

On September 5, 2012, Board Member Dr. Debra Robinson asked the following questions regarding Agenda Item: LR 1 Development of Policy 5.1812 Student Conduct Code for Elementary Students (5A) Responses were prepared by the Division of Curriculum and Learning Support.

**QUESTION 1:**

"Schools shall ensure ELL students and their parents are also provided the opportunity to fully understand behavior expectations and consequences in a language that they understand."---should that be true for all students? Shouldn't we separate alcohol and drug use from the rest of the AOD offenses? I think that selling should have different consequences than use. This applies to elementary and secondary. Sexual misconduct in elementary school requires psychosocial assistance not disciplinary action.

**RESPONSE:**

- Yes, all students should fully understand both school wide and classroom expectations. The Department of Justice (DOJ's) investigation centered upon how ELL students are provided information on school wide positive behavior supports and classroom expectations. The DOJ, based on their findings, strongly recommended that this language be included in our Policy. The addition of this clause ensures the rights of ELL students and their parents.
- The Code of Student Conduct does separate offenses for alcohol and drug use. Sale, distribution and intent to sell drugs is a Level 4 offense. The other offenses fall within Level 3. A first time possession requires a referral to an intervention program. A second time possession, within the code, could be an expellable offense. In addition, a referral to School Based Team would be generated to address the student's needs.
- Sexual misconduct is a Level 3 offense and would warrant a School Based Team referral. The SBT would consider referral to appropriate agencies to assist the student and family. We will continue to emphasize the need for intervention in all future trainings of School Based Team Leaders and School Based Administrators.

**QUESTION 2:**

In this district, is "disobedient/insubordination" used disproportionately "against" children of color and ESE students as it is in other districts? I don't see where this says that habitual tardiness and truancy in elementary school will trigger a school based team. Will it?

**RESPONSE:**

- The district will be monitoring this offense to ensure equity. Recognizing the potential for this offense to be disproportionately utilized against some students, it was changed from a Level 2 to a Level 1 offense. Offenses that are Level 1 do not warrant a suspension. This change provides opportunities for administrators to offer corrective strategies, and reteach expectations to their students.
- An asterisk will be added to the chart to reflect a referral to SBT.

**QUESTION 3:**

Responsibilities for CLF and ESE contacts have been added- are these responsibilities in their job descriptions? Since we are adding responsibilities, are we listing the responsibility of the classroom teacher?

**RESPONSE:**

The CLF and ESE Contact sections were added at the suggestion of the Department of Justice. There is a section for the Classroom Teacher on the prior page.