

STUDENTS

1 Student Discipline

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3 The Board grants authority to a teacher or principal to hold a student to strict accountability for
4 disorderly conduct in school, on the way to or from school, or during intermission or recess.

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6 Disciplinary action may be taken against any student guilty of gross disobedience or misconduct,
7 including but not limited to instances set forth below:

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- 9 • Using, possessing, distributing, purchasing, or selling tobacco products including
10 alternative nicotine and vapor products as defined in 16-11-302, MCA.
- 11 • Using, possessing, distributing, purchasing, or selling alcoholic beverages. Students who
12 may be under the influence of alcohol will not be permitted to attend school functions
13 and will be treated as though they had alcohol in their possession.
- 14 • Using, possessing, distributing, purchasing, or selling drug paraphernalia, illegal drugs,
15 controlled substances, or any substance which is represented to be or looks like a narcotic
16 drug, hallucinogenic drug, amphetamine, barbiturate, marijuana, alcoholic beverage,
17 stimulant, depressant, or intoxicant of any kind, including such substances that contain
18 chemicals which produce the same effect of illegal substances including but not limited
19 to Spice and K2. Students who may be under the influence of such substances will not be
20 permitted to attend school functions and will be treated as though they had drugs in their
21 possession.
- 22 • Using, possessing, controlling, or transferring a weapon in violation of the “Possession of
23 a Weapon in a School Building” section of this policy.
- 24 • Using, possessing, controlling, or transferring any object that reasonably could be
25 considered or used as a weapon.
- 26 • Disobeying directives from staff members or school officials or disobeying rules and
27 regulations governing student conduct.
- 28 • Using violence, force, noise, coercion, threats, intimidation, fear, or other comparable
29 conduct toward anyone or urging other students to engage in such conduct.
- 30 • Causing or attempting to cause damage to, or stealing or attempting to steal, school
31 property or another person’s property.
- 32 • Engaging in any activity that constitutes an interference with school purposes or an
33 educational function or any other disruptive activity.
- 34 • Unexcused absenteeism. Truancy statutes and Board policy will be utilized for chronic
35 and habitual truants.
- 36 • Hazing or bullying.
- 37 • Forging any signature or making any false entry or attempting to authorize any document
38 used or intended to be used in connection with the operation of a school.

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41 These grounds stated above for disciplinary action apply whenever a student’s conduct is
42 reasonably related to school or school activities, including but not limited to the circumstances
43 set forth below:

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- On, or within sight of, school grounds before, during, or after school hours or at any other time when school is being used by a school group.
- Off school grounds at a school-sponsored activity or event or any activity or event that bears a reasonable relationship to school.
- Travel to and from school or a school activity, function, or event.
- Anywhere conduct may reasonably be considered to be a threat or an attempted intimidation of a staff member or an interference with school purposes or an educational function.

Disciplinary Measures

Disciplinary measures include but are not limited to:

- Expulsion
- Suspension from class
- In-School Suspension
- Clean-up duty
- Loss of student privileges
- Loss of bus privileges
- Notification to juvenile authorities and/or police
- Restitution for damages to school property

No District employee or person engaged by the District may inflict or cause to be inflicted corporal punishment on a student. Corporal punishment does not include reasonable force District personnel are permitted to use as needed to maintain safety for other students, school personnel, or other persons or for the purpose of self-defense.

Gun-Free Schools

The Board will expel any student who uses, possesses, controls, or transfers a firearm or any object that can reasonably be considered or looks like a firearm at any setting that is under the control and supervision of the District, for a definite period of time of at least one (1) calendar year, except that the trustees may authorize the school administration to modify the requirement for expulsion of a student on a case-by-case basis. The Board may modify an expulsion period on a case-by-case basis. Any modification from the one-(1)-year mandatory expulsion must be in writing. A building administrator will notify the criminal justice or juvenile delinquency system of any student who brings a firearm to school.

When a student violating this gun-free policy is identified as disabled, either under the IDEA or Section 504 of the Rehabilitation Act of 1973, a building administrator must determine whether a

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1 student’s conduct is related to disability. If a violation of policy is owing to a disability
2 recognized by the IDEA or Section 504, lawful procedures for changes in placement must be
3 followed.

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5 The Board will grant a hearing for any student subject to an expulsion in accordance with § 20-5-
6 202, MCA, and Policy 3300.

7 Possession of a Weapon in a School Building

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9 The District will refer to law enforcement for immediate prosecution any person who possesses,
10 carries, or stores a weapon in a school building, except as provided below, and the District may
11 take disciplinary action as well in the case of a student. In addition, the District will refer for
12 possible prosecution a parent or guardian of any minor violating this policy on grounds of
13 allowing a minor to possess, carry, or store a weapon in a school building.

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15 For the purposes of this section only, “school building” means all buildings owned or leased by a
16 local school district that are used for instruction or for student activities; “weapon” means any
17 object, device, or instrument designed as a weapon or through its use is capable of threatening or
18 producing bodily harm or which may be used to inflict self-injury, including but not limited to
19 any firearm, whether loaded or unloaded; air guns; pellet guns; BB guns; fake (facsimile)
20 weapons; all knives; blades; clubs; metal knuckles; numchucks; throwing stars; explosives;
21 fireworks; mace or other propellants; stun guns; ammunition; poisons; chains; arrows; and
22 objects that have been modified to serve as a weapon.

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24 No person shall possess, use, or distribute any object, device, or instrument having the
25 appearance of a weapon, and such objects, devices, or instruments shall be treated as weapons,
26 including but not limited to weapons listed above which are broken or non-functional, look-alike
27 guns; toy guns; and any object that is a facsimile of a real weapon.

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29 No person shall use articles designed for other purposes (i.e., lasers or laser pointers, belts,
30 combs, pencils, files, scissors, etc.) to inflict bodily harm and/or intimidate, and such use will be
31 treated as the possession and use of a weapon.

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33 The Board may grant persons and entities advance permission to possess, carry, or store a
34 weapon in a school building. All persons who wish to possess, carry, or store a weapon in a
35 school building must request permission of the Board at a regular meeting. The Board has sole
36 discretion in deciding whether to allow a person to possess, carry, or store a weapon in a school
37 building.

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39 This policy does not apply to on-duty law enforcement personnel.

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41 Delegation of Authority

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43 The Board grants authority to any teacher and to any other school personnel to impose on
44 students under their charge any disciplinary measure, other than suspension or expulsion,

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1 corporal punishment, or in-school suspension, that is appropriate and in accordance with policies
2 and rules on student discipline. The Board authorizes teachers to remove students from
3 classrooms for disruptive behavior.
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5 Cross Reference: 3300 Corrective Actions and Punishment
6 3226 Bullying, Harassment
7 5015 Bullying, Harassment
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9 Legal Reference:

10 § 20-4-302, MCA Discipline and punishment of pupils
11 § 16-11-302(1)(7), MCA Definitions
12 definition of corporal punishment – penalty– defense
13 § 20-5-202, MCA Suspension and expulsion
14 § 45-8-361, MCA Possession or allowing possession of
15 weapon in school building – exceptions –
16 penalties – seizure and forfeiture or return
17 authorized – definitions
18 § 45-5-637, MCA Possession or consumption of tobacco products, alternative
19 nicotine products, or vapor products by persons under 18
20 years of age is prohibited – unlawful attempt to purchase
21 - penalties
22 20 U.S.C. § 8921, et seq. Gun Free Schools Act of 1994
23 29 U.S.C. § 701 Rehabilitation Act of 1973
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25 Policy History:

26 Adopted on: February 2007
27 Revised on: January 20, 2009, February 15, 2011, January 2016
28 *Revision Note: January 2016 Clarifies e-Cigarette as alternative nicotine product and references*
29 *MCA, Legal References updated.*