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3 **STUDENTS**

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5 Student Discipline

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7 The Board grants authority to a teacher or principal to hold a student to strict accountability for disorderly  
8 conduct in a school building, on property owned or leased by a school district, on a school bus, on the  
9 way to or from school, or during intermission or recess.

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

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- 14 • Using, possessing, distributing, purchasing, or selling tobacco products, and alternative nicotine  
15 and vapor products as defined in 16-11-302, MCA.
  - 16 • Using, possessing, distributing, purchasing, or selling alcoholic beverages, including powdered  
17 alcohol. Students who may be under the influence of alcohol will not be permitted to attend  
18 school functions and will be treated as though they had alcohol in their possession.
  - 19 • Using, possessing, distributing, purchasing, or selling drug paraphernalia, illegal drugs,  
20 marijuana, controlled substances, or any substance which is represented to be or looks like a  
21 narcotic drug, hallucinogenic drug, amphetamine, barbiturate, marijuana, alcoholic beverage,  
22 stimulant, depressant, or intoxicant of any kind, including such substances that contain chemicals  
23 which produce the same effect of illegal substances including but not limited to Spice and K2.  
24 Students who may be under the influence of such substances will not be permitted to attend  
25 school functions and will be treated as though they had drugs in their possession.
  - 26 • Using, possessing, controlling, or transferring a firearm or other weapon in violation of Policy  
27 3311.
  - 28 • Using, possessing, controlling, or transferring any object that reasonably could be considered or  
29 used as a weapon as referred to in Policy 3311.
  - 30 • Disobeying directives from staff members or school officials or disobeying rules and regulations  
31 governing student conduct.
  - 32 • Using violence, force, noise, coercion, threats, intimidation, fear, or other comparable conduct  
33 toward anyone or urging other students to engage in such conduct.
  - 34 • Causing or attempting to cause damage to, or stealing or attempting to steal, school property or  
35 another person's property.
  - 36 • Engaging in any activity that constitutes an interference with school purposes or an educational  
37 function or any other disruptive activity.
  - 38 • Unexcused absenteeism. Truancy statutes and Board policy will be utilized for chronic and  
39 habitual truants.
  - 40 • Intimidation, harassment, sexual harassment, sexual misconduct, hazing or bullying; or retaliation  
41 against any person who alleged misconduct under Policy 3225 or 3226 or participated in an  
42 investigation into alleged misconduct under Policy 3225 or 3226.
  - 43 • Defaces or damages any school building, school grounds, furniture, equipment, or book  
44 belonging to the district.
  - 45 • Forging any signature or making any false entry or attempting to authorize any document  
46 used or intended to be used in connection with the operation of a school.
  - 47 • Engaging in academic misconduct which may include but is not limited to: cheating,  
48 unauthorized sharing of exam responses or graded assignment work; plagiarism, accessing  
49 websites or electronic resources without authorization to complete assigned coursework, and any  
50 other act designed to give unfair academic advantage to the student.

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4 These grounds stated above for disciplinary action apply whenever a student’s conduct is reasonably  
5 related to school or school activities, including but not limited to the circumstances  
6 set forth below:  
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- 8 • On school grounds before, during, or after school hours or at any other time when school is being  
9 used by a school group.
- 10 • Off school grounds at a school-sponsored activity or event or any activity or event that bears a  
11 reasonable relationship to school.
- 12 • Travel to and from school or a school activity, function, or event.
- 13 • Anywhere conduct may reasonably be considered to be a threat or an attempted intimidation of  
14 bullying of a staff member or student, or an interference with school purposes or an educational  
15 function.

#### 16 17 Disciplinary Measures

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19 Disciplinary measures include but are not limited to:

- 20 • Expulsion
- 21 • Suspension
- 22 • Detention, including Saturday school
- 23 • Clean-up duty
- 24 • Loss of student privileges
- 25 • Loss of bus privileges
- 26 • Notification to juvenile authorities and/or police
- 27 • Restitution for damages to school property

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

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36 The Superintendent or designee is authorized to assign a student to non-disciplinary offsite instruction  
37 pending the results of an investigation or for reasons related to the safety or well-being of students and  
38 staff. During the period of non-disciplinary offsite instruction, the student will be permitted to complete  
39 all assigned schoolwork for full credit. The assignment of non-disciplinary offsite instruction does not  
40 preclude the Superintendent or designee from disciplining a student who has, after investigation, been  
41 found to have violated a School District policy, rule, or handbook provision.  
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#### 43 Delegation of Authority

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45 The Board grants authority to any teacher and to any other school personnel to impose on students under  
46 their charge any disciplinary measure, other than suspension or expulsion, corporal punishment, or in-  
47 school suspension, that is appropriate and in accordance with policies and rules on student discipline. The  
48 Board authorizes teachers to remove students from classrooms for disruptive behavior.  
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Cross Reference:      3300    Suspension and Expulsion  
                                 3225    Sexual Harassment of Students  
                                 3226    Bullying, Harassment  
                                 5015    Bullying, Harassment

Legal Reference:      § 16-11-302(1)(7), MCA      Definitions  
                                 § 20-4-302, MCA              Discipline and punishment of pupils – definition  
                                                                      of corporal punishment – penalty  
                                                                      – defense  
                                 § 20-5-202, MCA              Suspension and expulsion  
                                 § 45-8-361, MCA              Possession or allowing possession of weapon in  
                                                                      school building – exceptions – penalties –  
                                                                      seizure and forfeiture or return authorized –  
                                                                      definitions  
                                 § 45-5-637, MCA              Possession or consumption of tobacco products,  
                                                                      alternative nicotine products, or vapor products  
                                                                      by persons under 18 years of age is prohibited –  
                                                                      unlawful attempt to purchase - penalties  
                                 29 U.S.C. § 701              Rehabilitation Act of 1973  
                                 Initiative 190 – “Montana Marijuana Regulation and Taxation Act.” January 1,  
                                 2021

Policy History:  
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