



CODE OF STUDENT CONDUCT GRADES K-13

Revised 07/23/18

INTRODUCTION

All decisions related to student behavior are guided by the Davie County Board of Education's commitment to create safe, orderly and inviting schools. Each student has the right to a wholesome and supportive learning atmosphere, and no student has the right to disrupt or interfere in the learning process of fellow students. Davie County Schools (DCS) recognizes that establishing order and maintaining discipline in the school setting can be achieved only through the cooperative efforts of school personnel, students and parents/guardians.

To facilitate and promote cooperation among students, parents, and school personnel, the administration has established system-wide standards for the proper conduct and behavior of students in DCS called the Student Code of Conduct. From time to time, the practices and procedures change during the year. The most updated version of the Student Code of Conduct will be available online and at the administrative offices.

The principal has the authority and responsibility to take appropriate action regarding any prohibited or criminal student behavior. The principal is responsible for informing students and parents of any standards or rules that, if violated, could result in short-term or long-term suspension or expulsion.

The teacher has the responsibility to manage student behavior in the classroom and while students are under his/her supervision. Teachers and other school personnel have the authority to remove disruptive students using reasonable force in situations when necessary:

- 1) to quell a disturbance threatening injury to others;
- 2) to obtain possession of a weapon or other dangerous object;
- 3) for self-defense;
- 4) for the protection of persons or property; or
- 5) to maintain order on school property or a school-related activity on or off school property.

The Board of Education prohibits corporal punishment, believing that other consequences are more appropriate and effective for teaching self control. Reasonable force necessary to protect oneself or others is not considered corporal punishment.

Disciplinary actions for students identified as exceptional children according to North Carolina guidelines

will conform to Policies Governing Services for Children with Disabilities as adopted by the State Board of Education.

VIOLATIONS OF THE STUDENT CODE OF CONDUCT

The following rules for conduct apply to all students, and the violation of the rules will result in consequences as described below. In appropriate circumstances the principal is granted the authority to exercise his/her good judgment and apply a greater or lesser consequence than those stated here.

Rule 1. Trespassing – Students shall not willfully enter or remain in any school structure, conveyance or property without having been authorized by school personnel. No student shall be on the campus of another school other than his or her assigned school without the knowledge and consent of the officials of the school he or she is visiting. No student shall refuse to depart from the property of the Davie County Schools after being requested to do so.

Consequences

Elementary	Middle School	High School
In school disciplinary action up to 1 day Out of School Suspension (OSS.)	Up to 3 days OSS. Law enforcement may be called.	Up to 3 days OSS. Law enforcement may be called.

Rule 2. Attendance – Students shall follow State and local attendance guidelines and attend classes in a timely and regular fashion.

a). Skipping (not coming to school) school in whole or in part – Students shall come to school and be present in their designated homeroom and/or their assigned classroom unless they have been authorized to be absent by the principal or his/her designee or they have an absence that is excused pursuant to State guidelines and Board policy for attendance. Parent notes can excuse up to ten (10) days of absences per school year.

Consequences

Elementary	Middle School	High School
In school disciplinary action.	AID or other In school disciplinary action, including Saturday or before/after-school detention.	AID or other In school disciplinary action, including Saturday or before/after-school detention.

b). Skipping (leaving school once present) school in whole or in part – Students shall come to school, remain at school once they have arrived and be present in their designated homeroom and/or their assigned classroom unless they have been authorized to do otherwise by the principal or his/her designee.

Consequences

Elementary	Middle School	High School
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In school disciplinary action.	AID, other In school disciplinary action, or up to 1 day OSS.	AID, other In school disciplinary action or up to 2 days OSS.
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c). Unexcused Tardies in Homeroom, A/A Period and/or Assigned Classes – Students shall not be tardy to homeroom, A/A and/or assigned classes.

Consequences

Elementary	Middle School	High School
In school disciplinary action.	AID or other In school disciplinary action.	AID or other In school disciplinary action.

Rule 3. Cheating – Reference: BOE Policy #4310 Students shall not engage in any act of deception or falsification of work product. This includes cheating by receiving any unauthorized aid or assistance or the actual giving or receiving of unfair advantage on any form of academic work, plagiarism by copying the language structure, idea and/or thought of another and representing it as one's own work, and a verbal or written statement of untruth.

Consequences

Elementary	Middle School	High School
In school disciplinary action up to 1 day OSS. Grade consequences for assignment.	AID up to 2 days OSS. Grade consequences for assignment.	AID up to 3 days OSS. Grade consequences for assignment.

Rule 4. Inappropriate or Lewd Interpersonal Behavior – Students shall conduct their personal and social relationships according to acceptable community standards. Inappropriate public displays of affection as determined by the principal will not be allowed. Lewd, illegal or sexual gestures or acts, even if consensual, will result in serious consequences.

Consequences

Elementary	Middle School	High School
In school disciplinary action up to long-term suspension. Law enforcement may be notified.	In school disciplinary action up to long-term suspension. Law enforcement may be notified.	In school disciplinary action up to long-term suspension. Law enforcement may be notified.

Rule 5. Use of Tobacco Products – In support of the board's commitments and state and federal law, students are prohibited from using or possessing any tobacco product (1) in any school building, on any school campus, and in or on any other school property owned or operated by the school board, including school vehicles; (2) at any school-related activity, including athletic events; or (3) at any time when the student is subject to the supervision of school personnel, including during school trips.

For the purposes of this policy, the term "tobacco product" means any product that contains or that is made or derived from tobacco and is intended for human consumption, including all lighted and

smokeless tobacco products, as well as electronic cigarettes, vaporizers, JUULs, MODs, and other electronic smoking devices even if they do not contain tobacco or nicotine.

Consequences

Elementary	Middle School	High School
In school disciplinary action up to 1 day OSS.	In school disciplinary action up to 1 day OSS and referral to Tobacco Education Program for first offense. Up to 3 days OSS for students refusing to participate in the program and for subsequent violations.	In school disciplinary action up to 1 day OSS. Referral to Tobacco Education Program for second offense. Up to 3 days OSS for students refusing to participate in the program and for subsequent violations.

Rule 6. Noncompliance with Directives from Principals, Teachers and Other School Personnel –

Students shall comply with the directions of all principals, assistant principals, teachers, substitute teachers, counselors, media specialists, teacher assistants, student teachers, coaches, advisors, bus drivers, bus supervisors and any other authorized school personnel at all times while a student is at school in any school building and on any school premises, attending school-sponsored activities, on or about any school-owned or operated vehicle, off school property at any school-sponsored or school-approved activity or function or during any period of time when students are subject to the authority of school personnel, and/or at any time when the student's behavior has a direct and immediate effect on maintaining order and discipline and/or protecting the safety and welfare of students and staff.

Consequences

Elementary	Middle School	High School
In school disciplinary action measures for most infractions and up to 3 day OSS for repeated or serious infractions.	AID up to 3 days OSS. Repeated violations may result in long-term suspension.	In school disciplinary action up to 5 days OSS. Repeated violations may result in long-term suspension.

Rule 7. Bus Misbehavior – Students, at all times while riding a school bus or other school-owned or operated vehicle, shall observe the directives of the school bus driver and/or bus/contract vehicle safety monitor. The following conduct is specifically prohibited and may result in revocation of school system provided transportation privileges; delaying the bus schedule, fighting, possession or use of tobacco products, alcohol, or drugs, inappropriate behavior of a lewd or offensive nature, using profanity or refusing to obey the driver's instructions, tampering with or willfully damaging the school vehicle, getting off at an unauthorized stop, departing the bus via the emergency door or windows without being told to do so by the driver, distracting the driver's attention by participating in disruptive behavior while the vehicle is in operation, standing or moving around the bus while the vehicle is in motion, throwing objects from the bus windows or doors, failing to observe and obey safety regulations, failing to sit in an assigned seat if applicable, willfully trespassing on a school-owned or operated vehicle, or violating any other Code of Conduct rule while on the school bus. If a violation of this Code also violates other rules, consequences in addition to those listed below may be implemented.

Consequences

Elementary	Middle School	High School
In school disciplinary action. Continuous and repeated offenses may result in loss of bus privileges and/or OSS.	In school disciplinary action. Continuous and repeated offenses may result in loss of bus privileges and/or OSS.	In school disciplinary action. Continuous and repeated offenses may result in loss of bus privileges and/or OSS.

Rule 8. Insulting, Abusive, Harassing, Profane, Obscene or Seriously Disrespectful Words, Acts of Touching, Gestures, Signs, Verbal Threats, Acts of Bullying or Intimidation, or Other Acts –

Students shall respect other students, visitors, school employees and other persons by utilizing appropriate language and behaviors at all times. Any action which is insulting, abusive, harassing, profane, obscene, bullying, intimidating or seriously disrespectful and which disrupts the learning process for any student or which demeans or degrades another person based on his/her race, color, sex, religion, creed, political belief, age, national origin, linguistic and language differences, sexual orientation, gender identity/expression, socioeconomic status, height, weight, physical characteristics, marital status, parental status or disability is specifically prohibited. Students who believe they have been subjected to violations of Rule 8 should report the harassment to a teacher, counselor or school administrator.

Consequences

Elementary	Middle School	High School
In school disciplinary action. Repeated or serious violations up to 3 days OSS.	In school disciplinary action up to 5 days OSS. Repeated or serious violations may result in long-term suspension.	In school disciplinary action up to 10 days OSS. Repeated or serious violations may result in long-term suspension.

Rule 9. Forging Notes/Documents – Students shall not provide false information to school officials with regard to any report card, attendance matter, grades or progress reports, discipline matters or any other school business.

Consequences

Elementary	Middle School	High School
In school disciplinary action up to 3 days OSS.	In school disciplinary action up to 5 days OSS.	In school disciplinary action up to 5 days OSS.

Rule 10. Arson or Making or Possessing Destructive, Explosive or Incendiary Devices, Exploding Firecrackers or Igniting Similar Devices, Causing a Fire or Committing Arson –

Students shall not make or possess firecrackers, explosives, pyrotechnic, incendiary (capable of producing flame or fire) or smoke-creating devices or materials or facsimiles thereof, including matches or lighters. In the event that a device is discovered, it shall be confiscated and not returned to the student. N.C.G.S 115C-390.10(a) requires a 365-day suspension for students in possession of a firearm or destructive device.

Students shall not explode firecrackers or ignite pyrotechnic, incendiary or smoke-producing devices or cause any fire whether or not there is an intent to commit arson or other crimes involving fire or explosion at any time while a student is at school in any school building and on any school premises, attending

school-sponsored activities, on or about any school-owned or operated vehicle, off school property at any school-sponsored or school-approved activity or function or during any period of time when students are subject to the authority of school personnel and at any time when the student's behavior has a direct and immediate effect on maintaining order and discipline and protecting the safety and welfare of students and staff.

Students shall not set fire to anything unless directed to do so under the supervision of a teacher or administrator for educational purposes.

Consequences

Elementary	Middle School	High School
OSS up to and including long term suspension. 365 day suspension for possession or use of a firearm or destructive device. Confiscate device. Law enforcement will be called. Restitution may be required.	OSS up to and including long term suspension. 365 day suspension for possession or use of a firearm or destructive device. Confiscate device. Law enforcement will be called. Restitution may be required.	OSS up to and including long term suspension. 365 day suspension for possession or use of a firearm or destructive device. Confiscate device. Law enforcement will be called. Restitution may be required.

Rule 11. Unjustified Activation of a Fire or Other Alarm System – Students shall not activate any fire or other alarm system unless authorized to do so by school employees or unless there are reasonable grounds to believe that an actual emergency situation exists.

Consequences

Elementary	Middle School	High School
In school disciplinary action up to 5 days OSS. Law enforcement may be called.	In school disciplinary action up to 10 days OSS and including long-term suspension. Law enforcement may be called.	In school disciplinary action up to 10 days OSS and including long-term suspension. Law enforcement may be called.

Rule 12. Fighting Among Students – Students shall not fight or attempt to cause bodily harm to another student through physical contact. If a student is attempting to involve another student in a fight, the other student should walk away and report it to a teacher, assistant principal or principal. Self defense is defined as the act of shielding oneself from being hit and enabling oneself to get free from the attacker in order to prevent a fight and to notify school authorities. It is not self defense to hit the attacker back and participate in the fight. This action is retaliation and is considering fighting. Additionally, any movement, contact or verbal interchange toward another student after a faculty or staff member is on the scene is prohibited and will be considered aggressive action. Administrators will have the discretion to recognize the need for self defense on a case by case basis.

Consequences

Elementary	Middle School	High School
In school disciplinary action up	In school disciplinary action up	In school disciplinary action up

to 5 days OSS. Law enforcement may be called.	to and including long term suspension. Law enforcement may be called.	to and including long term suspension. Law enforcement may be called.
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Rule 13. Extortion – Students shall not extort through verbal, written or physical threats, coercion or intimidation anything of value (personal property, money, or information) from any other student or school employee.

Consequences

Elementary	Middle School	High School
In school disciplinary action and up to 5 days OSS. Law enforcement may be called.	In school disciplinary action up to and including long term suspension. Law enforcement may be called.	In school disciplinary action up to and including long term suspension. Law enforcement may be called.

Rule 14. Theft or Destruction of School or Personal Property – Students shall not steal or attempt to steal, knowingly be in possession of stolen property, or intentionally damage or attempt to damage any school or private property while under school jurisdiction. Students shall not vandalize, damage, steal or attempt to damage property belonging to others.

Consequences

Elementary	Middle School	High School
In school disciplinary action and up to 5 days OSS. Law enforcement may be called. Restitution may be required.	In school disciplinary action up to and including long term suspension Law enforcement may be called. Restitution may be required.	In school disciplinary action up to and including long term suspension Law enforcement may be called. Restitution may be required.

Rule 15. Robbery, Burglary, Taking or Destroying Property, Using Violence or Threat of Violence – Students shall not steal or attempt to steal, damage or destroy property of others using violence or threats of bodily harm.

Consequences

Elementary	Middle School	High School
In school disciplinary action up to and including long term suspension. Law enforcement may be called. Restitution may be required.	In school disciplinary action up to and including long term suspension. Law enforcement may be called. Restitution may be required.	In school disciplinary action up to and including long term suspension. Law enforcement may be called. Restitution may be required.

Rule 16. Incidents of Aggressive Physical Action – Students shall not engage in minor incidents of hitting, biting, shoving, kicking, spitting, throwing objects or other similar offenses towards a student or an adult.

Consequences

Elementary	Middle School	High School
In school disciplinary action and up to 3 days of OSS.	In school disciplinary action up to and including long term suspension for repeated incidents.	In school disciplinary action up to and including long term suspension for repeated incidents.

Rule 17. Threats or Actions of Assault Against Adults - Physical, Written, or Verbal Assault or Harm to School Employees and Other Adults – Students shall not cause, attempt to cause, or threaten to cause (whether orally or in writing) injury of any kind or physical or bodily harm to principals, assistant principals, teachers, substitute teachers, student teachers, coaches, advisors, counselors, media specialists, bus drivers or monitors, or other adults at any time while a student is at school in any school building and on any school premises, attending school-sponsored activities, on or about any school-owned or operated vehicle, off school property at any school-sponsored or school-approved activity or function or during any period of time when students are subject to the authority of school personnel, and at any time when the student's behavior has a direct and immediate effect on maintaining order and discipline and protecting safety and welfare of students and staff. If a teacher is assaulted or injured by a student and as a result the student is long term suspended or reassigned to alternative education services, the student shall not be returned to that teacher's classroom unless the teacher consents. G.S. 115C-390.7(d).

Consequences

Elementary	Middle School	High School
Up to 10 days OSS. Law enforcement will be called.	OSS up to and including long term suspension. Law enforcement will be called.	OSS up to and including long term suspension. Law enforcement will be called.

Rule 18. Physical Assault upon a Student

a) Physical Assault Upon a Student – Students shall not cause, attempt to cause or threaten to cause (whether orally or in writing) injury of any kind to a student while a student is at school in any school building and on any school premises, attending school-sponsored activities, on or about any school-owned or operated vehicle, off school property at any school-sponsored or school-approved activity or function or during any period of time when students are subject to the authority of school personnel and at any time when the student's behavior has a direct and immediate effect on maintaining order and discipline and protecting safety and welfare of students and staff.

Consequences

Elementary	Middle School	High School
Up to 10 days OSS. Law enforcement will be called.	OSS up to and including long term suspension. Law enforcement will be called.	OSS up to and including long term suspension. Law enforcement will be called.

b) Violent Physical Assault Upon a Student Resulting in Serious Injury – Students shall not physically attack any other student causing severe or aggravated bodily injury involving, but not limited to, broken bones, loss of teeth, possible internal injuries, severe lacerations and bleeding or loss of consciousness, and/or requiring emergency medical services by trained school personnel or other health professionals (e.g., EMS) and/or hospitalization.

Consequences

Elementary	Middle School	High School
Up to 10 days OSS. Law enforcement will be called.	OSS up to and including long term suspension. Law enforcement will be called.	OSS up to and including long term suspension. Law enforcement will be called.

Rule 19. Possession of a Firearm, Other Types of Guns, or Other “Look-Alike” Firearms – Students shall not possess or conceal or transport any gun, air gun, BB gun, pellet gun, firearm, stun-gun, starter pistol, paintball gun, zip gun or any similar weapon that is capable of or causing serious bodily injury or any gun facsimile (an exact or close reproduction or imitation of an actual or real gun) or incidental items relating to firearms use, such as bullets, magazine clips, or other projectile items at any time while a student is at school in any school building and on any school premises, attending school-sponsored activities, on or about any school-owned or operated vehicle, off school property at any school-sponsored or school-approved activity or function or during any period of time when students are subject to the authority of school personnel, and at any time when the student’s behavior has a direct and immediate effect on maintaining order and discipline and protecting safety and welfare of students and staff.

a) Possession of a Firearm – Students shall not possess a firearm which is any of the following: a weapon, including a starter gun, which will or is designed to or may readily be converted to expel a projectile by the action of an explosive; the frame or receiver or any such weapon; any firearm muffler or firearm silencer; the term shall not include an inoperable antique firearm, a BB gun, stun gun, air rifle, or air pistol.

Consequences

Elementary	Middle School	High School
Long-term suspension up to 365 days where appropriate. Confiscate weapon. Law enforcement will be called.	Long-term suspension up to 365 days where appropriate. Confiscate weapon. Law enforcement will be called.	Long-term suspension up to 365 days where appropriate. Confiscate weapon. Law enforcement will be called.

b) Possession of Other Types of Guns – Students shall not possess or conceal or transport or use any air gun, BB gun, pellet gun, stun-gun, taser, starter pistol, paintball gun, zip gun or any other weapon capable to expel a projectile by the action of an explosive, any gun facsimile (an exact or close reproduction or imitation of a gun reasonably perceived by a person to be an actual or real gun) or incidental items relating to firearms use, such as bullets, magazine clips, or other projectile items.

Consequences

Elementary	Middle School	High School
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In school consequences up to a long-term suspension. Confiscate weapon. Law enforcement may be called.	In school consequences up to a long-term suspension. Confiscate weapon. Law enforcement may be called.	In school consequences up to a long-term suspension. Confiscate weapon. Law enforcement may be called.
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c) Possession of Other “Look-alike” Firearms – Students shall not possess any other “look-alike” gun such as a plastic gun, rubber gun, candy gun or water pistol.

Consequences

Elementary	Middle School	High School
In school disciplinary action up to 3 days of OSS and conference with parent for first offense. Confiscate “look-alike” weapon. Repeated offenses will result in longer OSS terms.	Up to 3 days of OSS and conference with parent for first offense. Confiscate “look-alike” weapon. Repeated offenses will result in longer OSS terms.	Up to 5 days of OSS and conference with parent for first offense. Confiscate “look-alike” weapon. Repeated offenses will result in longer OSS terms.

Rule 20. Possession of a Knife, Dangerous Weapon, or Other Instrument – Students shall not possess or conceal or transport any weapon, chemical agent or other instrument that could cause or that is intended to cause bodily injury or other harm to another or misuse otherwise acceptable objects in a manner intended to cause harm to others at any time while a student is at school in any school building and on any school premises, attending school-sponsored activities, on or about any school-owned or operated vehicle, off school property at any school-sponsored or school-approved activity or function or during any period of time when students are subject to the authority of school personnel, and at any time when the student’s behavior has a direct and immediate effect on maintaining order and discipline and protecting safety and welfare of students and staff.

Consequences

Elementary	Middle School	High School
Up to 10 days OSS. Confiscate weapon. Law enforcement will be called. Repeated offenses may result in long-term suspension.	OSS up to long term suspension. Confiscate weapon. Law enforcement will be called.	OSS up to long term suspension. Confiscate weapon. Law enforcement will be called.

Rule 21. Disruption of School

a) Communicating a False Bomb Report or Perpetrating a Bomb Hoax – Students shall not communicate a false bomb report that there is located on any school property or at any school-sponsored event on or off school property any device designed to cause damage by explosion, blasting or burning. Students shall not perpetrate a bomb hoax by any means, including the concealment, placement or display of any device, machine, or artifact to cause a person to reasonably believe the item is a bomb.

b) Communicating a Terroristic Threat or Perpetrating a Terroristic Hoax – Students shall not communicate a false report by any means that there is located on school property or at any school-sponsored activity off school property any device, substance or material designed to cause

harmful or life-threatening illness or injury to others. Students shall not perpetrate a hoax by concealing, placing, disseminating or displaying on school property or at school-sponsored activity off school property any device, machine, instrument, artifact, letter, package, material or substance to cause a person to reasonably believe the item is capable of causing harmful or life-threatening illness or injury. Students shall not threaten to commit an act of terror with the intent of causing a serious disruption to or causing an actual significant disruption of the instructional day or school-sponsored activity while a student is on any school property or at school-sponsored activity on or off school property. Students shall not communicate a false report that a terroristic act likely to cause serious injury or death is about to occur or is occurring on any school property or at any school-sponsored event off school property, with the intent of causing a significant disruption or actually causing an actual significant disruption of the instructional day or school-sponsored activity.

Consequences

Elementary	Middle School	High School
In school disciplinary action up to 10 days suspension. Law enforcement will be called.	OSS up to long term suspension. Law enforcement will be called.	OSS up to long term suspension. Law enforcement will be called.

c) Inciting or Participating in Student Disorder – Students shall not lead or participate in any activity that has as its purpose the disruption of school business or which significantly affects the educational process. In the event that the disruption does not abate immediately or if the principal deems it appropriate, law enforcement will be called.

Consequences

Elementary	Middle School	High School
In school disciplinary action. Law enforcement may be called.	In school disciplinary action up to 10 days suspension. Law enforcement may be called.	In school disciplinary action up to 10 days suspension. Law enforcement may be called.

Rule 22. Possession, Use, Sale, Delivery or Distribution of Marijuana, Narcotics, Stimulants, Alcoholic Beverages and Any Other Unauthorized or Illegal Substances or Drug Paraphernalia –

Students shall not possess, use, sell, transmit, deliver or distribute marijuana, narcotics, stimulants, alcoholic beverages or any other controlled or unauthorized or illegal substances or drug paraphernalia or any substance which impairs or otherwise mimics the hallucinatory, euphoric, depressive and/or intoxicating effects of illegal substances at any time while a student is at school in any school building and on any school premises, attending school-sponsored activities, on or about any school-owned or operated vehicle, off school property at any school-sponsored or school-approved activity or function or during any period of time when students are subject to the authority of school personnel, and/or at any time when the student's behavior has a direct and immediate effect on maintaining order and discipline and protecting safety and welfare of students and staff. In all cases the substance will be confiscated.

Consequences

Elementary	Middle School	High School
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OSS up to 10 days. Confiscate substance. If illegal activity is implicated, law enforcement will be called. Drug testing and/or treatment program may be required for re-entry.	OSS up to long-term suspension for maximum allowed. Confiscate substance. If illegal activity is implicated, law enforcement will be called. Drug testing and/or treatment program may be required for re-entry.	OSS up to long-term suspension for maximum allowed. Confiscate substance. If illegal activity is implicated, law enforcement will be called. Drug testing and/or treatment program may be required for re-entry.
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Rule 23. Gang Activity or Gang-related Activity – No students shall commit any act which furthers gangs or gang-related activities. A gang is any ongoing organization, association or group of three or more persons, whether formal or informal, having as its primary activities the commission of criminal acts and having a common name, identifying sign, colors or symbols. Conduct prohibited by this policy includes:

- Wearing, possessing, using, distributing, displaying, or selling any clothing, jewelry, emblems, badges, symbols, signs, visible tattoos and body markings, or other items, or bring in possession of literature that shows affiliation with a gang, or is evidence of membership or affiliation in any gang or with the purpose of promoting gang affiliation;
- Communicating either verbally or non-verbally (gestures, handshakes, slogans, drawings, etc.), to convey membership affiliation in any gang or that promotes gang affiliation;
- Tagging or otherwise defacing school or personal property with gang or gang-related symbols or slogans;
- Requiring payment of protection, money or insurance, or otherwise intimidating or threatening any person related to gang activity;
- Inciting other students to intimidate or to act with physical violence upon any other person related to gang activity;
- Soliciting others for gang membership;
- Conspiring to commit any violation of this policy or committing or conspiring to commit any other illegal act or other violation of school district policies that related to gang activity.

This rule will only apply when the behavior does not meet the standards of any other violation. If gang-related activity is associated with another act of misconduct, evidence of gang activities shall be considered an aggravating factor.

Before being suspended for the first offense of wearing gang-related attire (when not involved in any other kind of gang related activity or behavior), a student shall receive a warning and be allowed to immediately change or remove the attire that is in violation of this policy, unless the student has been specifically notified of a prohibited item of attire.

Consequences

Elementary	Middle School	High School
In school disciplinary action. OSS up to 3 days for repeated or serious violations. Students will be referred to	In school disciplinary action. OSS up to 10 days for repeated or serious violations. Students will be referred to student	In school disciplinary action. OSS up to 10 days for repeated or serious violations. Students will be referred to student

student services.	services.	services.
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Rule 24. Violations of North Carolina Criminal Statutes – Students shall not violate any criminal statute or local ordinance or commit any act which could result in criminal prosecution or juvenile proceedings not previously covered elsewhere in these rules at any time while a student is at school in any school building and on any school premises, attending school-sponsored activities, on or about any school-owned or operated vehicle, off school property at any school-sponsored or school-approved activity or function or during any period of time when students are subject to the authority of school personnel, and at any time when the student's behavior has a direct and immediate effect on maintaining order and discipline and protecting safety and welfare of students and staff.

Consequences

Elementary	Middle School	High School
Long term suspension for maximum allowed. Law enforcement will be called.	Long term suspension for maximum allowed. Law enforcement will be called.	Long term suspension for maximum allowed. Law enforcement will be called.

Rule 25. Prohibitions on the Use of Cellular Phones and Other Electronic Devices – The board recognizes that cellular phones and other wireless communication devices have become an important tool through which parents communicate with their children. Therefore, students are permitted to possess such devices on school property so long as the devices are not activated, used, displayed or visible during the instructional day or as otherwise directed by school rules or school personnel. Wireless communication devices include, but are not limited to, cellular phones, electronic devices with internet capability, paging devices, two-way radios and similar devices.

A student's wireless communication device and its contents, including but not limited to, text messages and digital photos, may be searched whenever a school official has reason to believe that the student has violated or is violating a law, board policy, the Code of Student Conduct or a school rule. The scope of such searches must be reasonably related to the objectives of the search and not excessively intrusive in light of the nature of the suspected infraction.

a) Inappropriate Use of Portable Electronic Devices – Students may not use Portable Electronic Devices, examples of which include but are not limited to cellular phones and iPods, in any way that either compromises educational integrity, disrupts the educational environment, or any other lewd, inappropriate or otherwise disruptive manner.

Consequences

Elementary	Middle School	High School
Confiscation of the Portable Electronic Device with the device to be returned only to an authorized parent or guardian after school hours. Violations	Confiscation of the Portable Electronic Device with the device to be returned only to an authorized parent or guardian after school hours. Violations	Confiscation of the Portable Electronic Device with the device to be returned only to an authorized parent or guardian after school hours. Violations

may result in AID up to 3 days OSS.	may result in AID up to 3 days OSS.	may result in AID up to 3 days OSS.
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Elementary and Middle Schools

b) Use of any Portable Electronic Device for Elementary and Middle School Students – Students are permitted to possess such devices on school property so long as the devices are not activated, used, displayed or visible during the instructional day or as otherwise directed by school rules or school personnel. Exceptions include any electronic device furnished by Davie County Schools for the purpose of educational instruction or similar personal items with the express permission of the principal for the purpose of educational instruction.

Consequences

Elementary	Middle School
Confiscation of the Portable Electronic Device for up to 5 school days with the device to be returned only to an authorized parent or guardian.	Confiscation of the Portable Electronic Device for up to 10 school days with the device to be returned only to an authorized parent or guardian. Repeated violations may result in AID up to 3 days OSS.

High School Students

c) Prohibition of the Use of Portable Electronic Devices for High School Students – Students are permitted to possess such devices on school property so long as the devices are not used during instructional time or as otherwise directed by school rules or school personnel. Exceptions include any electronic device furnished by Davie County Schools for the purpose of educational instruction or similar personal items with the express permission of the principal for the purpose of educational instruction.

Consequences

High School
Consequence may be up to but shall not exceed confiscation of the Portable Electronic Device and/or AID up to 10 days OSS.

Rule 26. Student Dress – The board believes that the dress and personal appearance of students are private matters; however, when these matters affect student health, safety and freedom to learn without being disrupted, then they become matters for the board to regulate. Students are prohibited from projecting an appearance or wearing clothing that is substantially disruptive, provocative, lewd or obscene or that endangers the health or safety of the student or others. Before being punished, a student who is not in compliance with this policy or school dress code shall be given a reasonable period of time to make adjustments so that he or she will be in compliance.

Dress should be comfortable and appropriate for the learning environment. It should not be revealing or distracting to others. If in question, “appropriate” is decided by an administrator. Clothing for both males and females must suit the following guidelines:

- All clothing, skirts, shorts, and dresses are of an appropriate length when falling at mid-thigh or lower.
- Pants, shorts, and skirts must be secured at the waist.
- There may be no holes in clothing that are above mid-thigh. No holes in inappropriate places will be allowed in any clothing.
- At no time may undergarments be visible.
- No tank tops or spaghetti straps.
- Leggings may be worn; however, shirts or skirts worn over leggings must follow dress code length for skirts/shorts.
- Shoes must be worn at all times and no shoes with wheels are allowed.
- Tennis shoes may be required for physical education activities and areas.
- No hats, bandanas, sunglasses, or head coverings are allowed to be worn in any building.
- No bare midriffs.
- A neckline is considered appropriate when it is not revealing or distracting.
- Clothing may not have any reference to tobacco products, alcohol products, or narcotics.
- Pajamas, pajama pants, slippers, bedroom shoes, or other night time attire is not permitted.

Consequences

All Grade Levels
All students with dress code violations will be required to correct the violation (change clothes, call home for change of clothes, wear PE uniform, etc.) and may also receive in school disciplinary action. Principals will make reasonable accommodations for students involved in special activities or projects approved by the school, where such dress would not be conforming to this dress code. Individual schools may determine additional restrictions beyond those outlined in this code.

PROCEDURE FOR DISCIPLINARY ACTIONS AND APPEALS

A short term suspension is the disciplinary exclusion of a student from attending his/her assigned school for up to 10 school days. A short-term suspension does not include (1) the removal of a student from class by the classroom teacher, the principal or other authorized school personnel for the remainder of the subject period or (2) the changing of a student's location to another room or place on the school premises. The principal or designee has the authority to determine when a short-term suspension is an appropriate consequence and to impose the suspension. When imposing a short-term suspension, the principal or designee shall provide the student's parent or guardian with notice that includes the reason for the suspension and description of the inappropriate conduct. A student is not entitled to appeal the principal's decision to impose a short-term suspension. The principal is authorized to remove a student who has been suspended during the school day if the parent has been notified and arranged appropriate transportation.

A long term suspension is the disciplinary exclusion of a student from attending his/her assigned school for more than 10 school days. Upon the recommendation of the principal, the superintendent may impose a long-term suspension on a student who willfully engages in a serious violation of the Student Code of Conduct and the violation threatens the safety of others or threatens to substantially disrupt the educational environment.

A 365-day suspension is the disciplinary exclusion of a student from attending his/her assigned school for 365 calendar days. The superintendent may impose a 365-day suspension only for certain firearm and destructive device violations, as identified in Board Policy 4333, Weapons, Bomb Threats, Terrorist Threats and Clear Threats to Safety. The principal must provide the student's parent written notice of the recommendation for long-term suspension, 365-day suspension by the end of the workday during which the suspension is recommended when reasonably possible. The student or student's parent may request a hearing before the superintendent within three days of receiving notice from the principal of the recommendation for long-term suspension or 365-day suspension.

An expulsion is the indefinite exclusion of a student from school enrollment for disciplinary purposes. Upon the recommendation of the superintendent, the board may expel a student who is 14 years of age or older for certain types of misbehavior as provided in the 4000 section of board policy. During the expulsion, the student is not entitled to be present on educational property and is not considered a student of the school system. A student or parent may request a hearing within 5 days of receiving notice of the superintendent's recommendation that the student be expelled.

Student discipline hearing procedures are outlined in Board Policy 4370, Student Discipline Hearing Procedures. Student and parent grievance procedures are outlined in Board Policy 4010, Student and Parent Grievance Procedure.

OFFENSES REPORTABLE TO LAW ENFORCEMENT

Certain acts of school violence are reportable to law enforcement regardless of the age or grade of the perpetrator or victim: (1) assault resulting in serious personal injury; (2) sexual assault; (3) sexual offense; (4) rape; (5) kidnapping; (6) indecent liberties with a minor; (7) assault involving the use of a weapon; (8) possession of a firearm in violation of the law; (9) possession of a weapon in violation of the law; (10) possession of a controlled substance in violation of the law.

Principals will report these acts to law enforcement and will notify the superintendent in writing of any report made to law enforcement. The principal must also notify the parents or guardians of students who are alleged to be victims of any reported offenses.