

**2023-2024**  
**B. McDaniel Intermediate**  
**School**

**Student Handbook**



400 S. Lillis Lane Denison, TX 75020  
(903) 462-7200

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## STUDENT CODE OF CONDUCT ACKNOWLEDGMENT

Dear Student and Parent:

As required by state law, the board of trustees has officially adopted the Student Code of Conduct in order to promote a safe and orderly learning environment for every student.

We urge you to read this publication thoroughly and to discuss it with your family. If you have any questions about the required conduct and consequences for misconduct, we encourage you to ask for an explanation from the student's teacher or campus administrator.

The student and parent should each sign this page in the space provided below, and then return the page to the student's school.

Thank you.

Dr. David Kirkbride

### PARENT ACKNOWLEDGEMENT FORM

We acknowledge that we have been offered the option to receive a copy of the Denison Independent School District's Student Code of Conduct and Student Handbook for the 2023-24 school year or to electronically access them on the district's Web site at [www.denisonisd.net](http://www.denisonisd.net). We understand that students will be held accountable for their behavior and will be subject to the disciplinary consequences outlined in the Code.

We have chosen to:

- Receive a paper copy of the Student Code of Conduct and the Student handbook.
- Accept responsibility for accessing the Student Code of Conduct and the Student Handbook on the District's Web site.

Print name of Student: \_\_\_\_\_ Student ID#: \_\_\_\_\_

Signature of Student: \_\_\_\_\_ Grade Level: \_\_\_\_\_

School: B.McDaniel Intermediate

Print name of Parent: \_\_\_\_\_

Signature of Parent: \_\_\_\_\_ Date: \_\_\_\_\_

DENISON INDEPENDENT SCHOOL DISTRICT  
1201 SOUTH RUSK AVENUE  
DENISON, TEXAS 75020-5340

July 13, 2023

Dear Parent/Guardian:

The 84th Texas Legislature passed legislation that requires each school district to inform parents of current truancy laws. In order to comply with the legislature's requirement Denison ISD is notifying you that if a student is absent from school ten or more days or parts of days within a six-month period in the same school year or is absent without excuse under Section 25.087 for three or more days or parts of days within a four-week period, the parent is subject to prosecution under Section 25.093 of the legislation. Additionally, the student is subject to prosecution under Section 25.094 of the legislation.

Regular attendance is vital to the academic success of each student. Please have your child at school every day. It is very important for parents to work with school officials to verify any student absence. Parental involvement in his or her child's education is another vital factor in the success of every student. You are welcome and encouraged to visit your child's school and to become an active part of the educational process.

The 78th Texas Legislature passed legislation that requires each school district to provide parents with information about the Student Code of Conduct. The Student Code of Conduct may be viewed on the district's web site at [www.denisonisd.net](http://www.denisonisd.net). Or, you can receive a copy of the Student Code of Conduct by contacting the office of the school where your children attend.

Sincerely,

Andru Gilbert, Ed.D.  
Assistant Superintendent

## INTRODUCTION

Welcome to B. McDaniel Intermediate School. This is your handbook as a student at B. McDaniel Intermediate School. Please use it as a guide to answer your questions and to assist you in following our customs and regulations.

B. McDaniel Intermediate School's aim is to make good citizens of the school, the city, the county, the state, and the nation. Good sportsmanship, self-control, good manners, and respect for the rights of others are all important in building citizenship.

**SCHOOL COLORS:** BLACK AND GOLD

### **JACKET WAR SONG:**

We sing the Jacket War Song.  
We sing the battle cry.  
We sing the Jacket War Song.  
Jacket ever do or die.

Jackets will never fail you.  
History cannot deny.  
So save a page or two for  
Denison's fighting crew  
Beneath the Texas skies.

**SCHOOL MASCOT:** YELLOW JACKET



### **ALMA MATER:**

Hail to thee, our Alma Mater,  
School we love so dear.  
With our friends and fellow comrades  
We spend our happy years.

Though we leave we'll always cherish  
Memories old and new.  
Hail to thee our  
Denison High School,  
We are all for you.

**Denison Independent School District  
2023-2024 Secondary Calendar**



# DENISON

INDEPENDENT SCHOOL DISTRICT

# ACADEMIC CALENDAR

**2023**

**HONORING.  
EMBRACING.  
INSPIRING.**

**2024**

**IT'S  
GREAT  
TO BE A  
YELLOW  
JACKET!**

JULY						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

  New Employee Institute (NO STUDENTS)  
  Professional Learning Day (NO STUDENTS)

AUGUST						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	{[8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

  Professional Learning Day (NO STUDENTS)  
  Faculty & Staff Work Day (NO STUDENTS)  
  First Day Of School   No School (FACULTY, STAFF & STUDENTS)  
 { Start Of 1st Nine Weeks } [ Start Of 1st Six Weeks ]

SEPTEMBER						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	[18	19	20	21	22	23
24	25	26	27	28	29	30

  Professional Learning Day (NO STUDENTS)  
  Labor Day (NO STUDENTS)  
 ] End Of 1st Six Weeks [ Start Of 2nd Six Weeks

OCTOBER						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	{10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	[30	31				

  Faculty & Staff Comp Time Day (NO STUDENTS)  
  No School (FACULTY, STAFF & STUDENTS)  
 } End Of 1st Nine Weeks { Start Of 2nd Nine Weeks  
 ] End Of 2nd Six Weeks [ Start Of 3rd Six Weeks

NOVEMBER						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

  Thanksgiving Break (NO SCHOOL)  
  Faculty & Staff Work Day (NO STUDENTS)

DECEMBER						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

  Early Release For Students  
  Christmas Holidays (NO SCHOOL)  
 ] End Of 2nd Nine Weeks ] End Of 3rd Six Weeks

JANUARY						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	{[9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

  Christmas Holidays (NO SCHOOL)  
  Faculty & Staff Work Day (NO STUDENTS)  
  Faculty & Staff Comp Time Day (NO STUDENTS)

FEBRUARY						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	[20	21	22	23	24
25	26	27	28	29		

  Prek-6th Grade Professional Learning Day (NO STUDENTS)  
  7th-12th Grade Faculty & Staff Work Day (NO STUDENTS)  
  No School (FACULTY, STAFF & STUDENTS)  
  Bad Weather Day

MARCH						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	{19	20	21	22	23
24	25	26	27	28	29	30
31						

  Prek-6th Grade Faculty & Staff Work Day (NO STUDENTS)  
  7th-12th Grade Professional Learning Day (NO STUDENTS)  
  Spring Break (NO SCHOOL)   Bad Weather Day  
  Faculty & Staff Work Day (NO STUDENTS)

APRIL						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	[8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

  Faculty & Staff Work Day (NO STUDENTS)  
  Early Release For Students  
 ] End Of 5th Six Weeks [ Start Of 6th Six Weeks

MAY						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

  Early Release For Students  
  Faculty & Staff Work Day (NO STUDENTS)  
 ] End Of 4th Nine Weeks ] End Of 6th Six Weeks

JUNE						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

**WE ARE DENISON!**



# Bell Schedule

- Students may enter the building at **7:15 am**
- Students must be in class no later than **7:45 am**
- Breakfast will be from **7:15 a.m.-7:45 a.m.**

## Period

## Time

1 <sup>st</sup> (Homeroom)	7:45 a.m.-8:15 a.m.
2 <sup>nd</sup>	8:15 a.m.-8:50 a.m.
3 <sup>rd</sup>	8:50 a.m.-9:25 a.m.
4 <sup>th</sup>	9:25 a.m.- 10:00 a.m.
5 <sup>th</sup>	10:00 a.m.- 10:35 a.m.
6 <sup>th</sup>	10:35 a.m. - 11:10 a.m. (6 <sup>th</sup> Grade Jacket Time)
7 <sup>th</sup>	11:10 a.m.- 11:45 a.m.
8 <sup>th</sup>	11:45 a.m.- 12:20 p.m.
9 <sup>th</sup>	12:20 p.m.- 12:55 p.m.
10 <sup>th</sup>	12:55 p.m.- 1:30 p.m.
11 <sup>th</sup>	1:30 p.m. - 2:05 p.m. (5 <sup>th</sup> Grade Jacket Time)
12 <sup>th</sup>	2:05 p.m. - 2:40 p.m.
13 <sup>th</sup>	2:40 p.m.- 3:15 p.m.

## NONDISCRIMINATION

Denison Independent School District does not discriminate on the basis of race, religion, color, age, national origin, sex, or disability in providing education services, activities, and programs, including vocational programs, in accordance with Title VI of the Civil Rights Act of 1964, as amended; Title IX of the Educational Amendments of 1972; Section 504 of the Rehabilitation Act of 1973, as amended.

Denison Independent School District will take steps to assure that lack of English language skills will not be a barrier to admission and participation in all educational and vocational programs.

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Es norma de "Denison Independent School District" no discriminar por motivos de raza, color, edad, origen nacional, sexo gender, en sus programas, servicios o actividades vocacionales, tal como lo requieren el Título VI de la Ley de Derechos Civiles de 1964, según enmienda; el Título IX de las Enmiendas en la Educación de 1972, y la Sección 504 de la Ley de Rehabilitación de 1973 según enmienda.

Es norma de Denison ISD tomara las medidas necesarias para asegurar que la falta de habilidad en el uso de la lengua inglés no sea un obstáculo para la admisión y participación en todos los programas educativos y vocacionales.

Para información sobre sus derechos o procedimientos para quejas, póngase en contacto con Shonda Cannon, 462-7019, si necesita ayuda para traducir este o otros documentos de la escuela.

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**Title IX Coordinator** for concerns regarding discrimination on the basis of sex:

Dr. Andru Gilbert  
1201 S. Rusk Avenue  
Denison, TX 75020  
(903) 462-7000

**Section 504 Coordinator** for concerns regarding discrimination on the basis of disability:

Dr. Andru Gilbert  
1201 S. Rusk Avenue  
Denison, TX 75020  
(903) 462-7000

## Providing Assistance to Students Who Have Learning Difficulties or Need Special Education Services

If a child is experiencing learning difficulties, the parent may contact the person listed below to learn about the district's overall general education referral or screening system for support services. This system links students to a variety of support options, including referral for a special education evaluation. Students having difficulty in the regular classroom should be considered for tutorial, compensatory, and other academic or behavior support services that are available to all students including a process based on Response to Intervention (RtI). The implementation of RtI has the potential to have a positive impact on the ability of districts to meet the needs of all struggling students.

At any time, a parent is entitled to request an evaluation for special education services. Within a reasonable amount of time, the district must decide if the evaluation is needed. If the evaluation is needed, the parent will be notified and asked to provide informed written consent for the evaluation. The district must complete the evaluation and the report within 60 calendar days of the date the district receives the written consent. The district must give a copy of the evaluation report to the parent.

If the district determines that the evaluation is not needed, the district will provide the parent with prior written notice that explains why the child will not be evaluated. This written notice will include a statement that informs the parent of their rights, if they disagree with the district. The district is required to give parents the Notice of Procedural Safeguards – Rights of Parents of Students with Disabilities. Additional information regarding the IDEA is available from the school district in a companion document A Guide to the Admission, Review, and Dismissal Process.

The following websites provide information to those who are seeking information and resources specific to students with disabilities and their families:

- Texas Project First ([www.texasprojectfirst.org](http://www.texasprojectfirst.org))
- Partners Resource network ([www.partnerstx.org](http://www.partnerstx.org))

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The designated person to contact regarding options for a child experiencing learning difficulties or a referral for evaluation for special education services is:

**Contact Person:** Kerry Kaai

**Phone Number:** 903-462-7020

## **Asistencia para estudiantes que tienen dificultades de aprendizaje o necesitan servicios de educación especial.**

Si un niño tiene dificultades de aprendizaje, el padre puede comunicarse con la persona mencionada abajo para informarse sobre la remisión a educación general en términos generales o sistema de evaluación para los servicios de apoyo del distrito. Este sistema conecta a los estudiantes con una variedad de opciones de apoyo, incluyendo remisiones para una evaluación de educación especial. Los estudiantes que tienen dificultades en el aula normal deberían tomarse en cuenta para tutoría, compensación y otros servicios de apoyo académicos o del comportamiento que están disponibles para todos los estudiantes, incluyendo un proceso basado en la respuesta a intervención (RtI). La implementación de la respuesta a intervención tiene el potencial de tener un efecto positivo en la habilidad de los distritos de cubrir las necesidades de todos los estudiantes con dificultades.

En padre tiene derecho, en todo momento, a solicitar una evaluación para los servicios de educación especial. En un período de tiempo razonable, el distrito debe decidir si dicha evaluación es necesaria. Si la evaluación es necesaria, el padre será notificado y se le pedirá que provea un consentimiento informado por escrito para realizar la evaluación. El distrito debe completar la evaluación y el informe en 60 días del calendario desde la fecha en que el distrito recibió el consentimiento escrito. El distrito debe darle al padre una copia del informe de la evaluación.

Si el distrito determina que no es necesaria la evaluación, el distrito proporcionará al padre un aviso previo por escrito que explica por qué no se evaluara al niño. El aviso por escrito incluirá una explicación que les informa a los padres sobre sus derechos, si están en desacuerdo con el distrito. El distrito tiene la obligación de darles a los padres el *Aviso Sobre Procedimientos de Protección – Derechos de los Padres de Estudiantes con Discapacidades*. El distrito escolar tiene información adicional sobre IDEA en un documento complementario *Gula para el Proceso de Admisión, Revisión y Retiro*.

Los siguientes portales de internet provén información a aquellas personas interesadas en obtener información y recursos específicos para estudiantes con discapacidades y sus familias:

- Texas Project First ([www.texasprojectfirst.org](http://www.texasprojectfirst.org))
- Partners Resource network ([www.partnerstx.org](http://www.partnerstx.org))

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La persona designada con quien se debe comunicar para obtener información sobre las opciones para un niño que tiene dificultades de aprendizaje o una remisión para una evaluación para los servicios de educación especial es:

**Persona con quien comunicarse:** Kerry Kaai      **Número de teléfono:** (903) 462-7020

## **Aiding Students Who Have Learning Difficulties or Who Need Special Education or Section 504 Services**

For those students who are having difficulty in the regular classroom, all school districts and open enrollment charter schools must consider tutorial, compensatory, and other academic or behavior support services that are available to all students, including a process based on Response to Intervention (RtI). The implementation of RtI has the potential to have a positive impact on the ability of districts and charter schools to meet the needs of all struggling students.

If a student is experiencing learning difficulties, his or her parent may contact the individual(s) listed below to learn about the school's overall general education referral or screening system for support services. This system links students to a variety of support options, including making a referral for a special education evaluation or for a Section 504 evaluation to determine if the student needs specific aids, accommodations, or services. A parent may request an evaluation for special education or Section 504 services at any time.

### Special Education Referrals:

If a parent makes a written request for an initial evaluation for special education services to the director of special education services or an administrative employee of the school district or open enrollment charter school, the district or charter school must respond no later than 15 school days after receiving the request. At that time, the district or charter school must give the parent a prior written notice of whether it agrees to or refuses to evaluate the student, along with a copy of the *Notice of Procedural Safeguards*. If the school district or charter school agrees to evaluate the student, it must also give the parent the opportunity to give written consent for the evaluation.

Please note that a request for a special education evaluation may be made verbally and does not need to be in writing. Districts and charter schools must still comply with all federal prior written notice and procedural safeguard requirements and the requirements for identifying, locating, and evaluating children who are suspected of being a child with a disability and in need of special education. However, a verbal request does not require the district or charter school to respond within the 15-school-day timeline.

If the district or charter school decides to evaluate the student, it must complete the student's initial evaluation and evaluation report no later than 45 school days from the day it receives a parent's written consent to evaluate the student. However, if the student is absent from school during the evaluation period for three or more school days, the evaluation period will be extended by the number of school days equal to the number of school days that the student is absent.

There is an exception to the 45-school-day timeline. If a district or charter school receives a parent's consent for the initial evaluation at least 35 but less than 45 school days before the last instructional day of the school year, it must complete the written report and provide a copy of the report to the parent by June 30 of that year. However, if the student is absent from school for three or more days during the evaluation period, the June 30th due date no longer applies. Instead, the general timeline of 45 school days plus extensions for absences of three or more days will apply.

Upon completing the evaluation, the district or charter school must give the parent a copy of the evaluation report at no cost.

Additional information regarding special education is available from the district or charter school in a companion document titled *Parent's Guide to the Admission, Review, and Dismissal Process*.

### **Contact Person for Special Education Referrals:**

The designated person to contact regarding options for a student experiencing learning difficulties or regarding a referral for evaluation for special education services is:

Contact Person: Kerry Kaai

Phone Number: 903-462-7020

### **Section 504 Referrals:**

Each school district or charter school must have standards and procedures in place for the evaluation and placement of students in the district's or charter school's Section 504 program. Districts and charter schools must also implement a system of procedural safeguards that includes notice, an opportunity for a parent or guardian to examine relevant records, an impartial hearing with an opportunity for participation by the parent or guardian and representation by counsel, and a review procedure.

### **Contact Person for Section 504 Referrals:**

The designated person to contact regarding options for a student experiencing learning difficulties or regarding a referral for evaluation for Section 504 services is at B.McDaniel Intermediate School is:

Contact Person: Mrs. Susan Arthur

Phone Number: 903-462-7200

### **Additional Information:**

The following websites provide information and resources for students with disabilities and their families.

- [Legal Framework for the Child-Centered Special Education Process](#)
- [Partners Resource Network](#)
- [Special Education Information Center](#)
- [Texas Project First](#)

## **Cómo ayudar a aquellos estudiantes que tienen dificultades de aprendizaje o precisan servicios de educación especial o de la Sección 504**

Para aquellos estudiantes que tienen dificultades en el salón de clases normal, todos los distritos escolares y las escuelas autónomas de inscripción abierta deben contemplar servicios de tutoría y compensatorios, y otros servicios de apoyo académico o conductual que estén disponibles para todos los estudiantes, incluido un proceso basado en la Respuesta a la Intervención (RtI). La implementación de la RtI tiene el potencial de impactar positivamente en la capacidad de los distritos y escuelas autónomas de satisfacer las necesidades de todos los estudiantes con problemas.

Si un estudiante está experimentando dificultades de aprendizaje, sus padres pueden comunicarse con la(s) persona(s) mencionada(s) más abajo para obtener información sobre el sistema general de remisión o control de la educación general de la escuela para los servicios de apoyo. Dicho sistema vincula a los estudiantes con una variedad de opciones de apoyo, entre las que se encuentra la remisión para que se realice una evaluación de educación especial o una evaluación de la Sección 504 con el fin de determinar si el estudiante necesita asistencia, adaptaciones o servicios específicos. Los padres pueden pedir una evaluación para los servicios de educación especial o de la Sección 504 en cualquier momento.

### Remisiones de educación especial:

Si los padres solicitan, por escrito, al director de servicios de educación especial o a un empleado administrativo del distrito escolar o de la escuela autónoma de inscripción abierta que se realice una evaluación inicial para recibir servicios de educación especial, el distrito o la escuela autónoma deben responder dentro de los 15 días lectivos después de haber recibido la solicitud. En ese momento, el distrito o la escuela autónoma deben entregar a los padres notificación previa por escrito respecto de si están de acuerdo o no en evaluar al estudiante, además de enviarles una copia de la *Notificación de salvaguardas procesales*. Si el distrito escolar o la escuela autónoma están de acuerdo en evaluar al estudiante, también deben darles a los padres la oportunidad de prestar su consentimiento por escrito para la evaluación.

Por favor tenga en cuenta que una solicitud para una evaluación de educación especial puede hacerse verbalmente y no necesita hacerse por escrito. Los distritos y escuelas “chárter” deben seguir cumpliendo con todas las notificaciones previas por escrito y los requisitos sobre las salvaguardas procesales de la ley federal para identificar, localizar y evaluar a los niños que se intuya puedan ser niños con alguna discapacidad y que necesite educación especial. Sin embargo, una petición verbal no requiere que el distrito o la escuela “chárter” respondan dentro del periodo establecido de los 15 días escolares.

Si el distrito o la escuela autónoma deciden evaluar al estudiante, deben completar la evaluación inicial y el informe de la evaluación dentro de los 45 días lectivos posteriores al día en que reciban el consentimiento por escrito de los padres para evaluar al estudiante. Sin embargo, si el estudiante se ausenta de la escuela por tres días lectivos o más durante el período de evaluación, dicho período se extenderá la misma cantidad de días lectivos que el estudiante haya faltado.

Existe una excepción al plazo de 45 días lectivos. Si un distrito o una escuela autónoma reciben el consentimiento de los padres para la evaluación inicial entre los 35 y 45 días lectivos previos al último día de clases del año, deben completar el informe escrito y proporcionarles una copia del mismo a los padres, a más tardar, el 30 de junio de dicho año. No obstante, si el estudiante falta a la escuela tres días o más durante el período de evaluación, no se aplica la fecha límite del 30 de junio, sino que se aplica el plazo general de 45 días lectivos más prórrogas por ausencias de tres días o más.

Al completar la evaluación, el distrito o la escuela autónoma deben proporcionar a los padres una copia del informe de evaluación en forma gratuita.

Hay disponible información adicional sobre educación especial del distrito o la escuela autónoma en el documento complementario titulado *Guía para padres sobre el proceso de admisión, revisión y retiro*.

### Persona de contacto para las remisiones de educación especial:

La persona designada para contactar en relación con las opciones para un estudiante que experimente dificultades de aprendizaje o en relación con una remisión a evaluación para recibir servicios de educación especial es:

Persona de contacto: Kerry Kaai

Número de teléfono: 903-462-7020

Remisiones de la Sección 504:

Cada distrito escolar o escuela autónoma debe tener estándares y procedimientos en vigor para la evaluación y colocación de estudiantes en el programa de la Sección 504 del distrito o la escuela autónoma. Además, los distritos y las escuelas autónoma deben implementar un sistema de salvaguardas procesales que incluya una notificación, una oportunidad para que los padres o tutores examinen los registros relevantes, una audiencia imparcial en la que puedan participar los padres o tutores y en la que haya representación por parte de un abogado, y un procedimiento de revisión.

Persona de contacto para las remisiones de la Sección 504:

La persona designada para contactar en relación con las opciones para un estudiante que experimente dificultades de aprendizaje o en relación con una remisión a evaluación para recibir servicios de la Sección 504 es:

Persona de contacto: Mrs. Susan Arthur

Número de teléfono: 903-462-7200

Información adicional:

Los siguientes sitios web ofrecen información y recursos para los estudiantes con discapacidades y sus familias.

- [\*Marco legal del proceso de educación especial centrado en el niño\*](#)
- [Red de colaboradores y recursos](#)
- [Centro de Información de Educación Especial](#)
- [Texas Project First](#)



**B. McDaniel Intermediate**  
**FACULTY/PARENT/SCHOOL COMPACT**

The School faculty pledges to:

1. Provide opportunities for successful learning.
2. Provide a safe learning environment.
3. Provide quality instruction with consideration for an attention to individual needs.
4. Respect all students, parents, and other faculty.
5. Model acceptable behavior at all times.
6. The school will provide on-going communication with parents regarding their child's progress.

The parents(s)/guardian(s) pledge to:

1. Make sure the child arrives on time daily.
2. See that the child has breakfast at home or school.
3. Make sure the child has good grooming/hygiene habits.
4. Make sure the child receives adequate rest.
5. See that the child has needed school supplies.
6. Make sure the child does all schoolwork.
7. Communicate with the child's teacher(s) as needed.

The student pledges to:

1. Do the best work possible in every class.
2. Complete all assignments on time.
3. Be prepared in every class.
4. Always be honest and truthful.
5. Be respectful and kind to all adults and peers.
6. Understand and accept consequences for actions.

## COUNSELING AND GUIDANCE

Dear Parents and Students:

Welcome to B. McDaniel Intermediate School our counseling staff is here to support the students academically and socially throughout the year. We are here to make sure your student has a great year and excels in their studies!

Feel free to contact us with any questions or concerns. We are here to support.

Booke Morrison (5th grade counselor)  
(903) 462-7233  
bmorrison@denisonisd.net

Elizabeth Dunn (6th grade counselor)  
(903) 462-7232  
edunn@denisonisd.net

### Assurance of Non-Discrimination

No student shall be denied the right to participate in any school program because of race, religion, color, sex, or national origin. The district has a designated coordinator to comply with Title IX and Section 504, dealing with rights of the handicapped. All complaints shall be handled through established channels and procedures beginning with the building principal, followed by appeal to the Title IX and 504 Coordinator, the Superintendent, and finally, the Board of Trustees.

### Calculation of Grades

1 <sup>st</sup> Semester Grade Components:		2 <sup>nd</sup> Semester Grade Components:		Final Grade Components:	
Grading 1st Nine-week	Grading 2nd Nine-week	Grading 3rd Nine-week	Grading 4th Nine-week	1st Sem Avg	2nd Sem Avg

## Multi-Tiered Systems of Support

B. McDaniel Intermediate School has developed a systematic process for addressing students' educational needs. Students' grades are monitored and reported to parents every third week by progress reports and each sixth week grading period by report cards. Grades and attendance are also posted online for parents and students to monitor on a regular basis. Teachers, counselors and administrators monitor students' progress and confer to make recommendations for appropriate interventions. Parents are also encouraged to contact teachers, counselors or administrators concerning the educational progress of their child.

### What is MTSS?

Multi-Tiered Systems of Support (MTSS) is a framework that focuses on intervention best practices within the areas of academics, behavior, and social/emotional supports for the whole child. Tiers are based on student need and increase the level of support provided as a student moves from classroomwide, to targeted and intensive interventions. The goal of MTSS is to find struggling students early and quickly provide intervention. The systems use interventions proven by research to meet a student's needs. Progress monitoring data is used to make decisions about movement between the tiers.

There are typically three tiers of support in an MTSS model.

- Tier 1 includes high quality classroom-wide instruction and support for all students.
- Tier 2 provides targeted support to address a student's gaps in skills.
- Tier 3 involves intensive support usually provided more often and in smaller groups.

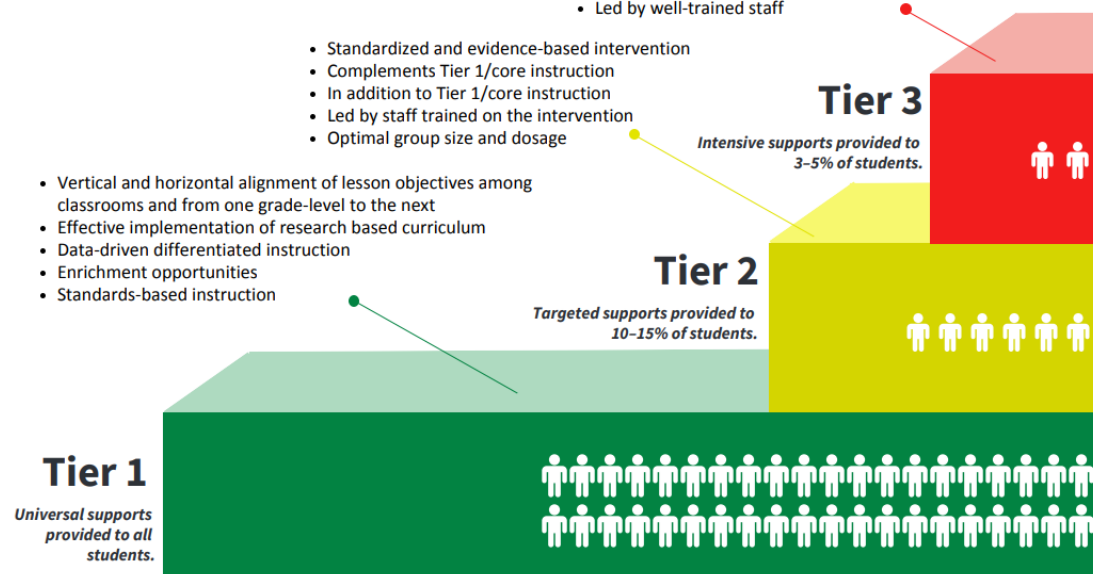
The multi-level prevention system provides increasingly intense levels of instruction and support to address student need.

### What is a Multi-Level Prevention System?

- More intensive than Tier 2
- Individualized to address student need through an iterative manner
- Aligned with core instruction on a case-by-case basis
- Optimal group size based on student need
- Led by well-trained staff

- Standardized and evidence-based intervention
- Complements Tier 1/core instruction
- In addition to Tier 1/core instruction
- Led by staff trained on the intervention
- Optimal group size and dosage

- Vertical and horizontal alignment of lesson objectives among classrooms and from one grade-level to the next
- Effective implementation of research based curriculum
- Data-driven differentiated instruction
- Enrichment opportunities
- Standards-based instruction



Tier I interventions are those efforts that are made with every student to increase academic performance.

Formative assessments are administered to all students to evaluate student learning in each course. Students who do not meet a predetermined level of success are able to retest after appropriate remediation.

Tutorial is available to students on a voluntary basis. Students must schedule tutorials with their teachers and attend when scheduled.

After school tutorials are also available, by arrangement with individual teachers.

## **Tier II**

Tier II interventions are the next level of services for students who are having difficulty learning and have not taken advantage of voluntary Tier I services.

Teacher and principal directed tutorials are mandatory tutorials and may be before or after regular school hours.

Parent conferences will be held with students who are experiencing academic difficulty.

## **Tier III**

Tier III interventions are more individualized and/or intensified services for students who are not successful after Tier I or Tier II have been implemented.

Intervention classes for core subjects of Math and English Language Arts are scheduled courses designed to offer a smaller student to teacher ratio and to address students' individual needs. In the cases that an intervention teacher is not the teacher of record for the core course, both teachers will collaborate on the best strategies for the students.

Special education inclusion is provided to students receiving special education services, who are in regular education courses. Inclusion is provided by a special education teacher that shadows a special education student or group of special education students in the regular classroom and assists in the delivery of appropriate accommodations.

Summer school is for students needing to retake Math and English Language Arts instruction or who did not complete required tutoring hours.

Principal referrals are made on students refusing to turn in or complete work. Refusal to work is insubordination and will be dealt with as a disciplinary issue.

## **Tier IV**

Tier IV is the highest level of intervention and is implemented when other levels of intervention have been unsuccessful.

General education students who continue to be unable to learn will be referred for special education services.

Special education students who are not progressing adequately may be referred to special education intervention. Special education intervention is similar to regular education intervention with more intensified instruction and smaller class size and is reserved for special education students who require more assistance than inclusion.

A special education student may be referred for re-evaluation if it is believed that the student's individualized education program is inappropriate for the student's needs. The referral may be submitted by parent, teacher, counselor, or administrator.

## STUDENT CODE OF CONDUCT

### Accessibility

If you have difficulty accessing the information in this document because of disability, please contact the Director of Special Education at 903-462-7000.

### Purpose

The Student Code of Conduct (“Code”) is the district’s response to the requirements of Chapter 37 of the Texas Education Code.

The Code provides methods and options for managing students in the classroom and on school grounds, disciplining students, and preventing and intervening in student discipline problems.

The law requires the district to define misconduct that may—or must—result in a range of specific disciplinary consequences including removal from a regular classroom or campus, out-of-school suspension, placement in a disciplinary alternative education program (DAEP), placement in a juvenile justice alternative education program (JJAEP), or expulsion from school.

This Student Code of Conduct has been adopted by the Denison Board of Trustees and developed with the advice of the district-level committee. This Code provides information to parents and students regarding standards of conduct, consequences of misconduct, and procedures for administering discipline. It remains in effect during summer school and at all school-related events and activities outside the school year until an updated version adopted by the board becomes effective for the next school year.

In accordance with state law, the Code shall be posted at each school campus or shall be available for review at the office of the campus principal. Additionally, the Code shall be available at the office of the campus behavior coordinator and posted on the district’s website. Parents shall be notified of any conduct violation that may result in a student being suspended, placed in a DAEP or JJAEP, expelled, or taken into custody by a law enforcement officer under Chapter 37 of the Education Code.

Because the Student Code of Conduct is adopted by the district’s board of trustees, it has the force of policy; therefore, in case of conflict between the Code and the Student Handbook, the Code shall prevail.

**Please note:** The discipline of students with disabilities who are eligible for services under federal law (Individuals with Disabilities Education Act and Section 504 of the Rehabilitation Act of 1973) is subject to the provisions of those laws.

### School District Authority and Jurisdiction

#### Campus Behavior Coordinator

As required by law, a person at each campus must be designated to serve as the campus behavior coordinator. The designated persons are the principal and assistant principal of the campus. The campus behavior coordinator is primarily responsible for maintaining student discipline. School rules and the authority of the district to administer discipline apply whenever the interest of the district is involved, on or off school grounds, in conjunction with or independent of classes and school-sponsored activities.

The district has disciplinary authority over a student:

1. During the regular school day and while the student is going to and from school or a school-sponsored or school-related activity on district transportation;
2. During lunch periods in which a student is allowed to leave campus;
3. While the student is in attendance at any school-related activity, regardless of time or location;
4. For any school-related misconduct, regardless of time or location;
5. When retaliation against a school employee, board member, or volunteer occurs or is threatened, regardless of time or location;
6. When a student engages in cyberbullying, as provided by Education Code 37.0832;
7. When criminal mischief is committed on or off school property or at a school-related event;
8. For certain offenses committed within 300 feet of school property as measured from any point on the school's real property boundary line;
9. For certain offenses committed while on school property or while attending a school-sponsored or school-related activity of another district in Texas;
10. When the student commits a felony, as provided by Education Code 37.006 or 37.0081; and
11. When the student is required to register as a sex offender.

### **Searches**

District officials may conduct searches of students, and their belongings, in accordance with state and federal law and district policy. Searches of students shall be conducted in a reasonable and nondiscriminatory manner.

Desks, lockers, district-provided technology, and similar items are the property of the district and are provided for student use as a matter of convenience. District property is subject to search or inspection at any time without notice.

### **Reporting Crimes**

The principal or campus behavior coordinator and other school administrators as appropriate shall report crimes as required by law and shall call local law enforcement when an administrator suspects that a crime has been committed on campus.

### **Security Personnel**

To ensure the security and protection of students, staff, and property, the board employs school resource officers (SROs). In accordance with law, the board has coordinated with the campus behavior coordinator and other district employees to ensure appropriate law enforcement duties are assigned to security staff. The law enforcement duties of district peace officers are listed in policy CKE(LOCAL).

### **“Parent” Defined**

Throughout the Code of Conduct and related discipline policies, the term “parent” includes a parent, legal guardian, or other person having lawful control of the child.

### **Revoking Transfers**

The district has the right to revoke the transfer of a nonresident student for violating the district's Code.

## **Unauthorized Persons**

In accordance with Education Code 37.105, a school administrator, school resource officer (SRO), or district police officer shall have the authority to refuse entry or eject a person from district property if the person refuses to leave peaceably on request and:

1. The person poses a substantial risk of harm to any person; or
2. The person behaves in a manner that is inappropriate for a school setting, and the person persists in the behavior after being given a verbal warning that the behavior is inappropriate and may result in refusal of entry or ejection.

Appeals regarding refusal of entry or ejection from district property may be filed in accordance with FNG(LOCAL) or GF(LOCAL), as appropriate.

## **Standards for Student Conduct**

Each student is expected to:

- Demonstrate courtesy, even when others do not.
- Behave in a responsible manner, always exercising self-discipline.
- Attend all classes, regularly and on time.
- Prepare for each class; take appropriate materials and assignments to class.
- Meet district and campus standards of grooming and dress.
- Obey all campus and classroom rules.
- Respect the rights and privileges of students, teachers, and other district staff and volunteers.
- Respect the property of others, including district property and facilities.
- Cooperate with and assist the school staff in maintaining safety, order, and discipline.
- Adhere to the requirements of the Student Code of Conduct.

## **General Conduct Violations**

The categories of conduct below are prohibited at school, in vehicles owned or operated by the district, and at all school-related activities, but the list does not include the most severe offenses. In the subsequent sections on Out-of-School Suspension, DAEP Placement, Placement and/or Expulsion for Certain Offenses, and Expulsion, certain offenses that require or permit specific consequences are listed. Any offense, however, may be severe enough to result in Removal from the Regular Educational Setting as detailed in that section.

### **Disregard for Authority**

Students shall not:

- Fail to comply with directives given by school personnel (insubordination).
- Leave school grounds or school-sponsored events without permission.
- Disobey rules for conduct in district vehicles.
- Refuse to accept discipline management techniques assigned by a teacher or principal.

### **Mistreatment of Others**

Students shall not:

- Use profanity or vulgar language or make obscene gestures.

### **Mistreatment of Others cont.**

- Fight or scuffle. (For assault, see DAEP Placement and Expulsion.)
- Threaten a district student, employee, or volunteer, including off school property, if the conduct causes a substantial disruption to the educational environment.
- Engage in bullying, cyberbullying, harassment, or making hit lists. (See glossary for all four terms.)
- Release or threaten to release intimate visual material of a minor without the student's consent.
- Engage in conduct that constitutes sexual or gender-based harassment or sexual abuse, whether by word, gesture, or any other conduct, directed toward another person, including a district student, employee, board member, or volunteer.
- Engage in conduct that constitutes dating violence. (See glossary.)
- Engage in inappropriate or indecent exposure of private body parts.
- Participate in hazing. (See glossary.)
- Cause an individual to act through the use of or threat of force (coercion).
- Commit extortion or blackmail (obtaining money or an object of value from an unwilling person).
- Engage in inappropriate verbal, physical, or sexual conduct directed toward another person, including a district student, employee, or volunteer.
- Record the voice or image of another without the prior consent of the individual being recorded or in any way that disrupts the educational environment or invades the privacy of others.

### **Property Offenses**

Students shall not:

- Damage or vandalize property owned by others. (For felony criminal mischief, see DAEP Placement or Expulsion.)
- Deface or damage school property—including textbooks, technology and electronic resources, lockers, furniture, and other equipment—with graffiti or by other means.
- Steal from students, staff, or the school.
- Commit or assist in a robbery or theft, even if it does not constitute a felony according to the Texas Penal Code. (For felony robbery, aggravated robbery, and theft, see DAEP Placement and Expulsion.)

### **Possession of Prohibited Items**

Students shall not possess or use:

- Fireworks of any kind, smoke or stink bombs, or any other pyrotechnic device;
- A razor, box cutter, chain, or any other object used in a way that threatens or inflicts bodily injury to another person;
- A “look-alike” weapon that is intended to be used as a weapon or could reasonably be perceived as a weapon;
- An air gun or BB gun;
- Ammunition;
- \*A location-restricted knife;
- A hand instrument designed to cut or stab another by being thrown;
- \*A firearm;
- A stun gun;
- A pocketknife or any other small knife;
- Mace or pepper spray;
- Pornographic material;



### **Possession of Prohibited Items cont.**

- Tobacco products; cigarettes; e-cigarettes; and any component, part, or accessory for an e-cigarette device;
- Matches or a lighter;
- A laser pointer for other than an approved use; or
- Any articles not generally considered to be weapons, including school supplies, when the principal or designee determines that a danger exists.

\*For weapons and firearms, see DAEP Placement and Expulsion. In most circumstances, possession of these items is punishable by mandatory expulsion under federal or state law.

### **Possession of Telecommunications or Other Electronic Communication Devices**

Denison schools, Pre-Kindergarten-8, prohibit students from using cellular phone and/or other electronic devices during the school day or after-school tutoring activities without teacher permission. If a child chooses to carry a cell phone or other electronic device, the device must remain off and kept in the child's backpack/binder or other teacher approved location.

Parents should not call or send text messages to their children during the school day. If a student is found using a cell phone/electronic device (or if the device becomes audible) during school hours without permission from a staff member, it may be confiscated.

B. McDaniel Intermediate and Scott Middle School: If a phone is confiscated, a recovery fee of \$15 will be assessed, or the phone will be held by the campus administration for 30 days.

The Disciplinary Code of Conduct may be implemented for repeat offenses.

Note: Students bring phones and any other electronic devices at their own risk. It is the responsibility of the student to secure his/her belongings. The district will not be held responsible if a phone or electronic device is lost, stolen, or misplaced.

### **Illegal, Prescription, and Over-the-Counter Drugs**

Students shall not:

- Possess, use, give, or sell alcohol or an illegal drug. (Also see DAEP Placement and Expulsion for mandatory and permissive consequences under state law.)
- Possess or sell seeds or pieces of marijuana in less than a usable amount. Possess, use, give, or sell paraphernalia related to any prohibited substance. (See glossary for "paraphernalia.")
- Possess, use, abuse, or offer to give or sell look-alike drugs or attempt to pass items off as drugs or contraband, including but not limited to any substance that resembles a drug or is perceived to be, resemble or cause the effects of any drug.
- Possess, use, abuse, or offer to give or sell any substance that may cause a physical or psychotic reaction.
- Abuse the student's own prescription drug, give a prescription drug to another student, or possess or be under the influence of another person's prescription drug on school property or at a school-related event. (See glossary for "abuse.")
- Abuse over-the-counter drugs. (See glossary for "abuse.") Be under the influence of prescription or over-the-counter drugs that cause impairment of the physical or mental faculties. (See glossary for "under the influence.")
- Have or take prescription drugs or over-the-counter drugs at school other than as provided by district policy.

## **Misuse of Technology Resources and the Internet**

Students shall not:

- Violate policies, rules, or agreements signed by the student or the student's parent regarding the use of technology resources.
- Attempt to access or circumvent passwords or other security-related information of the district, students, or employees or upload or create computer viruses, including off school property if the conduct causes a substantial disruption to the educational environment.
- Attempt to alter, destroy, or disable district technology resources including, but not limited to, computers and related equipment, district data, the data of others, or other networks connected to the district's system, including off school property if the conduct causes a substantial disruption to the educational environment.
- Use the Internet or other electronic communications to threaten district students, employees, board members, or volunteers, including off school property if the conduct causes a substantial disruption to the educational environment or infringes on the rights of another student at school.
- Send, post, deliver, or possess electronic messages that are abusive, obscene, sexually oriented, threatening, harassing, damaging to another's reputation, or illegal, including cyberbullying and "sexting," either on or off school property, if the conduct causes a substantial disruption to the educational environment or infringes on the rights of another student at school.
- Use the Internet or other electronic communication to engage in or encourage illegal behavior or threaten school safety, including off school property if the conduct causes a substantial disruption to the educational environment or infringes on the rights of another student at school.

## **Safety Transgressions**

Students shall not:

- Possess published or electronic material that is designed to promote or encourage illegal behavior or that could threaten school safety.
- Engage in verbal (oral or written) exchanges that threaten the safety of another student, a school employee, or school property.
- Make false accusations or perpetrate hoaxes regarding school safety.
- Engage in any conduct that school officials might reasonably believe will substantially disrupt the school program or incite violence.
- Throw objects that can cause bodily injury or property damage.
- Discharge a fire extinguisher without valid cause.

## **Miscellaneous Offenses**

Students shall not:

- Violate dress and grooming standards as communicated in the Student Handbook.
- Cheat or copy the work of another.
- Gamble.
- Falsify records, passes, or other school-related documents.
- Engage in actions or demonstrations that substantially disrupt or materially interfere with school activities.
- Repeatedly violate other communicated campus or classroom standards of conduct.

The district may impose campus or classroom rules in addition to those found in the Code. These rules may be posted in classrooms or given to the student and may or may not constitute violations of the Code.

### **Discipline Management Techniques**

Discipline shall be designed to improve conduct and to encourage students to adhere to their responsibilities as members of the school community. Disciplinary action shall draw on the professional judgment of teachers and administrators and on a range of discipline management techniques. Discipline shall be correlated to the seriousness of the offense, the student's age and grade level, the frequency of misbehavior, the student's attitude, the effect of the misconduct on the school environment, and statutory requirements.

Because of these factors, discipline for a particular offense, including misconduct in a district vehicle owned or operated by the district, unless otherwise specified by law, may bring into consideration varying techniques and responses.

### **Students with Disabilities**

The discipline of students with disabilities is subject to applicable state and federal law in addition to the Student Code of Conduct. To the extent any conflict exists, state and/or federal law shall prevail.

In accordance with the Education Code, a student who receives special education services may not be disciplined for conduct meeting the definition of bullying, cyberbullying, harassment, or making hit lists (see glossary) until an ARD committee meeting has been held to review the conduct.

In deciding whether to order suspension, DAEP placement, or expulsion, regardless of whether the action is mandatory or discretionary, the district shall take into consideration a disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct.

### **Techniques**

The following discipline management techniques may be used alone, in combination, or as part of progressive interventions for behavior prohibited by the Student Code of Conduct or by campus or classroom rules:

- Verbal correction, oral or written.
- Cooling-off time or "time-out."
- Seating changes within the classroom or vehicles owned or operated by the district.
- Temporary confiscation of items that disrupt the educational process.
- Rewards or demerits.
- Behavioral contracts.
- Counseling by teachers, school counselors, or administrative personnel.
- Parent-teacher conferences.
- Behavior coaching.
- Anger management classes.
- Mediation (victim-offender).
- Classroom circles.
- Family group conferencing.
- Grade reductions for cheating, plagiarism, and as otherwise permitted by policy.
- Detention, including outside regular school hours.
- Sending the student to the office or other assigned area, or to in-school suspension.
- Assignment of school duties, such as cleaning or picking up litter.
- Withdrawal of privileges, such as participation in extracurricular activities, eligibility for seeking and holding honorary offices, or membership in school-sponsored clubs and organizations.

- Penalties identified in individual student organizations' extracurricular standards of behavior.
- Restriction or revocation of district transportation privileges.
- School-assessed and school-administered probation.
- Corporal punishment, unless the student's parent or guardian has provided a signed statement prohibiting its use.
- Out-of-school suspension, as specified in the Out-of-School Suspension section of this Code.
- Placement in a DAEP, as specified in the DAEP section of this Code.
- Expulsion to JJAEP, as specified in the Expulsion section of this Code.
- Placement and/or expulsion in an alternative educational setting, as specified in the Placement and/or Expulsion for Certain Offenses section of this Code.
- Expulsion, as specified in the Expulsion section of this Code.
- Referral to an outside agency or legal authority for criminal prosecution in addition to disciplinary measures imposed by the district.
- Other strategies and consequences as determined by school officials.

### **Prohibited Aversive Techniques**

Aversive techniques are prohibited for use with students and are defined as techniques or interventions intended to reduce the reoccurrence of a behavior by intentionally inflicting significant physical or emotional discomfort or pain. Aversive techniques include:

- Using techniques designed or likely to cause physical pain, other than corporal punishment as permitted by district policy. [See policy FO(LOCAL).]
- Using techniques designed or likely to cause physical pain by electric shock or any procedure involving pressure points or joint locks.
- Directed release of noxious, toxic, or unpleasant spray, mist, or substance near a student's face.
- Denying adequate sleep, air, food, water, shelter, bedding, physical comfort, supervision, or access to a restroom facility.
- Ridiculing or demeaning a student in a manner that adversely affects or endangers the learning or mental health of the student or constitutes verbal abuse.
- Employing a device, material, or object that immobilizes all four of a student's extremities, including prone or supine floor restraint.
- Impairing the student's breathing, including applying pressure to the student's torso or neck or placing something in, on, or over the student's mouth or nose or covering the student's face.
- Restricting the student's circulation.
- Securing the student to a stationary object while the student is standing or sitting.
- Inhibiting, reducing, or hindering the student's ability to communicate.
- Using chemical restraints.
- Using time-out in a manner that prevents the student from being able to be involved in and progress appropriately in the required curriculum or any applicable individualized education program (IEP) goals, including isolating the student using physical barriers.
- Depriving the student of one or more of the student's senses, unless the technique does not cause the student discomfort or complies with the student's IEP or behavior intervention plan (BIP).

## **Notification**

The campus behavior coordinator shall promptly notify a student's parent by phone or in person of any violation that may result in in-school or out-of-school suspension, placement in a DAEP, placement in a JJAEP, or expulsion. The campus behavior coordinator shall also notify a student's parent if the student is taken into custody by a law enforcement officer under the disciplinary provisions of the Education Code. A good faith effort shall be made on the day the action was taken to provide to the student for delivery to the student's parent written notification of the disciplinary action. If the parent has not been reached by telephone or in person by 5:00 p.m. of the first business day after the day the disciplinary action was taken, the campus behavior coordinator shall send written notification by U.S. Mail. If the campus behavior coordinator is not able to provide notice to the parent, the principal or designee shall provide the notice.

Before the principal or appropriate administrator assigns a student under age 18 to detention outside regular school hours, notice shall be given to the student's parent to inform him or her of the reason for the detention and permit arrangements for necessary transportation.

## **Appeals**

Questions from parents regarding disciplinary measures should be addressed to the teacher, campus administration, or campus behavior coordinator, as appropriate. Appeals or complaints regarding the use of specific discipline management techniques should be addressed in accordance with policy FNG(LOCAL). A copy of the policy may be obtained from the principal's office, the campus behavior coordinator's office, or the central administration office or through Policy On Line at the following address: [www.denisonisd.net](http://www.denisonisd.net).

**Consequences shall not be deferred pending the outcome of a grievance.**

## **Removal from the School Bus**

A bus driver may refer a student to the principal's office or the campus behavior coordinator's office to maintain effective discipline on the bus. The principal or campus behavior coordinator must employ additional discipline management techniques, as appropriate, which can include restricting or revoking a student's bus riding privileges.

Since the district's primary responsibility in transporting students in district vehicles is to do so as safely as possible, the operator of the vehicle must focus on driving and not have his or her attention distracted by student misbehavior. Therefore, when appropriate disciplinary management techniques fail to improve student behavior or when specific misconduct warrants immediate removal, the principal or the campus behavior coordinator may restrict or revoke a student's transportation privileges, in accordance with law.

## **Removal from the Regular Educational Setting**

In addition to other discipline management techniques, misconduct may result in removal from the regular educational setting in the form of a routine referral or a formal removal.

### **Routine Referral**

A routine referral occurs when a teacher sends a student to the campus behavior coordinator's office as a discipline management technique. The campus behavior coordinator shall employ alternative discipline management techniques, including progressive interventions. A teacher or administrator may remove a student from class for a behavior that violates this Code to maintain effective discipline in the classroom.

### **Formal Removal**

A teacher **may** also initiate a formal removal from class if:

1. The student's behavior has been documented by the teacher as repeatedly interfering with the teacher's ability to teach his or her class or with the student's classmates' ability to learn; or
2. The behavior is so unruly, disruptive, or abusive that the teacher cannot teach, and the students in the classroom cannot learn.

Within three school days of the formal removal, the campus behavior coordinator or appropriate administrator shall schedule a conference with the student's parent; the student; the teacher, in the case of removal by a teacher; and any other administrator.

At the conference, the campus behavior coordinator or appropriate administrator shall inform the student of the misconduct for which he or she is charged and the consequences. The student shall have an opportunity to give his or her version of the incident.

When a student is removed from the regular classroom by a teacher and a conference is pending, the campus behavior coordinator or other administrator may place the student in:

- Another appropriate classroom.
- In-school suspension.
- Out-of-school suspension.
- DAEP.

A teacher or administrator **must** remove a student from class if the student engages in behavior that under the Education Code requires or permits the student to be placed in a DAEP or expelled. When removing for those reasons, the procedures in the subsequent sections on DAEP or expulsion shall be followed.

### **Returning a Student to the Classroom**

When a student has been formally removed from class by a teacher for conduct against the teacher containing the elements of assault, aggravated assault, sexual assault, aggravated sexual assault, murder, capital murder, or criminal attempt to commit murder or capital murder, the student may not be returned to the teacher's class without the teacher's consent.

When a student has been formally removed by a teacher for any other conduct, the student may be returned to the teacher's class without the teacher's consent if the placement review committee determines that the teacher's class is the best or only alternative available.

### **Out-of-School Suspension**

#### **Misconduct**

Students may be suspended for any behavior listed in the Code as a general conduct violation, DAEP offense, or expellable offense.

The district shall not use out-of-school suspension for students in grade 2 or below unless the conduct meets the requirements established in law.

A student in grade 2 or below shall not be placed in out-of-school suspension unless, while on school property or while attending a school-sponsored or school-related activity on or off school property, the student engages in:

- Conduct that contains the elements of a weapons offense, as provided in Penal Code Section 46.02 or 46.05;
- Conduct that contains the elements of assault, sexual assault, aggravated assault, or aggravated sexual assault, as provided by the Penal Code; or

- Selling, giving, or delivering to another person or possessing, using, or being under the influence of any amount of marijuana, an alcoholic beverage, or a controlled substance or dangerous drug as defined by federal or state law.

### **Process**

State law allows a student to be suspended for no more than three school days per behavior violation, with no limit on the number of times a student may be suspended in a semester or school year.

Before being suspended a student shall have an informal conference with the campus behavior coordinator or appropriate administrator, who shall advise the student of the conduct of which he or she is accused. The student shall be given the opportunity to explain his or her version of the incident before the administrator's decision is made.

The number of days of a student's suspension shall be determined by the campus behavior coordinator, but shall not exceed three school days.

In deciding whether to order out-of-school suspension, the campus behavior coordinator shall take into consideration:

1. Self-defense (see glossary),
2. Intent or lack of intent at the time the student engaged in the conduct,
3. The student's disciplinary history, or
4. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct.

The appropriate administrator shall determine any restrictions on participation in school-sponsored or school-related extracurricular and cocurricular activities.

### **Disciplinary Alternative Education Program (DAEP) Placement**

The DAEP shall be provided in a setting other than the student's regular classroom. An elementary school student may not be placed in a DAEP with a student who is not an elementary school student.

For purposes of DAEP, elementary classification shall be kindergarten–grade 4 and secondary classification shall be grades 5–12.

Summer programs provided by the district shall serve students assigned to a DAEP in conjunction with other students.

A student who is expelled for an offense that otherwise would have resulted in a DAEP placement does not have to be placed in a DAEP in addition to the expulsion.

In deciding whether to place a student in a DAEP, regardless of whether the action is mandatory or discretionary, the campus behavior coordinator shall take into consideration:

1. Self-defense (see glossary),
2. Intent or lack of intent at the time the student engaged in the conduct,
3. The student's disciplinary history, or
4. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct.

### **Discretionary Placement: Misconduct That May Result in DAEP Placement**

A student may be placed in a DAEP for behaviors prohibited in the General Conduct Violations section of this Code.

## Misconduct Identified in State Law

In accordance with state law, a student may be placed in a DAEP for any one of the following offenses:

- Engaging in bullying that encourages a student to commit or attempt to commit suicide.
- Inciting violence against a student through group bullying.
- Releasing or threatening to release intimate visual material of a minor or a student who is 18 years of age or older without the student's consent.
- Involvement in a public school fraternity, sorority, or secret society, including participating as a member or pledge, or soliciting another person to become a pledge or member of a public school fraternity, sorority, secret society, or gang. (See glossary.)
- Involvement in criminal street gang activity. (See glossary.)
- Any criminal mischief, including a felony.
- Assault (no bodily injury) with threat of imminent bodily injury.
- Assault by offensive or provocative physical contact.

In accordance with state law, a student may be placed in a DAEP if the superintendent or the superintendent's designee has reasonable belief (see glossary) that the student has engaged in conduct punishable as a felony, other than aggravated robbery or those listed as offenses in Title 5 (see glossary) of the Texas Penal Code, that occurs off school property and not at a school-sponsored or school-related event, if the student's presence in the regular classroom threatens the safety of other students or teachers or will be detrimental to the educational process.

The campus behavior coordinator **may**, but is not required to, place a student in a DAEP for off-campus conduct for which DAEP placement is required by state law if the administrator does not have knowledge of the conduct before the first anniversary of the date the conduct occurred.

## Mandatory Placement: Misconduct That Requires DAEP Placement

A student **must** be placed in a DAEP if the student:

- Engages in conduct relating to a false alarm or report (including a bomb threat) or a terroristic threat involving a public school. (See glossary.)
- Commits the following offenses on school property 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:
  - Engages in conduct punishable as a felony.
  - Commits an assault (see glossary) under Texas Penal Code 22.01(a)(1).
  - Sells, gives, or delivers to another person, or possesses, uses, or is under the influence of marijuana, a controlled substance, or a dangerous drug in an amount not constituting a felony offense. A student with a valid prescription for low-THC cannabis as authorized by Chapter 487 of the Health and Safety Code does not violate this provision. (School-related felony drug offenses are addressed in the Expulsion section.) (See glossary for "under the influence.")
  - Sells, gives, or delivers to another person an alcoholic beverage; commits a serious act or offense while under the influence of alcohol; or possesses, uses, or is under the influence of alcohol, if the conduct is not punishable as a felony offense. (School-related felony alcohol offenses are addressed in the Expulsion section.)
  - Behaves in a manner that contains the elements of an offense relating to abusable volatile chemicals.
  - Behaves in a manner that contains the elements of the offense of public lewdness or indecent exposure.
  - Engages in conduct that contains the elements of the offense of harassment under Section 42.07, Penal Code, against an employee of the school district.
- Engages in expellable conduct and is between six and nine years of age.



- Commits a federal firearms violation and is younger than six years of age.
- Engages in conduct that contains the elements of the offense of retaliation against any school employee or volunteer on or off school property. (Committing retaliation in combination with another expellable offense is addressed in the Expulsion section of this Code.)
- Engages in conduct punishable as aggravated robbery or a felony listed under Title 5 (see glossary) of the Texas Penal Code when the conduct occurs off school property and not at a school-sponsored or school-related event and:
  - The student receives deferred prosecution (see glossary),
  - A court or jury finds that the student has engaged in delinquent conduct (see glossary), or
  - The superintendent or designee has a reasonable belief (see glossary) that the student engaged in the conduct.

### **Sexual Assault and Campus Assignments**

If a student has been convicted of continuous sexual abuse of a young child or children or convicted of or placed on deferred adjudication for sexual assault or aggravated sexual assault against another student on the same campus, and if the victim's parent or another person with the authority to act on behalf of the victim requests that the board transfer the offending student to another campus, the offending student shall be transferred to another campus in the district. If there is no other campus in the district serving the grade level of the offending student, the offending student shall be transferred to a DAEP.

### **Emergencies**

In an emergency, the principal or the principal's designee may order the immediate placement of a student in a DAEP for any reason for which placement in a DAEP may be made on a non-emergency basis.

### **Process**

Removals to a DAEP shall be made by the campus behavior coordinator.

### **Conference**

When a student is removed from class for a DAEP offense, the campus behavior coordinator or appropriate administrator shall schedule a conference within three school days with the student's parent, the student, and the teacher, in the case of a teacher removal.

At the conference, the campus behavior coordinator or appropriate administrator shall inform the student, orally or in writing, of the reasons for the removal and shall give the student an explanation of the basis for the removal and an opportunity to respond to the reasons for the removal.

Following valid attempts to require attendance, the district may hold the conference and make a placement decision regardless of whether the student or the student's parents attend the conference.

### **Consideration of Mitigating Factors**

In deciding whether to place a student in a DAEP, regardless of whether the action is mandatory or discretionary, the campus behavior coordinator shall take into consideration:

1. Self-defense (see glossary),
2. Intent or lack of intent at the time the student engaged in the conduct,
3. The student's disciplinary history, or
4. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct.

## **Placement Order**

After the conference, if the student is placed in the DAEP, the campus behavior coordinator shall write a placement order. A copy of the DAEP placement order shall be sent to the student and the student's parent.

Not later than the second business day after the conference, the board's designee shall deliver to the juvenile court a copy of the placement order and all information required by Section 52.04 of the Family Code.

If the student is placed in the DAEP and the length of placement is inconsistent with the guidelines included in this Code, the placement order shall give notice of the inconsistency.

## **Coursework Notice**

The parent or guardian of a student placed in DAEP shall be given written notice of the student's opportunity to complete a foundation curriculum course in which the student was enrolled at the time of removal and which is required for graduation, at no cost to the student. The notice shall include information regarding all methods available for completing the coursework.

## **Length of Placement**

The duration of a student's placement in a DAEP shall be determined by the campus behavior coordinator.

The duration of a student's placement shall be determined on a case-by-case basis. DAEP placement shall be correlated to the seriousness of the offense, the student's age and grade level, the frequency of misconduct, the student's attitude, and statutory requirements.

The maximum period of DAEP placement shall be one calendar year, except as provided below.

Unless otherwise specified in the placement order, days absent from a DAEP shall not count toward fulfilling the total number of days required in a student's DAEP placement order.

The district shall administer the required pre- and post-assessments for students assigned to DAEP for a period of 90 days or longer in accordance with established district administrative procedures for administering other diagnostic or benchmark assessments.

## **Exceeds One Year**

Placement in a DAEP may exceed one year when a review by the district determines that the student is a threat to the safety of other students or to district employees.

The statutory limitations on the length of a DAEP placement do not apply to a placement resulting from the board's decision to place a student who engaged in the sexual assault of another student so that the students are not assigned to the same campus.

## **Exceeds School Year**

Students who commit offenses requiring placement in a DAEP at the end of one school year may be required to continue that placement at the start of the next school year to complete the assigned term of placement.

For placement in a DAEP to extend beyond the end of the school year, the campus behavior coordinator or the board's designee must determine that:

1. The student's presence in the regular classroom or campus presents a danger of physical harm to the student or others, or
2. The student has engaged in serious or persistent misbehavior (see glossary) that violates the district's Code.

### **Exceeds 60 Days**

For placement in a DAEP to extend beyond 60 days or the end of the next grading period, whichever is sooner, a student's parent shall be given notice and the opportunity to participate in a proceeding before the board or the board's designee.

### **Appeals**

Questions from parents regarding disciplinary measures should be addressed to the campus administration.

Student or parent appeals regarding a student's placement in a DAEP should be addressed in accordance with FNG(LOCAL). A copy of this policy may be obtained from the principal's office, the campus behavior coordinator's office, the central administration office, or through Policy On Line at the following address: [www.denisonisd.net](http://www.denisonisd.net).

Appeals shall begin at Level I with the campus principal.

**Disciplinary consequences shall not be deferred pending the outcome of an appeal. The decision to place a student in a DAEP cannot be appealed beyond the board.**

### **Restrictions During Placement**

The district does not permit a student who is placed in a DAEP to participate in any school-sponsored or school-related extracurricular or co-curricular activity, including seeking or holding honorary positions and/or membership in school-sponsored clubs and organizations.

A student placed in a DAEP shall not be provided transportation unless he or she is a student with a disability who has transportation designated as a related service in the student's IEP.

For seniors who are eligible to graduate and are assigned to a DAEP at the time of graduation, the placement in the program shall continue through graduation, and the student shall not be allowed to participate in the graduation ceremony and related graduation activities.

All students assigned to DAEP will be issued a criminal trespass warning by the Denison Police Department and will be subject to arrest and prosecution if discovered on DISD property other than Pathways High School during school hours.

### **Placement Review**

A student placed in a DAEP shall be provided a review of his or her status, including academic status, by the campus behavior coordinator or the board's designee at intervals not to exceed 120 days. In the case of a high school student, the student's progress toward graduation and the student's graduation plan shall also be reviewed. At the review, the student or the student's parent shall be given the opportunity to present arguments for the student's return to the regular classroom or campus. The student may not be returned to the classroom of a teacher who removed the student without that teacher's consent.

### **Additional Misconduct**

If during the term of placement in a DAEP the student engages in additional misconduct for which placement in a DAEP or expulsion is required or permitted, additional proceedings may be conducted, and the campus behavior coordinator may enter an additional disciplinary order as a result of those proceedings.

### **Notice of Criminal Proceedings**

When a student is placed in a DAEP for certain offenses, the office of the prosecuting attorney shall notify the district if:

1. Prosecution of a student's case was refused for lack of prosecutorial merit or insufficient evidence and no formal proceedings, deferred adjudication (see glossary), or deferred prosecution will be initiated; or
2. The court or jury found a student not guilty, or made a finding that the student did not engage in delinquent conduct or conduct indicating a need for supervision, and the case was dismissed with prejudice.

If a student was placed in a DAEP for such conduct, on receiving the notice from the prosecutor, the superintendent or designee shall review the student's placement and schedule a review with the student's parent not later than the third day after the superintendent or designee receives notice from the prosecutor. The student may not be returned to the regular classroom pending the review.

After reviewing the notice and receiving information from the student's parent, the superintendent or designee may continue the student's placement if there is reason to believe that the presence of the student in the regular classroom threatens the safety of other students or teachers.

The student or the student's parent may appeal the superintendent's decision to the board. The student may not be returned to the regular classroom pending the appeal. In the case of an appeal, the board shall, at the next scheduled meeting, review the notice from the prosecutor and receive information from the student, the student's parent, and the superintendent or designee, and confirm or reverse the decision of the superintendent or designee. The board shall make a record of the proceedings.

If the board confirms the decision of the superintendent or designee, the student and the student's parent may appeal to the Commissioner of Education. The student may not be returned to the regular classroom pending the appeal.

### **Withdrawal During Process**

When a student violates the district's Code in a way that requires or permits the student to be placed in a DAEP and the student withdraws from the district before a placement order is completed, the campus behavior coordinator may complete the proceedings and issue a placement order. If the student then re-enrolls in the district during the same or a subsequent school year, the district may enforce the order at that time, less any period of the placement that has been served by the student during enrollment in another district. If the campus behavior coordinator or the board fails to issue a placement order after the student withdraws, the next district in which the student enrolls may complete the proceedings and issue a placement order.

### **Newly Enrolled Students**

The district shall continue the DAEP placement of a student who enrolls in the district and was assigned to a DAEP in an open-enrollment charter school or another district, including a district out of state.

A newly enrolled student with a DAEP placement from a district in another state shall be placed as any other newly enrolled student if the behavior committed is a reason for DAEP placement in the receiving district.

If the student was placed in a DAEP by a school district in another state for a period that exceeds one year, this district, by state law, shall reduce the period of the placement so that the total placement does not exceed one year. After a review, however, the placement may be extended beyond a year if the district determines that the student is a threat to the safety of other students or employees or the extended placement is in the best interest of the student.

### **Emergency Placement Procedure**

When an emergency placement is necessary because the student's behavior is so unruly, disruptive, or abusive that it seriously interferes with classroom or school operations, the student shall be given

oral notice of the reason for the action. Not later than the tenth day after the date of the placement, the student shall be given the appropriate conference required for assignment to a DAEP.

### **Placement and/or Expulsion for Certain Offenses**

This section includes two categories of offenses for which the Education Code provides unique procedures and specific consequences.

#### **Registered Sex Offenders**

Upon receiving notification in accordance with state law that a student is currently required to register as a sex offender, the administration must remove the student from the regular classroom and determine appropriate placement unless the court orders JJAEP placement.

If the student is under any form of court supervision, including probation, community supervision, or parole, the placement shall be in either DAEP or JJAEP for at least one semester.

If the student is not under any form of court supervision, the placement may be in DAEP or JJAEP for one semester or the placement may be in a regular classroom. The placement may not be in the regular classroom if the board or its designee determines that the student's presence:

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 the district's students.

#### **Review Committee**

At the end of the first semester of a student's placement in an alternative educational setting and before the beginning of each school year for which the student remains in an alternative placement, the district shall convene a committee, in accordance with state law, to review the student's placement. The committee shall recommend whether the student should return to the regular classroom or remain in the placement. Absent a special finding, the board or its designee must follow the committee's recommendation.

The placement review of a student with a disability who receives special education services must be made by the ARD committee.

#### **Newly Enrolled Student**

If a student enrolls in the district during a mandatory placement as a registered sex offender, the district may count any time already spent by the student in a placement or may require an additional semester in an alternative placement without conducting a review of the placement.

#### **Appeal**

A student or the student's parent may appeal the placement by requesting a conference between the board or its designee, the student, and the student's parent. The conference is limited to the factual question of whether the student is required to register as a sex offender. Any decision of the board or its designee under this section is final and may not be appealed.

#### **Certain Felonies**

Regardless of whether placement or expulsion is required or permitted by one of the reasons in the DAEP Placement or Expulsion sections, in accordance with Education Code 37.0081, a student may be expelled and placed in either DAEP or JJAEP if the board or campus behavior coordinator makes certain findings and the following circumstances exist in relation to aggravated robbery or a felony offense under Title 5 (see glossary) of the Texas Penal Code. The student must:

- Have received deferred prosecution for conduct defined as aggravated robbery or a Title 5 felony offense;
- Have been found by a court or jury to have engaged in delinquent conduct for conduct defined as aggravated robbery or a Title 5 felony offense;
- Have been charged with engaging in conduct defined as aggravated robbery or a Title 5 felony offense;
- Have been referred to a juvenile court for allegedly engaging in delinquent conduct for conduct defined as aggravated robbery or a Title 5 felony offense; or
- Have received probation or deferred adjudication or have been arrested for, charged with, or convicted of aggravated robbery or a Title 5 felony offense.

The district may expel the student and order placement under these circumstances regardless of:

1. The date on which the student's conduct occurred,
2. The location at which the conduct occurred,
3. Whether the conduct occurred while the student was enrolled in the district, or
4. Whether the student has successfully completed any court disposition requirements imposed in connection with the conduct.

### **Hearing and Required Findings**

The student must first have a hearing before the board or its designee, who must determine that in addition to the circumstances above that allow for the expulsion, 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 interest of the district's students.

Any decision of the board or the board's designee under this section is final and may not be appealed.

### **Length of Placement**

The student is subject to the placement until:

1. The student graduates from high school,
2. The charges are dismissed or reduced to a misdemeanor offense, or
3. The student completes the term of the placement or is assigned to another program.

### **Newly Enrolled Students**

A student who enrolls in the district before completing a placement under this section from another school district must complete the term of the placement.

### **Expulsion**

In deciding whether to order expulsion, regardless of whether the action is mandatory or discretionary, the campus behavior coordinator shall take into consideration:

1. Self-defense (see glossary),
2. Intent or lack of intent at the time the student engaged in the conduct,
3. The student's disciplinary history, or
4. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct.

### **Discretionary Expulsion: Misconduct That May Result in Expulsion**

Some of the following types of misconduct may result in mandatory placement in a DAEP, whether or not a student is expelled. (See DAEP Placement)

## **Any Location**

A student **may** be expelled for:

- Engaging in bullying that encourages a student to commit or attempt to commit suicide.
- Inciting violence against a student through group bullying.
- Releasing or threatening to release intimate visual material of a minor without the student's consent.
- Conduct that contains the elements of assault under Penal Code 22.01(a)(1) in retaliation against a school employee or volunteer.
- Criminal mischief, if punishable as a felony.
- Engaging in conduct that contains the elements of one of the following offenses against another student:
  - Aggravated assault.
  - Sexual assault.
  - Aggravated sexual assault.
  - Murder.
  - Capital murder.
  - Criminal attempt to commit murder or capital murder.
  - Aggravated robbery.
- Breach of computer security. (See glossary)
- Engaging in conduct relating to a false alarm or report (including a bomb threat) or a terroristic threat involving a public school.

## **At School, Within 300 Feet, or at a School Event**

A student **may** be expelled for committing any of the following offenses 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:

- Selling, giving, or delivering to another person, or possessing, using, or being under the influence of marijuana, a controlled substance, or a dangerous drug, if the conduct is not punishable as a felony. A student with a valid prescription for low-THC cannabis as authorized by Chapter 487 of the Health and Safety Code does not violate this provision. (See glossary for "under the influence.")
- Selling, giving, or delivering to another person, or possessing, using, or being under the influence of alcohol; or committing a serious act or offense while under the influence of alcohol, if the conduct is not punishable as a felony.
- Engaging in conduct that contains the elements of an offense relating to abusable volatile chemicals.
- Engaging in conduct that contains the elements of assault under Section 22.01(a)(1) against an employee or a volunteer.
- Engaging in deadly conduct. (See glossary.)

## **Within 300 Feet of School**

A student **may** be expelled for engaging in the following conduct while within 300 feet of school property, as measured from any point on the school's real property boundary line:

- Aggravated assault, sexual assault, or aggravated sexual assault.
- Arson. (See glossary.)
- Murder, capital murder, or criminal attempt to commit murder or capital murder.
- Indecency with a child, aggravated kidnapping, manslaughter, criminally negligent homicide, or aggravated robbery.
- Continuous sexual abuse of a young child or children.
- Felony drug- or alcohol-related offense.

- Carrying on or about the student’s person a handgun, a location-restricted knife, or a club, as these terms are defined by state law. (See glossary.)
- Possessing, manufacturing, transporting, repairing, or selling a prohibited weapon, as defined by state law. (See glossary.)
- Possession of a firearm, as defined by federal law. (See glossary.)

### **Property of Another District**

A student **may** be expelled for committing any offense that is a state-mandated expellable offense if the offense is committed on the property of another district in Texas or while the student is attending a school-sponsored or school-related activity of a school in another district in Texas.

### **While in DAEP**

A student **may** be expelled for engaging in documented serious misbehavior that violates the district’s Code, despite documented behavioral interventions while placed in a DAEP. For purposes of discretionary expulsion from 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 Section 37.152; or
  - e. Harassment under Section 42.07(a)(1), Penal Code, of a student or district employee.

### **Mandatory Expulsion: Misconduct That Requires Expulsion**

A student **must** be expelled under federal or state law for any of the following offenses that occur on school property or while attending a school-sponsored or school-related activity on or off school property:

#### **Under Federal Law**

Bringing to school or possessing at school, including any setting that is under the district’s control or supervision for the purpose of a school activity, a firearm, as defined by federal law. (See glossary.)

Note: Mandatory expulsion under the federal Gun Free Schools Act does not apply to a firearm that is lawfully stored inside a locked vehicle, or to firearms used in activities approved and authorized by the district when the district has adopted appropriate safeguards to ensure student safety.

#### **Under the Texas Penal Code**

- Carrying on or about the student’s person the following, as defined by the Texas Penal Code:
  - A handgun, defined by state law as any firearm designed, made, or adapted to be used with one hand. (See glossary.) Note: A student may not be expelled solely on the basis of the student’s use, exhibition, or possession of a firearm that occurs at an approved target range facility that is not located on a school campus, while participating in or preparing for a school-sponsored, shooting sports competition or a shooting sports educational activity that is sponsored or supported by the Parks and Wildlife Department, or a shooting sports sanctioning organization working with the department. [See policy FNCG(LEGAL).]
  - A location-restricted knife, as defined by state law. (See glossary.)
  - A club, as defined in state law. (See glossary.)
- Possessing, manufacturing, transporting, repairing, or selling a prohibited weapon, as defined in state law. (See glossary.)



- Behaving in a manner that contains elements of the following offenses under the Texas Penal Code:
  - Aggravated assault, sexual assault, or aggravated sexual assault.
  - Arson. (See glossary.)
  - Murder, capital murder, or criminal attempt to commit murder or capital murder.
  - Indecency with a child.
  - Aggravated kidnapping.
  - Aggravated robbery.
  - Manslaughter.
  - Criminally negligent homicide.
  - Continuous sexual abuse of a young child or children.
  - Behavior punishable as a felony that involves selling, giving, or delivering to another person, or possessing, using, or being under the influence of marijuana, a controlled substance, a dangerous drug, or alcohol; or committing a serious act or offense while under the influence of alcohol.
- Engaging in retaliation against a school employee or volunteer combined with one of the above-listed mandatory expulsion offenses.

### **Under Age Ten**

When a student under the age of ten engages in behavior that is expellable behavior, the student shall not be expelled, but shall be placed in a DAEP. A student under age six shall not be placed in a DAEP unless the student commits a federal firearm offense.

### **Process**

If a student is believed to have committed an expellable offense, the campus behavior coordinator or other appropriate administrator shall schedule a hearing within a reasonable time. The student's parent shall be invited in writing to attend the hearing.

Until a hearing can be held, the campus behavior coordinator or other administrator may place the student in:

- Another appropriate classroom.
- In-school suspension.
- Out-of-school suspension.
- DAEP.

### **Hearing**

A student facing expulsion shall be given a hearing with appropriate due process. The student is entitled to:

1. Representation by the student's parent or another adult who can provide guidance to the student and who is not an employee of the district,
2. An opportunity to testify and to present evidence and witnesses in the student's defense, and
3. An opportunity to question the witnesses called by the district at the hearing.

After providing notice to the student and parent of the hearing, the district may hold the hearing regardless of whether the student or the student's parent attends.

The board of trustees delegates to the Superintendent authority to conduct hearings and expel students.

## **Board Review of Expulsion**

After the due process hearing, the expelled student may request that the board review the expulsion decisions. The student or parent must submit a written request to the superintendent within seven days after receipt of the written decision. The superintendent must provide the student or parent written notice of the date, time, and place of the meeting at which the board will review the decision.

The board shall review the record of the expulsion hearing in a closed meeting unless the parent requests in writing that the matter be held in an open meeting. The board may also hear a statement from the student or parent and from the board's designee.

The board shall hear statements made by the parties at the review and shall base its decision on evidence reflected in the record and any statements made by the parties at the review. The board shall make and communicate its decision orally at the conclusion of the presentation. Consequences shall not be deferred pending the outcome of the hearing.

## **Expulsion Order**

Before ordering the expulsion, the board or campus behavior coordinator shall take into consideration:

1. Self-defense (see glossary),
2. Intent or lack of intent at the time the student engaged in the conduct,
3. The student's disciplinary history, or
4. A disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct.
5. A student's status in the conservatorship of the Department of Family and Protective Services (foster care), or
6. A student's status as homeless.

If the student is expelled, the board or its designee shall deliver to the student and the student's parent a copy of the order expelling the student.

Not later than the second business day after the hearing, the Superintendent shall deliver to the juvenile court a copy of the expulsion order and the information required by Section 52.04 of the Family Code.

If the length of the expulsion is inconsistent with the guidelines included in the Student Code of Conduct, the expulsion order shall give notice of the inconsistency.

## **Length of Expulsion**

The length of an expulsion shall be correlated to the seriousness of the offense, the student's age and grade level, the frequency of misbehavior, the student's attitude, and statutory requirements.

The duration of a student's expulsion shall be determined on a case-by-case basis. The maximum period of expulsion is one calendar year, except as provided below.

An expulsion may not exceed one year unless, after review, the district determines that:

1. The student is a threat to the safety of other students or to district employees, or
2. Extended expulsion is in the best interest of the student.

State and federal law require a student to be expelled from the regular classroom for a period of at least one calendar year for bringing a firearm, as defined by federal law, to school. However, the superintendent may modify the length of the expulsion on a case-by-case basis.

Students who commit offenses that require expulsion at the end of one school year may be expelled into the next school year to complete the term of expulsion.

### **Withdrawal During Process**

When a student has violated the district's Code in a way that requires or permits expulsion from the district and the student withdraws from the district before the expulsion hearing takes place, the district may conduct the hearing after sending written notice to the parent and student.

If the student then re-enrolls in the district during the same or subsequent school year, the district may enforce the expulsion order at that time, less any expulsion period that has been served by the student during enrollment in another district.

If the campus behavior coordinator or the board fails to issue an expulsion order after the student withdraws, the next district in which the student enrolls may complete the proceedings.

### **Additional Misconduct**

If during the expulsion, the student engages in additional conduct for which placement in a DAEP or expulsion is required or permitted, additional proceedings may be conducted, and the campus behavior coordinator or the board may issue an additional disciplinary order as a result of those proceedings.

### **Restrictions During Expulsion**

Expelled students are prohibited from being on school grounds or attending school-sponsored or school-related activities during the period of expulsion.

No district academic credit shall be earned for work missed during the period of expulsion unless the student is enrolled in a JJAEP or another district-approved program.

### **Newly Enrolled Students**

The district shall continue the expulsion of any newly enrolled student expelled from another district or an open-enrollment charter school until the period of the expulsion is completed.

If a student expelled in another state enrolls in the district, the district may continue the expulsion under the terms of the expulsion order, may place the student in a DAEP for the period specified in the order, or may allow the student to attend regular classes if:

1. The out-of-state district provides the district with a copy of the expulsion order, and
2. The offense resulting in the expulsion is also an expellable offense in the district in which the student is enrolling.

If a student is expelled by a district in another state for a period that exceeds one year and the district continues the expulsion or places the student in a DAEP, the district shall reduce the period of the expulsion or DAEP placement so that the entire period does not exceed one year, unless after a review it is determined that:

1. The student is a threat to the safety of other students or district employees, or
2. Extended placement is in the best interest of the student.

### **Emergency Expulsion Procedures**

When an emergency expulsion is necessary to protect persons or property from imminent harm, the student shall be given verbal notice of the reason for the action. Within ten days after the date of the emergency expulsion, the student shall be given appropriate due process required for a student facing expulsion.

**DAEP Placement of Expelled Students**

The district may provide educational services to any expelled student in a DAEP; however, educational services in the DAEP must be provided if the student is less than ten years of age.

## B. MCDANIEL INTERMEDIATE SCHOOL POLICIES

### Academic Achievement

#### Grading/Progress Reports to Parents

Grading Guidelines: The following grading guidelines will apply:

- A student receiving an incomplete for a grading period has one week to convert the incomplete grade to an earned grade barring extenuating circumstances.

Grade Books: Each teacher must maintain accurate, up-to-date grade books. The following information must be recorded in the district electronic grade book system:

- A record of attendance for each student.
- Quiz and exam grades, and any daily grades and project grades.
- Grade reductions as a result of unexcused absences, late assignments, or academic dishonesty.

Grade books will be available for examination by administrators at all times, and will be filed with the principal at the end of the school term.

Nine-week and Semester Numerical Grade Averages:

- |             |                          |                              |
|-------------|--------------------------|------------------------------|
| • Nine-week | Daily and other<br>Tests | No more than 50%<br>50 – 75% |
|-------------|--------------------------|------------------------------|

Number of Grades per Nine-Week Period: A minimum of 10 other grades and 2 test grades must be recorded for each student during the Nine-week grading period.

Progress Reports to Parents: Teachers will use the following techniques, as applicable, in maintaining communication with parents:

- Report card, with comments as appropriate.
- Written notices regarding excellent or unsatisfactory performance, attendance, conduct, and the like.
- Personal conferences.
- Telephone or electronic communication

Teachers will notify parents immediately upon ascertaining that a student is performing below a level that will permit him or her to meet promotion requirements in accordance with EIE(LOCAL).

Report Cards: Report cards are normally issued to students on the Friday following the close of each Nine-week period during the school year. At the close of each school year, the final report card is issued at a time and in a manner designated by each school year.

Interim Reports: Teachers must issue interim reports at the midpoint of each grading period to the parents of all students with a grade average of 75% or below. Teachers may issue interim reports for other students as well. [See EIA(LOCAL)].

## **Admission**

A student (or the student's parent/guardian) who wants to enroll in the District should contact the office at B. McDaniel Intermediate School.

## **Asbestos**

The Asbestos Management Plan and Report is located in the principal's office and is available for review by building occupants and their legal guardians.

## **Assemblies**

Assemblies will be held at different times throughout the school year. A student's conduct in assemblies must meet the same standard as in the classroom. A student who does not follow District rules of conduct during an assembly will be subject to disciplinary action.

## **Attendance**

In Texas, a child between the ages of 6 and 18 – depending on when the child's birthday falls – is required to attend school unless otherwise exempted by law. School employees must investigate and report violations of the state compulsory attendance law. These attendance requirements also apply to any District-required tutorial sessions.

A student absent from school without permission from any class, from required special programs, such as accelerated (additional special) instruction assigned by the grade placement committee and basic skills for ninth graders, or from required tutorials will be considered in violation of the law and subject to disciplinary action. Nonattendance may also result in assessment of penalties by a court of law against both the student and his or her parents. A complaint against the parent may be filed in the appropriate court if the student:

- Is absent from school on ten or more days or parts of days within a six-month period in the same school year, or
- Is absent on three or more days or parts of days within a four-week period.

**State law requires students to be in attendance for at least 90 percent of the days during a semester in order to receive credit for a class.** Students who exceed this limit will be given a plan to recover credit by the Principal or his/her designee.

When returning to school after an absence, a student must bring a note, signed by the parent that describes the reason for the absence; notes signed by the student, even with the parent's permission, will be considered forgery and the student will be disciplined. Parents and students are encouraged to schedule doctor and dental appointments after school. Students must bring a note within three (3) days of an absence or the absence will be recorded as unexcused. Students must attend 60 minutes of each blocked (long) class period and 30 minutes of each daily (short) class period to be counted in attendance.

The District accepts the following as extenuating circumstances for the purpose of granting credit for a class:

- An excused absence based on personal sickness or death in the family, quarantine, weather or road conditions making travel dangerous, or any other unusual cause acceptable to the Superintendent, principal or teacher.
- Days of suspension.
- Participation in court proceedings or child abuse/neglect investigation.
- A migrant student's late enrollment or early withdrawal.
- Days missed as a runaway.
- Completion of a competency-based program for at-risk students.
- Late enrollment or early withdrawal of a student under TEXAS YOUTH COMMISSION.

- Teen parent absences to care for his or her child.
- Participation in a substance abuse rehabilitation program.
- Homelessness, as defined in federal law.

If the attendance committee finds there are no extenuating circumstances for the absence or if the student does not meet the conditions set by the committee to earn or regain credit, the student will not receive credit for the class. If a petition for credit is denied, the student or parent may appeal the decision to the building principal. The student or parent may appeal the decision of the principal to the Board of Trustees by completing a written request to the Superintendent.

A student absent for any reason is encouraged to make up specific assignments missed and/or to complete additional in-depth study by the teacher to meet subject or course requirements. Students are encouraged to utilize Schoology and other technology to access assignments and communicate with teachers while absent. Students shall submit homework and make up tests on the day they return unless prior arrangements have been made with the teacher unless extenuating circumstances are deemed to exist by the principal. A student who does not make up assigned work within the time allotted may receive a grade of zero for the assignment.

Students who are absent from class for planned school activities shall have make-up work completed when they return to class or make other arrangements with the teacher. Students should be prepared to make up tests or quizzes missed when they return to class unless prior arrangements have been made.

Excused absences are those in which the student either missed school or checked out of school through the attendance office for one of the following reasons:

- Personal sickness.
- Family sickness
- Death in the family.
- Quarantine, hazardous weather or dangerous road conditions.
- Other emergency causes that may be considered for approval by the principal.

Unexcused absences are those absences that:

- Occur for reasons other than those listed above, or
- Occur without the parent's knowledge, or
- Occur when the student leaves school without checking out through the office. If a student leaves the campus without checking out, his/her absence cannot be excused even if the reason is approved by the parent.
- Absences for personal business, family trips, business trips, etc., are considered to be unexcused unless they involve travel for medical purposes. (Documentation of "medical purposes" may be required).

In order to receive an excused absence, the parent must provide verbal notice, or a written, signed statement verifying one of the excused reasons within three days of the student's return to school. The student must also have checked out through the office if he/she left school after reporting to the first class of the day in order for the absence to be considered excused.

The District shall make no distinction between absences of UIL activities and absences for other extracurricular activities approved by the Board. A student shall be allowed in a school year a maximum of ten extracurricular absences not related to post-district competition prior to state, five absences for post district competition, and a maximum of two absences for state competition.

Upon approval of an extracurricular review committee established by the high school principal, students involved in multiple activities may be allowed up to two additional extracurricular absences not related to post-district competition. The high school principal shall establish procedures for the committee to follow when determining whether to approve or deny requests for additional extracurricular activity absences.

### **Cheating/Plagiarism/Academic Dishonesty**

Academic dishonesty is an offense against the entire student body. It amounts to an act of theft by unfairly receiving a grade that is not earned. A student who cheats and receives an unearned grade is stealing a place in the class rank from the other students. The following definitions and penalties will apply to all acts of academic dishonesty.

Definition:

1. Providing written or verbal information that will enable another student to supply work that is not his own to the teacher.
2. Handing to the teacher, in any form, work that is actually the result of another person's effort or thought.
3. Utilizing unauthorized resources on quizzes or tests, including but not limited to cheat sheets, looking at another student's paper, telling another student test content, photographing or electronically storing or sending test information.
4. Downloading, copying, or paraphrasing material from the internet or printed sources without proper citation: plagiarism.
5. Participating in any way with the theft of tests, answer keys, or teaching resources from the teacher, whether by taking those, using them, providing them to another student, or failing to disclose knowledge pertaining to the theft.
6. Participating as an accessory to an act of academic dishonesty involving a class in which he is not enrolled.

Penalties:

- The student, parent, and administration are notified of the infraction.
- Student receives a zero on the assignment.
- A citizenship grade of U is given for the six weeks.
- Academic dishonesty is a General Conduct violation of the Student Code of Conduct and is eligible for disciplinary measures including DAEP.

### **Communicable Diseases**

Parents of a student with a communicable or contagious disease are asked to telephone the school nurse/principal so that other students who have been exposed to the disease can be alerted. A student who has certain diseases is not allowed to come to school while the disease is contagious.

### **Complaints by Students/Parents**

Complaints by students or parents about instructional materials, loss of credit on the basis of attendance, removal to alternative education programs, expulsion, or prior review of non-school materials intended for distribution to students are handled through procedures specific to policies in those particular areas. To review relevant policies or obtain further information, see the principal.

A student and/or parent with a complaint regarding possible discrimination in any school program on the basis of sex should contact Dr. Andru Gilbert, Assistant Superintendent of Schools at (903) 462-7000.

On all other matters, a student or parent who has a complaint should first bring the matter to the appropriate teacher. If the outcome is not satisfactory, a conference with the principal can be



requested within three calendar days of the event or events causing the complaint. If the outcome of the conference with the principal is not satisfactory, a conference with the Superintendent or designee can be requested within seven calendar days following the conference with the principal. If the outcome of this conference is not satisfactory, the student or parent may appear before the Board of Trustees, in accordance with Board policy.

### **Computers: Acceptable Use Policy of Computers and Network Systems**

Computers and network systems put enormous power at the fingertips of all users; however, they also place responsibilities on all users. Ethical questions surrounding computers and the networks are no different than those in other spheres of our lives. DISD staff members shall report to the principal any incidents of unauthorized or unacceptable access or use, including names of those responsible, if known.

The following ten statements of computer ethics are to be adhered to by all technology users in DISD, including students and district employees:

1. All files and programs belong to someone. Users shall not erase, rename, or make unusable anyone else's files or programs.
2. Users shall not authorize anyone else to use their name, login, password, or files for any reason.
3. Users shall not use DISD computer or network systems for any purposes other than legitimate learning purposes. Users also must not use a computer for unlawful purposes, such as the illegal copying, installation, or storage of software.
4. Users shall not attempt to discover another user's password, either at DISD locally or at a remote location.
5. Users shall not copy, change, or transfer any software provided by DISD, an instructor, or any other source. Note that, except as noted in the Copyright Notice at the end of any software document, it is generally illegal to copy any software which has a copyright. The use of illegally copied software is considered a criminal offense and is subject to criminal prosecution.
6. Users shall not illegally copy copyrighted software provided by DISD, an instructor, or any other source. Note that, except as noted in the Copyright Notice at the end of any software document, it is generally illegal to copy any software which has a copyright. The use of illegally copied software is considered a criminal offense and is subject to criminal prosecution.
7. Users shall not intentionally write, produce, generate, copy, propagate, or attempt to introduce any computer code designed to self-replicate, damage, or otherwise hinder the performance of any computer's memory, file system, or software. Such software is often called a bug, virus, worm, or some similar name.
8. Users shall not deliberately use the computer to annoy or harass others with unacceptable language, images, or threats. Users also shall not deliberately access any unacceptable, obscene, or objectionable information, language, or images.
9. Users shall not intentionally damage the system, intentionally damage information not belonging to them, intentionally misuse system sources, or allow others to misuse system resources.
10. Users shall not tamper with the computers, networks, printers or other associated equipment except as directed by the teacher.

### **Computers: Computer Network System Rules**

The purpose of installing Local Area Networks (LANs), setting up the Wide Area Network (WAN), and providing access to the Internet is to advance and promote education in the Denison Independent School District. The WAN with its access to the internet is intended to assist in the collaboration and exchange of information between and among schools, offices, parents, regional education service centers, and other world-wide educational entities.

1. DISD expects users to have consideration for the personal and material rights of others. In other words, bullying others, destroying property, and stealing from others are totally unacceptable behaviors.

Obtaining a password or rights to another's directory or electronic messages on the network is considered a form of theft just as real as using a stolen key to enter someone's home. Taking advantage of a student who inadvertently leaves a computer without logging out is comparable to entering an unlocked room and stealing, reading a personal letter, or destroying their property.

Another issue is the use and transferal of stolen (some call it 'pirated') software. Commercial software is copyrighted and each purchaser must abide by the licensing agreement published with the software. There is no justification for the use of illegally obtained software. Students may expect this to be handled as a disciplinary matter, much as shoplifting from a local store might be handled.

2. DISD expects users to be honest with others in what they do and say.

While most important issues are addressed by the first rule, it is worth remembering that honesty in dealing with each other is one of the most important rules of conduct. Writing an electronic message masquerading as another is a most offensive form of dishonesty and will be treated accordingly.

3. DISD provided email is for educational use only.

The software and hardware that provides email has been publicly funded. For that reason, it should not be considered a private, personal form of communication. The content of any communication of this type would be governed by the Open Records Act.

Students are not issued individual email accounts. For any projects that involve email communications, use either your district account as a facilitator of the activity, or, request a special project email account.

Do not send messages to the entire staff when only a small group of people actually need to receive the message. In addition, do not forward messages that have no educational or professional use.

4. DISD will monitor the use of the network.

Electronic communication, computer files, and internet usage by students and employees shall not be considered confidential. Any inappropriate use may warrant monitoring at any time by District staff, approved by the Superintendent or designee, to ensure appropriate use for educational or administrative purposes.

### **Computers: General Guidelines for the Use of the Internet**

DISD faculty and students have access to the Internet, including electronic messages (faculty only), and the ability to access computers at other locations. The Internet is intended as an educational resource to enrich school experiences for all DISD faculties and students. In order for users to benefit from this resource, it is necessary that they learn acceptable use of the Internet. All students who use the Internet must have received instruction of appropriate uses and acceptable Internet behavior. DISD staff will hold students accountable for their behavior when accessing the Internet. With this in mind, it shall be the policy of DISD that all teachers who expect their classes to use the Internet, will be required to have a minimum of six (6) hours of training before their students are allowed to use the Internet.

When using the Internet through DISD's connection, users are representatives of DISD. In that role, users must conduct themselves in a way that is not hurtful to others or their property. It is not permissible to post harassing messages on public spaces not in private electronic mail. It is not

permissible to use DISD connection to attempt to circumvent the security provisions of another computer on the Internet. It is not permissible to send messages under the name of another or anonymously. It is not permissible to access or use any unacceptable, obscene, or objectionable information, language, or images. In short, all of the restrictions described in the ten statements of Technology Ethics and the Computer/Network Rules also apply to the use of computers and electronic messages across the Internet. Violations of these rules may result in suspension of network privileges.

There are risks involved as well. Among the millions of Internet users, just as among the millions who live in a city, there are people who are dangerous. There have been cases of criminals who have identified potential victims using the Internet and then proceeded to approach and injure them. Therefore, DISD strongly suggests that all Internet users not give out personal information to other users on bulletin boards, chat boards, or other systems, just as one would not give out his/her address to a stranger on the street. Many benefits can be gained through the Internet. Faculty and students have access to great resources and information, and will advance their own education. Guidelines concerning Internet access are intended to assist in maintaining and improving on this record.

*All of the above policies and procedures for acceptable use of computers and network systems are intended to make the computers and network systems more reliable and consistent for the users who depend upon them daily. They are also intended to minimize the burden of administrating the network system, so that more time can be spent enhancing services. If there is any doubt concerning the acceptable use of computers and the network system, contact the DISD Technology Department at (903) 462-7001.*

*If there are genuine needs that cannot be met by following these rules, please let a DISD administrator know.*

It is the policy of DISD to:

- prevent user access over its computer network to, or transmission of, inappropriate material via the Internet, electronic mail, or other forms of direct electronic communications;
- prevent unauthorized access and unlawful online activity;
- prevent unauthorized online disclosure, use, or dissemination of personal identification of minors; and
- comply with the Children's Internet Protection Act (CIPA) [Pub. L. No.106-554 and USC 254(h)].

To the extent practical, technology protection measures, including an Internet filter, will be used to block or filter Internet, or other forms of electronic communications, access to inappropriate information. Blocking, as required by the CIPA, shall be applied to visual depictions of material deemed obscene or child pornography, or to any material deemed harmful to minors.

To the extent practical, steps will be taken to promote the safety and security of users of the DISD online computer network when using electronic mail, chat rooms, instant messaging, and other forms of direct electronic communications. Prevention of inappropriate network usage, as required by the CIPA, includes:

- unauthorized access, including so-called 'hacking,' and other unlawful activities; and
- unauthorized disclosure, use, and dissemination of personal identification information regarding minors.

It is the responsibility of all members of the DISD staff to supervise and monitor usage of the online computer network and access to the Internet in accordance with this policy and the Children's Internet Protection Act. Procedures for disabling or otherwise modifying any technology protection measures are the responsibility of Director of Technology.

**Consequences** – Violation of DISD’s policies and procedures concerning the use of computers and the network system will result in the same disciplinary actions that would result from similar violations in other areas of DISD life. Any or all of the following consequences may be employed:

1. Loss of computer privileges/Internet access, with length of time to be determined by the building administrator.
2. Any campus based disciplinary consequences, including suspension from school as deemed appropriate by the building administrator.
3. Expulsion may be considered in flagrant violations that blatantly corrupt the educational value of computers or the Internet, on in instances when students have used the DISD Internet access to violate the law or to compromise another computer network. Any violations that fall into this category must first be reviewed by a committee chaired by the DISD Technology Director.

All students must have a signed Student/parent Agreement form on file.

### **Conferences**

Students and parents may expect teachers to request a conference if the student is not making passing grades or achieving the expected level of performance, if the student presents any other problem to the teacher, or in any other case the teacher considers necessary.

A student or parent who wants information or wants to raise a question or concern should confer with the appropriate teacher, counselor, or administrator. A parent who wishes to confer with a teacher may call the teacher for an appointment during the teacher’s conference period or leave a voicemail, requesting the teacher to call the parent.

### **Counseling**

Students are encouraged to talk with a school counselor, teachers, and principals in order to learn about the curriculum. All students in grades 7-12 and their parents will be notified annually about the recommended courses for students preparing to attend college.

A student or parent who wants information or wants to raise a question or concern should confer with the appropriate teacher, counselor, or administrator. A parent who wishes to confer with a teacher may call the teacher for an appointment during the teacher’s conference period or leave a voicemail requesting the teacher to call the parent.

### **Credit by Examination**

The District has chosen to permit eligible students in grades 6-12 to earn credit by examination in courses approved by the Board. The minimum eligibility requirement is that the student has had prior formal instruction, as determined by the District on the basis of a review of the student’s educational records.

Examinations used to earn credit under this policy shall assess the student’s mastery of the essential elements and shall be properly evaluated before credit is granted. The District may develop the examinations or may obtain them from another source. The examinations may be administered by an outside agency.

### **Detention**

A student may be assigned detention outside the school hours on one or more days if the student violates the student’s Code of Conduct. Detentions may be assigned before or after school and on Saturdays.

## **Directory Information**

Directory information of students will be released to anyone who follows procedures for requesting it. A parent or legal guardian can prevent the release of directory information on their child by making a written request within 10 school days of receiving notice, which includes receipt of the student handbook by the student.

Directory information is the information contained in an education record of a student that would not generally be considered harmful or an invasion of privacy if disclosed. Directory information includes, but is not limited to:

- the student's name
- address
- telephone listing
- electronic mail address
- photograph
- date and place of birth
- dates of attendance
- grade level
- enrollment status
- participation in officially recognized activities and sports
- weight and height of members of athletic teams
- honors and awards received
- most recent educational agency or institution attended

## **Disruptions by Students or Others**

Disruption of classes or any school activities by a student or others is prohibited and is subject to disciplinary action and/or referral for criminal prosecution.

The district may pursue a criminal charge against and/or discipline any person inciting, promoting, or participating in a protest demonstration, riot, sit-it, walk-out, blocking of entrances, threatening force, etc.

## **Distribution of Material**

All aspects of school-sponsored newspapers and/or yearbooks are completely under the supervision of the teacher and the campus principal.

Written material, handbills, photographs, pictures, petitions, films, tapes, or other visual or auditory materials may not be sold, circulated, or distributed on any school campus by a student or a non-student without the approval of the principal and in accordance with campus regulations.

All material intended for distribution to students, that is not under the District's editorial control, must be submitted to the principal for review and approval. If the material is not approved within 24 hours of the time submitted it must be considered disapproved. Disapprovals may be appealed by submitting the disapproved material to the Superintendent. Material not approved by the Superintendent within three days is considered disapproved. This disapproval may be appealed to the Board at its next regular meeting when the students will have a reasonable period of time to present his/her viewpoints.

## Dress Code

The dress code of the secondary campuses has been established to promote an orderly environment conducive to appropriate behavior and representative of community standards, while allowing for sufficient comfort and style.

Students should observe modesty and neatness in clothing and personal appearance. The following guidelines are to be followed:

- Students should wear clothing that doesn't create a disruption in the classroom or on campus.
- Clothing shall not have holes or tears allowing visible skin. Opaque (non see through) leggings are allowed under pants with holes.
- Backless tops or dresses, bare midriffs, see-through blouses and strapless clothing are not allowed (example: halter tops, tube tops, short t-shirts, one-strap or strapless shirts or dresses).
- All tops, shirts, and dresses must have at least one-inch straps.
- T-shirts and sweatshirts must have sleeves.
- No exposed cleavage.
- All clothing worn by students must be free of slogans advertising tobacco, alcoholic beverages or illegal substances and will not display or imply anything derogatory, controversial or vulgar.
- Shorts, skirts and dresses must be no more than 3" from the top of the kneecap. (Must be appropriate when standing, sitting, stooping, and bending with or without tights, leotards, spandex, etc...)
- Any form fitting pants resembling yoga pants, jeggings, leggings, or spandex must be worn with a top that reaches the fingertips around the entire bottom hem when standing and arms relaxed at the side.
- No exposed undergarments (undergarments must be worn).
- Pants must be worn at the natural waistline. No sagging.
- No unnatural hair colors or extreme hair styles (examples: spikes, mohawks or any other inappropriate styles).
- Appropriate footwear must be worn (no roller skate shoes or house shoes).
- Caps, hats, or any head coverings are not allowed in the building. Hoods are not allowed to be worn.
- No body piercings, other than in ears. Extreme piercings, even in the ear (spacers, gauges, or other piercings deemed inappropriate) are prohibited.
- Non-prescription sunglasses are not allowed in the building.
- Pajamas are not allowed.
- Blankets are not allowed in the building.

The administration has the authority to regulate any other attire or fashion trends which are deemed to be inappropriate or disruptive . The administration's decision is final in all dress code matters.

Students in violation of the dress code will receive one warning. The student will be allowed to correct the violation and return to class. Repeat violations are subject to the discipline management techniques for General Conduct Violations as listed in the Student Code of Conduct.

## **Drills – Fire, Tornado, and Other Emergency Drills**

Students, teachers, and other District employees will participate in drills of emergency procedures. When the alarm is sounded, students should follow the direction of teachers or marshals quickly, quietly, and in an orderly manner.

## **Emergency Medical Treatment**

Parents are asked to complete an emergency care form each year that includes a place for parental consent for school officials to obtain medical treatment for the student, as permitted by law. Other information that may be required in case of an emergency should be provided and updated by the parents as necessary.

## **Emergency School Closing Information**

Parents and families may receive notification of severe weather delays/closings in several ways:

- School Messenger System - Denison ISD uses an automated call system to notify parents in the district database.
- Website: [www.denisonisd.net](http://www.denisonisd.net) - School delay/closings will be posted on the front page of the District website.
- Facebook & Twitter - Follow Denison ISD official social media for another source of news about DISD.
- Local media - We will update the following local television stations by 6:00am of the status of classes (delayed/closed): KTEN (Television: Channel 10), KXII (Television: Channel 12), Alpha Media (Radio: 93.1, 97.5, 102.5)

## **Fees**

Materials that are part of the basic educational program are provided without charge to a student. A student is expected to provide his or her own supplies of pencils, paper, erasers, and notebooks, and may be required to pay certain fees or deposits, including:

- the materials for a class project the student will keep
- personal physical education and athletic equipment and apparel
- voluntary purchases of pictures, publications, class rings, etc.
- student accident insurance and insurance on school-owned instruments
- instrument rental and uniform maintenance
- bus card
- fees for damaged library books and school-owned equipment

## **Food Allergies**

The district has developed and annually reviews a food allergy management plan, which addresses employee training, dealing with common food allergies and specific strategies for dealing with students diagnosed with severe food allergies. When the district receives information that a student has a food allergy that puts the student at risk for anaphylaxis, individual care plans will be developed to assist the student in safely accessing the school environment. The district's food allergy management plan can be accessed at FFAF (REGULATION).

## **Foods of Minimal Nutritional Value**

The Denison ISD health advisory council meets three times each year. DISD has adopted policies (Board Policy CO Legal and COC Local) concerning the sale of food items on campus.

## **Immunization**

A student must be fully immunized against certain diseases or must present a certificate or statement that, for medical or religious reasons, the student should not be immunized. The immunizations required are: diphtheria, tetanus, polio, measles (rubeola), mumps, rubella, and haemophilus influenzae. The school nurse can provide information on age appropriate doses or on an acceptable physician-validated history of illness required by the Texas Department of Health.

Proof of immunization may be personal records from a licensed physician or public health clinic with a signature or rubber-stamp validation.

If a student should not be immunized for medical reasons, the student or parent must present a certificate signed by a U.S. licensed physician that states that, in the doctor's opinion, the immunization required would be harmful to the health and well-being of the student or any member of the student's family or household. This certificate must be renewed yearly unless the physician specifies a life-long contraindication.

If a student's religious beliefs conflict with the requirement that the student be immunized, the student must present a statement signed by the student (or by the parent if the student is a minor) that states that immunization conflicts with the beliefs and practices of a recognized church or religious denomination of which the student is an adherent or member. This statement must be renewed yearly.

## **Information for Homeless Students**

If your family lives in any of the following situations, you may qualify for assistance with transportation, tutoring or other services:

- In a shelter, motel, vehicle, or campground,
- On the street,
- In an abandoned building, trailer, or other inadequate accommodations, or
- Doubled up with friends or relatives because you cannot find or afford housing.

For information about these services, contact the District Liaison, Mrs. Regina Prigge (903)462-7035.

If you need further assistance, call the National Center for Homeless Education at the toll-free Help Line number: 1-800-308-2145.

## **Insurance**

At the beginning of the school year, the District will make available a low-cost accident insurance program. Parents are responsible for paying premiums if coverage is desired. The District will not be responsible for costs of treating injuries or assume liability for any other costs associated with an injury. Before participating in a school-sponsored trip outside the District or in school-sponsored athletics, students and parents must have either:

- purchased the student accident insurance,
- shown proof of insurance, or
- signed a form rejecting the insurance offer.



## **Medicine at School**

A student who must take prescription (or nonprescription) medicine during the school day must bring a written request from his/her parent and the medicine, in its properly labeled container, to the school nurse. The nurse will give the medicine at the proper times. Students may carry, on their person, inhalers for asthma, insulin for diabetes, or epi-pens for allergies after providing a copy of the doctor's prescription to the nurse.

## **Parent Responsibilities**

- to make every effort to provide physical needs of the child
- to establish and maintain, in the home, a positive attitude toward the school
- to teach their child respect for law, the authority of the school, and rights and property of others
- to teach the child to pay attention and obey rules
- to be sure their child attends school regularly and to report absences
- to help the child develop proper study habits
- to participate in parent-teacher conferences as needed
- to attend parent training workshops
- to keep abreast of school policies and academic requirements
- to discuss report cards and school assignments with their child
- to advise the school of any learning problems or other conditions that may relate to their child's education
- to participate in school-related organizations
- to be sure their child is properly dressed for school
- to update pertinent school information
- to cooperate with school administrators and teachers
- to submit a signed statement that they understand and consent to the responsibilities outlined in this plan
- to encourage their child to attend tutorials as needed
- to control their child

## **Parent - Your Involvement**

Parents also have a right:

- to request that your child be excused from participating in the daily recitation of the Pledge of Allegiance to the United States flag and the Pledge of Allegiance to the state flag. The request must be in writing. State law does not allow your child to be excused from participation in the required moment of silence or silent activity that follows. (See Pledges of Allegiance and a Minute of Silence).
- to request that your child be excused from reciting a portion of the text of the Declaration of Independence during Celebrate Freedom Week. The request must be in writing. State law requires the recitation as part of social studies classes in grades 3-12 unless (1) you provide a written statement requesting that your child be excused, (2) the District determines that your child has a conscientious objection to the recitation, or (3) you are a representative of a foreign government to whom the United States government extends diplomatic immunity.

## **Parental Involvement and Responsibilities**

Education succeeds best when there is a strong partnership between home and school, a partnership that thrives on communication. The school asks parents to:

- Sign and return to the school the written statement that the parent understands and consents to the responsibilities outlined in the Discipline Management Plan. Parents with questions are encouraged to contact the principal.
- Encourage their children to put a high priority on education and to commit themselves to making the most of the educational opportunities the school provides.

- Stay informed on school activities and issues. The Open House night in the fall and parent meetings provide good opportunities for learning more about the school.
- Become a school volunteer. For further information, contact the principal's secretary.
- Participate in campus parent organizations. For further information, contact the campus principal.
- Monitor their children's progress and contact teachers as needed. Conferences may be arranged at different times to discuss the student's progress.

## **Social Events**

The rules of good conduct and grooming will be observed at school social events held outside the regular school day.

## **Pesticide Application Policy – Notification**

Pesticides are periodically applied to schools in accordance with the Board Policies, CLB (Legal) and CLB (Local). These policies were established to assure that pesticides are administered according to regulations established for the protection of student and employee health. Information concerning these applications may be obtained from Jim Cravens, Integrated Pest Management Coordinator, at (903) 462-7100.

## **Pledges of Allegiance and a Minute of Silence**

Texas law requires students to recite the Pledge of Allegiance to the United States flag and the Pledge of Allegiance to the Texas flag each day. Parents may submit a written request to the principal to excuse their child from reciting a pledge.

A minute of silence will follow recitation of the pledges. The student may choose to reflect, pray, meditate, or engage in any other silent activity so long as the silent activity does not interfere with or distract others.

## **Posters**

Signs and posters that a student wishes to display must first be approved by the building principal. Posters displayed without authorization will be removed. Any student who posts printed material without prior approval will be subject to disciplinary action.

## **Release of Students From School**

A student will not be released from school at times other than regular dismissal hours except with the principal's permission or according to the campus sign-out procedures. The teacher will determine that permission has been granted before allowing the student to leave. A student who leaves campus without permission will be subject to disciplinary action.

## **Report Cards**

Written reports of student grades and absences are issued to parents at least once every nine-weeks. At the end of the first four weeks of a grading period, parents are notified if the student's grade average is near or below 70, or below the expected level of performance. If a student receives a nine-week grade of less than 70 in any class or subject, the parents are required to schedule a conference with the teacher of that class or subject. The report card will state whether tutorials are required or only recommended for a student who receives a grade below 70 in a class or subject.

## **Safety and Crisis Management**

Each campus has developed a Safety and Crisis Management plan which is reviewed annually.

The contact for Safe and Drug Free School is:

Regina Prigge  
Denison ISD  
1201 S. Rusk Ave.  
Denison, TX 75020  
(903) 462-7035

### **School Buses or Other Vehicles**

Students are under the Code of Student Conduct when they are on school transportation. Any student who violates that code or the established rules of conduct while on school transportation may be denied transportation services and will be disciplined.

The following rules apply to student conduct on school transportation:

- Follow the driver's directions at all times.
- Board and leave the bus in an orderly manner at the designated bus stop nearest home. If a student is truant during the regular school day, he/she will lose their bus ride privilege for that day.
- No standing unless a seat is not available. If a passenger must ride standing, face the front and hold on to the seat rails.
- Keep books, band instrument cases, feet, and other objects out of the aisle.
- Do not deface the bus and/or its equipment.
- Do not put head, hands, arms, or legs out of the window or hold any object out of the window or throw objects within or out of the bus.
- Do not smoke or use any form of tobacco.
- Upon leaving the bus, wait for the driver's signal before crossing in front of the bus.

When a student violates the rules of conduct on school transportation:

- A conference with the principal, the student, the driver, and the parent(s) may be required.
- The principal may suspend the student's bus-riding privileges. If so, the parent will be notified prior to the time the suspension takes effect.
- In the case of serious misconduct that endangers the safety of other passengers or the driver, the driver has the authority to put the student off the bus or to call for law enforcement assistance; the principal and parents will be notified of the situation as soon as possible. The student will not be allowed to ride the bus until a conference involving all persons listed above has been held.

Disciplinary sanctions and changes in transportation for a student with a disability will be made in accordance with the student's IEP or other individually designed program.

### **Special Programs**

The District provides special programs for gifted and talented students, bilingual students, dyslexic students, and for those with disabilities. A student or parent with questions about these programs should contact the central administration office (903) 462-7000. The coordinator of each program can answer questions about eligibility requirements and programs and services offered in the District or by other organizations.

### **Student Records**

A student's records are confidential and are protected from unauthorized inspection or use. A cumulative record is maintained for each student from the time the student enters the District until the student withdraws or graduates. This record moves with the student from school to school.

By law, both parents, whether married, separated, or divorced, have access to the records of a student who is under 18 or a dependent for tax purposes. A parent whose rights have been legally terminated will be denied access to the records if the school is given a copy of the court order terminating these rights.

The principal is custodian of all records for currently enrolled students at the assigned school. The Superintendent is the custodian of all records for students who have withdrawn or graduated. Records may be reviewed during regular school hours upon completion of the written request form. The records custodian or designee will respond to reasonable requests for explanation and interpretation of the records.

Parents of a minor or of a student who is a dependent for tax purposes, the student (if 18 or older), and school officials with legitimate educational interests are the only persons who have general access to a student's records. "School officials with legitimate educational interests" include any employees, agents or Trustees of the District, or cooperatives of which the District is a member, or facilities with which the District contracts for the placement of students with disabilities, as well as their attorneys and consultants, who are:

- Working with the student.
- Considering disciplinary or academic actions, the student's case, an IEP for a student with disabilities under IDEA or an individually designed program for a student with disabilities under Section 504.
- Compiling statistical data, or,
- Investigating or evaluating programs.

Certain officials from various governmental agencies may have limited access to the records. The District forwards a student's records on request and without prior parental consent to a school in which a student seeks or intends to enroll. Parental consent is required to release the records to anyone else. When the student reaches 18 years of age, only the student has the right to consent to release of records.

The parent's or student's right of access to, and copies of, student records does not extend to all records. Materials that are not considered educational records, such as teachers' personal notes on a student that are shared only with a substitute teacher, records pertaining to former students after they are no longer students in the District, and records maintained by school law enforcement officials for purposes other than school discipline do not have to be made available to the parents or student.

If the student qualifies for free or reduced-price meals and the parents are unable to view the records during regular school hours, upon written request of the parent, one copy of the record will be provided at no charge.

Certain information about District students is considered directory information and will be released to anyone who follows procedures for requesting it, unless the parent objects to the release of any or all directory information about this child. (See Directory Information). This objection must be made in writing to the principal within 10 school days after the issuance of this handbook.

### **Student Welfare – Freedom from Harassment and Bullying**

The District prohibits sexual harassment, dating violence, and harassment based on a person's race, color, gender, national origin, disability, or religion. Anonymous reporting may be done by visiting the DISD webpage, [www.denisonisd.net](http://www.denisonisd.net).

Employees shall not tolerate harassment of students and shall make reports as required at REPORTING PROCEDURES, below.

## **Sexual Harassment by an Employee**

Sexual harassment of a student by a District employee includes both welcome and unwelcome sexual advances; requests for sexual favors; sexually motivated physical, verbal, or nonverbal conduct; or other conduct or communication of a sexual nature when:

1. A District employee causes the student to believe that the student must submit to the conduct in order to participate in a school program or activity, or that the employee will make an educational decision based on whether or not the student submits to the conduct; or
2. The conduct is so severe, persistent, or pervasive that it:
  - Affects the student's ability to participate in or benefit from an educational program or activity, or otherwise adversely affects the student's educational opportunities; or
  - Creates an intimidating, threatening, hostile, or abusive educational environment.

Romantic or inappropriate social relationships between students and District employees are prohibited. Any sexual relationship between a student and a District employee is always prohibited, even if consensual.

## **Sexual Harassment by Others**

Sexual harassment of a student, including harassment committed by another student, includes unwelcome sexual advances; requests for sexual favors; or sexually motivated physical, verbal, or nonverbal conduct when the conduct is so severe, persistent, or pervasive that it:

1. Affects a student's ability to participate in or benefit from an educational program or activity, or creates an intimidating, threatening, hostile, or offensive educational environment;
2. Has the purpose or effect of substantially or unreasonably interfering with the student's academic performance; or
3. Otherwise adversely affects the student's educational opportunities.

Examples of sexual harassment of a student may include, but are not limited to, sexual advances; touching intimate body parts or coercing physical contact that is sexual in nature; jokes or conversations of a sexual nature; and other sexually motivated conduct, communications, or contact.

Necessary or permissible physical contact such as assisting a child by taking the child's hand, comforting a child with a hug, or other physical contact not reasonably construed as sexual in nature is not sexual harassment.

## **Dating Violence**

Dating violence occurs when one partner in a dating relationship, either past or current, intentionally uses physical, sexual, verbal, or emotional abuse to harm, threaten, intimidate, or control the other partner.

Examples of dating violence against a student may include, but are not limited to, physical or sexual assaults, name-calling, put-downs, threats to hurt the student or the student's family members or members of the student's household, destroying property belonging to the student, threats to commit suicide or homicide if the student ends the relationship, attempts to isolate the student from friends and family, stalking, or encouraging others to engage in these behaviors.

For purposes of this policy, dating violence is considered prohibited harassment if the conduct is so severe, persistent, or pervasive that the conduct:

1. Affects a student's ability to participate in or benefit from an educational program or activity, or creates an intimidating, threatening, hostile, or offensive educational environment;

2. Has the purpose or effect of substantially or unreasonably interfering with the student's academic performance, or
3. Otherwise adversely affects the student's educational opportunities.

### **Reporting Procedures**

Any student who believes that he or she has experienced prohibited harassment should immediately report the alleged acts to a teacher, counselor, principal, or other District employee.

### **Textbooks**

State-approved textbooks are provided free of charge for each subject or class. Books must be treated with care. A student who is issued a damaged book should report that fact to the teacher. Any student failing to return a book issued by the school loses the right to free textbooks until the book is returned or paid for by the parent or guardian. However, a student will be provided textbooks for use at school during the school day.

Each textbook is identified by a bar code label. If the bar code label is damaged or removed, the textbook will be considered a lost book and the student will be required to pay for the cost of the textbook. Only cash will be accepted for payment of lost books.

### **Tobacco**

Students may not smoke, be in possession of, or use tobacco products of any kind on school property, or at any school-related or school-sanctioned activity, on or off school property. Student could be cited if a minor under age of 18. Including electronic cigarettes and any component, part or accessory for an electronic cigarette device.

### **Visitors**

All visitors must first report to the principal's main office and receive a visitor's pass. Visits to individual classrooms during instructional time are permitted only with the principal's approval, and such visits are not permitted if their duration or frequency interferes with the delivery of instruction or disrupts the normal school environment.

### **Behavior Code for Extra-Curricular Activities**

In order that more desirable conduct of Denison students be achieved when involved in extra-curricular or co-curricular activities, the following guidelines are established:

- Each organization or group have a written code approved by the sponsor and principal and be on file in the office.
- The behavior code for each group or organization includes at least the following basic guidelines stating specific offenses and procedures for punishment.
  - Insubordination – denial of authority of school personnel, police, security, volunteers, or anyone else paid by the school.
  - Willful damage of property
    - School property – desks, textbooks, etc.
    - Private property on school premises – cars in parking lots, property in lockers, etc.
    - Property students come in contact with while supervised by school personnel – motel rooms, buses, restaurants, equipment, etc.
  - Drinking, possession of, or under the influence of alcoholic beverages

- ☐ Use, possession of, or under the influence of controlled substance or substances that alter behavior
- ☐ Fighting or physical violence
- ☐ Possession or use of weapon
- ☐ Abusive language
- ☐ Stealing
- ☐ Any conduct resulting in suspension or expulsion from school
- ☐ Smoking, chewing, or otherwise using tobacco products or vaping products
- Procedure for punishment – the penalty for misbehavior specifically listed above in suspension or expulsion from the group involved in the infraction, and may result in placement in other disciplinary measures.
- A student may be suspended or expelled from co-curricular and extra-curricular activities by the school personnel in authority for a period of time to be determined by the person or persons making the suspension, any may last for as long as the balance of the student’s high school career.
- When a decision has been made to suspend or expel a student the procedure provided in Statement of Policy (board of Trustees) #5181 (revised) shall be invoked.
- School personnel shall make students aware of the behavior code when involved in co-curricular and extra-curricular activities at the beginning of each year.

### **Channels of Communications**

First – when a question arises pertaining to a student, the first contact should be made with the school where the child is enrolled or where the staff member works.

Second – in the event satisfaction is not attained from the principal and/or teacher, the grievance should be presented to the Assistant Superintendent for Administration or to the Assistant Superintendent for Business Services, depending on which one has jurisdiction.

Third – in the event satisfaction is not attained from the Assistant Superintendent, the grievance may be presented to the Superintendent by calling his office. Each appeal request must be honored if proper channels are followed as stated in this procedure.

Each appeal conference shall include the person making the appeal, the person whose decision is being appealed, and the person(s) to whom the appeal is being made.

Finally, it is entirely proper and fitting for any constituent of the District, after presenting a grievance to the Superintendent and failing to receive satisfaction, to request a hearing before the Board of Trustees. This appeal shall be in writing, stating the grievance, and shall be presented to the board in regular or special meeting.

### **Closed Campus**

Under Denison Independent School District policy, B. McDaniel Intermediate School will operate as a closed campus. This means that between the hours of 7:45 a.m. and 3:15 p.m., on a regular school day, students cannot leave the campus for any reason without checking out through the attendance office.

### **Displays of Affection**

Displays of affection or physical contact are not allowed. Students who engage in public displays of affection may be subject to disciplinary action as outlined in the student code of conduct.

## **Disruption of Classes**

For purposes of this rule, “school property” includes the public school campuses or school grounds upon which any public school is located, and any grounds or buildings used by District schools for assemblies or other school-related activities, and “public property” includes any street, highway, alley, public park, or sidewalk.

No individual shall be permitted, on school property or on public property within 300 feet of school property, to willfully disrupt, alone or in concert with others, the conduct of classes or other school activities. Conduct that disrupts the educational activities of a school include:

- Emissions by any means of noise or an intensity that prevents or hinders classroom instruction.
- Enticement or attempted enticement of students away from classes or other school activities that students are required to attend.
- Prevention or attempted prevention of students from attending classes or other school activities that students are required to attend.
- Entrance into a classroom without consent of either the administrators or teacher, and through acts of misconduct and/or use of loud or profane language causing disruption of class activities.

## **Disruption of Lawful Assembly**

No individual or group of individuals acting in concert may willfully engage in disruptive activity or disrupt a lawful assembly on the campus or property of any school in the District. Disruptive activity means:

- Obstructing or restraining the passage of persons in an exit, entrance, or hallway of any building without the authorization of the administrator of the school.
- Seizing control of any building or portion of a building for the purpose of interfering with an administrative, educational, research, or other authorized activity.
- Preventing or attempting to prevent by force or violence or the threat of violence any lawful assembly authorized by the school administration.
- Disrupting by force or violence or threat of force or violence a lawful assembly in progress.
- Obstructing or restraining the passage of any person at an exit or entrance to said campus or property or preventing or attempting to prevent by force or violence or by threats thereof the entrance or exit of any person to or from said campus or property without the authorization of the administration of the school.

A lawful assembly is disrupted when any person in attendance is rendered incapable of participating in the assembly due to the use of force or violence or due to a reasonable fear that force or violence is likely to occur.

Conduct by students, either in or out of class, that for any reason – whether because of time, place, or manner of behavior – materially disrupts class work or involves substantial disorder or invasion of the rights of other students or employees school or school-related activities is prohibited.

Student demonstrations and similar activities shall be prohibited when there is evidence or reasonable lead for school authorities to forecast substantial disruption of, or material interference with normal school operations or approved school activities.

## **Drug-Alcohol Use**

No student shall possess, use or transmit, or be under the influence of any of the following substances on school premises during any school term or off school premises at a school-related activity, function, or event:



- Any controlled substance or dangerous drug as defined by State and Federal law, without regard to amount, including but not limited to marijuana, any narcotic drug, hallucinogen, stimulant, depressant, amphetamine, or barbiturate.
- Alcohol or any alcoholic beverage.
- Any abusable glue, aerosol paint, or any other volatile chemical substance for inhalation.
- Any other intoxicant or mood-changing, mind-altering, or behavior-altering drugs.

“Use” means a student has smoked, ingested, injected, imbibed, drunk, or otherwise taken internally a prohibited substance recently enough that it is detectable by the student’s appearance, actions, breath, or speech.

“Under the influence” means a student’s faculties are noticeably impaired, but the student need not be legally intoxicated.

The transmittal, sale, or attempted sale of what is represented to be any of the above-listed substances is also prohibited under this rule.

A student, who uses a drug authorized by a licensed physician through a prescription not specifically for that student’s use shall be considered to have violated this rule.

### **Hall Passes**

Students are not permitted in the halls during class periods unless they are accompanied by a teacher or have been issued a hall pass from an authorized staff member. It is the student’s responsibility to obtain a hall pass. Students are subject to discipline management techniques if they are in the hall without a pass or are in an unauthorized area, even if they have a hall pass. This policy also applies during lunch periods and Jacket Time.

### **Hazing**

Hazing means any intentional, knowing, or reckless act directed against a student, by one person alone or acting with others, that endangers the mental or physical health or the safety of a student for the purpose of being initiated into, affiliating with, holding office in, or maintaining membership in any organization whose members are or include other students. The term includes but is not limited to:

- Any type of physical brutality, such as whipping, beating, striking, branding, electronic shocking, placing of harmful substance on the body or similar activity.
- Any type of physical activity, such as sleep deprivation, exposure to the elements, confinement in a small space, calisthenics, or other activity that subjects the student to an unreasonable risk of harm or that adversely affects the mental or physical health or the safety of the student.
- Any activity involving consumption of a food, liquid, alcoholic beverage, liquor, drug or other substance that subjects the student to an unreasonable risk or harm or that adversely affects the mental or physical health or the safety of the student.
- Any activity that intimidates or threatens the student with ostracism, that subjects the student to extreme mental stress, shame, or humiliation, or that adversely affects the mental health or dignity of the student or discourages the student from remaining registered in a school district, or that may reasonably be expected to cause a student to leave the organization or the school rather than submit to acts described above.
- Any activity that induces, causes, or requires the student to perform a duty or task that involves a violation of the Penal Code.

Students shall have prior approval from the principal or designee for any type of “initiation rites” of a school club or organization. No student shall engage in any form of hazing, nor shall any student encourage or assist any person in hazing. Acts of hazing and failure to report hazing can result in criminal penalties, as well as school discipline.

## Honor Roll

The Honor Roll is figured during the first five grading periods. Students who make all five Honor Rolls are given an All-Year Honor Roll award. Requirements for the Honor Roll are a no grade below 90 for each class taken (A Honor Roll) or no grade below 80 for each class taken (for AB Honor Roll).

## Learning Resource Center

B. McDaniel Intermediate School has a well-staffed LRC. The LRC is a place for quiet study. Students have access to all books and magazines, as well as the use of many visual aids. Rules for the LRC are as follows:

- Books on regular loan may be kept for two or three weeks, and are always due on Mondays. They may be renewed, if needed.
- The fine for overdue books is 10¢ per day.

## Leaving Campus During the Day

If it is necessary for a student to leave campus (such as for doctor, dentist, court, illness, etc.) he/she must be checked out by a designated guardian through the office.

## Lunch Period Procedures

Because SMS operates under a closed campus policy, the following statements are applicable:

- All students wishing to do so may bring sack lunches. All food and drink must be consumed in the cafeteria/commons, unless given permission to do otherwise by approved staff. Food and drink are not to be taken outside or into any other area of the building without approval.
- Parents/guardians may bring students lunch and are permitted to eat with the student in designated campus locations during students' assigned lunch period. Students may NOT have food delivered to campus by a food delivery service.
- After students finish eating, **they must stay in the cafeteria**. Students are not allowed in any other area of the building, grounds, or parking lots during their assigned lunch.
- Students should pick up their trays, clean their tables, and discard all trash in trash containers.

## Reporting to Parents

Parental reports of achievements, issued each grading period according to procedures established by the administration, shall be one of the primary established means of communicating with parents. Personal conferences and written progress reports are encouraged as means of augmenting home-communications throughout the school year.

The grading system for formal reporting systems shall be as follows:

90 – 100	=	A
80 – 89	=	B
70 – 79	=	C
Below 70	=	F

Reports of grades are made at the close of each nine-week period. Report cards are handed to students Friday of the following week.

In accordance with House Bill 72, interim progress reports are issued on marginal students midway through each grading period.

## Rules Covering Release to Parents Following Out-Of-Town School Activities

All students who ride to an out-of-town activity in a school vehicle must return to Denison in that school vehicle unless the procedures listed below are followed prior to the activity:

- The student must present a note to the principal from the parent/guardian prior to 3:30 p.m. on the day of the activity.
- The parent/guardian must state in the note that they wish to have the student ride home with them from the activity instead of riding home in the school vehicle.
- The principal will sign the note and keep the original copy. Two duplicate copies will be given to the student – one copy for the parent/guardian and one copy for the activity sponsor.

After the activity is over, the parent/guardian should meet the activity sponsor in the stands or at the school vehicle and show the signed copy of the note requesting that the student ride home with them. The student will then be released to the parent/guardian at that time.

These procedures are necessary whenever students are under the jurisdiction of the school on an out-of-town activity, since the school is responsible for transporting the student back safely to his/her point of departure unless the parent chooses to take the student home himself/herself.

These procedures apply to contests, concerts, or other activities in which students are transported by a school vehicle.

### **Tardy Policy**

Being on time for work, dates, appointments, meetings, etc. is a necessary habit to develop. Young people need to begin developing this habit by arriving at school and to their classes on time. Tardiness disrupts the learning environment in the classroom. Therefore, it must be kept to a minimum.

All tardies will result in a discipline referral to the administration. The student will then be expected to be in his/her assigned classroom within two (2) minutes.

These tardies will count in the regular tardy policy. The only difference is that if a student is caught in a sweep, whether it is the student's first tardy or fifteenth tardy, he/she will be assigned to Saturday School. If the student is caught in a tardy sweep on Monday or Tuesday, he/she will attend Saturday School that weekend. If the student is caught in a sweep on Wednesday, Thursday or Friday, then he/she will attend Saturday School the next weekend.

Tardies which result in the student not being in attendance for at least 30 minutes in each daily class period are considered absences and must be treated as such by the teacher and the attendance office.

### **Valuables**

Valuables should not be brought to school. The school is not responsible for any articles, books or money lost, misplaced, or stolen from you while you are on campus.

### **Vandalism Damage to School Property**

Students shall not vandalize or otherwise damage or deface any property, including furniture or other equipment, belonging to or used by the district or district schools. Parents or guardians of students guilty of damaging school property shall be liable for damages in accordance with law. Students may be subject to criminal penalties if damage exceeds \$750. Students shall be responsible for the care and return of state-owned textbooks, and will be charged for replacement of lost textbooks. Only cash will be accepted for replacement of lost or damaged books. All textbooks will have book covers.

### **Withdrawal From School**

If it is necessary for a student to withdraw from school, a withdrawal slip will be prepared for you in the office. It will be necessary for you to secure the signature of teachers of all your classes, a

librarian, the office secretary and your counselor. A check-out form will be given for establishing your position in your new school. Permission from a parent is required before beginning the withdrawal process.

## BACTERIAL MENINGITIS

### What is Meningitis?

Meningitis is an inflammation of the covering of the brain and spinal cord – also called the meninges. It can be caused by viruses, parasites, fungi, and bacteria. Viral (aseptic) meningitis is most common; most people recover fully. Medical management of viral meningitis consists of supportive treatment and there is usually no indication for the use of antibiotics. Parasitic and fungal meningitis are very rare. Bacterial meningitis is very serious and may involve complicated medical, surgical, pharmaceutical, and life support management.

There are two common types of bacteria that cause meningitis:

- Strep pneumonia causes pneumococcal meningitis; there are over 80 subtypes that cause illness.
- Neisseria meningitides – meningococcal meningitis; there are 5 subtypes that cause serious illness – A, B, G, Y, W-135.

### What are the symptoms?

Someone with meningitis will become very ill. The illness may develop over one or two days, but it can also rapidly progress in a matter of hours. Not everyone with meningitis will have the same symptoms. Children over one-year-old and adults with meningitis may have:

- Severe headache
- High temperature
- Vomiting
- Sensitivity to bright lights
- Neck stiffness, joint pains
- Drowsiness or confusion

In both children and adults, there may be a rash of tiny, red-purple spots or bruises caused by bleeding under the skin. These can occur anywhere on the body. They are a sign of blood poisoning (septicemia), which sometimes happens with meningitis, particularly the meningococcal strain.

### How serious is bacterial meningitis?

If it is diagnosed early and treated promptly, the majority of people make a complete recovery. In some cases, it can be fatal or a person may be left with a permanent disability, such as deafness, blindness, amputations or brain damage (resulting in mental retardation or paralysis) even with prompt treatment.

### How is bacterial meningitis spread?

Fortunately, none of the bacteria that cause meningitis are as contagious as diseases like the common cold or flu, and they are not spread by casual contact or by simply breathing the air where a person with meningitis has been. The germs live naturally in the back of our noses and throats, but they do not live for long outside the body. They are spread when people exchange saliva (such as by kissing; sharing drinking containers, utensils, or cigarettes). The germ does not cause meningitis in most people. Instead, most people become carriers of the germ for days, weeks or even months. Being a carrier helps to stimulate your body's natural defense system. The bacteria rarely overcome the body's immune system and causes meningitis or another serious illness.

### **What is the risk of getting bacterial meningitis?**

The risk of getting bacterial meningitis in all age groups is about 2.4 cases per 100,000 population per year. However, the highest risk group for the most serious form of the disease, meningococcal meningitis, is among children 2 to 18 years old.

### **How is bacterial meningitis diagnosed?**

The diagnosis is usually based on a combination of clinical symptoms and laboratory results from spinal fluid and blood. Spinal fluid is obtained by lumbar puncture (spinal tap).

### **How can bacterial meningitis be prevented?**

Do not share food, drinks, utensils, toothbrushes, or cigarettes. Limit the number of persons you kiss. Vaccines against pneumococcal disease are recommended both for young children and adults over 64. A vaccine against four meningococcal sub-groups (A, C, Y, W-135) is available. These four groups cause the majority of meningococcal cases in the United States. This vaccine is recommended by some groups for college students, particularly freshmen living in dorms or residence halls. The vaccine is safe and effective (85-90%). It can cause mild side effects, such as redness and pain at the injection site lasting up to two days. Immunity develops within 7 – 10 days after the vaccine is given and lasts for up to 5 years.

### **What you should do if you think you or a friend might have bacterial meningitis?**

Seek prompt medical attention.

### **For more information**

Your school nurse, family doctor, and the staff at your local or regional health department office are excellent sources for information on all communicable diseases. You may also call your local health department or Regional Texas Department of Health office to ask about meningococcal vaccine. Additional information may also be found at the websites for the Centers for Disease Control and Prevention: [www.cdc.gov](http://www.cdc.gov) and the Texas Department of Health: <http://www.tdh.state.tx.us>

## GLOSSARY

### Glossary

**Abuse** is improper or excessive use.

**Aggravated robbery** is defined in part by Texas Penal Code 29.03(a) as when a person commits robbery and:

1. Causes serious bodily injury to another;
2. Uses or exhibits a deadly weapon; or
3. Causes bodily injury to another person or threatens or places another person in fear of imminent bodily injury or death, if the other person is:
  - a. 65 years of age or older, or
  - b. A disabled person.

**Armor-piercing ammunition** is defined by Texas Penal Code 46.01 as handgun ammunition used in pistols and revolvers and designed primarily for the purpose of penetrating metal or body armor.

**Arson** is defined in part by Texas Penal Code 28.02 as:

1. A crime that involves starting a fire or causing an explosion with intent to destroy or damage:
  - a. Any vegetation, fence, or structure on open-space land; or
  - b. Any building, habitation, or vehicle:
    - i. Knowing that it is within the limits of an incorporated city or town,
    - ii. Knowing that it is insured against damage or destruction,
    - iii. Knowing that it is subject to a mortgage or other security interest,
    - iv. Knowing that it is located on property belonging to another,
    - v. Knowing that it has located within it property belonging to another, or
    - vi. When the person starting the fire is reckless about whether the burning or explosion will endanger the life of some individual or the safety of the property of another.
1. A crime that involves recklessly starting a fire or causing an explosion while manufacturing or attempting to manufacture a controlled substance and the fire or explosion damages any building, habitation, or vehicle; or
2. A crime that involves intentionally starting a fire or causing an explosion and in so doing:
  - a. Recklessly damages or destroys a building belonging to another, or
  - b. Recklessly causes another person to suffer bodily injury or death.

**Assault** is defined in part by Texas Penal Code §22.01(a)(1) as intentionally, knowingly, or recklessly causing bodily injury to another; §22.01(a)(2) as intentionally or knowingly threatening another with imminent bodily injury; and §22.01(a)(3) as intentionally or knowingly causing physical contact with another that can reasonably be regarded as offensive or provocative.

**Breach of Computer Security** includes knowingly accessing a computer, computer network, or computer system without the effective consent of the owner as defined in Texas Penal Code 33.02, if the conduct involves accessing a computer, computer network, or computer system owned by or operated on behalf of a school district; and the student knowingly alters, damages, or deletes school district property or information; or commits a breach of any other computer, computer network, or computer system.

**Bullying** is defined in Section 37.0832 of the Education Code as a single significant act or a pattern of acts by one or more students directed at another student that exploits an imbalance of power and involves engaging in written or verbal expression, expression through electronic means, or physical conduct that:

1. Has the effect or will have the effect of physically harming a student, damaging a student's property, or placing a student in reasonable fear of harm to the student's person or of damage to the student's property;
2. Is sufficiently severe, persistent, or pervasive enough that the action or threat creates an intimidating, threatening, or abusive educational environment for a student;

3. Materially and substantially disrupts the educational process or the orderly operation of a classroom or school; or
4. Infringes on the rights of the victim at school.

Bullying includes cyberbullying. (See below) This state law on bullying prevention applies to:

1. Bullying that occurs on or is delivered to school property or to the site of a school-sponsored or school-related activity on or off school property;
2. Bullying that occurs on a publicly or privately owned school bus or vehicle being used for transportation of students to or from school or a school-sponsored or school-related activity; and
3. Cyberbullying that occurs off school property or outside of a school-sponsored or school-related activity if the cyberbullying interferes with a student's educational opportunities or substantially disrupts the orderly operation of a classroom, school, or school-sponsored or school-related activity.

**Chemical dispensing device** is defined by Texas Penal Code 46.01 as a device designed, made, or adapted for the purpose of dispensing a substance capable of causing an adverse psychological or physiological effect on a human being. A small chemical dispenser sold commercially for personal protection is not in this category.

**Club** is defined by Texas Penal Code 46.01 as an instrument specially designed, made, or adapted for the purpose of inflicting serious bodily injury or death. A blackjack, nightstick, mace, and tomahawk are in the same category.

**Criminal street gang** is three or more persons having a common identifying sign or symbol or an identifiable leadership who continuously or regularly associate in the commission of criminal activities.

**Cyberbullying** is defined by Section 37.0832 of the Education Code as bullying that is done through the use of any electronic communication device, including through the use of a cellular or other type of telephone, a computer, a camera, electronic mail, instant messaging, text messaging, a social media application, an Internet website, or any other Internet-based communication tool.

**Dating violence** occurs when a person in a current or past dating relationship uses physical, sexual, verbal, or emotional abuse to harm, threaten, intimidate, or control another person in the relationship. Dating violence also occurs when a person commits these acts against a person in a marriage or dating relationship with the individual who is or was once in a marriage or dating relationship with the person committing the offense, as defined by Section 71.0021 of the Family Code.

**Deadly conduct** occurs when a person recklessly engages in conduct that places another in imminent danger of serious bodily injury, such as knowingly discharging a firearm in the direction of an individual, habitation, building, or vehicle.

**Deferred adjudication** is an alternative to seeking a conviction in court that may be offered to a juvenile for delinquent conduct or conduct indicating a need for supervision.

**Deferred prosecution** may be offered to a juvenile as an alternative to seeking a conviction in court for delinquent conduct or conduct indicating a need for supervision.

**Delinquent conduct** is conduct that violates either state or federal law and is punishable by imprisonment or confinement in jail. It includes conduct that violates certain juvenile court orders, including probation orders, but does not include violations of traffic laws.

**Discretionary** means that something is left to or regulated by a local decision maker.

**E-cigarette** means an electronic cigarette or any other device that simulates smoking by using a mechanical heating element, battery, or electronic circuit to deliver nicotine or other substances to the individual inhaling from the device. The term includes any device that is manufactured, distributed, or sold as an e-cigarette, e-cigar, or e-pipe or under another product name or description and a component, part, or accessory for the device, regardless of whether the component, part, or accessory is sold separately from the device.



**Explosive weapon** is defined by Texas Penal Code 46.01 as any explosive or incendiary bomb, grenade, rocket, or mine and its delivery mechanism that is designed, made, or adapted for the purpose of inflicting serious bodily injury, death, or substantial property damage, or for the principal purpose of causing such a loud report as to cause undue public alarm or terror.

**False alarm or report** occurs when a person knowingly initiates, communicates, or circulates a report of a present, past, or future bombing, fire, offense, or other emergency that he or she knows is false or baseless and that would ordinarily:

1. Cause action by an official or volunteer agency organized to deal with emergencies;
2. Place a person in fear of imminent serious bodily injury; or
3. Prevent or interrupt the occupation of a building, room, or place of assembly.

**Firearm** is defined by federal law (18 U.S.C. § 921(a)) as:

1. Any weapon (including a starter gun) that will, is designed to, or may readily be converted to expel a projectile by the action of an explosive;
2. The frame or receiver of any such weapon;
3. Any firearm muffler or firearm weapon; or
4. Any destructive device, such as any explosive, incendiary or poison gas bomb, or grenade.

Such term does not include an antique firearm.

**Firearm silencer** is defined by Texas Penal Code 46.01 as any device designed, made, or adapted to muffle the report of a firearm.

**Graffiti** are markings with paint, an indelible pen or marker, or an etching or engraving device on tangible property without the effective consent of the owner. The markings may include inscriptions, slogans, drawings, or paintings.

**Handgun** is defined by Texas Penal Code 46.01 as any firearm that is designed, made, or adapted to be fired with one hand.

**Harassment** is:

1. Conduct that meets the definition established in district policies DIA(LOCAL) and FFH(LOCAL); or
2. Conduct that threatens to cause harm or bodily injury to another person, including a district student, employee, board member, or volunteer; is sexually intimidating; causes physical damage to the property of another student; subjects another student to physical confinement or restraint; or maliciously and substantially harms another student's physical or emotional health or safety, as defined in Section 37.001(b)(2) of the Education Code.

**Harassment under Section 42.07, Penal Code** is:

1. initiating communication and in the course of the communication makes a comment, request, suggestion, or proposal that is obscene;
2. threatening, in a manner reasonably likely to alarm the person receiving the threat, to inflict bodily injury on the person or to commit a felony against the person, a member of the person's family or household, or the person's property;
3. conveying, in a manner reasonably likely to alarm the person receiving the report, a false report, which is known by the conveyor to be false, that another person has suffered death or serious bodily injury;
4. causing the telephone of another to ring repeatedly or makes repeated telephone communications anonymously or in a manner reasonably likely to harass, annoy, alarm, abuse, torment, embarrass, or offend another;
5. making a telephone call and intentionally fails to hang up or disengage the connection;

6. knowingly permitting a telephone under the person's control to be used by another to commit an offense under this section; or
7. sending repeated electronic communications in a manner reasonably likely to harass, annoy, alarm, abuse, torment, embarrass, or offend another.

**Hazing** is defined by Section 37.151 of the Education Code as an intentional, knowing, or reckless act, on or off campus, by one person alone or acting with others, that endangers the mental or physical health or safety of a student for the purpose of pledging, initiation into, affiliation with, holding office in, or maintaining membership in an organization.

**Hit list** is defined in Section 37.001(b)(3) of the Education Code as a list of people targeted to be harmed, using a firearm, a knife, or any other object to be used with intent to cause bodily harm.

**Improvised explosive device** is defined by Texas Penal Code 46.01 as a completed and operational bomb designed to cause serious bodily injury, death, or substantial property damage that is fabricated in an improvised manner using nonmilitary components.

**Indecent exposure** is defined by Texas Penal Code 21.08 as an offense that occurs when a person exposes his or her anus or any part of his or her genitals with intent to arouse or gratify the sexual desire of any person, and is reckless about whether another is present who will be offended or alarmed by the act.

**Intimate visual material** is defined by Texas Civil Practices and Remedies Code 98B.001 and Texas Penal Code 21.16 as visual material that depicts a person with the person's intimate parts exposed or engaged in sexual conduct. "Visual material" means any film, photograph, video tape, negative, or slide of any photographic reproduction or any other physical medium that allows an image to be displayed on a computer or other video screen and any image transmitted to a computer or other video screen.

**Location-restricted knife** is defined by Texas Penal Code 46.01 as a knife with a blade over five and one-half inches.

**Knuckles** as defined by Texas Penal Code 46.01 are any instrument consisting of finger rings or guards made of a hard substance and designed or adapted for inflicting serious bodily injury or death by striking a person with a fist enclosed in the knuckles.

**Look-alike weapon** means an item that resembles a weapon but is not intended to be used to cause serious bodily injury.

**Machine gun** as defined by Texas Penal Code 46.01 is any firearm that is capable of shooting more than two shots automatically, without manual reloading, by a single function of the trigger.

**Mandatory** means that something is obligatory or required because of an authority.

**Paraphernalia** are devices that can be used for inhaling, ingesting, injecting, or otherwise introducing a controlled substance into a human body.

**Possession** means to have an item on one's person or in one's personal property, including, but not limited to, clothing, purse, or backpack; a private vehicle used for transportation to or from school or school-related activities, including, but not limited, to an automobile, truck, motorcycle, or bicycle; telecommunications or electronic devices; or any school property used by the student, including, but not limited to, a locker or desk.

**Prohibited weapon** under Texas Penal Code 46.05(a) means:

1. The following items unless registered with the U.S. Bureau of Alcohol, Tobacco, Firearms, and Explosives or otherwise not subject to that registration requirement or unless the item is classified as a curio or relic by the U.S. Department of Justice:
  - a. An explosive weapon;
  - b. A machine gun;
  - c. A short-barrel firearm;
2. Knuckles;
3. Armor-piercing ammunition;

4. A chemical dispensing device;
5. A zip gun;
6. A tire deflation device;
7. An improvised explosive device; or
8. A firearm silencer, unless classified as a curio or relic by the U.S. Department of Justice or the actor otherwise possesses, manufactures, transports, repairs, or sells the firearm silencer in compliance with federal law.

**Public Lewdness** is defined by Texas Penal Code 21.07 as an offense that occurs when a person knowingly engages in an act of sexual intercourse, deviate sexual intercourse, or sexual contact in a public place or, if not in a public place, is reckless about whether another is present who will be offended or alarmed by the act.

**Public school fraternity, sorority, secret society, or gang** means an organization composed wholly or in part of students that seeks to perpetuate itself by taking additional members from the students enrolled in school based on a decision of its membership rather than on the free choice of a qualified student. Educational organizations listed in Section 37.121(d) of the Education Code are excepted from this definition. **Reasonable belief** is a determination made by the superintendent or designee using all available information, including the information furnished under Article 15.27 of the Code of Criminal Procedure.

**Self-defense** is the use of force against another to the degree a person reasonably believes the force is immediately necessary to protect himself or herself, and only until the threat is removed.

**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, Texas Penal Code; or
4. Conduct that constitutes the offense of:
  - a. Public lewdness under Section 21.07, Texas Penal Code;
  - b. Indecent exposure under Section 21.08; Texas Penal Code;
  - c. Criminal mischief under Section 28.03, Texas Penal Code;
  - d. Personal hazing under Section 37.152, Education Code; or
  - e. Harassment under Section 42.07(a)(1), Texas Penal Code, of a student or district employee.

**Serious or persistent misbehavior** includes, but is not limited to:

- Behavior that is grounds for permissible expulsion or mandatory DAEP placement.
- Behavior identified by the district as grounds for discretionary DAEP placement.
- Actions or demonstrations that substantially disrupt or materially interfere with school activities.
- Refusal to attempt or complete school work as assigned.
- Insubordination.
- Profanity, vulgar language, or obscene gestures.
- Leaving school grounds without permission.
- Falsification of records, passes, or other school-related documents.
- Refusal to accept discipline assigned by the teacher or principal.

**Short-barrel firearm** is defined by Texas Penal Code 46.01 as a rifle with a barrel length of less than 16 inches or a shotgun with a barrel length of less than 18 inches, or any weapon made from a rifle or shotgun that, as altered, has an overall length of less than 26 inches.

**Terroristic threat** is defined by Texas Penal Code 22.07 as a threat of violence to any person or property with intent to:

1. Cause a reaction of any type by an official or volunteer agency organized to deal with emergencies;
2. Place any person in fear of imminent serious bodily injury;

3. Prevent or interrupt the occupation or use of a building; room, place of assembly, or place to which the public has access; place of employment or occupation; aircraft, automobile, or other form of conveyance; or other public place;
4. Cause impairment or interruption of public communications; public transportation; public water, gas, or power supply; or other public service;
5. Place the public or a substantial group of the public in fear of serious bodily injury; or
6. Influence the conduct or activities of a branch or agency of the federal government, the state, or a political subdivision of the state (including the district).

**Tire deflation device** is defined in part by Section 46.01 of the Texas Penal Code as a device, including a caltrop or spike strip, that, when driven over, impedes or stops the movement of a wheeled vehicle by puncturing one or more of the vehicle's tires.

**Title 5 felonies** are those crimes listed in Title 5 of the Texas Penal Code that typically involve injury to a person and may include:

- Murder, manslaughter, or homicide under Sections 19.02, – .05, Texas Penal Code;
- Kidnapping under Section 20.03, Texas Penal Code;
- Trafficking of persons under Section 20A.02, Texas Penal Code;
- Smuggling or continuous smuggling of persons under Sections 20.05 – .06, Texas Penal Code;
- Assault under Section 22.01, Texas Penal Code;
- Aggravated assault under Section 22.02, Texas Penal Code;
- Sexual assault under Section 22.011, Texas Penal Code;
- Aggravated sexual assault under Section 22.021, Texas Penal Code;
- Unlawful restraint under Section 20.02, Texas Penal Code;
- Continuous sexual abuse of a young child or children under Section 21.02, Texas Penal Code;
- Bestiality under Section 21.09, Texas Penal Code;
- Improper relationship between educator and student under Section 21.12, Texas Penal Code;
- Voyeurism under Section 21.17, Texas Penal Code;
- Indecency with a child under Section 21.11, Texas Penal Code;
- Invasive visual recording under Section 21.15, Texas Penal Code;
- Disclosure or promotion of intimate visual material under Section 21.16, Texas Penal Code;
- Sexual coercion under Section 21.18, Texas Penal Code;
- Injury to a child, an elderly person, or a disabled person of any age under Section 22.04, Texas Penal Code;
- Abandoning or endangering a child under Section 22.041, Texas Penal Code;
- Deadly conduct under Section 22.05, Texas Penal Code;
- Terroristic threat under Section 22.07, Texas Penal Code;
- Aiding a person to commit suicide under Section 22.08, Texas Penal Code; and
- Tampering with a consumer product under Section 22.09, Texas Penal Code.

[See FOC(EXHIBIT).]

**Under the influence** means lacking the normal use of mental or physical faculties. Impairment of a person's physical or mental faculties may be evidenced by a pattern of abnormal or erratic behavior, the presence of physical symptoms of drug or alcohol use, or by admission. A student "under the influence" need not be legally intoxicated to trigger disciplinary action.

**Use** means voluntarily introducing into one's body, by any means, a prohibited substance.

**Zip gun** is defined by Texas Penal Code 46.01 as a device or combination of devices, not originally a firearm, but adapted to expel a projectile through a smooth-bore or rifled-bore barrel by using the energy generated by an explosion or burning substance.

# Denison ISD Mission Statement



## OUR MISSION

To ensure quality learning for all students... so that upon graduation, they will be prepared to assume the roles and responsibilities of productive adult citizens in our society.

**WE BELIEVE** our students are unique and valuable individuals capable of higher levels of learning. Therefore our commitment is to:

- Maintain high expectations so that students take responsibility for their learning.
- Design learning experiences to accommodate students' mastery of tasks in different ways and at different times.
- Expect students to assume responsibility for behaviors and actions.
- Provide each student the information, assistance, and support that enable him or her to develop educational and career goals.

**WE BELIEVE** every employee of the district has the responsibility to provide and support quality learning experiences for student success.

Therefore our commitment is to:

- Focus on our core business ... student learning.
- Provide clear and compelling understanding of what students are expected to know and be able to do.
- Design rigorous, engaging work that leads students to higher levels of learning.
- Collaborate through professional learning communities to provide quality learning experiences.
- Provide a safe, trusting environment for learning.
- Develop teachers as leaders of students - leading by inspiring, facilitating, encouraging and nurturing.
- Monitor and assess student learning continuously.
- Provide support for student success - "whatever it takes"

**WE BELIEVE** public education provides the opportunities and experiences that enrich lives and are essential to the success of our community, and our country. Therefore our commitment is to:

- Collaborate with families, businesses, and government and education agencies to develop a partnership between the community and school in order to support public education for a mutual benefit.
- Expect and enable parents to play an active role in education by monitoring their children's performance and working collaboratively and positively to maximize their children's experiences.
- Serve as good stewards of resources provided by the community.

**IT'S GREAT TO BE A YELLOW JACKET!**