

## STUDENT CODE OF CONDUCT

All students are entitled to enjoy the basic rights of citizenship recognized and protected by law for persons of their age and maturity. The school will foster a climate of mutual respect for the rights of others. Students are expected to respect the rights and privileges of other students, teachers, and district staff. The district's rules of conduct and discipline are established to achieve and maintain order in the school. Students who violate the rights of others or who violate district or school rules will be subject to disciplinary measures designed to correct the misconduct and to promote adherence by all students to their responsibilities as citizens in the school community. Disciplinary action will draw on the professional judgment of teachers and administrators and on a range of discipline management techniques. Disciplinary action will be based on one or more of the following: the seriousness of the offense, the student's age and grade level, the effect of the misconduct on the school environment, whether the student acted in self-defense, intent or lack of intent at the time the student engaged in the conduct, the student's disciplinary history, and/or a disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct.

### I. Content of Approved Program

A. The essential ingredients of the student code of conduct are included in the KISD student handbooks. Each year the handbooks are reviewed for possible revisions. Suggestions are obtained from the Campus Instructional Development Council (CIDC) at each of the district's schools to update the Student Code of Conduct. In addition, advice for the Code of Conduct standards will be solicited from the Klein ISD Districtwide Instructional Development Council. The Student Code of Conduct is submitted to the Board of Trustees for approval on an annual basis.

B. The principal on each campus has the authority to assess and implement the Student Code of Conduct and may remove a student to a disciplinary alternative education program (DAEP) and also temporarily remove a student from campus for reasons other than the assignment to the DAEP.

The superintendent, as the designee of the Board of Trustees, may expel a student for disciplinary infractions and take any other action related to discipline management allowed by laws of the State of Texas.

C. The responsibilities of administrators, teachers, parents, and students are found in the elementary, intermediate, and high school student handbooks.

When a student is found to have violated the Student Code of Conduct and will be subject to suspension, removal to a DAEP, or expulsion, the principal or designee shall attempt, if the parent or guardian can be found, to notify the student's parent or guardian by telephone, e-mail, or in writing.

The parent or guardian of a student placed in DAEP shall be given written notice of the student's opportunity to complete coursework required for graduation, at no cost to the student. The notice shall include information regarding all methods available for completing the coursework.

## II. Discipline Offense Categories

### A. Level I – Offenses

(Level I offenses include those acts of misbehavior which interfere with an orderly educational environment.) These include but are not limited to the following:

- Being tardy to class;
- Running and/or making excessive noise in the halls, building, and/or classroom;
- Refusing to follow classroom rules;
- Refusing to participate in classroom activities;
- Eating or drinking in an undesignated area;
- Chewing gum;
- Possessing and/or using nuisance items;
- Not bringing required classroom materials and/or assigned work to class;
- Lunchroom misconduct (misuse of food, for example);
- Posting or distributing unauthorized communicative materials on school grounds;
- Using profane, obscene, indecent, immoral, or offensive language and/or gestures to other students;
- Cheating and/or copying the work of another student;
- Leaving the classroom or school grounds without permission: cutting class, truancy;
- Exhibiting any unacceptable physical contact which could, but does not, result in injury;
- Violating the dress code;
- Not abiding by the rules and regulations regarding field trips;
- Violating the tobacco policy (first time);
- Altering school records, documents, or signing another person's name on school documents;
- Engaging in acts of familiarity;
- Selling or soliciting for sale any merchandise on the school campus without the authorization of the building principal;
- Inappropriate possession/use of a paging device/cell phone during the school day;
- Violation of Student Guidelines for Acceptable Use of Technology Resources.

### B. Level I – Disciplinary Measures

One or more of the following disciplinary measures may be used, and cannot be appealed beyond the campus principal:

- Teacher/student conference;
- In-class disciplinary action (verbal reprimand, isolation, for example);
- Parent conference;
- Administrator/student conference;
- Confiscation of a prohibited nuisance item;
- Withdrawal of various student privileges;
- Detention hall – assignment to a supervised classroom during or outside of school hours;

- Grade penalty for copying and/or cheating;
- Exclusion from extracurricular activities;
- In-school suspension class;
- Out-of-school suspension;
- Restoration and/or restitution as applicable.

C. Level II – Offenses

Level II offenses include those student behaviors which seriously disrupt the educational environment, or which may be illegal. These include but are not limited to the following:

- Any repeated or chronic misbehavior cited in the previous level;
- Gambling which is defined as participating in games of chance for money and/or other things of value;
- Interfering with the school authorities and programs through boycotts, sit-ins, or trespassing;
- Possession or discharging of fireworks or volatile chemicals on school property;
- Fighting which is defined as physical contact between two or more individuals;
- Theft;
- Engaging in serious or persistent acts of disobedience or disorderly behavior which may prove detrimental to the school, harmful to health and safety, and inhibiting rights of others;
- Bullying as defined in KISD Board Policy FFI (LOCAL);
- Displaying any behavior which is disruptive to the orderly process of education;
- Inappropriate exposure or display of body parts;
- Being disrespectful toward school personnel or failing to comply with the requests of school personnel;
- Threats, which are not terroristic threats (oral, written, or electronic) to do bodily harm to another or to the property of another;
- Creating “hit lists” as defined in 37.001, Education Code;
- Defacing school property;
- Serious or persistent violation of Student Guidelines for Acceptable Use of Technology Resources.

D. Level II – Disciplinary Measures

One or more of the following disciplinary measures may be used and, with the exception of the DAEP, cannot be appealed beyond the director of school administration:

- Parent contact;
- Administrator/teacher/parent/student conference;
- Exclusion from extracurricular activities;
- Restitution or restoration, as applicable;
- In-school suspension;
- Out-of-school suspension;
- Placement in the DAEP.

Absences missed by a student suspended out of school will be considered excused if the student satisfactorily completes missed assignments in the same number of days he was absent. The grade given the student for each assignment will be reduced by ten percent (10%).

A student assigned to the disciplinary alternative education program will be required to make up days missed due to truancy and/or out-of-school suspension for disciplinary incidents before returning to his/her home campus.

E. Level III – Offenses

1. A student shall be removed from class and placed in a DAEP if the student engages in conduct that contains the elements of the false alarm under Section 42.06, Penal Code, or terroristic threat under Section 22.07, Penal Code.
2. In addition, a student shall be removed from class and placed in a DAEP if the student commits the following, on or within 300 feet of school property, as measured from any point on the school's real property boundary line, or while attending a school-sponsored or school-related activity on or off school property:
  - a. Engages in conduct punishable as a felony;
  - b. Engages in conduct that contains the elements of the offense of assault under Section 22.01(a)(1), Penal Code;
  - c. Sells, gives, or delivers to another person or possesses or uses or is under the influence of:
    - (1) marijuana or a controlled substance, as defined by Chapter 481, Health and Safety Code, including "synthetic" or "look-alike drug," or by 21 U.S.C. Section 801 *et seq.*; or
    - (2) a dangerous drug, as defined by Chapter 483, Health and Safety Code;
  - d. Sells, gives, or delivers to another person an alcoholic beverage, as defined by Section 1.04, Alcoholic Beverage Code, commits a serious act or offense while under the influence of alcohol, or possesses, uses, or is under the influence of an alcoholic beverage;
  - e. Engages in conduct that contains the elements of an offense relating to an abusable volatile chemical under Sections 485.031 through 485.034 Health and Safety Code;

- f. Participates in or solicits another person to join or pledge to become a member of a public school fraternity, sorority, secret society, or gang;
  - g. Engages in conduct that contains the elements of the offense of public lewdness under Section 21.07, Penal Code, or indecent exposure under Section 21.08, Penal Code.
  - h. Engages in serious or persistent violations of Student Guidelines for Acceptable use of Technology Resources.
- 3. A student shall be removed from class and placed in a DAEP if the student engages in conduct, on or off school property, that contains the elements of the offense of retaliation under Section 36.06, Penal Code, against any school employee.
- 4. In addition, a student shall be removed from class and placed in a DAEP based on conduct occurring off campus and while the student is not in attendance at a school-sponsored or school-related activity if:
  - a. The student receives deferred prosecution for conduct defined as a felony offense in Title 5, Penal Code, or the felony offense of aggravated robbery under Section 29.03, Penal Code;
  - b. A court or jury finds that the student has engaged in delinquent conduct for conduct defined as a felony offense in Title 5, Penal Code, or the felony offense of aggravated robbery under Section 29.03, Penal Code; or
  - c. The Superintendent or designee has a reasonable belief the student has engaged in delinquent conduct for conduct defined as a felony offense in Title 5, Penal Code, or the felony offense of aggravated robbery under Section 29.03, Penal Code.
  - d. A student is required to register as a sex offender regardless of whether the student is under court supervision.
- 5. A student may be removed from class and placed in a DAEP based on conduct occurring off campus and while the student is not in attendance at a school-sponsored or school-related activity if:
  - a. The Superintendent or designee has a reasonable belief that the student has engaged in conduct defined as a felony offense other than aggravated robbery under Section 29.03 Penal Code, or those offenses defined in Title 5, Penal Code; and

- b. The continued presence of the student threatens the safety of other students or teachers or would be detrimental to the educational process.

6. Additional conduct after removal

If, during the term of placement, a student engages in additional conduct for which placement in a DAEP or expulsion is required or permitted, additional proceedings may be conducted regarding that conduct and the principal or Board, as appropriate, may enter an additional order as a result of those proceedings.

7. Withdrawals

If a student withdraws from KISD before an order for placement in a DAEP is entered, the principal or Board, as appropriate, may complete the proceedings and enter an order. If the student subsequently enrolls in KISD during the same or subsequent school year, KISD may enforce the order at that time except for any period of the placement that has been served by the student on enrollment in another district that honored the order. If the principal or board fails to enter an order after the student withdraws, the next district in which the student enrolls may complete the proceedings and enter an order.

8. Certain off-campus conduct

The Board of Trustees, or the Board's designee, after an opportunity for a hearing, may elect to place a student in a DAEP under Section 37.008 if:

- a. The student has received deferred prosecution under Section 53.03 Family Code, for conduct defined as a Title 5 felony offense or has been found by a court or jury to have engaged in delinquent conduct under Section 54.03 Family Code, for conduct defined as a felony offense in Title 5, Penal Code or the felony offense of aggravated robbery under Section 29.03, Penal Code; and
- b. The Board or the Board's designee has determined that the student's presence in the regular classroom (1) threatens the safety of other students or teachers; (2) will be detrimental to the educational process; or (3) is not in the best interests of KISD students.

Any decision of the Board or the Board's designee under this provision is final and may not be appealed. The Board or the Board's designee may order placement under the circumstances listed above regardless of: (1) the date on which the conduct occurred; (2) the location at which the conduct occurred; (3) whether the conduct occurred while the student was enrolled in KISD; or (4) whether the student has successfully completed any court disposition requirements imposed in connection with the

conduct. Such a placement may be for any period considered necessary by the Board or the Board's designee: the District's standard guidelines for lengths of removals do not apply; however, the student's placement will be reviewed at intervals required by the Texas Education Code.

9. Continuation of placement

KISD may also require placement in a DAEP of a student who was placed in a DAEP by another school district or who was:

- a. Placed in a DAEP by an open-enrollment charter school under Education Code Section 12.131, and the charter school provides KISD with a copy of the placement order; or
- b. Placed in a DAEP by a school district in another state and:
  - (1) the out-of-state district provides KISD with a copy of the placement order; and
  - (2) the grounds for placement by the out-of-state district are grounds for placement in KISD.

*Note:* If a student was placed in a DAEP by a school district in another state for a period that exceeds one year, and the student seeks to enroll in KISD, KISD shall reduce the period of placement so that the aggregate period does not exceed one year unless, after a review, KISD determines that the student is a threat to the safety of other students or to KISD employees or extended placement is in the best interest of the student.

10. Court-ordered placements

A student who has not been expelled but has been ordered for the first time in a school year to attend the district's DAEP by a court of law as a condition of probation shall attend the DAEP for the entire period of probation. A student who has been ordered to attend a DAEP by a court of law for a second or subsequent time in a school year shall be permitted to attend only with the school district's consent.

11. A principal or other appropriate administrator may, but is not required to, remove a student to a DAEP for off-campus conduct for which removal is required, if the principal or other appropriate administrator does not have knowledge of the conduct before the first anniversary of the date the conduct occurred.

12. Pending the removal conference, a student may be suspended for up to three days.

F. Level III – Disciplinary Measures

1. Length of placements:

The period of placement in the DAEP may not exceed one year unless, after a review, the District determines that the student is a threat to the safety of other students or to District employees or extended placement is in the best interest of the student.

A student assigned to the disciplinary alternative education program will be required to make up days missed due to truancy and/or out-of-school suspension for disciplinary incidents before returning to his/her home campus.

a. A student who knowingly possesses, is under the influence of, is involved in the delivery or sale of a controlled substance, dangerous drug, and/or marijuana in any form in any amount capable of being used in an illicit manner, shall be removed to a DAEP or expelled in accordance with the KISD Board Policy and Chapter 37 of the Texas Education Code. The length of the expulsion is for ninety (90) school days as noted in Level IV Disciplinary Measures.

b. A student who knowingly possesses, is under the influence of, is involved in the delivery or sale of alcohol in any form in any amount capable of being used in an illicit manner, shall be removed to a DAEP in accordance with the KISD Board Policy and Chapter 37 of the Texas Education Code. The length of assignment to the DAEP is as follows:

1st alcohol offense	30 days in the DAEP
2nd & subsequent alcohol offenses in grades 6-12	45 days in the DAEP

c. A student who knowingly inhales, ingests, applies, uses, or possesses a substance containing an abusable volatile chemical in a manner designed to affect the person's central nervous system, create or induct a condition of intoxication, hallucination, or elation, or change, distort, or disturb the person's eyesight, thinking process, balance, or coordination, will be placed in the DAEP for 45 days.

d. A student who engages in off-campus conduct punishable as a Title 5 felony offense or the felony offense of aggravated robbery under Section 29.03, Penal Code will be removed to the DAEP for a minimum of 30 school days up to expulsion. The student is subject to removal until the student graduates, the charges are dismissed or reduced to a misdemeanor offense, or the student completes the term of placement or is assigned to another program.

e. A student who engages in serious and/or persistent misbehavior that violates the Student Code of Conduct will be



removed for 30 school days for the first offense. A second offense resulting in removal to the DAEP in the same school year will result in placement for the remainder of the school year, or if the offense occurs in the final six weeks of the school year, for the remainder of the school year and the following full semester.

- f. A student who is required to register as a sex offender and is under any form of court supervision will be removed for a minimum of 90 school days up to expulsion. The placement to DAEP may last through the graduation of the student, until registration as a sex offender is no longer required, or the student is assigned to another program.
- g. A student who is required to register as a sex offender without any form of court supervision will be removed for 90 school days up to expulsion. The placement to DAEP may last through the graduation of the student, until registration as a sex offender is no longer required, or the student is assigned to another program.
- h. All other Level III first offenses shall result in removal for 30 school days to the DAEP.

For F.1.f. and g. above, at the end of 90 school days and before the beginning of school each year, a committee, according to state law, shall meet to recommend whether the student will continue the placement.

## 2. Appeal process

The site-based decision made by an administrator at the campus level pertaining to a Level III offense will be by written order. The order shall specify the period of placement and indicate whether the period is inconsistent with the guidelines stated herein. The decision may be appealed to the school principal and through the district's appellate process to the Board of Trustees with the exception of placement in the DAEP, which may be appealed to the director of school administration and the associate superintendent for school administration but no further.

## 3. Exclusion from activities

A student who is removed from class and placed in the DAEP shall be prohibited from attending or participating in extracurricular activities during the period of placement.

## 4. Exceptions to DAEP placement requirements

- a. A student younger than age six may not be removed from class and placed in a DAEP. An elementary student may not be placed in a DAEP with any other student who is not an elementary student.

- b. Removal to a DAEP is not required if the student is expelled under Section 37.007 for the same conduct for which removal would have been required.

5. Emergency Placement

A student may be immediately placed in the DAEP program if the principal or designee reasonably believes the student's behavior is so unruly, disruptive, or abusive that it seriously interferes with a teacher's ability to communicate effectively with the students in a class, with the ability of the student's classmates to learn, or with the operation of school or a school-sponsored activity. The reason for placement must be a reason for which placement in a DAEP may be made on a non-emergency basis. Within a reasonable time after the emergency placement, but not later than the 10<sup>th</sup> day after the placement, the student shall be offered the procedures applicable to other placements in the DAEP.

G. Level IV – Offenses

- 1. A student shall be expelled from school if the student, on school property or while attending a school-sponsored or school-related activity on or off school property:
  - a. Uses, exhibits, or possesses:
    - (1) a firearm as defined by federal law;
    - (2) a firearm as defined by Section 46.01(3), Penal Code, except as explicitly stated in Section 37.007(k) of the Texas Education Code;
    - (3) an illegal knife as defined by Section 46.01(6), Penal Code, or by local policy;
    - (4) a club as defined by Section 46.01(1), Penal Code; or
    - (5) a weapon listed as a prohibited weapon under Section 46.05, Penal Code;
  - b. Engages in conduct that contains the elements of the offenses of:
    - (1) aggravated assault under Section 22.02, Penal Code, sexual assault under Section 22.011, Penal Code, or aggravated sexual assault under Section 22.021, Penal Code;
    - (2) arson under Section 28.02, Penal Code;

- (3) murder under Section 19.02, Penal Code, capital murder under Section 19.03, Penal Code, or criminal attempt under Section 15.01, Penal Code, to commit murder or capital murder;
- (4) indecency with a child under Section 21.11, Penal Code;
- (5) aggravated kidnapping under Section 20.04, Penal Code;
- (6) aggravated robbery under Section 29.03, Penal Code;
- (7) manslaughter under Section 19.04, Penal Code;
- (8) criminally negligent homicide under Section 19.05, Penal Code;
- (9) continuous sexual abuse of a child or children under Section 21.02, Penal Code.

c. Engages in the following conduct, if the conduct is punishable as a felony:

- (1) sells, gives, or delivers to another person or possesses or uses or is under the influence of:
  - (a) marijuana or controlled substance, as defined by Chapter 481, Health and Safety Code, or by 21 U.S.C. Section 801 *et seq*:  
or
  - (b) a dangerous drug, as defined by Chapter 483, Health and Safety Code;
- (2) sells, gives, or delivers to another person an alcoholic beverage, as defined by Section 1.04, Alcoholic Beverage Code, commits a serious act or offense while under the influence of an alcoholic beverage;

2. A student shall be expelled if the student engages in conduct that contains the elements of any offense listed in number 1, above, against any employee or volunteer in retaliation for or as a result of the person's employment or association with a school district, without regard to whether the conduct occurs on or off school property or while attending a school-sponsored or school-related activity on or off of school property.

3. A student may be expelled if the student:

- a. Engages in conduct involving a public school that contains the elements of the offense of false alarm or report under

Section 42.06, Penal Code, or terroristic threat under Section 22.07, Penal Code;

- b. Engages in conduct that contains the elements of an offense under Section 22.01 (a)(1), Penal Code (Assault as when a person: intentionally, knowingly, or recklessly causes bodily injury to another, including the person's spouse), against a school district employee or a volunteer as defined by Section 22.053, regardless of where the assault occurs;
- c. Engages in conduct that contains the elements of the offense of criminal mischief under Section 28.03, Penal Code, if the conduct is punishable as a felony under that section;
- d. Engages in conduct that contains the elements of the offense of breach of computer security under Section 33.02 Penal code, if:
  - (1) the conduct involves accessing a computer, computer network, or computer system owned by or operated on behalf of a school district; and
  - (2) the student knowingly:
    - (a) alters, damages, or deletes school district property or information; or
    - (b) commits a breach of any other computer, computer network, or computer system.
- e. Continues to engage in documented serious misbehavior while on the program campus despite documented behavioral interventions while placed in a DAEP. "Serious misbehavior" means:
  - (1) deliberate violent behavior that poses a direct threat to the health or safety of others;
  - (2) extortion, meaning the gaining of money or other property by force or threat;
  - (3) conduct that constitutes coercion, as defined by Section 1.07, Penal Code; or
  - (4) conduct that constitutes the offense of:
    - (a) public lewdness under Section 21.07, Penal Code;
    - (b) indecent exposure under Section 21.08, Penal Code
    - (c) criminal mischief under Section 28.03, Penal Code;
    - (d) personal hazing under 37.152, or

- (e) harassment under Section 42.07(a)(1), Penal Code, of a student or district employee;
- f. Engages in conduct that contains the elements of aggravated assault, sexual assault, aggravated sexual assault, murder, capital murder, or criminal attempt to commit murder or capital murder, or aggravated robbery against another student, without regard to whether that conduct occurs on or off of school property or while attending a school-sponsored or school-related activity on or off of school property;
- g. Subject to Education Code Section 37.007(d), if within 300 feet of school property, as measured from any point on the school's real property boundary line:
  - (1) Engages in conduct specified by Education Code Section 37.007(a), as outlined above in item 1 of this section; or
  - (2) Possesses a firearm, as defined by federal law.
- h. While on or within 300 feet of school property, as measured from any point on the school's real property boundary line, or while attending a school-sponsored or school-related activity on or off of school property:
  - (1) Sells, gives, or delivers to another person or possesses, uses, or is under the influence of any amount of marijuana or a controlled substance, a dangerous drug, or an alcoholic beverage; or commits a second or subsequent misdemeanor drug offense while a student in grades 6–12 in the KISD. (Texas Education Code Section 37.007)
  - (2) Engages in conduct that contains the elements of an offense relating to an abusable volatile chemical under Sections 485.031 through 485.034, Health and Safety Code;
  - (3) Engages in conduct that contains the elements of the offense of deadly conduct under Section 22.05, Penal Code.
- i. Engages in conduct punishable as a felony offense under Title 5 of the Penal Code or the felony offense of aggravated robbery under Section 29.03, Penal Code without regard to whether the offense occurred on or off school property or whether the offense involved students or school employees.
- j. Is a registered sex offender regardless of whether the student is under court supervision.

4. A student who attends school in KISD and who engages in conduct described in item 1, above, may be expelled from school if the student engages in that conduct:
  - a. on school property of another Texas school district; or
  - b. while attending a school-sponsored or school-related activity of a school in another Texas school district.
5. Emergency Expulsion

The principal or the principal's designee may order the immediate expulsion of a student if the principal or the principal's designee reasonably believes that action is necessary to protect persons or property from imminent harm. The reason must be a reason for which expulsion may be made on a non-emergency basis. Within a reasonable time, but not later than the 10th calendar day after the date of the expulsion, the student shall be offered the due process outlined in this Code of Conduct for expulsions.

#### H. Level IV – Disciplinary Measures

1. A student who commits a Level IV offense listed in Section 1.a.(1) above shall be expelled for one calendar year.
2. A student who is expelled for conduct relating to a felony offense under Title V., Penal Code, or the felony offense of aggravated robbery under Section 29.03, Penal Code shall be expelled for 90 school days. The student is subject to expulsion until the student graduates, the charges are dismissed or reduced to a misdemeanor offense, or the student completes the term of placement or is assigned to another program.
3. A student registered as a sex offender with court supervision who is expelled shall be expelled for a minimum of 90 school days. The expulsion may last through the graduation of the student, until the student is not required to register as a sex offender, or until the student is assigned to another program.
4. A student registered as a sex offender without court supervision who is expelled shall be expelled for 90 school days. The expulsion may last through the graduation of the student, until the student is not required to register as a sex offender, or until the student is assigned to another program.
5. A student who commits any other Level IV offense shall be expelled for ninety (90) school days.

For H. 3. and 4. above, at the end of 90 school days and before the beginning of school each year, a committee, according to state law, shall meet to recommend whether the student will continue the placement.

A decision by the superintendent of schools to expel a student may be appealed in accordance with the Inquiries, Complaints, and Appeals procedures in KISD Board Policy FNG (LOCAL). The period of expulsion may not extend beyond one calendar year unless, after a review, the District determines that the student is a threat to the safety of other students or KISD employees or extended placement is in the best interest of the student. If the period of an expulsion is inconsistent with the guidelines included in this Code of Conduct, the expulsion order must give notice of the inconsistency.

If a student who has been expelled by another school district enrolls in Klein ISD, Klein may continue the expulsion under the terms of the order, place the student in a DAEP for the period specified by the expulsion order, or allow the student to attend regular classes without completing the period of expulsion. KISD may take any action permitted by the preceding paragraph if the student was expelled by a school district in another state if:

1. the out-of-state district provides to KISD a copy of the expulsion order; and
2. the grounds for the expulsion are also grounds for expulsion in KISD.

However, if a student was expelled by a school district in another state for a period that exceeds one year, and KISD continues the expulsion or places the student in a DAEP, KISD shall reduce the period of expulsion or placement so that the aggregate period does not exceed one year unless, after a review, KISD determines that the student is a threat to the safety or other students or to KISD employees or extended placement is in the best interest of the student.

A student younger than ten (10) years of age may not be expelled for engaging in conduct described in this section except as required by Federal law.

A student who uses, exhibits, or possesses a firearm as defined by 18 U.S.C. 921 shall be expelled for one (1) calendar year from the date of the offense.

An expelled student shall be provided educational services or be placed in the Harris County Juvenile Justice Alternative Education Program as specified in Section 37.011 of the Texas Education Code, or Highpoint North if the expulsion is discretionary.

The principal shall inform each teacher who has regular contact with a student through a classroom assignment of the conduct of a student who has engaged in any violation listed as a Level IV offense. A teacher shall keep the information received confidential. The State Board of Education may revoke or suspend the certification of a teacher who intentionally violates this requirement.

### III. Distribution and Updating of Student Code of Conduct

- A. The Student Code of Conduct will be posted and prominently displayed at each school campus.
- B. The Student Code of Conduct and Subchapter A of Chapter 37, Texas Education Code, are included in the student handbooks which will be distributed to administrators, teachers, and other school personnel at the beginning of each school year as part of the appendix of the student handbook.

Each campus principal will be responsible for distributing the student handbooks, which include the Student Code of Conduct and Chapter 37, Subchapter A of the Texas Education Code to his/her staff and new staff hired in the current school year or any subsequent year in accordance with existing practices.

Access to the student handbooks will be available on the Klein ISD website. Upon request, each student in the Klein ISD may also receive a printed copy of the Student Handbook/Code of Conduct.

On the elementary campus, the classroom teachers will review the handbook contents with their students. On the intermediate and high school campuses, the handbook contents may be explained by the principal, or reviewed by teachers during homeroom period.

Each year, Klein ISD shall provide parents notice of and information regarding the Student Code of Conduct. Parents in the Klein ISD should review the Student Handbook/Code of Conduct at the beginning of each school year, either online or with a printed copy.

- C. Suggestions are solicited on an annual basis from the Campus Instructional Development Council (CIDC) at each of the district's schools and the Districtwide Instructional Development Council (DIDC) for the purpose of updating the Student Handbook/Code of Conduct. An updated Handbook/Code of Conduct will be distributed each year after it is adopted by the Board of Trustees.
- D. Subchapter G, *Safe Schools*, Chapter 35, *Discipline; Law and Order* of the Texas Education Code appears on the following pages.

Approved: May 14, 2012



## DRUG OFFENSE INFORMATION

Conduct involving a controlled substance or dangerous drug that is punishable as a felony is a mandatory expulsion in accordance with and subject to the provisions of Chapter 37 of the Texas Education Code.

“Controlled substance” means a substance, including a drug, an adulterant, and a dilutant, listed in Schedules I-V or Penalty Groups 1, 1-A, or 2-4. The term includes the aggregate weight of any mixture, solution, or other substance containing a controlled substance (Texas Controlled Substance Act, Chapter 481). Examples of controlled substances include, but are not limited to, the following:

Adderall	Cocaine
Codeine	Concerta
Marijuana	OxyContin (Oxycodone)
Ritalin	Valium (Diazepam)
Vicodin (Hydrocodone)	Xanax

“Dangerous drug” means a device or drug that is unsafe for self-medication and that is not included in the schedules I-V or Penalty Groups 1-4 (Texas Controlled Substance Act, Chapter 481). Examples of dangerous drugs include, but are not limited to, the following:

Abilify	Allegra
Elavil	Lexapro
Seroquel	Strattera
Topamax	Wellbutrin