after being instructed to do so by school staff, law enforcement, or visiting/returning to school property during the instructional day without appropriate authorization.

## **Possession/Intent to Sell/Sale/Distribution/Use of Controlled Drugs (Code 363)**

Possessing, carrying, selling, distributing, or concealing any controlled drug other than prescription medication that has been administered in accordance with the district's policies. No such item(s) shall be in a student's possession at school-related activities, on buses, or in a student's desk or locker. An infraction of this section will result in a 10- day suspension and a recommendation for expulsion. Consuming and/or showing evidence of having consumed drugs or other illegal substances and/or attending school while under the influence of drugs will result in:

- 1st Offense:** 10-day suspension/drug education/treatment program and behavior contract.
- 2nd Offense:** 10-day suspension, violation of contract, recommendation to the Student Expulsion Hearing Officer.

## **Possession/Intent to Sell/Sale/Distribution of Drug Paraphernalia/Look-a-Likes/Non-Controlled Substances (Code 366)**

Possessing, carrying to sell, and/or concealing drugs or items that may be considered as look-a-like drugs or substances represented to be drugs of the seller or distributor and/or thought to be drugs by the buyer or receiver. Attempting to sell or distribute any prescription and over-the-counter medicines, chemical substances, and all other legal substances. Drug-related paraphernalia includes, but is not limited to, pipes, clips, rolling papers, and other items used or related to drug use. No such items shall be in a student's possession at school-related activities, on buses, or in a student's desk or locker.

## **Possession/Under the Influence of Alcohol (Code 369)**

Possessing, carrying, concealing, consuming or showing evidence of having consumed alcoholic beverages.

Consuming and/or showing evidence of having consumed alcohol or other illegal substances and/or attending school while under the influence of alcohol will result in:

- 1st Offense:** 10-day suspension/alcohol education/treatment program and behavior contract.
- 2nd Offense:** 10-day suspension, violation of contract, recommendation to the Student Expulsion Hearing Officer.

## **Possession/Use of a Dangerous Weapon/Look-a-Like Weapon/ Incendiary Device (other than a firearm) (Code 372)**

Possession of, on or about their person (locker, desk, book bags, bus, etc.) or at school/school-related activities, a weapon, device, instrument, material or substance designed as a weapon or used as a weapon [e.g., rattail comb, box cutter, utility knife of any size, any razor (e.g., straight, regular, retractable, double or single edge), gas repellant, stun gun, fireworks, bullets, ammunition, smoke bomb, paint bomb, stink bomb, chemical sprays, lighters, and/or martial arts devices (e.g., throwing star, nunchakus, darts, blackjacks, chains, clubs, metals/brass or any artificial knuckles, rings, pipes, studded or pointed bracelets)] that is capable of causing death or serious bodily injury is prohibited.

## **Possession/Use/Sale/Distribution of a Firearm (Code 375)**

A firearm is any weapon which will, is designed to, or may readily be converted to expel a projectile by the action of an explosive; the frame or receiver of any such weapon; any firearm muffler or firearm silencer; or any machine gun. This includes zip guns, starter guns, and flare guns. Firearm look-a-likes should not be reported with this option. Possession of a firearm will result in an expulsion for one (1) full year. The Superintendent may lessen this expulsion based on intent, age, previous discipline record, academic record, and/or disability on a case-by-case basis.

## **Possession/Use/Sale/Distribution of a Dangerous Weapon (Knife) other than a firearm or explosive, incendiary or poison gas (Code 378)**

Possession of, on or about their person (e.g., locker, desk, book bags or bus) or distribution of any weapon, device, instrument, material or substance, animate or inanimate, that is used for, or is readily capable of causing death or serious bodily injury, except that such a term does not include a pocket knife with a blade of less than 2 1/2 inches in length (e.g., Bowie, dirk, lock blade, hunting or switchblade). Possession of a knife may result in an expulsion for one (1) full year.

## **School Disturbance (Code 381)**

Acts which cause disruption of the school environment and/or threaten the safety or well-being of other students and/or staff, which may include, but is not limited to, walk-outs, sit-ins, rioting, picketing, trespassing, reckless or careless operation of a vehicle on or near school property or near a school bus, or inciting disturbances, threats to the school, pranks, or actual violence during a period of disruption, or actions resulting in a school lockdown.

## **Serious Bodily Injury (Code 384)**

An incident that results or is intended to result in serious bodily injury to oneself or others. Serious bodily injury is defined as any bodily injury that involves 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 faculty.

## **Sexual Misconduct (Code 387)**

Engagement of any sexual acts including, but not limited to, vulgar/obscene words or gestures, indecent exposure, possession of profane/vulgar/ obscene material, possession/distribution of derogatory/offensive poster(s), cards, pictures, cartoons, graffiti, or drawings on school property/buses or at school-sponsored activities.

## **Unwelcome Sexual Conduct (Code 390)**

Unwelcome sexual advances, requests for sexual favors, other physical or verbal conduct or communication of a sexual nature, including gender-based harassment that creates an intimidating, hostile, or offensive education or work environment (i.e., pinching, grabbing, suggestive comments, gestures or jokes or pressure to engage in sexual activity).

## **Theft/Attempt/Possession (Code 393)**

Unlawful taking or disposition of another's property with the intent to deprive the person of the property. Receiving stolen property or attempted theft by deception, including public property, possession of stolen property, counterfeit items or missing items and/or possession of any federal, state or district mandated test(s). Students are encouraged not to bring inappropriate non-instructional or valuable items and large sums of money to school. Dayton Public Schools will not be liable for any lost, stolen or damaged items brought to school.

## **Vandalism (Code 396)**

Destruction/damage/attempts and threats to destroy/damage/deface school, private, personal, or public property. This includes, but is not limited to, setting fires, attempting to destroy/damage/deface a school or staff property or property used by the school including, but not limited to, breaking windows, graffiti, destroying restroom fixtures, using paints or any other materials to deface school property (e.g., furnishings and equipment housed within or upon the school property). Student must make restitution for damage to school property.

## **Violation of School-Wide Contract (Code 399)**

Violations while on local school and/or system-wide contract, or violation of conditional enrollment in the school system. Must meet the criteria of Repeated Violations of School Rules (Code 259) however, at least two of the four violations must be Level II offenses. Contract must appear in the discipline system in order to be enforceable. A copy of the contract signed by at least the student, if possible the parent/guardian, must be on file. The length of a single contract should not exceed 60 school days.

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# Computer and Internet Usage

Students shall abide by the Dayton Public Schools' Acceptable Use Policy as it relates to computer use and access to the Internet. Students will not use the district system to access material that is profane or obscene (pornography), advocates illegal acts, violence or discrimination towards other people (hate literature), or that promotes entertainment, criminal skills, non-educational chat groups, dating, and matchmaking. If users inadvertently access such information, they should immediately disclose the inadvertent access in a manner specified by their school. This will protect users against an allegation that they have intentionally violated the Acceptable Use Regulations. Students will adhere to the District's guidelines while using the district system or equipment, during school hours and at school-sponsored events, and while out of school when the actions would materially and substantially disrupt the work and discipline of the school.

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## Absences and Truancy

An excused absence is one which has been classified as excused by the building administration. An absence which falls under one (1) of the six (6) Board of Education approved reasons for absences will be classified excused if the building attendance procedure(s) is followed by the student, parent or person acting as parent if a student is absent. The parent/guardian/legal custodian shall call the school as soon as possible. The student must bring a signed note from the parent/guardian/legal custodian stating the reason(s) for non-attendance upon the return date (see section 3321.191). Three (3) consecutive absences due to illness of the student require a doctor's note upon the student's return to school. An excused absence will be recorded as an absence on the student's attendance record, for the following reasons:

- ***Illness of student***
- ***Illness in the family***
- ***Death in the family***
- ***Quarantine for contagious disease***
- ***Those approved in advance by the principal upon written request by the parent/guardian/legal custodian, or adult student***
- ***An act of God***

Daily attendance impacts academic success. Excessive absences can contribute to school failure. When an absence is necessary, a student's parent(s)/guardian(s)/legal custodian(s) should report the absence to school officials before the assigned school starting time.

Students found in the community during school hours may be stopped by designated officials and asked to show just cause for not being in school. If the student cannot provide appropriate documentation, he/she will be directed to return to school. Appropriate documentation includes:

- A) **The student has written permission from school authorities excusing him/her from school at that particular time.**
- B) **The student is with a parent(s)/guardian(s)/legal custodian(s).**
- C) **The student's school is not in session – not counting students that are expelled or suspended.**
- D) **The student has a work permit – travel to and from the job only.**
- E) **The person is on an emergency errand – this will be verified.**

The district will:

1. **Consider a student a chronic or habitual truant because of a lack of appropriate documentation for his/her absences/tardies.** *(See glossary for a definition of chronic and habitual truants.)*
2. **Provide the parent and/or student Truancy Legal Notice.**

*The administration of Dayton Public Schools strongly discourages the use of suspension and/or expulsion from school to enforce attendance or to deter unexcused absences.*

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# Glossary

## **Alternative Program/Building**

A student who is expelled from Dayton Public Schools may be referred to this program for academic support and counseling in lieu of expulsion. As a condition of enrollment, the student may not be on any other Dayton Public Schools' property nor attend or participate in any Dayton Public Schools' sanctioned activities or events. Any additional violations of the Student Code of Conduct or the rules of the alternative school will terminate enrollment in the alternative program, and the expulsion can be implemented for the original and/ or new offense.

## **Behavior Contract**

A school-wide/system-wide behavior contract by the school administrator, Expulsion Hearing Officer, or the Dayton Board of Education outlining adherence to rules and regulations. Failure to abide by the Behavior Contract may result in further disciplinary action, including possible referral to the Expulsion Hearing Officer Committee. The length of any single behavior contract should not exceed 60 school days.

## **Chronic Truant**

A school-age child who is absent from school without legitimate excuses for seven (7) or more consecutive days, ten (10) or more days in a school month, or fifteen (15) days or more in a school year.

## **Detention**

The detaining of a student outside of regular school hours, either before school or after school.

## **Excused Absence**

An excused absence is defined by the Ohio law as personal illness, illness in the immediate family (mother, father, sister and/or brother), quarantine of home, death of immediate family member(s) (mother, father, sister, brother, grandmother and/or grandfather), an act of God, homelessness and those approved in advance by the principal upon written request by parent or adult student.

## **Expulsion**

Expulsion is the involuntary removal of a student from school by the Superintendent. In most cases, the expulsion should not exceed 80 days, or the number of days remaining in a school semester. In situations where a student brought or possessed a firearm to school or property owned by the school, the Superintendent shall expel the pupil from school for a period of one (1) year. In these cases, the Gun-Free School Act requires the expulsion of the student. The student is not permitted to participate in extracurricular activities, be on any school property or in any district vehicle (including buses).

**Expulsion Hearing Officer - Superintendent Designee**

An administrator designated by the Superintendent, who has minimal prior knowledge of the case, will hear evidence presented by the student, parent(s)/guardian(s) and principal (i.e., witness statements). The administrator will make recommendations to the Superintendent ranging from returning the student to school, referring the student to an outside agency for intervention, suspension, expulsion, or permanent exclusion. Failure of the parent(s)/guardian(s)/legal custodian(s) to attend the hearing will not stop the process.

**Habitual Truant**

A school-age child who is absent from school without legitimate excuse for five (5) or more consecutive days, seven (7) or more days in a school month, or twelve (12) or more school days in a school year. (A school month is defined as four school weeks.)

**In-School Suspension - Alternative Learning Center**

In-school suspension is the suspension of the student's normal instructional activities by an administrator due to discipline reasons. The student attends school but is assigned to special placement that allows him/her to do school work. The student may not attend or participate in extracurricular activities while assigned to in-school suspension.

**Out-of-School Suspension**

An out-of-school suspension is the denial of attendance at school for a period of one (1) to ten (10) school days. This includes the suspension of the student's normal instructional activities by an administrator due to discipline reasons. Schoolwork missed during one (1) to three (3) day suspensions may be made up when the student returns to school. During suspensions ranging from four (4) to ten (10) days, parent(s)/guardian(s)/legal custodian(s) may request schoolwork and pick-up the schoolwork during school hours. Suspended students are not permitted to participate in extracurricular activities, be on any school property or in any district vehicle (including buses).

**Parent Hearing**

Parent(s)/guardian(s)/legal custodian(s) and student(s) meet with an administrator to hear the circumstances related to an alleged violation of school rules and to determine guilt, innocence, or the consequences if the student is found responsible. Attorneys are allowed to participate in these meetings; however, they should notify the principal of their intent to attend. Friends or relatives of the student and other members of the public who are not witnesses may not attend the hearing. The decision reached at the hearing may be appealed to the principal or appropriate executive director.

**Parent/Guardian/Legal Custodian Conference**

An opportunity for school administrator(s) and parent(s)/guardian(s)/legal custodian(s) to discuss issues related to student behavior and/or discipline.

**Removal by Hearing Officer**

School personnel may remove a student to an interim alternative educational setting for not more than 45 school days without regard to whether the behavior is determined to be a manifestation of the child's disability, in cases where a child: (i) carries or possesses a weapon to or at school, on school premises, or to or at a school function under the jurisdiction of a state or local educational agency; (ii) knowingly possesses or uses illegal drugs, or sells or solicits the sale of a controlled substance, while at school, on school premises, or at a school function under the jurisdiction of a state or local educational agency; or (iii) has inflicted serious bodily injury upon another person while at school, on school premises, or at a school function under the jurisdiction of a state or local educational agency.

**Restitution**

Parent(s)/guardian(s)/legal custodian(s) of students responsible for defacing or damaging school property/district vehicles are required to pay the cost of restoring or repairing the property.

**Student Conference**

An opportunity for school staff and student(s) to discuss issues related to student behavior and/or discipline. A written contract may be generated.

**Time Out**

The temporary isolation of the student within the classroom or from classmates to another supervised setting within the school.

**Truancy Issues or Concerns**

To report possible truant students or to get answers to your questions regarding truancy, please call the Truancy Hotline at (937) 542-3228.

**Waiver of Attending Expulsion Hearing**

Parent(s)/guardian(s)/legal custodian(s) may sign a waiver if they choose not to attend an expulsion hearing. In the event parent(s)/guardian(s)/legal custodian(s) or the student does not attend the hearing, it will proceed as scheduled.

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# Building Security

In order to provide the safest environment possible, all Dayton Public Schools high school students may be subject to a security check and/or metal detector upon entering the building. Students will enter the building at the designated doors and may “walk through” a security system. If necessary, individual security checks may be done with a hand-held wand. In order to expedite security checks, please keep the following in mind:

1. *Remove all keys from pockets or purses before going through the security check.*
2. *Remove all metal items and calculators from book bags.*
3. *See-through and/or mesh bags are strongly recommended.*

Some items (e.g., mace on a student’s key chain or a “box cutter”) may be perfectly legal outside of school, but inappropriate for school.

Parent(s)/guardian(s)/legal custodian(s) should be aware of what his/her children pack in their book bags and/or purses before leaving home.

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## District’s Steps Following Student Misbehavior

If a student commits or is accused of committing any offense, a school administrator will:

1. Investigate the incident, including meeting with the student and others involved to allow them to explain the situation.
2. Contact the parent(s)/guardian(s)/legal custodian(s) when necessary, explain the situation, and inform the parent of the corrective strategy to be used.

## **What Parents Should Expect**

When the principal finds that a student has committed an offense, the principal or another school administrator will:

- Notify the parent by telephone as soon as possible that the student has been involved in an offense and may be suspended.
- Send a letter to the residence of the parent(s)/guardian(s)/legal custodian(s) explaining the student's suspension.

A parent may:

- upon request, meet with the principal to discuss the offense.
- receive a report on the school's investigation.
- appeal the student's suspension, if the parent is not satisfied with the principal's decision.

## **Emergency Removal from School**

(A description of the process can be found in Ohio Revised Code (O.R.C.) 3313.66 (C).)

**"If a pupil's presence poses a continuing danger to persons or property or an ongoing threat of disrupting the academic process taking place either within a classroom or elsewhere on the school premises,"** an administrator may remove a student from curricular activities or from the school premises. Upon receipt of a removal letter, parent(s)/ guardian(s)/legal custodian(s) must report to a conference which will be held within three (3) school days. The conference will provide staff, student(s) and parent(s)/guardian(s)/legal custodian(s) an opportunity to discuss the behavior and share perspectives on the matter. Failure to attend the conference(s) may result in an out-of-school suspension. In the event an out-of-school suspension is warranted, the initial days of removal will be deducted from the days of out-of-school suspension. Students are to remain home during school hours and not attend/participate in school-sponsored function(s) until a conference/hearing occurs.

## **Out-of-School Suspension**

1. The superintendent or principal may suspend a student for up to ten (10) school days.
2. Written notice of suspension will be mailed to the student and parent(s)/guardian(s)/legal custodian(s) indicating reasons for suspension.
3. The student will be informed of his/her opportunity to appear before the principal or superintendent to challenge the reason(s) for the suspension or otherwise explain his/her actions.

## Assignment to the Alternative Program in Lieu of an Expulsion

If a student is involved in a Level III offense:

1. The student will be referred to the Expulsion Hearing Officer.
2. A Notice of Intent to Expel letter will be mailed to the parent(s)/guardian(s)/legal custodian(s). The letter will include the date and time of the expulsion hearing.
3. The student and parent(s)/guardian(s)/legal custodian(s) may bring a representative(s) to this hearing.
4. During the hearing, the Expulsion Hearing Officer will review the facts from the investigation to determine if any expulsion is warranted.
5. The student and parent(s)/guardian(s)/legal custodian(s) will be given an opportunity to explain their position.
6. After the hearing, the Expulsion Hearing Officer will decide the corrective strategy to be taken.
7. The results of the expulsion hearing and information on the appeal process will be mailed to the parent(s)/guardian(s)/legal custodian(s) within one day after the hearing. A student may be assigned to an Alternative Program in lieu of expulsion. If a student is assigned to the Alternative Program, the parent(s)/guardian(s)/legal custodian(s) has five **(5) school days to accept the placement**. If the Alternative Program is declined or the student fails to report on the designated enrollment date, **the student will be expelled**.

### Appeal Process O.R.C. 3313.66 (E)

"A pupil or the pupil's parent, guardian, or custodian may appeal the pupil's expulsion by a superintendent or suspension by a superintendent, principal, assistant principal, or other administrator to the board of education or to its designee. If the pupil or the pupil's parent, guardian, or custodian intends to appeal the expulsion or suspension to the board or its designee, the pupil or the pupil's parent, guardian, or custodian shall notify the board in the manner and by the date specified in the notice provided under division (D) of this section. The pupil or the pupil's parent, guardian, or custodian may be represented in all appeal proceedings and shall be granted a hearing before the board or its designee in order to be heard against the suspension or expulsion. At the request of the pupil or of the pupil's parent, guardian, custodian, or attorney, the board or its designee may hold the hearing in executive session but shall act upon the suspension or expulsion only at a public meeting. The board, by a majority vote of its full membership or by the action of its designee, may affirm the order of suspension or expulsion, reinstate the pupil, or otherwise reverse, vacate, or modify the order of suspension or expulsion.

The board or its designee shall make a verbatim record of hearings held under this division. The decisions of the board or its designee may be appealed under Chapter 2506 of the Revised Code."

*\*\* Notice of intent to appeal an expulsion must be filed with the Superintendent's/Treasurer's Office, within fourteen (14) calendar days of the Superintendent's decision to expel. Under state law, the decision of the Board may be further appealed to the Court of Common Pleas.*

## Permanent Exclusion

The Board may seek the permanent exclusion of a student 16 years of age or older who is convicted in criminal court, found delinquent, or found to have assisted in connection with any of the following offenses:

1. Illegal conveyance or possession of a deadly weapon or dangerous ordinance; carrying a concealed weapon; trafficking in drugs, including possession or sale of a bulk amount of a controlled substance.
2. Aggravated murder, murder, voluntary or involuntary manslaughter, felonious assault, aggravated assault, rape, gross sexual imposition or felonious sexual penetration involving a District employee on school grounds or at a school function. The Superintendent may consider permanent exclusion based on the severity or number of offenses.

## Suspension and Expulsion for Students with Disabilities

All federal and state laws (e.g., Manifestation Determination), Board policies and administrative procedures must be followed in suspending and/or recommending expulsion for students with disabilities/impairments on Individualized Education Program (IEP)/Section 504 Related Aids and Services Plan. This does not necessarily preclude exclusion from school or school buses/vehicles, as a result of a crisis or any emergency or as provided by law.

## Discipline for PreK-3 Programs

Due to maturation levels, PreK-3 programs may experience biting, kicking, and other behavioral problems. It is strongly recommended that building staff, parent(s)/guardian(s)/legal custodian(s), appropriate district personnel, and community agencies work collaboratively to develop and implement corrective strategies for working with difficult and hard to manage students. It is ultimately the decision of the building administrator to determine the most appropriate method. The building administrator must employ corrective strategies that will ensure the safety of all.

*The Board's policy of nondiscrimination and anti-harassment will extend to students, staff, job applicants, the general public and individuals with whom it does business, and will apply to race, national origin, citizenship status, religion, sexual orientation, economic status, age, handicap and other human differences.*

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# Policy JFCK – Use of Electronic Communications Equipment by Students

Personal electronic devices have become a common means of communication and information access in today's society. However, these devices have the potential of disrupting the orderly operation of the district's schools. The district has created this policy to govern the possession and use of personal electronic devices on school premises, at school-sponsored activities and on school transportation. For the purposes of this policy "Personal Electronic Device" (PEDs) means a privately owned device that is used for audio, video, or text communication or any other type of computer-like instrument.

**Personal Electronic Devices (PEDs) may include but are not limited to:**

- Existing and emerging mobile communication systems and smart technologies (cellular phones, iPhones, Smartphones, Apple watches, etc.)
- Personal Digital Assistants (PDA) (Palm organizers, pocket PCs, etc.)
- Handheld entertainment systems (video games, CD players, compact DVD players, MP3 players, iPods, earphones, etc.)
- Portable internet devices (mobile messengers, iPads, etc.)
- Current or emerging wireless handheld technologies or portable information technology systems that can be used for word processing, wireless internet access, image capture/recording, sound recording, and information transmitting/receiving/storing, etc. No personal headphones or earbuds.

## **A. Elementary and Middle Schools**

Students may possess PEDs on their person but they must be **powered off** and **out of sight** in backpacks/purses or lockers. Schools reserve the right to collect PEDs upon building entry or in classrooms. Parents will be informed of these practices. (PEDs) **may not** be used by students for any disruptive purpose including

telephone calls, text messaging, taking photographs and videos or any other functions during the regular school day. Parents are to call the main office to reach students.

## B. High School

Students may possess PEDs on their person but they must be **powered off** and **out of sight** in backpacks/purses or lockers. **PEDs are not to be utilized in classrooms or hallways.** Students may use personal electronic devices only as follows:

- 1.) Before and after the regular school day
  - 2.) At lunch time
  - 3.) As directed by a teacher for educational purposes; no charging of PED's during school
- Personal electronic devices shall not be used in any way that threatens, humiliates, harasses or intimidates students, school personnel or visitors, or otherwise violates district policies and regulations or local, state or federal laws. Students are prohibited from sending, sharing, viewing, or possessing pictures, text messages, emails or other material of a sexually explicit nature on personal electronic devices while on school premises, at school-sponsored activities, or on school transportation. Further, students are prohibited from using the camera, video or recording functions of their personal electronic devices on school premises or at school-sponsored activities where another student or individual has an expectation of privacy, including, but not limited to, counseling sessions, restrooms, dressing areas, etc.
  - Students are responsible for the security of the personal electronic devices brought to school. The district is not responsible for lost, stolen, damaged or unauthorized use of personal electronic devices. Further, the district is not liable to any student or his or her parent/guardian for any claims, losses, damages, suits, expenses or costs of any kind arising out of or related to the use or possession of a student's personal electronic device. Charging devices at school is prohibited.
  - In addition to the potential disciplinary actions described below, a student who violates this policy may have his or her personal electronic device confiscated. Any building staff person who confiscates a PED will hand it to the building administrator immediately. The building administrator will hold the PED until such time as the student's parent or guardian makes an appointment to pick up the item.
  - Any violation of this policy will be referred to the District administration and violations may subject students to disciplinary action, as set forth in the Code of Conduct as

Level I and progressively. If applicable, violations of this policy may be referred to law enforcement. In addition, a student may be prohibited from possessing a personal electronic device on school premises, at school-sponsored activities, **or on Dayton Public School transportation.**

**Liability for Electronic Devices:**

- Students who bring cell phones or other electronic devices to school are solely responsible for the safety and security of those devices.
- The school accepts no responsibility for cell phones or other electronic devices that are lost, damaged, or stolen at school or while traveling to and from school or extracurricular events.

***NOTE: This policy and its associated regulations can be found***





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