

Willamette Education Service District

Code: **JFC**
Adopted: 7/8/03
Readopted: 3/8/05; 7/13/10
Orig. Code(s): None

Student Conduct

Students in ESD-operated classrooms are subject to the code of conduct of the buildings and districts in which those classrooms are located. Students served by ESD-operated programs not located in component district facilities are subject to the code of conduct approved by the ESD Superintendent.

Careful attention shall be given to procedures and methods whereby fairness and consistency in discipline shall be assured each student. The objectives of disciplining any student must be to help the student develop a positive attitude toward self-discipline, realize the responsibility for one's actions, and maintain a productive learning climate.

Students shall be subject to discipline and/or referral to local law enforcement officials or other agencies as appropriate for misconduct, including, but not limited to:

1. Violation of sexual harassment or other nondiscrimination policies;
2. Bringing, possessing, concealing, or using a weapon on ESD property, or at any activity under the jurisdiction of the ESD, or at an interscholastic activity administered by a voluntary organization approved by the State Board of Education under ORS 339.430;
3. Possession or use of tobacco, alcohol, or unlawful drugs including drug paraphernalia;
4. Assault or menacing of an ESD employee or another student. Menacing means by word or conduct the student intentionally attempts to place an ESD employee or another student in fear of imminent serious physical injury;
5. Use of threats, intimidation, harassment, or coercion against any fellow student or ESD employee;
6. Willful damage or destruction of ESD property. Restitution may be sought for said damages;
7. Willful damage or destruction of private property on ESD premises or during ESD activities;
8. Open defiance of authority;
9. Theft;
10. Use or display of profane or obscene language;
11. Violations of ESD transportation rules;
12. Disruption of educational environment;

13. Violation of law, board policy, administrative regulation, school or classroom rules;
14. Persistent failure to comply with rules under the lawful direction of staff or ESD officials.

The ESD shall develop rules outlining student conduct expectations and possible disciplinary actions. Rules applying to school-age student conduct shall be posted in a prominent place in each ESD classroom and distributed to students and parents.

ESD staff working in component districts, their students, and parents shall comply with all local district policies and procedures.

END OF POLICY

Legal Reference(s):

[ORS 334.125\(7\)](#)

[ORS 339.240](#)

[ORS 339.250](#)

[ORS 339.260](#)

[ORS 659.850](#)

[OAR 581-021-0050 to -0075](#)

[OAR 581-024-0240](#)

Hazelwood Sch. District v. Kuhlmeier, 484 U.S. 260 (1988).

Bethel Sch. Dist. v. Fraser, 478 U.S. 675 (1986).

Shorb v. Grotting and Powers Sch. Dist., Case No. 00CV-0255 (Coos County Circuit Ct.) (2000).

Ferguson v. Phoenix Talent Sch. Dist. #4, 172 Or. App. 389 (2001).

No Child Left Behind Act of 2001, 20 U.S.C. §§ 7114, 7912 (2006).

Cross Reference(s):

ECAB - Vandalism/Loss

JF/JFA - Student Rights and Responsibilities