



**Santa Barbara
Unified
SCHOOL DISTRICT**

Discipline ~~Disciplinary~~ Guidelines

Exhibit: SANTA BARBARA UNIFIED SCHOOL DISTRICT
Version: August 25, 2015; <<DATE>> Santa Barbara, California

EDUCATION CODE 48908 - DUTIES OF PUPILS

All pupils shall comply with the regulations, pursue the required course of study, and submit to the authority of the teachers of the schools.

DISCIPLINE GUIDELINES

A student may be disciplined, suspended or expelled for any of the acts listed below if the act occurs while on school grounds, while going to or coming from school, during the lunch period (on or off campus), or during, going to, or coming from any school-sponsored activity at any school or on any school district's grounds. Education Code 48900(r).

(References in the "Offense" column below: EC is Education Code; SBUSD BP is Santa Barbara Unified School District Board Policy.)

(See Note 7, on last page, for specific examples of "other means of correction.")

	OFFENSE	1 ST OFFENSE	2 ND OFFENSE	ADDITIONAL OFFENSES
1	Assault and/or battery on a school employee [EC 48915 <u>a(1)</u> EA(5) , SBUSD BP 5131 and SBUSD BP 5144.1]	Due to the potential seriousness of this offense, an infraction of this rule will result in 5 days suspension, and recommendation for expulsion. Law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.	None permitted.	None permitted.
2	Offering or selling a controlled substance or alcoholic beverage or intoxicant [EC 48915 <u>(a)(1)C(62)</u> , EC <u>48915 (c)(3)48900D</u> , SBUSD BP 5131.6, SBUSD BP 5131 and SBUSD BP 5144.1]	Due to the potential seriousness of this offense, and the requirements of the CA Ed Code 48900/48915, this will result in 5 days suspension and recommendation for expulsion. Law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.	None permitted.	None permitted.
3	Brandishing a knife or explosive or possession of any firearm [EC 48915 <u>(c)(2)C</u> , EC <u>48915 (c)(5)</u> , <u>48915 (c)(1)</u> , SBUSD BP 5131 and SBUSD BP5144.1]	Due to the potential seriousness of this offense and the requirements of CA Ed Code 48915, this will result in 5 days suspension, and a recommendation for expulsion. Fire marshall and/or law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.	None permitted.	None permitted.
4	Sexual assault, committing or attempting to commit sexual assault or committing sexual battery [EC 48915 (c)(4), SBUSD BP 5131, and SBUSD BP 5144.1]	Due to the potential seriousness of this offense and the requirements of CA Ed Code 48915, this will result in 5 days suspension, and a recommendation for expulsion. Fire marshall and/or law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.	None permitted.	None permitted.

	OFFENSE	1ST OFFENSE	2ND OFFENSE	ADDITIONAL OFFENSES
5	Possession of a knife or other dangerous object at school or school activity [EC 48915 (a)(1)B, 48900B, SBUSD BP 5131.7 and SBUSD BP 5144.1]	5 days suspension recommendation for expulsion unless a written report explaining the circumstances is provided to the governing board. Fire marshal and/or law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.	5 days suspension and recommendation for expulsion.	None permitted.
6	Willfully causing serious injury to another person, except in self defense [EC 48915 (a)(1)A(4), EC 48900 Aa(1) EC 48900 Aa(2), SBUSD BP 5131 and SBUSD BP 5144.1]	Due to the potential seriousness of this offense and the requirements of the CA Ed Code 48900/48915, this will result in 5 days suspension and recommendation for expulsion (48915 only). Law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.	5 days suspension and recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.	None permitted.
7	Possession, under the influence and/or use of any controlled substance, alcoholic beverage or intoxicant [EC 48900C, SBUSD BP 5131, SBUSD BP 5144.1 and SBUSD BP 5131.6]	5 days suspension, parent-student conference, mandatory counseling referral to <u>substance use education program</u> SUPER program and/or Teen Court services to be completed within 45 school days. Law enforcement notification. Will result in a restorative conference upon return from suspension. Other means of correction.	5 days suspension, parent-student conference, and referral to <u>a substance use treatment program</u> . Daniel Bryant Youth & Family Center which will include a clinical alcohol/drug assessment and a six-week Parent Program (voluntary for parents) with the following treatment options to be determined by the Center based on the individual's needs: 1) Alcohol and drug awareness groups with drug testing; 2) 30-day Cannabis Youth Treatment (A brief intervention program for early use of marijuana); 3) six months Moderate Treatment (for more acute use of alcohol or drugs); or 4) one-year Intensive Treatment (for chronically involved in alcohol and drug use). The principal or superintendent may recommend the pupil for expulsion or an involuntary transfer based on a case-by-case analysis of the pupil's individual circumstances including whether the pupil has complied with the district's discipline policy requirements for the first time offense. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.	5 days suspension, parent-student conference, law enforcement notification, and recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.

	OFFENSE	1ST OFFENSE	2ND OFFENSE	ADDITIONAL OFFENSES
8	Aids or abets the infliction or attempted infliction of physical injury to another person [EC48900T, SBUSD BP 5131 and SBUSD BP 5144.1]	5 days suspension, parent conference, possible law enforcement notification. Will result in a restorative conference upon return from suspension. Other means of correction.	5 days suspension, Law enforcement notification, recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.	None permitted.
9	Robbery and/or extortion [EC 48915 (a)(1) D a(4) and EC 48900E, SBUSD BP 5131 and SBUSD BP 5144.1]	Due to the potential seriousness of this offense, and the requirements of the CA Ed Code 48900/48915, this will result in 5 days suspension and recommendation for expulsion (48915 only). Law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.	5 days suspension and recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.	None permitted.
10	Terroristic Threats [EC 48900.7, SBUSD BP 5131 and SBUSD BP 5144.1]	Up to 5 days suspension and/or possible recommendation for expulsion and Law enforcement notification, and/or restorative conference. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.	5 days suspension and recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.	None permitted.
11	Fire setting [EC 48915 a(2), EC 48900 b and c, SBUSD BP 5131 and SBUSD BP 5144.1]	Up to 5 days suspension, parent conference, Fire marshal and law enforcement notification, and restorative conference. Possible recommendation for expulsion. Other means of correction.	5 days suspension, fire marshal and law enforcement notification, and recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.	None permitted.
11 12	Hate crime or violence [EC 48900.3, SBUSD BP 5145.3, SBUSD BP 5131, SBUSD BP 5136 and SBUSD BP 5144.1]	Up to 5 days suspension, parent conference, referral to counseling, law enforcement notification. Possible recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.	5 days suspension, parent and law enforcement notification, recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.	None permitted.
12 13	Obscene acts, habitual profanity or vulgarity [EC 48900i, SBUSD BP 5131 and SBUSD BP 5144.1]	Alternative means of correction including Restorative Approaches and/or up to 5 days suspension. Other means of correction.	Up to 5 days suspension, and parent conference. Will result in a restorative conference upon return from suspension.	Up to 5 days suspension. Will result in a restorative conference upon return from suspension. Other means of correction.

	OFFENSE	1ST OFFENSE	2ND OFFENSE	ADDITIONAL OFFENSES
13 14	Possession, sale and/or trade of drug paraphernalia [EC 48900j, SBUSD BP 5131, SBUSD BP5131.6 and SBUSD BP 5144.1]	Up to 5 days suspension, parent conference, mandatory counseling (SUPER program). Law enforcement notification. Will result in a restorative conference upon return from suspension	5 days suspension and possible recommendation for expulsion. Law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.	5 days suspension and recommendation for expulsion. Law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.
14 15	Theft, attempted theft, or possession of stolen school or personal property [EC 48900g, EC 48900L, SBUSD BP 5131 and SBUSD BP 5144.1]	Alternate means of correction including Restorative Approaches, and/or up to 5 days suspension, restitution, parent conference, Possible law enforcement notification and possible recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of terms of expulsion.	Up to 5 days suspension, Law enforcement notification and possible recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.	5 days suspension and possible recommendation for expulsion. Law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.
15 16	Vandalism/destruction of school or private property Caused or attempted to cause damage to school or property [EC 48900f, SBUSD BP 5131 and SBUSD BP 5144.1]	Alternative means of correction including Restorative Approaches and/or up to 5 days suspension, and parent conference. Law enforcement notification and possible recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of terms of expulsion.	Up to 5 days suspension, law enforcement notification and possible recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.	Up to 5 days suspension, law enforcement notification and possible recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.
16 17	Possession or use of tobacco or nicotine products [EC 48900h, SBUSD BP 5131 and SBUSD BP 5144.1]	Alternative means of correction including Restorative Approaches, notification of parent and/or up to 5 days suspension. Will result in a restorative conference upon return from suspension.	Up to 5 days suspension and parent conference. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.	Up to 5 days suspension and parent conference. Will result in a restorative conference upon return from suspension. Other means of correction.
17 18	Harassment, threats or intimidation, including via electronic transmissions [EC 48900.4, SBUSD BP 5145.3, SBUSD BP 5131 and SBUSD BP 5144.1]	Alternative means of correction including Restorative Approaches and/or up to 5 days suspension, parent notification, and possible law enforcement notification. Will result in a restorative conference upon return from suspension.	Up to 5 days suspension, parent conference. Possible law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.	Up to 5 days suspension, law enforcement notification and recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.

	OFFENSE	1ST OFFENSE	2ND OFFENSE	ADDITIONAL OFFENSES
18 19	<u>Engaged or attempted to engage in hazing</u> Bias-related incident (racial, ethnic, religious, sexual orientation, etc.) or hazing, degrading (slurs) and disgracing any person attending the school [EC 48900gQ, SBUSD BP 5145.3, SBUSD BP 5131 and SBUSD BP 5144.1]	Alternative means of correction including Restorative Approaches and/or up to 5 days suspension and possible recommendation for expulsion.-Parent conference, and possible law enforcement notification. Will result in a restorative conference upon return from suspension.	Up to 5 days suspension, parent conference, and possible recommendation for expulsion. Law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.	Up to 5 days suspension and possible recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.
19	<u>Engaged in an act of bullying</u> [EC 48900r, SBUSD BP 5131.2, and SBUSD BP 5145.3]	<u>Up to 5 days suspension, parent notification, restorative conference, referral to counseling, possible law enforcement notification. Will result in a restorative conference upon return from suspension. Other means of correction.</u>	<u>Up to 5 days suspension, parent conference, referral to counseling. Law enforcement notification. Will result in a restorative conference upon return from suspension. Other means of correction.</u>	<u>5 days suspension, parent notification, and recommendation for expulsion. Law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.</u>
20	Willful disobedience/defiance and/or disrupting school activities [EC 48900K, SBUSD BP 5131 and SBUSD BP 5144.1]	Alternative means of correction including Restorative Approaches and/or up to 5 days suspension, parent conference. Will result in a restorative conference upon return from suspension.	Up to 5 days suspension, parent conference, and Restorative Approaches. Will result in a restorative conference upon return from suspension. Other means of correction.	Up to 5 days suspension and parent conference. Will result in a restorative conference upon return from suspension. Other means of correction.
21	Sexual harassment [EC 48900.2, SBUSD BP 5145.3, SBUSD BP 5145.7, SBUSD BP 5131 and SBUSD BP 5144.1]	Up to 5 days suspension, parent notification, restorative conference, referral to counseling, possible law enforcement notification. Will result in a restorative conference upon return from suspension. Other means of correction.	Up to 5 days suspension, parent conference, Teen Court services. Law enforcement notification. Will result in a restorative conference upon return from suspension. Other means of correction.	5 days suspension, parent notification, and recommendation for expulsion. Law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.
22	Sale of any look alike substance representing drugs or alcohol [EC 48900D, SBUSD BP 5131 and SBUSD BP 5144.1]	Up to 5 days suspension and parent conference, Restorative Approaches. Will result in a restorative conference upon return from suspension. Other means of correction.	Up to 5 days suspension and possible recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.	5 days suspension and recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.
23	Possession of unauthorized articles (i.e., pornographic material, chains, or misuse of electronic devices) [EC 48901.5 and EC48900K, SBUSD BP 5131 and SBUSD BP 5144.1]	Alternative means of correction, including but not limited to parent notification; retrieval of item confiscated at restorative conference, and appropriate application of restorative consequences. (Cell phones, electronic devices referred to site administration after school.)	Parent notification; item confiscated-to be returned to parent only, alternative means of correction including restorative conference.	Up to 5 days suspension and/or parent conference. Will result in a restorative conference upon return from suspension. Other means of correction.

	OFFENSE	1ST OFFENSE	2ND OFFENSE	ADDITIONAL OFFENSES
24	Use of physical force upon another person [EC 48900 a(1), SBUSD BP 5131 and SBUSD BP 5144.1]	Up to 5 days suspension, restorative conference, parent conference, and possible law enforcement office notification. Will result in a restorative conference upon return from suspension. Other means of correction.	Up to 5 days suspension and parent conference. Law enforcement notification. Will result in a restorative conference upon return from suspension. Other means of correction.	5 days suspension and recommendation for expulsion. Law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.
25	Falsification and/or forging or altering school correspondence, passes or absence re-admits [EC48900K, SBUSD BP 5131 and SBUSD BP 5144.1]	Up to 5 days suspension and/or alternative means of correction, restorative conference, and will result in a restorative conference upon return from suspension. Other means of correction.	Up to 5 days suspension, parent conference, Teen Court services <u>referral to counseling services</u> . Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.	Up to 5 days suspension and parent conference. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.
26	Upbraiding, insulting, or abusing teachers or other school personnel [EC 48900K, SBUSD BP 5131 and SBUSD BP 5144]	Up to 5 days suspension, possible removal from class and/or alternative means of correction, parent conference, and restorative conference. Will result in a restorative conference upon return from suspension or as part of terms of expulsion. Other means of correction.	Up to 5 days suspension, parent conference and/or possible removal from class and restorative conference. Possible recommendation for involuntary transfer or expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.	Recommendation for Involuntary transfer or possible recommendation for expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion. Other means of correction.
27	On any other campus without permission [EC48900K, SBUSD BP 5131 and SBUSD BP 5144.1]	Up to 5 days suspension and/or alternative means of correction, Restorative Approaches, and parent conference. Will result in a restorative conference upon return from suspension. Other means of correction.	Up to 5 days suspension and parent conference. Will result in a restorative conference upon return from suspension. Other means of correction.	Up to 5 days suspension and parent conference. Will result in a restorative conference upon return from suspension. Other means of correction.
28	Academic integrity (e.g., cheating/plagiarism) [EC48900(k) and SBUSD BP5131]	Failing grade on affected assignment, parent contact, and referred to appropriate academic supports, restorative conference.	Second offense within 12 months will result in failed grade in most recent affected class (contributes to GPA), parent contact, mandatory school counselor conference, and/or suspension up to 5 days. Will result in a restorative conference upon return from suspension. Other means of correction.	All subsequent incidents result in failure in affected class, parent contact, and/or suspension up to 5 days. Depending on the seriousness of the offense, there may be recommendation for involuntary transfer or expulsion. May result in a Restorative Approach (RA) conference. Other means of correction.

	OFFENSE	1ST OFFENSE	2ND OFFENSE	ADDITIONAL OFFENSES
29	Misuse of computers and/or the Internet (see computer "Acceptable Use Policy" in Appendices) [EC48900K, SBUSD BP 5131 and SBUSD BP 5144.1]	Up to 5 days suspension and/or alternative means of correction including Restorative Approaches, loss of access for specified time. Possible recommendation for expulsion. Depending on the seriousness of the offense, there may be law enforcement notification and/or recommendation for involuntary transfer. Will result in a restorative conference upon return from suspension. Other means of correction.	Up to 5 days suspension, parent conference and loss of access to school computers for a specified time. Possible recommendation for expulsion. Depending on the seriousness of the offense, there may be law enforcement notification and/or recommendation for involuntary transfer or expulsion. Will result in a restorative conference upon return from suspension or as part of terms of expulsion. Other means of correction.	Up to 5 days suspension, parent conference and loss of access to school computers for the rest of the school year. Possible recommendation for expulsion. Depending on the seriousness of the offense, there may be law enforcement notification and/or recommendation for involuntary transfer or expulsion. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.
30	Possession of an imitation firearm) [Education Code 48900M, SBUSD BP 5131 and SBUSD BP 5144.1]	Up to 5 days suspension and/or alternative means of correction including Restorative Approaches, possible recommendation for expulsion. Law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.	Up to 5 days suspension, and parent conference. Possible recommendation for expulsion. Law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.	Up to 5 days suspension, and parent conference. Possible recommendation for expulsion. Law enforcement notification. Will result in a restorative conference upon return from suspension or as part of conditions of expulsion.

Note:

1. With the exception of the use of personal electronic devices for academic purposes as directed by school staff members, such devices must be turned off from the first bell until dismissal (end of school day). The administration is not responsible for the loss or theft of personal items.
2. Education Code 48903 provides for the recommendation for expulsion or involuntary transfer to another school site any student who has accumulated 20 days of suspension (or 30 days if already transferred to another school for adjustment purposes).
3. Education Code 48900S provides that these disciplinary guidelines apply to students on any school campus (in or out of district) and that a pupil may be suspended or expelled for acts that are enumerated in this section and related to school activity or attendance that occur at any time, including, but not limited to, any of the following: (1) while on school grounds, (2) while going to or coming from school, (3) during the lunch period whether on or off the campus, (4) during, or while going to or coming from, a school sponsored activity.
4. Board Policy 5145.12 provides general guidance with regards to student searches. In all cases, school officials will not conduct a search absent reasonable suspicion.
5. Misuse of electronic devices (e.g., computers, cell phones, PDAs) can result in additional legal and school consequences. Misuse of electronic devices, regardless of time and place, that disrupt the educational environment will also result in application of these disciplinary rules.
6. All school lockers and all of their contents are subject to search. Students are advised not to share lockers: Unauthorized contents of a locker are presumed to belong to the student assigned to it.
7. Other means of correction include, but are not limited to, the following:
 - a. A restorative conference between school personnel, the pupil's parent or guardian, and the pupil.
 - b. Referrals to the school counselor, psychologist, social worker, child welfare attendance personnel, or other school support services personnel for case management and counseling.
 - c. Student study teams, counseling teams, resource panel teams, or other intervention-related teams that assess the behavior, and develop and implement individualized plans to address the behavior in partnership with the pupil and his or her parents.
 - d. Referral for a comprehensive psychosocial or psychoeducational assessment, including for purposes of creating an individualized education program, or a plan adopted pursuant to Section 504 of the federal Rehabilitation Act of 1973 (29 U.S.C. Sec. 794(a)).
 - e. Enrollment in a program for teaching prosocial behavior or anger management
 - f. Participation in restorative approaches including Restorative Conferencing, Reactive Peace Circles, Intentional Reintegration after suspension.

- g. A positive behavior support approach with tiered interventions that occur during the school day on campus.
- h. After-school programs that address specific behavioral issue or expose pupils to positive activities and behaviors, including, but not limited to, those operated in collaboration with local parent and community groups (e.g.—Teen Court and SUPER).
- i. Any of the alternatives described in Section 48900.6.