Board Policy Manual

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Policy 4.02: Safe Schools Policy (Drugs, Alcohol, Tobacco, and Weapons)

Status: ADOPTED

Original Adopted Date: 06/06/2019

4.02.1 Prohibition on the Possession of Firearms - The possession of a firearm in a school building, on school grounds, on Board property, on school buses, or at schoolsponsored functions is prohibited except for authorized law enforcement personnel and as provided by law. For purposes of this policy, the term "firearm" has the same definition as is found in 18 U.S.C §921.

- a. Penalties for violations in addition to any criminal penalties that may be imposed, the following penalties will be imposed for unauthorized possession of firearms:
 - 1. Students Students will be expelled for a period of one year. The expulsion requirement may be modified in writing by the Board upon recommendation of the Superintendent on a case-by-case basis. Students who are expelled for firearm possession may not attend regular school classes, but may be permitted to attend alternative schools or education programs established by the Board. Discipline of students with disabilities who violate the firearm possession policy will be determined on a case-by-case basis in accordance with federal and state law. Parents of students who violate this policy will also be notified by the principal of violations.
 - 2. Employees Employees will be subject to adverse personnel action, which may include termination.
 - Other Persons Other persons may be dealed 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.

[Reference: ALA CODE \$16-1-24.1, 24.3 (1975); Ala. Admin. Code 290-3-1-02; Federal Gun Free Schools Act, 20 U.S.C. 7151; Federal Gun Free School Zone Act of 1995 (18 U.S.C. §922(q))

4.02.2 <u>Prohibition on the Possession of Weapons</u> – The possession of a deadly weapon or dangerous instrument in a school building, on school grounds, on school property, on school buses, or at school-sponsored functions is prohibited except for authorized law enforcement personnel. For purposes of this policy, the terms "deadly property, on school buses, or at school-sponsored functions is prohibited except for authorized law enforcement personnel. For purposes of this policy, the terms "deadly weapon" and "dangerous Instruments" include but are not limited to explosives, incendiary devices, projectiles, knives with a blade length of more than two (2) inches, weapon" and "dangerous Instruments" will exclude any device either used or intended archery equipment, devices designed to expel projectiles at a high rate of speed, any device so classified under state or federal law, and any device either used or intended to be used in such manner as to inflict bodily harm, provided that the terms "deadly weapon" and "dangerous instruments" will exclude, to the extent permitted by law, to be used in such manner as to inflict bodily harm, provided that the terms "deadly weapon" and "dangerous instruments" will exclude, to the extent permitted by law, to be used in such manner as to inflict bodily harm, provided that the terms "deadly weapon" and "dangerous instruments" will exclude, to the extent permitted by law, to be used in such manner as to inities bodily name, provided that the series deadly weapon and bangarous instantiation will exceed the extension of the extens

- a. Penalties for Violations In addition to any criminal penalties that may be imposed, the following penalties will be imposed for unauthorized possession of deadly weapons or dangerous instruments:
 - 1. Students Students will be disciplined in accordance with the Board's Code of Student Conduct,
 - Employees Employees will be subject to adverse personnel action, which may include termination.
 - Other Persons Other persons may be defiled 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.

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

4.02.3 illegal Drugs and Alcohol - The use, possession, distribution, and sale of alcohol and the illegal use, possession, distribution, and sale of drugs in a school building, enotes integrated by a new resource — The use, possession, distribution, and sale of according to the negation school grounds, on Board property, on school buses, or at school-sponsored functions is prohibited.

- a. Penalties for Violations In addition to any criminal penalties that may be imposed, the following penalties will be imposed for unauthorized possession of illegal drugs or alcohol:
 - 1. Students Students will be disciplined in accordance with the Board's Code of Student Conduct.
 - 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.

4.02.4 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 digarettes, 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 Code of Student Conduct.
 - 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 Code of Student Conduct.

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

4.02.5 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)]

4.02.6 <u>Drug and Alcohol-Free Environment</u> – All students, employees, volunteers, parents, <u>visitors</u>, and other persons are prohibited from possessing, using, consuming, manufacturing, or distributing illegal controlled substances and alcohol while on Board property gray by a gray Board sponsored or sanctioned event, program,

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- 2.01 Defiance or disrespect of authority (willful, persistent disobedience)
 Willful disobedience of a direct order of instruction from a school board employee or others having legal authority. A contemptuous opposition or disregard of an order of instruction from a school board employee or others having legal authority (policeman, fireman) openly expressed in words or actions. This conduct substantially disrupts the orderly school environment or poses a threat to the health, safety or welfare of others.
- 2.02 Possession and/or use of Vape/tobacco products
 Having or using vape, tobacco products, electronic smoking devices, or paraphernalia on
 the school premises (including vehicles) at any school-sponsored activity (electronic or
 e-cigarettes/vapes are devices designed to mimic cigarettes and contain nicotine).
- 2.03 Intentional physical contact toward another student
 The intentional, unlawful touching, striking or biting of another student who does not retaliate
- 2.04 Fighting/Mutual participation in a fight involving physical violence After due process, if the determination was made that the student was the aggressor or provoked and/or participated in fighting activity, the minimum disciplinary action shall be school suspension for a period of one day
- 2.05 **Property damage**Intentional and deliberate action or damage to public, real, or personal property of another
- 2.06 Stealing/Larceny/Petty Theft
 The intentional, unlawful taking or carrying away of public, real, or personal property
- 2.07 Possession of stolen property
- 2.08 Extortion/Bullying Verbally or by written or printed communication, the malicious threatening, including the intent to extort money or any pecuniary advantage whatsoever, or with the intent to compel the person so threatened, or any other person, to do any act or refrain from doing any act against his/her will
 - NOTE: Completion of the threat, either by the victim's complying with the demands or the carrying out of the threat against the victim, constitutes a Class III Violation.
- 2.09 Trespassing Willfully entering or remaining in any structure, conveyance, or property without being authorized, licensed, or invited, or warned by an authorized person to depart and refusal to do so
- 2.10 Possession of and/or igniting fireworks
- 2.11 Violation of the system's medication policy (refer to Administering of Medication on page 12)

- 2.24 Unauthorized use/possession of electronic devices to include, but not be limited to, cellular phones, beepers, pagers, and smart watches (please refer to page 54 for disciplinary actions for second offense)
- 2.25 Major inappropriate use of the Internet that affects students, faculty or staff, including the use of social networking sites to cause bullying, vulgar activities, disruptions at school, or threatening activities
- 2.26 Other moderate violations selected by the administrator

ფაფაფაფაფაფაფაფაფაფაფაფაფაფაფაფაფაფა DISCIPLINARY ACTIONS FOR CLASS II VIOLATIONS

First Offense:

A school official will initiate one or more of the following: Alternative Education placement, suspension from school, non-academic work assignments (before or after school or during break), detention, corporal punishment, suspension of driving rights, Saturday School, In School Suspension, work detail, or other actions deemed appropriate by the principal or the principal's designee. Parental notification will be provided on any Class II offense.

Subsequent Offenses: (Two or more Class II violations)

The following steps will be taken:

- 1. Conference-A formal conference will be held with the student and one or more school officials.
- Disciplinary actions as deemed appropriate by the principal or principal's designee. This step may include the same disciplinary actions as the first offense.

2.02 Possession and/or use of Vape/tobacco products Dispositions: Grades 5 through 12

<u>First Offense/Referral</u>: 3 Days Out of School Suspension (OSS). Student will lose Good Standing for 5 school days.

<u>Second Offense/Referral:</u> - 5 Days Out of School Suspension (OSS). Student will lose Good Standing for 10 school days.

<u>Third Offense/Referral:</u> - OSS Pending Administrative Hearing. The student will be suspended pending an administrative hearing to be held at the Central Office.

- 3.01 Controlled substances including alcohol and illegal drugs
 Unauthorized possession, transfer, use of, or sale of controlled substances including alcoholic beverages, illegal drugs, and drug paraphernalia
- 3.02 Arson
 The willful and malicious burning or attempting to burn any part of school board property