

## **4.3600 CODE OF STUDENT CONDUCT**

Legal References: Title VI of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000d-2000d7  
Title IX of the Education Amendments of 1972, as amended, 20 U.S.C. § 1681  
Gun-Free Schools Act of 1994, 20 U.S.C. § 8921  
Equal Employment Opportunity Commission's "Final Amendment Guidelines on  
Discrimination Because of Sex"  
G.S. 14-33, -35, -36, -60, -67, -69.1 - 69.2, -132, -132.2, -134, -269.2, -284.1, -288.4  
G.S. 115C -36, -45, -47, -112, - 288(g), -307, -390, -391, -392  
G.S. 18B-300 to 302  
NCHSAA By-laws

Cross References 3.6140-4.2050 TECHNOLOGY ACCEPTABLE USE AND INTERNET SAFETY -- STUDENTS

### **I. DEFINITIONS AND TERMS**

A. School: Falls Lake Academy ("FLA").

B. Board: Falls Lake Academy Board of Directors.

C. Parent: Biological or adoptive parent(s) and/or custodial step-parent(s), legal guardian(s), legal custodian, or other caregiver adult(s) who is/are acting in the place of a parent and is/are entitled to enroll a student at Falls Lake Academy pursuant to Article 25 of N.C.G.S. 115C.

D. School employee(s): Any and all school employees, authorized volunteers, student teachers, substitute teachers, non-faculty coaches, sports officials, all persons authorized to have authority and control over a student, any person working on school grounds or at a school function under a contract or written agreement with Falls Lake Academy to provide educational or related services to students, and/or any person working on school grounds or at a school function for another agency providing educational or related services to students.

E. School property: Any and all premises, facility or property -- real or personal -- which is owned, leased, used, operated or provided by Falls Lake Academy.

### **II. APPLICATION**

A. Unless otherwise specified, this Code of Student Conduct shall apply to all students enrolled in Falls Lake Academy as follows:

- 1) at all times before, during and after school hours while on any school property;
- 2) at all times before, during and after school hours while on any motor vehicle owned, leased, used, operated or provided by Falls Lake Academy for transportation of students to and from school or school activities or events;
- 3) at all times before, during and after school hours at and during any and all school-related events, functions, field trips, and any function or activity sponsored or conducted by Falls Lake Academy or in which Falls Lake Academy is involved or participating regardless of the location of the event, function or activity;

4) at all times before, during and after school hours during any period of time when students are subject to the authority of school personnel; and

5) at all times before, during and after school hours while not on school property, provided the student's behavior violates this Code of Student Conduct and the conduct has or is reasonably expected to have a direct and immediate impact on the orderly and efficient operation of the school or the safety of individuals in the school environment.

B. All FLA teachers shall develop their own classroom plans which clearly state classroom academic and behavioral standards, rewards for positive behavior, and consequences for negative behavior.

C. All students shall comply with all policies, laws, rules and regulations governing student behavior and conduct and all directives and rules issued or imposed by teachers, administrators, and other authorized school employees.

D. Any student who refuses to comply with Board policies, rules or regulations, the Code of Student Conduct, directives and/or rules issued and/or imposed by teachers, administrators and/or other authorized school employees, or the North Carolina General Statutes, shall be held in violation of this Code of Student Conduct. Such violations may result in disciplinary consequences as outlined in this policy under Sections III and IV.

E. As provided for in NC state law, the Principal shall have the authority to impose disciplinary actions upon students pursuant to this Code of Student Conduct. The Principal also has the authority to modify the disciplinary consequences for infractions when, in his/her opinion, the facts and circumstances justify a less or more severe penalty. This policy does not prohibit the Principal from considering the student's intent, disciplinary and academic history, the potential benefits to the student of alternatives to suspension, or other mitigating or aggravating factors when deciding whether to recommend or impose long-term suspension.

F. While this policy attempts to address inappropriate student conduct, the FLA Board of Directors recognizes that all inappropriate behaviors cannot be defined within the context of these sections. Therefore, the FLA Board of Directors delegates to the FLA Principal the authority to determine the appropriate discipline and consequences for inappropriate behaviors not specifically addressed in this policy and for student violations of other Falls Lake Academy policies.

### III. OPTIONS FOR EFFECTIVE DISCIPLINE AND STUDENT CONTROL

When corrective actions are necessary, the following options are available to those authorized to discipline or control students. This list is not intended to restrict in any way the authority of the Principal or teachers to discipline and control students in a manner consistent with Board policies. The Board encourages and supports the right of school employees to employ a variety of control techniques and disciplinary actions with respect to students including, but not limited to, the following:

A. Reasonable Force: School employees may use physical restraint only in accordance with NC G.S. 115C-391.1. School employees may use reasonable force to control behavior or to remove a person from a scene in those situations when necessary for any of the following reasons:

- 1) To correct students.
- 2) To quell a disturbance threatening injury to others.
- 3) To obtain possession of a weapon or other dangerous object on the person or within the control of a student.
- 4) For self-defense.

- 5) For the protection of persons or property.
- 6) To maintain order on educational property, in the classroom, or at a school-related activity on or off educational property.

B. Searches of Students, Student's Property, Student Lockers and Student Desks:

- 1) Student lockers and desks are the property of Falls Lake Academy and may be searched or inspected at any time without prior notice to or consent of the student or his/her parents and without a search warrant. While students may store necessary classroom tools and materials as well as personal items in their assigned lockers and desks, students shall not place any item or substance that is prohibited on school premises in any desk or locker.
- 2) The Principal or his/her designee may search a student's person, possessions (such as a purse, book bag, gym bag, electronic device) or motor vehicle if reasonable grounds exist for suspecting the search will turn up evidence that the student has violated or is violating either the law or the policies, regulation or rules of the Board or the school. A search will be permissible in its scope when the manner in which the search is conducted is reasonably related to the objectives of the search and not excessively intrusive in light of the student's age and sex and nature of the infraction.
- 3) Reasonable suspicion may be based on information provided by a confidential informant, circumstantial evidence, and/or the administrator's "common-sense conclusions about human behavior" upon which "practical people," including government officials, are entitled to rely in making decisions.
- 4) Anything seen by a school employee in plain view, including items in plain view inside a student's vehicle, may be used as evidence to discipline, suspend or expel a student. Otherwise, the Principal or his/her designee needs reasonable suspicion to search a student's person, motor vehicle or possessions.
- 5) If any school employee has any reason to suspect a bomb or firearm is on the premises and students are at risk of serious bodily injury or death, the Principal or his/her designee may conduct a complete search of the school as well as student vehicles and student possessions for any weapon, bomb or other explosive device.
- 6) The use of trained drug or bomb sniffing dogs to detect the presence of a controlled substance or explosives in a student's desk, locker, vehicle or personal possessions is acceptable. If a dog "hits" on an item, such a "hit" constitutes reasonable suspicion that the item contains a controlled substance or explosive and the item may be searched.

C. Corporal Punishment: Corporal punishment may not be used by any school employee under any circumstances at Falls Lake Academy.

D. In-school discipline (ISD): Any and all disciplinary measures imposed on a student during school hours or on school property are considered examples of ISD and are subject to the provisions of this part of the Code of Student Conduct. Students shall be supervised at all times during any period of ISD. Types of ISD include, but are not limited to, the following:

- 1) Warning issued to a student by a school employee gives verbal or written notice that the student's behavior has violated a board policy or school rule or regulation and that future violations may result in disciplinary measures.

2) Conference with the Principal or his/her designee regarding the student's behavior or violation of the Code of Student Conduct may be conducted in conjunction with or in lieu of other disciplinary actions.

3) Parent Conferences may be called by a school employee with the approval of the Principal or his/her designee to discuss a student's behavior as per the Code of Student Conduct. The school employee who calls the conference must make reasonable efforts to accommodate restrictions in the parent(s)' accessibility to schedule the conference and parents must make every possible effort to attend called conferences.

4) Timeout or Lunch Detention (or the equivalent) is the separation of a student from other students for a period of time less than one class period to a monitored setting on school property, or the removal of a student from his or her assigned classroom or activity to another designated monitored setting on school property for a period of time less than one class period. Timeout or Lunch Detention may be assigned by the Principal or his/her designee or by other school employees, provided that the student is allowed to eat his/her lunch during the period of assigned lunch detention if such period of time encompasses the student's regular lunch time.

5) School Service may be assigned by the Principal or his/her designee for a period of time in lieu of or in conjunction with other disciplinary measures. If the student does not complete the assigned school service within the assigned time period, other – presumably stricter – disciplinary measures appropriate to the original violation will be imposed.

6) Mandatory Restitution may be imposed by the Principal or his/her designee, requiring a student who removed, took, stole, secreted, lost, destroyed or damaged the real or personal property of another person or entity to give back, return, reimburse the cost of, or reimburse for damages to the property in question. An administrator may also require restitution by a student if the student's behavior directly resulted in or was a proximate cause of the property of another person or entity being removed, taken, stolen, secreted, lost, destroyed or damaged.

7) Confiscation of any item of personal property from a student when such personal property is, in the discretion of a school employee, potentially dangerous, used inappropriately, prohibited, or relates to any investigation by the Board or its employees is authorized.

8) Loss of Privileges may be imposed for a specified period of time by the Principal or his/her designee, including participation in school activities (***including interscholastic athletics, clubs, and all extracurricular activities***), driving and/or parking privileges, or any other privileges previously proffered.

[NOTE: NC High School Athletic Association by-laws provide that any student who is convicted of a felony or who is an adjudicated delinquent for an offense that would be a felony if committed by an adult is NOT eligible to participate in any school-sponsored sports program, even if such conviction or adjudication occurs completely outside the parameters of the school or its activities.]

9) In-School Suspension (ISS), the removal of a student from his or her assigned classroom to a different designated learning space for more than one class period during school hours, may be assigned by the Principal or his/her designee only. Students may not attend or participate in any school activity or event occurring on any day or during any time while they are assigned to ISS, including before or after school hours on those days, whether such activity occurs on or off campus.

10) Detention requiring a student to report to and remain at a specific area on school property

for a designated period of time prior to the beginning of or after the conclusion of a school day or on a Saturday may be assigned by the Principal or his/her designee. The student and his/her parent(s) shall be given at least 24 hours notice before the student is to report to a specific area for detention. Parents are responsible for transportation. If the parent cannot or will not provide transportation, other – presumably stricter – disciplinary measures will be substituted.

E. Out-of-School Suspension (OSS): Students assigned to OSS are prohibited from attending school, being on school property, attending as an observer, or participating in any activities or events sponsored by the school or that the school or any of its organizations or elements are participating in during the period of time assigned to OSS.

1) Summary Suspension, or the immediate removal of a student from the school grounds for a period of time to be specified following an investigation of the incident precipitating imposition of the suspension, may be imposed by the Principal or his/her designee in situations where circumstances point to the possibility of continued or serious disruption of school operations or activities if the student is not removed immediately. When Summary Suspension is imposed, an investigation must follow. If the student is absolved of guilt or blame, teachers shall make all reasonable allowances for makeup of missed school work without penalty and all record of the action shall be expunged from the student's disciplinary record. If the student is found responsible, any time missed during the period of Summary Suspension will be considered to be part of his/her subsequent OSS assignment.

2) Short-Term Out-of-School Suspension of 10 consecutive school days or less may be imposed by the Principal or his/her designee.

3) Long-Term Out-of-School Suspension for more than 10 consecutive school days may be imposed by the Board upon recommendation by the Principal. If the offense leading to the long-term suspension occurs before the final quarter of the school year, the period of suspension shall be no longer than the remainder of the school year in which the offense was committed. If the offense leading to the long-term suspension occurs during the final quarter of the school year, the period of suspension may include a period up to the remainder of the school year in which the offense was committed plus the first semester of the following school year.

4) 365 Day Suspension for a full calendar year from the date of the infraction may be imposed by the Board in accordance with NC state law upon recommendation by the Principal.

F. Expulsion: Permanent separation of the student from Falls Lake Academy, imposed by the Board in accordance with NC state law upon recommendation by the Principal. Once expelled, a student is no longer considered to be enrolled at Falls Lake Academy. Any student who is expelled is prohibited from being on any school property and from attending and/or participating in any extracurricular or co-curricular activities that are conducted or sponsored by the school or in which the school is participating or involved, with the exception of events open to the public such as athletic contests (unless the student is barred from such events as a separate, specific action of the Board at the time of the expulsion).

#### IV. INFRACTIONS and CONSEQUENCES

A. Class I Infractions: Code of Student Conduct violations typically handled by school employees at school – through imposition of ISD disciplinary consequences and/or short-term OSS – without further approval or involvement by the Board or other agencies. Such infractions include – but are not necessarily limited to – the following:

1) Insubordination: Students shall comply with all directions of school employees and all other personnel who are authorized to give such directions during any period of time in which students are subject to the authority of such school personnel. The following actions are violations of these expectations:

- Impolite, uncooperative, disrespectful attitude towards school employees.
- Deliberate failure to comply with directions given by school employees.

2) Flagrant Disrespect: Students are expected to address and converse with teachers and other school employees with polite respect and cooperative attitudes at all times, in all situations. The following are violations of these expectations:

- Disrespectful, arrogant, sarcastic, flip, or mocking tones of voice used when speaking with school employees or campus visitors.
- Arguing with and/or disputing the authority of school employees.
- Walking away and/or failure to answer when addressed by school employees.

3) Falsification / Providing False Information: No student shall falsify information that is in any way presented to any school employee. Falsification includes the electronic, verbal or written statement, communication or creation of any untruth or any act or electronic, verbal or written statement or communication intended to give a wrong impression or deceive, including, but not limited to, forgery of someone else's signature.

4) Class Disruption: Students shall refrain from any action or speech which substantially disrupts the classroom atmosphere, rendering it impossible (or nearly so) for the teacher to continue instruction.

5) Prohibited items, materials, or substances: Students shall not possess, use, or distribute any of the following:

- Pornography, obscenity, or sexually explicit photographs, illustrations, or printed material.
- Clothing, literature, photographs, illustrations, printed material, or other symbols, slogans, and/or language designed to promote racial, ethnic, religious, or other discriminating intolerance, hate, or violence.
- Tobacco products.
- Alcohol.

6) Academic policy infractions: Students must adhere to the FLA Academic Policies for assigned both in- and out-of-class work. The following are violations of these expectations:

- Copying another student's work and/or turning in another student's work as one's own.
- Giving or receiving any unauthorized aid or assistance in the preparation of one's own or another student's academic work.
- Plagiarism, including the unauthorized use of uncredited material, from internet sources or otherwise.
- Any kind of cheating.

7) Unauthorized absences and tardies: Students are to be in attendance at school every day when school is in session, in the class or classroom where they are assigned, on time, unless authorized by a school employee to be elsewhere or excused by the school administration for illness or other approved reason for absence. ***Leaving campus without authorization is a violation of this policy; "skipping" class, either on- or off-campus, is also a violation of this policy.***

8) Defamation of character: No student shall make or publish false statements on the Internet, electronically, or by any other means of communications, that defame the character or reputation

of a school employee or fellow student. While students have a constitutional right to question and voice disagreement with school personnel and other students in a respectful manner ***in an academic setting***, that right does not include making false statements or statements intended to injure, harass, and/or harm an individual.

9) Dress code violations: Students are to be attired in clothing that is appropriate for school and for the specific grade level to which they are assigned. When they are not, their parents will be contacted to bring appropriate replacement attire. The following clothing is not in compliance with these expectations ***and is subject to the Principal's interpretation***:

- Hats or non-medical head coverings worn indoors. [Exceptions may be made by the Principal or his/her designee in the case of head coverings worn for legitimate religious reasons as evidenced by the standard practice of such religion by the student's parents.]
- Dark glasses, masks, or any other items which conceal any part of the face. [Exceptions may be made by the Principal or his/her designee in the case of dark glasses or other eye coverings either prescribed by a physician or worn by a blind student.]
- Clothing which is clearly intended for wear at places other than school (pajamas, bathing suits, workout clothes, etc.)
- Slogans, symbols, printed text, and/or illustrations which are inappropriate for school (including gang symbols or references to violent and/or otherwise inappropriate clubs or organizations).
- Jewelry and/or accessories that create an atmosphere non-conducive to learning or that can be used as a weapon or which hinders or restricts free movement.
- Overly revealing or provocative clothing (including too-short shorts, skirts, or dresses and too-low tops, shirts, or blouses). Tights or leggings are not acceptable alone, but may be worn with shirts or tops which cover the backside. [Note: skirts, dresses, and shorts must not be shorter than mid-thigh.]
- Sleeveless shirts, tops, or blouses (including tank tops and spaghetti straps).
- Visible undergarments.
- Sagging pants or pants worn with the waistband below the waist and/or low on or underneath the buttocks.
- Shirts designed to be worn tucked-in that are worn untucked to hide sagging pants.

10) Physical or verbal harassment: All students are expected to treat all other students and all school employees with respect and polite courtesy at all times while on the FLA campus and while engaged in any school-sponsored activities and/or events off-campus as well. Anything less is considered harassment and will not be tolerated, but will instead be subject to disciplinary consequences. Written notes, postings on social media, e-mails, and other examples of harassment that occur off-campus or outside of school time but create disturbances at school and/or disrupt the school environment will be handled in exactly the same manner as if they occurred at school.

11) Gambling: No student shall participate in gambling, betting money, wagering anything on the outcome of a game, contest or other event or participate in any unauthorized event, action or statement that relies on chance for the monetary advantage of one participant at the expense of others. This includes exchanging items of value as well as currency and extends to keeping score for later settlement.

12) Public Display of Affection (“PDA”): No student shall engage in behavior that is overly romantic or sexual in nature or in inappropriate displays of affection including, but not limited to, prolonged embraces, deep kisses, groping, or petting. ***Unwanted contact and inappropriate but not overtly sexual touching are both violations of this policy.***

13) Acceptable use: The school’s computers, its internet connectivity and hardware, and its licensed software are the property of Falls Lake Academy and are to be used strictly in accordance with the FLA Acceptable Use policy. Any inappropriate or unacceptable use is subject to disciplinary consequences.

14) Conducting or soliciting business on campus: Except for charitable solicitation approved by the Board or the Principal, students shall neither engage in any corporate, business or financial enterprise, solicit any person or entity to purchase anything, nor sell anything to any person or entity while on the FLA campus or while engaged in any school-sponsored event or activity.

15) Second and third violations: Second and third violations of the same or different Class I Code of Student Conduct provisions are typically assigned increasingly strict ISD or short-term OSS consequences.

B. Class II Infractions: Code of Student Conduct violations that may be handled by school employees at school through imposition of limited ISD disciplinary consequences, but are more frequently handled through short-term or long-term OSS, depending upon the severity of the infraction. Board action at the recommendation of the Principal is often needed for the appropriate imposition of consequences. Such infractions include – but are not necessarily limited to – the following:

1) Bullying: Physical, verbal, written, mental, or emotional harassment that creates serious stress and/or significant distress on the part of any student or school employee is classified as a Class II offense. Students found in violation will be suspended out-of-school and required to undergo counseling prior to return to classes.

2) Threatening or aggressive behavior: No student shall create or engage in any communication by electronic, verbal, photographic, or written means, or by signs, gestures, displays or other acts that are or convey, suggest, or promote a message that is aggressive or threatening to any school employee, visitor, or fellow student while on campus, while engaged in any school-related event or activity off-campus, or while not at school but which finds its way back to create disruption at school. No student shall engage in any behavior or conduct or commit any act that could reasonably result in or cause physical injury to any student or other person.

**NOTE: It shall be considered a Class III Violation if a student engages in behavior, conduct or actions that could reasonably result in or cause physical injury to a school employee.**

3) Communicating threats: No student shall communicate any threat of force or violence in any form to or about any student or other person.

**NOTE: It shall be considered a Class III Violation if a student communicates any threat of force or violence in any form to or about a school employee.**

4) Violence: With possible exceptions depending upon the grade level of the student(s) involved and the severity of the offense, engaging in any form of violence will result in out-of-school suspension or permanent expulsion. This includes, but is not necessarily limited to: fighting, hitting, striking, kicking, shoving, scratching, biting, blocking, emitting bodily fluids upon, using force upon, or passing or throwing objects, items or fluids at a student or other person who is not a

school employee. A student who is assaulted may use reasonable force in self-defense but only to the extent necessary to free himself/herself from the assault and notify proper school authorities. A student who exceeds this reasonable force may be disciplined even though he/she may not have provoked the fight.

**NOTE: It shall be a Class III Violation if a student commits an assault upon a school employee.**

**It shall be a Class III Violation if a student commits a sexual assault upon a student or school employee.**

**It shall be a Class IV Violation if a student commits an assault upon any person that causes serious injury.**

**It shall be a Class IV Violation if a student commits an assault upon any person involving the use of a weapon or other object that could reasonably be considered a weapon.**

5) Hazing: Requiring any student to wear abnormal dress or costume on campus, annoying another student by playing abusive or ridiculous tricks on him or her, intimidating, frightening, scolding, berating or harassing the student or subjecting him/her to personal indignity or personal injury.

**NOTE: It shall be a Class III Violation if hazing is committed by any means that result in physical contact or sexual harm to any person.**

6) Inciting and Instigating: Any student who participates in any gossip or verbal campaign, whether at school or not, which encourages any student to harass, bully, or fight with another student, or which leads to a fight between other students, is guilty of this Code of Student Conduct provision and shall be suspended out-of-school. This is particularly true of the incredibly destructive "he-said, she-said" conversations common on too many school campuses.

7) Sexual conduct: No student shall engage in any actual sexual conduct on campus or while engaged in any school-sponsored event or activity off-campus.

8) Theft or damage to property: No student shall steal or attempt to steal school property or the private property of any individual, organization or entity or knowingly be in possession of stolen property. No student shall damage or attempt to damage any school property or the private property of any individual, organization or entity.

**NOTE: It shall be a Class III Violation if any student robs any person.**

9) Incendiary Devices / Combustible Materials / Devices Causing a Noise or Disturbance: Unless specifically authorized by the Principal, no student shall possess any material, item or substance or use any material, item or substance in a manner that causes or is capable of or reasonably likely to cause a noise or disturbance, is or is reasonable likely to be combustible, is capable of or is reasonably likely to start or result in a fire or explosion, or in fact, starts a fire or causes an explosion.

10) Use of Counterfeit Items: No student shall use any counterfeit item to obtain or attempt to obtain money, property or services.

**NOTE: It shall be a Class III Violation if the counterfeit item is a counterfeit drug, medication, or illegal substance.**

11) Extortion: No student shall engage in extortion, defined as the use of one's position or power to obtain property, funds or patronage.

12) Unauthorized possession or use of medications or foreign substances: No student shall possess or administer any medication to his/her own person except as provided in the FLA medications policies. No student shall administer any medication to any other person. No student shall insert a foreign substance into the food or drink of another person with the intent to injure or harm or that, in fact, injures or harms the other person or causes an adverse reaction including, but not limited to, alteration of the mind, hallucinations, sleep or euphoria.

13) Repeated Class I Infractions: Repeated Class I infractions which, in the opinion of the Principal, have reached the point where continued ISD and short-term OSS are ineffective. In most of these cases, the Principal will bring a recommendation for board approval of long-term OSS.

C. Class III Infractions: Code of Student Conduct violations that may occasionally be handled through short-term OSS, but which sometimes result in the involvement of law enforcement and most often carry automatic long-term OSS consequences requiring Board action upon recommendation of the Principal, depending upon the severity of the infraction. Such infractions include – but are not necessarily limited to – the following:

1) Threat of violence toward school employee: Any communications, behaviors, conduct, or actions that threaten force or violence or could reasonably result in or cause physical injury to a school employee.

**NOTE: It shall be a Class IV Violation if a student commits an assault upon any person that causes serious injury.**

2) Sexual assault: Unwanted physical contact of an overtly sexual nature on any person, student or adult.

**NOTE: It shall be a Class IV Violation if a student commits rape on any person, student or adult.**

3) Robbery: Taking another person's money or possessions by force or threat of force.

4) Counterfeit substances: No student shall possess, use, or distribute counterfeit drugs, medications, or illegal substances.

5) Disorderly conduct: No student shall engage in disorderly conduct or encourage any other student to engage in such conduct or behavior. Disorderly conduct includes, but is not limited to, any communication, act, conduct, or behavior of a physical, written, verbal, or electronic nature, or the use of passive resistance, noise, threat, fear, intimidation, coercion, force or violence that interrupts, interferes with, or prevents an orderly and peaceful learning environment or disrupts any lawful function or mission or process of any school or activity, causes or is reasonably foreseeable to cause a material or substantial disruption of the school environment or activity, endangers or is detrimental to or is reasonably foreseeable to endanger or be detrimental to the health or safety of the student or others or that causes or is reasonably foreseeable to cause a fight or create a hostile learning environment.

6) Explosion or attempted arson: No student shall use any material, item or substance in any manner in an attempt to cause or start a fire or explosion or in a manner that could reasonably cause or start a fire or explosion.

**NOTE: It shall be considered a Class IV Violation if any student intentionally sets a fire on any school property, burns any school property, causes any school property to be burned, or intentionally causes an explosion on school property.**

7) Trespassing: No FLA student shall be on the campus of another school during the school day without the knowledge and consent of the officials of that school. No student shall be on any school property after the close of the school day without specific and legitimate permission, need or supervision. No student shall be on any school property or shall attend any school activity after being prohibited to do so.

8) Breaking and entering school property: No student shall force his/her way onto FLA property or into any FLA building or room through the breaking or disabling of any security system designed to keep unauthorized persons out.

9) False fire alarm: No student shall deliberately "pull", initiate or make a false fire alarm.

10) Gang activity: No student shall engage in any act that furthers gang or gang-related activities including, but not limited to, the following:

- Communicating either verbally, non-verbally or electronically through hand signs, gestures, handshakes, slogans, words, drawings or electronic means in order to convey membership or affiliation with a gang.
- Defacing school property with gang-related graffiti, symbols or slogans.
- Requiring payment of protections or insurance or otherwise intimidating or threatening any person in any way relating to gang activity.
- Inciting other students to intimidate or to act with physical violence upon any other person in any way relating to gang activity.
- Soliciting others for gang membership.

11) Hazing with physical contact: (See "Hazing" under Class II Infractions).

12) Repeated Class II Infractions: Repeated Class II infractions which, in the opinion of the Principal, have reached the point where continued short-term OSS are ineffective. In most of these cases, the Principal will bring a recommendation for board approval of long-term OSS or permanent expulsion.

D. Class IV Infractions: Code of Student Conduct violations which carry mandatory involvement of law enforcement and automatic Principal recommendations for long-term OSS consequences requiring board action. Such infractions include – but are not necessarily limited to – the following:

1) Weapons: No student shall possess, use, or distribute any of the following:

- Firearms.
- Any explosive objects, devices, or materials.
- Any weapon, or any object or material which is usually identified as a weapon or which can be used as a weapon (except common educational tools, such as pens, etc.).
- Anything which masquerades as a weapon, a firearm, or explosive, even if essentially harmless.

[This section shall not apply to a weapon used solely for educational or school-sanctioned ceremonial purposes or used in a school-approved program conducted under the supervision of an adult whose supervision has been approved by the Principal.]

2) Drugs and/or controlled substances: No student shall possess, use, consume, transmit, distribute, sell, exchange or be under the influence of any drug or controlled substance. No student shall possess, use, consume, transmit, distribute, sell, exchange or be under the

influence of any chemical, chemical compound or product with the intention of using it or enabling another student to use it to bring about a state of exhilaration or euphoria or otherwise alter the student's mood or behavior.

[This section shall not apply to personal medications that are held and/or used with authorization in accordance with FLA medications policies.]

- 3) Assault with serious injury: It shall be a Class IV Violation if a student commits an assault upon any person other than a school employee which causes serious injury while on FLA property or while engaged in any school-sponsored event or activity off-campus.
- 4) Assault with weapon: It shall be a Class IV Violation if a student commits an assault upon any person involving the use of a weapon or other object that could reasonably be considered a weapon while on FLA property or while engaged in any school-sponsored event or activity off-campus.
- 5) Rape: It shall be a Class IV Violation if a student commits rape upon any person while on FLA property or while engaged in any school-sponsored event or activity off-campus.
- 6) Arson or explosion: It shall be considered a Class IV Violation if any student intentionally sets a fire on any school property, burns any school property, causes any school property to be burned, or intentionally causes an explosion on school property.
- 7) Bomb threat or hoax: No student shall, by any means of communication, make a report, knowing or having reason to know the report is false, that there is located on any school premises a device designed to cause damage or destruction by explosion, blasting or burning. No student shall place on any school premises with the intent of perpetrating a hoax, any device that would appear to a reasonable person to be a bomb or similar instrument capable of causing injury or damage.