

- i. *Students* - Students will be disciplined in accordance with the Board's Student Code of Conduct.
- ii. *Employees* - Employees will be subject to adverse personnel action, which may include termination.
- iii. *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.

4.2.4 Tobacco - The use of tobacco products and the illegal possession, distribution, and sale of tobacco products (including electronic cigarette, e-cigarette, personal vaporizer, or electronic nicotine delivery systems) on school grounds, on Board property, on school buses, or at school-sponsored functions is prohibited.

a. *Penalties for Violations*

- i. *Students* - Students who violate the tobacco prohibition will be disciplined in accordance with the Board's Student Code of Conduct.
- ii. *Employees* - Employees who violate the tobacco prohibition will be subject to adverse personnel action, which may include termination.
- iii. *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 suspect violations of the tobacco prohibition whether or not the student is charged with a violation of Board policy, which includes the Student Code of Conduct.

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

4.2.5 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 may 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)]

4.2.6 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 legal or 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)]

4.2.7 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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- S58.2a Medication Violation**  
Failure to comply with the medication procedures and policies outlined in the MCSS Parent-Student Handbook.
- S58.2b Any Other Violation**  
Any act that the principal may deem reasonable to fall within this category after investigation and consideration of extenuating circumstances.
- S59.2 Violation of Acceptable Use Agreement (AUA) and Internet Safety – Intermediate**  
*Refer to MCBOE Policy 4.9*  
*Refer to the MCSS Acceptable Use Agreement*  
Any failure to comply with the AUA. In addition to consequences for a Class II described herein, the student’s technology or computer privileges may be modified, suspended, or terminated. Violations include:
- Accessing, uploading, downloading, or distributing pornographic, obscene, or sexually explicit material
  - Transmitting obscene, abusive, sexually explicit, or threatening images and/or language
  - Using the network for commercial purposes
  - Harassing, insulting, or attacking others in person or through the virtual classroom setting
  - Altering the setup of computers as set by the system administrator
- S60.2 Vape/ Vapor, Possession**  
*Refer to MCBOE Policy 4.2.4*  
Possession of a device used to inhale and exhale vapor containing nicotine and/or flavoring or other substances.
- S61.2 Vape/ Vapor, Usage**  
*Refer to MCBOE Policy 4.2.4*  
Using a device used to inhale and exhale vapor containing nicotine and/or flavoring or other substance.
- S62.2 Vape/ Vapor, Sale**  
*Refer to MCBOE Policy 4.2.4*  
Selling of a device used to inhale and exhale vapor containing nicotine and/or flavoring or other substances.
- S63.2 E-Cigarettes, Possession**  
*Refer to MCBOE Policy 4.2.4*  
Possession of a device used to produce an aerosol by heating a liquid that usually contains nicotine and/or flavoring or other substances.

S64.2

**E-Cigarettes, Usage**

Refer to MCBOE Policy 4.2.4

Using a device used to produce an aerosol by heating a liquid that usually contains nicotine and/or flavoring or other substances.

S65.2

**E-Cigarettes, Sale**

Refer to MCBOE Policy 4.2.4

Selling a device used to produce an aerosol by heating a liquid that usually contains nicotine and/or flavoring or other substances.

**Disciplinary Actions - Class II Intermediate Behaviors**

Behavior	Grade Level	Disciplinary Action
First Behavior	PK-5	<ul style="list-style-type: none"> <li>● Parent contact</li> <li>● Up to 2 days of In-School Suspension or 1 day Out of School Suspension</li> </ul>
	6-8	<ul style="list-style-type: none"> <li>● Parent contact</li> <li>● 2 days of In-School Suspension or Out of School Suspension</li> </ul>
	9-12	<ul style="list-style-type: none"> <li>● Parent contact</li> <li>● 3 days of In-School Suspension or Out of School Suspension</li> </ul>
Second Behavior	PK-5	<ul style="list-style-type: none"> <li>● Conference with the parent</li> <li>● Up to 2 days of In-School Suspension or Out of School Suspension</li> </ul>
	6-8	<ul style="list-style-type: none"> <li>● Conference with the parent</li> <li>● 2 days of In-School Suspension or Out of School Suspension</li> </ul>
	9-12	<ul style="list-style-type: none"> <li>● Conference with the parent</li> <li>● 3 days of In-School Suspension or Out of School Suspension</li> </ul>
Third Behavior	PK-5	<ul style="list-style-type: none"> <li>● Parent contact</li> <li>● Up to 3 days of In-School Suspension or 2 days Out of School Suspension</li> </ul>
	6-8	<ul style="list-style-type: none"> <li>● Parent contact</li> <li>● 3 days of In-School Suspension or Out of School Suspension</li> </ul>
	9-12	<ul style="list-style-type: none"> <li>● Parent contact</li> <li>● 3 days of In-School Suspension or Out of School Suspension</li> </ul>
Fourth Behavior	PK-5	<ul style="list-style-type: none"> <li>● Conference with the parent</li> <li>● Up to 3 days of In-School Suspension or 2 days Out of School Suspension</li> </ul>
	6-8	<ul style="list-style-type: none"> <li>● Conference with the parent</li> </ul>