



Prohibited Conduct Procedure (PATH-P101)

The online version of this procedure is official. Therefore, all printed versions of this document are unofficial copies.

1.0 SCOPE:

- 1.1 This procedure describes prohibited conduct in the Washoe County School District.

2.0 RESPONSIBILITY:

- 2.1 Superintendent

(Approval signature on file)

Signature

Date

3.0 APPROVAL AUTHORITY:

- 3.1 Executive Director of Student Pathways and Guidance Counseling

(Approval signature on file)

Signature

Date

4.0 DEFINITIONS:

- 4.1 WCSD - Washoe County School District
- 4.2 NRS – Nevada Revised Statutes

5.0 PROCEDURE:

- 5.1 The commission of, or participation in, or unlawful attempt of any of the following activities or acts in school buildings or on school property is prohibited and may constitute cause for disciplinary action.
- 5.2 In addition, students at school-sponsored, off campus events, on their way to and from school or within one hour of the beginning or end of the school day, and those using district sponsored transportation shall be governed by school district rules and regulations and Nevada Revised Statutes, and are subject to the authority of school district officials.
- 5.3 An incident which constitutes the commission of a criminal act shall be reported at once to the Washoe County School District's School Police Department.
- 5.4 The student's parent(s) or guardian(s) shall also be notified, if possible.
- 5.5 Disciplinary action will be taken by the district, whether or not criminal charges result.
 - 5.5.1 **Criminal Offenses** (As defined in applicable statutes or ordinances) Violations of local, state or federal laws are enforced on properties of the Washoe County School District or at activities sponsored by the Washoe County School District. Examples of such laws are indicated below:
 - 5.5.1.1 ALCOHOL: The possession of, sales and furnishing alcoholic beverages.
 - 5.5.1.2 ARSON: The intentional setting of fire.
 - 5.5.1.3 ASSAULT: Physical or verbal threats with the intent and the ability to carry through with same.

Prohibited Conduct Procedure (PATH-P101)

- 5.5.1.4 BATTERY: Touching without consent or application of force to another person.
- 5.5.1.5 BOMB THREAT/FALSE: Willfully conveying by mail, written notes, telephone, telegraph, radio, or any other means of communication, any threat knowing it to be false.
- 5.5.1.6 BURGLARY: Illegal entry with the intent to commit a crime.
- 5.5.1.7 DESTRUCTION OF PROPERTY: Willfully and maliciously destroying or injuring real or personal property of another.
- 5.5.1.8 DISTURBING THE PEACE: Maliciously and willfully disturbing the peace of any person; maliciously and willfully interfering with or disturbing persons in the school.
- 5.5.1.9 EXPLOSIVE DEVICES: The possession of explosive or incendiary devices.
- 5.5.1.10 FALSE FIRE ALARMS: False reporting of or transmission of signal knowing same to be false.
- 5.5.1.11 FIREWORKS: The possession of, sales, furnishing, use or discharge of same.
- 5.5.1.12 INDECENT EXPOSURE: An open indecent or obscene exposure of his person or the person of another.
- 5.5.1.13 LARCENY: Stealing, taking, carrying away property of another.
- 5.5.1.14 LIBEL: A malicious defamation expressed to impeach a person's honesty, integrity, virtue or reputation.
- 5.5.1.15 MARIJUANA: The possession of, sales or furnishing marijuana.
- 5.5.1.16 NARCOTICS: The possession of, sales or furnishing a controlled substance.
- 5.5.1.17 NARCOTICS PARAPHERNALIA: The possession of, sales, furnishing or use of.
- 5.5.1.18 PROFANITY: Use of vile or indecent language.
- 5.5.1.19 RESISTING OFFICER: Willfully resisting, delaying or obstructing an officer in the performance of duty.
- 5.5.1.20 ROBBERY: The unlawful taking of personal property from the person of another or in his/her presence, against his/her will, by means of force or violence or fear of injury.
- 5.5.1.21 ROUT/RIOT: Two or more persons meeting to do an unlawful act/two or more persons actually doing an unlawful act with or without a common cause of quarrel.

Prohibited Conduct Procedure (PATH-P101)

- 5.5.1.22 **STOLEN PROPERTY:** Receiving or possessing property of another, knowing or under such circumstances as would cause a reasonable person to know they were so obtained.
- 5.5.1.23 **TAMPERING WITH MOTOR VEHICLES:** Willfully break, injure, tamper, remove parts, deface a vehicle; without consent of owner, climb into or upon a vehicle with intent to injure; to manipulate any levers while vehicle is at rest or unattended or to set vehicle in motion.
- 5.5.1.24 **THROWING SUBSTANCE AT VEHICLE:** To throw any stone, rock, missile or any substance at any motor bus, truck or other motor vehicle.
- 5.5.1.25 **TRESPASS:** To be upon the property of another without permission of the owner and to stay upon same after warning. To be on school property or at a school function while under suspension from school.
- 5.5.1.26 **WEAPONS**
- 5.5.1.26.1 Brandishing any knife, blackjack, slingshot, billy, sand club, sandbag, metal knuckles, explosive substance, dirk, dagger, pistol, revolver, or other firearm, or other deadly weapon in a rude, angry or threatening manner or to use same in any fight or quarrel.
- 5.5.1.26.2 Concealed - it is unlawful for any person to carry any weapon commonly known as a knife, blackjack, slingshot, billy, sand club, sandbag, metal knuckles, explosive substance, dirk, dagger, pistol, revolver or other firearm, or other dangerous weapon. For the purpose of this section, nunchakus are included herein.
- 5.5.1.26.3 Possession - it is unlawful for any person to possess any weapon commonly known as a knife, blackjack, slingshot, billy, sand club, sandbag, metal knuckles, explosive substance, dirk, dagger, pistol, revolver or other firearm, or other dangerous weapon.
- 5.5.1.27 In addition, violation of other federal or state criminal laws or local ordinances at school, at school-sponsored activities or on district-sponsored transportation is prohibited.
- 5.5.2 **District Offenses** - The following non-criminal activities may also lead to disciplinary action. Generally, these are acts which disrupt and interfere with the educational process or with the rights of other members of the educational community.
- 5.5.2.1 **ALCOHOLIC BEVERAGES:** Being on campus, on district-sponsored transportation or at a school-sponsored activity after having consumed an alcoholic beverage.
- 5.5.2.2 **BULLYING:** intentional offensive, intimidating or insulting behavior, an abuse or misuse of power through means to undermine humiliate, or injure another; often repeated.

Prohibited Conduct Procedure (PATH-P101)

- 5.5.2.3 DISOBEDIENCE, INSOLENT AND INSUBORDINATION: Students must obey the instructions of district personnel.
- 5.5.2.4 DISRUPTIVE CONDUCT: Conduct which interferes with the educational process. **Note:** Serious situations may be handled under criminal sanctions.
- 5.5.2.5 FIGHTING.
- 5.5.2.6 FORGING OR USING FORGED PASSES, EXCUSES OR OTHER SCHOOL DOCUMENTS.
- 5.5.2.7 GUM CHEWING AND EATING FOOD AT INAPPROPRIATE TIMES OR IN INAPPROPRIATE PLACES AS DETERMINED BY THE PRINCIPAL.
- 5.5.2.8 HARRASSMENT: Unwanted conduct which has the purpose or effect of violating another person's dignity or creating an intimidating, degrading, hostile, humiliating environment towards another; often repeated.
- 5.5.2.9 HAZING: Any act which forces another student to undergo a humiliating or abusive ordeal, as in initiations.
- 5.5.2.10 ILLEGAL SUBSTANCE: Being on campus, on district-sponsored transportation or at a school-sponsored activity after having used an illegal substance.
- 5.5.2.11 INAPPROPRIATE DRESS AND APPEARANCE: Dress and appearance must not present potential health or safety problems or cause disruptions.
- 5.5.2.12 MISCONDUCT ON SCHOOL VEHICLES: Any action which creates a safety hazard or distracts the attention of the driver.
- 5.5.2.13 PLAGIARISM AND CHEATING.
- 5.5.2.14 POSSESSION AND USE OF TOBACCO, CIGARETTES, CHEW, ETC., ON SCHOOL PROPERTY OR AT A SCHOOL-SPONSORED ACTIVITY.
- 5.5.2.15 RADIO PAGERS (BEEPERS) AND PORTABLE PHONES:
- 5.5.2.15.1 Students may possess or use electronic signaling devices, including but not limited to pagers, beepers, and cellular/digital telephones, provided that the use of such devices does not interfere with instruction or disturb the educational setting. Electronic signaling devices shall not be used during assessments, semester exams, or other testing situations. .
 - 5.5.2.15.2 Outside of the school instructional hours or during school activities, electronic signaling devices may be carried in the "vibrate" or "silent ringer" notification mode.
- 5.5.2.16 SEXUAL HARASSMENT:

Prohibited Conduct Procedure (PATH-P101)

5.5.2.16.1 A student should not be sexually harassed, discriminated against, denied a benefit, or excluded from participation in any district educational program or activity as guaranteed by Title IX of the Educational Amendments of 1972.

5.5.2.16.2 Sexual harassment is defined as the verbal or physical conduct of a sexual nature, imposed on the basis of sex, by an employee or agent of the school district or by a school district student.

5.5.2.16.3 No student shall be denied or limited to the provision of aid, benefits, services or treatment protected under Title IX.

5.5.2.17 SKATEBOARDING:

5.5.2.17.1 The use of skateboards, on Washoe County School District property is prohibited; and skateboards will not be allowed on Washoe County School District property at any time.

5.5.2.17.2 District property will be posted to this effect.

5.5.2.18 SPREADING FALSE OR UNSUBSTANTIATED INFORMATION IN WRITING OR VERBALLY ABOUT A PERSON AND HARMING HIS/HER REPUTATION.

5.5.2.19 TRAFFIC VIOLATIONS ON SCHOOL GROUNDS.

5.5.2.20 TRUANCY: Being absent from school without a valid excuse acceptable to the district.

5.5.2.21 GANG ACTIVITY: As set forth in PATH-P122 Gangs and Gang Activity.

5.5.2.22 TOBACCO- Smoking on any school campus is prohibited

6.0 ASSOCIATED DOCUMENTS:

- 6.1 BOT-P039 Student Discipline Policy
- 6.2 NRS 392.464
- 6.3 NRS 392.4655
- 6.4 NRS 392.900
- 6.5 PATH-P100 Student Discipline Procedure
- 6.6 Title IX of the Educational Amendments of 1972



**Prohibited Conduct
Procedure (PATH-P101)**

7.0 RECORD RETENTION TABLE:

| <u>Identification</u> | <u>Storage</u> | <u>Retention</u> | <u>Disposition</u> | <u>Protection</u> |
|-----------------------|----------------------|---|--------------------|----------------------------|
| PATH-F100 | School Site | Minimum of 5 years from data superseded | Shredded Documents | Locked File and Electronic |
| Student Database | Electronic Data Base | Permanent | Permanent | Electronic |
| PATH-F101 | School Site | Minimum of 5 years from data superseded | Shredded Documents | Locked File and Electronic |
| Suspension Form | School Site | Minimum of 5 years from data superseded | Shredded Documents | Locked File and Electronic |

8.0 REVISION HISTORY:

| <u>Date:</u> | <u>Rev.</u> | <u>Description of Revision:</u> |
|--------------|-------------|---|
| 9/15/09 | A | Initial Release |
| 03/08/10 | B | Changed procedure number from SSDA-P101 to SAIH-P101; 3.1 changed "Assistant Superintendent" to "Director of Student Activities, Interventions & Hearings"; 5.2 added "on their way to and from school or within one hour of the beginning or end of the school day" and Nevada Revised Statutes; 5.5.1.4 deleted "An unconsented-to", capitalized "touching" and added "without consent" after "touching"; 5.5.2.2 capitalized entire word "Bullying"; 5.5.2.15.1 replaced "is confined...lunch break" sentence with "does not interfere...testing situations" sentences; deleted Sections 5.5.2.15.2 and 5.5.2.15.3; added Section 5.5.2.22; 6.0 added NRS 392.4655 and NRS 392.900 |
| 1/10/11 | C | Changed approval authority title, change all SSDA to PATH, 5.5.2.21 change P120 to P122. |

* * * E n d o f p r o c e d u r e * * *