

SCHOOL DISTRICT OF WAUPACA

SERIES 400 STUDENTS

CODE 443 - R2

Code of Student Conduct

Chain O' Lakes Elementary Schools

The School District of Waupaca is committed to providing a healthy and safe atmosphere where all students can learn and grow. Students of the Waupaca School District have the right to an atmosphere that is free of violence and promotes an educational framework where each student can reach his/her potential.

The School District of Waupaca has a legal duty to make its schools as free as possible of the dangers of violence, weapons, drugs, and other behavior harmful to the educational environment. This duty is enforced through the District's policies for zero tolerance and suspension and expulsion, which provides procedures by which students may be removed from the school community either temporarily, or in the case of certain expulsions, permanently. (District Codes 443-446.2-R3)

Student behavior that is dangerous, disruptive, unruly, or interferes with the teacher's ability to teach effectively will not be tolerated. Any student who engages in such behavior may be subject to removal from class and placement as outlined below.

Student Classroom Behavior

Rascal Code

- I am respectful.
- I am responsible.
- I am safe.
- I am prepared.

We are here to learn; Therefore, I will do nothing to keep the teacher from teaching, and anyone, myself included, from learning. I will cooperate with all school people. I will respect myself, others and the environment. By acting this way, I am capable, connecting and contributing.

What are the grounds for disciplinary removal from the class?

A teacher may remove a student from the classroom for the following reasons:

- *Dangerous disruptive or unruly behavior that interferes with the ability of the teacher to teach effectively.
- *Possession or use of a weapon or other item that might cause harm.
- *Being under the influence of alcohol or other controlled substances, or otherwise in violation of the district student drug and alcohol policies
- *Fighting.
- *Behavior that interferes with another student's work or ability to learn.
- *Intimidating hostile or offensive behavior.
- *Inappropriate physical contact intended or likely to hurt, distract or annoy others, such as, hitting, biting, pushing, shoving, poking, pinching, or grabbing.
- *Repeated classroom interruptions or refusing to follow directions.
- *Throwing objects in the classroom.
- *Excessive or disruptive talking or noises.
- *Behavior that causes students to act inappropriately or to disobey the teacher or school or class rules.
- *Physical confrontations or verbal/physical threats.
- *Inciting other students to act inappropriately or to disobey the teacher or school or class rules.
- *Behavior that may constitute sexual or other harassment.
- *Willful damage or theft of school or personal property.
- *Defiance or disrespect of authority.
- *Possession of personal property prohibited by school rules and otherwise disruptive to teaching.
- *Use of profanity.
- *Behaviors that violate the District's policies or violates the behavioral rules and expectations set forth in the student handbook.

Other behavior may, in the determination of the teacher, warrant removal because of its interference with the ability of others to learn effectively. Such behavior may include, without limitation, other overt or passive refusal to engage in class activities.

Removal is a serious measure, and should not be imposed in an arbitrary, casual or inconsistent manner. Behavioral expectations are always more constructive and more likely to be followed, where their terms are communicated as clearly as possible to all students and staff. However, it is neither possible nor necessary to specify every type of improper or inappropriate behavior, or every inappropriate circumstance that would justify removal under this Code, A teacher's primary responsibility is to maintain an appropriate educational environment for the class as a whole. Therefore, notwithstanding the provisions of the Code, in every circumstance the teacher should exercise his or her best judgment in deciding whether it is appropriate to remove a student temporarily from class. In ordinary circumstances and in practical terms, a teacher's decision to remove a student temporarily from class will stand. However, there may be circumstances when the building administrator may, exercising his or her discretion, return the student to the classroom.

Who may remove a student from class?

A teacher of that class may temporarily remove any student from class under this Code. For the purpose of this Code, "student" means any student enrolled in the District, exchange student, or student visitor to the District's schools. Any student may be removed on a long-term basis from class based on the request of a teacher as upheld and implemented in the discretion of the building administrator.

For the purpose of this Code, "class" is any class, meeting or activity, which students attend, or in which they participate while in or out of school under the discretion of the District.

For the purpose of this Code, "a teacher of that class" means the regularly assigned teacher of the class, or any adult assigned to teach, monitor, assist in or oversee the class.

What procedures must be followed in temporarily removing a student from class?

Except where behavior is extreme, a teacher should generally warn a student that the continued misbehavior might lead to temporary removal from the class. When a teacher determines that the removal is appropriate, the teacher should take one of the following courses of action:

- a.) instruct the student to go to the main office for the period of the removal. In such case, the teacher should send a note with the student.
- b.) obtain coverage for the class and escort the student to the main office.
- c.) seek assistance from the main office or other available staff. When the assistance arrives, the teacher or other adult should accompany the student to the main office.

When the student arrives at the main office, the building administrator or designee should give the student an opportunity to briefly explain the situation. If the building administrator or designee is not available immediately upon the student's arrival, the student should be taken to the removal area, and the administrator or designee should speak to the student as soon as practical thereafter.

Within twenty-four hours or one business day of the removal, the teacher shall submit to the building administrator or designee a short and concise written explanation of the basis for the removal.

What are the placement procedures?

The building principal or designee shall place a student who has been removed from class by a teacher in one of the following alternative educational settings:

- *An alternative education program approved by the school board.
- *Another class in the school.
- *Another instructional setting.
- *The class from which the student was removed.

How will the parent(s)/guardian(s) be notified of their child's removal from the classroom?

It is the teacher's responsibility to notify the parent(s)/guardian(s) of a minor student, in writing, when a teacher has removed a student from class. This notification shall include reasons for the student's removal from the class and the placement decision. The notice will be given as soon as is practical after the student's removal.

To what extent is removal applicable identified as disabled under IDEA or section 504?

Some different rules and considerations apply for students identified as requiring special educational services under the IDEA or section 504. In particular, a placement for such students is a decision of the student's IEP team, subject to stringent procedural safeguards, and cannot be made unilaterally by teachers or the administration. It is advisable that all IEP teams address these issues, and this Code, setting forth the consensus of the IEP team regarding behavioral expectations and consequences.

Notwithstanding these issues, students identified as requiring special educational services under the IDEA or section 504 may, in general, be temporarily removed from class under the same terms and conditions as non-disabled students.

For the reasons above, no change in placement for more than ten school days may be made for a student with disabilities outside the IEP process. This ten-day limit applies to out of school suspensions as well as days of removal.

ADOPTED: 71399

REVISED: 020910

LEGAL REFERENCE: Wis. Stats. 120.13(1)(a), 119.04(1), 118.164, 120.13(1)(a)1 to 4

CONTRACT REFERENCE:

CROSS REFERENCE:

The School District of Waupaca does not discriminate on the basis of sex, race, religion, national origin, ancestry, creed, pregnancy, marital or parental status, sexual orientation, or physical, mental, or emotional or learning disability.