

1. Students – Students will be disciplined in accordance with the Board's Parent/Student Handbook.
2. Employees – Employees will be subject to adverse personnel action, which may include termination.
3. Other Persons – Other persons may be denied re-entry to school property.

b. Notification of Law Enforcement – The appropriate law enforcement authority, which may include the city police, county sheriff, and the local district attorney, will be notified by the principal of violations of this policy.

4.3.4 Tobacco – The use of tobacco products and the illegal possession, distribution, and sale of tobacco products on school property is prohibited. These prohibitions also apply to electronic cigarettes, vape pens, hookah pens, e-hookahs, vape pipes, and any similar type of device designed to deliver nicotine, flavor, and other chemicals via inhalation.

a. Penalties for Violation

1. Students – Students who violate the tobacco prohibition will be disciplined in accordance with the Board's Parent/Student Handbook
2. Employees – Employees who violate the tobacco prohibition will be subject to adverse personnel action, which may include termination.
3. Other Persons – Other persons who violate the tobacco prohibition may be denied re-entry to school property.

b. Parental Notification – Parents and guardians may be notified of actual or suspected violations of the tobacco prohibition whether or not the student is charged with a violation of Board policy, which includes the Parent/Student Handbook.

[Reference: ALA. CODE §16-1-24.1 (1975); Ala. Admin. Code 290-3-1-.02(1)(b)]

4.3.5 Searches – Law enforcement agencies are permitted to make periodic visits to all schools to detect the presence of illegal drugs or weapons and may use any lawful means at their disposal to detect the presence of such substances. The visits will be unannounced to anyone except the Superintendent and principal.

[Reference: ALA. CODE §16-1-24.1 (1975); Ala. Admin. Code 290-3-1-.02(1)(b)]

4.3.6 Drug and Alcohol-Free Environment – All students, employees, volunteers, parents, visitors, and other persons are prohibited from possessing, using, consuming, manufacturing, or distributing illegal controlled substances and alcohol while on Board property or while attending any Board sponsored or sanctioned event, program, activity, or function. Persons who are intoxicated or impaired by the use, consumption, or ingestion of any illegal controlled substance or alcohol are not permitted to be on school property, or to attend or participate in any Board sponsored or sanctioned event, program, activity, or function.

[Reference: ALA. CODE §16-1-24.1, 25-5-330 (1975)]

4.3.7 Adoption of Statutory Penalties and Consequences – Persons who violate the Board's prohibition of firearms, weapons, illegal drugs, or alcohol will be subject to all notification, referral, suspension, placement, re-admission, and other provisions set forth in ALA. CODE §16-1-24.1 and 24.3 (1975).

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#### 1.14 TOBACCO USE (VISITORS ON SCHOOL PROPERTY)

- a. The Lauderdale County Board of Education, in compliance with a State Board of Education regulation as amended on May 11, 1995, and in order to protect the health and welfare of students, parents, and visitors on school property, adopts this policy to **PROHIBIT THE USE OF TOBACCO PRODUCTS ON SCHOOL PROPERTY AT ANY TIME.**
- b. This also includes items such as E-cigarettes and Vaping.
- c. Visitors violating this policy will be asked to stop this violation.
- d. If the violation continues, then the visitor will be asked to leave.

#### 1.15 ASBESTOS MANAGEMENT PLAN

- a. The Lauderdale County Board of Education has an established plan for asbestos in compliance with Title II, Section 206 of the Toxic Substance Control Act of the United States.
- b. All ACM are marked as required by this act. A copy of the Asbestos Management Plan is available for review at each school.

#### 1.16 FUND RAISING

- a. Personal business items or items to benefit individuals, businesses, or organizations may not be sold at any time on school grounds unless approved by the principal.
- b. All sales or fund-raising activities must be approved by the principal.

#### 1.17 CHECK ACCEPTANCE POLICY

- a. Your check is welcome at all schools in the Lauderdale County School System.
- b. The Lauderdale County School System recognizes that occasionally a parent may inadvertently overdraw a checking account and a check may be returned by your bank.
- c. In order to recover these funds in a private and professional manner, the Lauderdale County School System has contracted with CHECKredi of Alabama, a company based in Huntsville, AL. for collection of returned checks.
- d. Each person writing a check to a school or the school system should write the check on a commercially printed check with your name, address and one phone number.
- e. Counter or starter checks will not be accepted.
- f. When a person writes a check to a school or the school system, the person writing the check agrees that, if the check is returned, that it may be represented electronically on the same account, and that the fee established by law, may be debited from the same account.
- g. If the check and fee are not collected electronically, then CHECKredi will contact you by mail and by telephone in order for you to make arrangements to pay.
- h. Payments may be made to CHECKredi by mailing to 4925 Sparkman Drive or to P.O. Box 3829, Huntsville, AL 35810.
- i. Payments of the check and fee may be made electronically at [www.checkredi.com](http://www.checkredi.com) by using a credit card, debit card, or electronic check without additional fee.
- j. For a convenience fee, payments may be made over the telephone by credit or debit card or electronic check by calling toll free (877) 524-7334.

#### 1.18 WEATHER MAKE-UP

- When\if necessary: breaks/school holidays may be used for make-up days.
- Days may be added to the end of each semester if necessary.
- Time may be added on to the regular school day.

and/or at any school event, during or after regular school hours, and at any school-sponsored and/or school-related trip or activity away from school.

- b. Violation of this policy is at a minimum a Class III Violation with Class III Sanctions applied.
- c. Elementary students may be dealt with on a case by case basis.
- d. Where appropriate, and at the discretion of the principal, the punishment shall be imposed on all participants in the fight unless the person or persons against whom the encounter is directed by clear and convincing proof, makes a reasonable effort to avoid the encounter and does not offer a retaliatory blow, slap, shove, kick, push or other touching of the person of the initiator of the fight, in which the incident **will not** be classified as a fight, but as harassment or possibly assault by the aggressor.
- e. In most cases, clear and convincing evidence that one participant was only trying to defend themselves is extremely hard to determine, therefore the encounter, if classified as a fight, will result in more than one person receiving disciplinary measures.
- f. Discipline of students with disabilities who violate this policy shall be determined on a case-by-case basis in accordance with the requirements of the Individuals with Disabilities Education Act (IDEA) and Section 504 of the Rehabilitation Act.

## 7.6 CRIMINAL CHARGES

- a. If a student has violated Board policy and criminal charges have been filed as a result by school officials against the student arising from the conduct on which the violation of Board policy was based, the Board may not readmit the student to regular classes until the criminal charges are disposed of.
- b. This applies even if the student has satisfied all other requirements of the local Board for readmission.
- c. The student will be assigned to an alternative school setting during the pendency of these criminal charges.
- d. If criminal charges have been filed against a student by someone else, the student may be placed in an alternative school setting at the discretion of the principal.
- e. This also applies to petitions alleging conduct which would constitute a crime that is filed in Juvenile court against younger students, Code of Alabama 1975, 16-1-24.1( c).
- f. Discipline of students with disabilities who violate this policy shall be determined on a case-by-case basis in accordance with the requirements of the Individuals with Disabilities Education Act (IDEA) and Section 504 of the Rehabilitation Act.

## 7.7 VAPING, TOBACCO USE OR POSSESSION

### 1<sup>st</sup> Offense

Possession- 5 days of In-School Suspension

Distribution- 5 Days of Out of School Suspension

Students will receive a "0" for any grades taken during the five days Out-of-School suspension time period.

\*The student will not be allowed to participate in any extracurricular activities during the time of any type of suspension for violating this policy.

### 2<sup>nd</sup> Offense

Early Warning Vaping Program- The parent/guardian and the student will be required to attend the program with a representative of the Lauderdale County District Attorney's office present.

Possession- 2 Days of Out of School Suspension and 5 days of In-School Suspension.

Students will receive a "0" for any grades taken during the out-of-school suspension time period.

Distribution- Alternative School Placement for a minimum of 15 Days

\*The student will not be allowed to participate in any extracurricular activities during the time of any type of suspension for violating this policy.

### 3<sup>rd</sup> Offense

10 days of Out of School Suspension pending Board hearing.

Students will receive a "0" for any grades taken during the out-of-school suspension time period.

The student case file will be turned over to the Assistant District Attorney's office.

\*The student will not be allowed to participate in any extracurricular activities during the time of any type of suspension for violating this policy.

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**All violations of this policy will be considered cumulative for individual students in grades 7-12. Grades 4th through 6th will also be considered cumulative and Pre-K through 3rd graded handled on a case by case basis.**

**Example: A student receives their first vaping offense in 7th grade. In 9th grade the student violates the policy again, this would result in the student having two violations.**

**A 6th grader receiving a vaping violation will be cleared upon entering the 7th grade.**

#### 7.8 VANDALISM

- a. Parents/Guardians having care or control of a minor child under the age of 18 years are financially liable for retribution for all damages proximately caused by the injury to or destruction of any property by the malicious, willful, or intentional acts of the minor.
- b. Students that are found to have "vandalized" school property will be dealt with using class two or class three sanctions, including paying for all damages.
- c. Marking on the walls in restrooms, or on desks or walls or on the roof of any school building is considered vandalism and may be referred to law enforcement agencies.
- d. Vandalizing school property is not considered a practical joke and will not be tolerated.
- e. Discipline of students with disabilities who violate this policy shall be determined on a case-by-case basis in accordance with the requirements of the Individuals with Disabilities Education Act (IDEA) and Section 504 of the Rehabilitation Act.

#### 7.9 CORPORAL PUNISHMENT

- *The Alabama Legislature has determined:*
  - It is the finding of the Alabama Legislature that the people of Alabama have two basic expectations of public schools: (1) that students be allowed to learn in a safe classroom setting where order and discipline are maintained; and (2) that students learn at the level of his/her capabilities and achieve accordingly. The Legislature finds further that every child in Alabama is entitled to have access to a program of instruction which gives him/her the right to learn in a non-disruptive environment. No student has a right to be unruly in his or her classroom to the extent that such disruption denies fellow students of his/her right to learn. The teacher in each classroom is expected to maintain order and discipline. Teachers are hereby given the authority and responsibility to use appropriate means of discipline up to and including corporal punishment as may be prescribed by the local board of education. (*Acts 1995, No. 95-539, p. 1121, §1.*)
  - The Lauderdale County Board of Education authorizes professional employees to administer corporal punishment. If such punishment is chosen, it shall be administered in the presence of a second school employee, but not in the presence of another student. Teachers shall be supported by the Board of Education and the administration in his/her efforts to teach good citizenship by requiring proper conduct.
  - State law and Board policy allows the use of corporal punishment. For more information, contact the school principal.

#### 7.10 ALTERNATIVE SCHOOL SETTING/ISS (IN-SCHOOL SUSPENSION)