
SCHOOL DISTRICT NO. 36 (SURREY)

No. 9410.2

REGULATION: SAFE & CARING SCHOOLS District-Wide Code of Conduct Disciplinary Guide

This regulation is intended as a guide to facilitate consistent practice. It is recognized that all student discipline is progressive in nature and must be age appropriate and reflect the intellectual and emotional development of the student. In addition, Principals and Vice Principals must exercise discretion based on a broad range of information including such factors as:

- the severity of the incident(s)
- the frequency
- the intensity of action
- the intent
- the age of the student
- possible disability issues
- possible disabling conditions
- the impact on others/environment

The behaviours listed are examples and are not intended to be an exhaustive list. Each behaviour could encompass a potential range of descriptions (e.g. whispering an answer during a test vs. a coordinated plan for cheating on a Provincial Exam). As a result, a recommended range of consequences are stipulated rather than prescribed.

Suspension and the B.C. School Act *(an excerpt from BC Ministry of Education "Focus on Suspension: A Resource for Schools, pp.5-6)*

It is important to understand the legislative context of school suspension. School boards, superintendents, and principals are faced with the task of establishing systems of discipline in school districts and schools in keeping with the *School Act*. School boards in B.C. have the authority, but not necessarily the obligation, to establish local procedures for school discipline and suspension.

The discipline of a student while attending an educational program made available by a board or a Provincial school must be similar to that of a kind, firm and judicious parent, but must not include corporal punishment. (s. 76(3))

In B.C., when students under the age of 16 are suspended, the school still has an obligation to provide an educational program. The nature and extent of that program may vary according to local decisions and policies, but access to an educational program is guaranteed.

. . . a board has the power and capacity to make rules establishing a code of conduct for students attending educational programs operated by or on behalf of the board [and] respecting suspension of students and the provision of educational programs for suspended students . . . so long as the board continues to make available to those students an educational program . . (s. 85 (2) (c) (i, ii), (d))

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The *School Act* gives administrative officers (including principals) the authority to suspend students.

An administrative officer of a school or the superintendent of schools may suspend a student of the school if the rules made under s. 85 (2) (c) by the board operating the school do not provide otherwise, and the suspension is carried out in accordance with those rules. (s. 26 (a), (b))

The [principals'] responsibilities as stated in the School Regulations include administering and supervising the school, and specifically student conduct while at school or during school activities off school sites. (This does not include behaviour of the student in the community when the student is not under the supervision of the school.)

. . . the general conduct of students, both on school premises and during activities that are off school premises and that are organized or sponsored by the school and shall, in accordance with the policies of the board, exercise paramount authority within the school in matters concerning the discipline of students. (B.C. Reg. 281/98, s. 7 (g))

The duties of students regarding behaviour are outlined in the *School Act* as well:







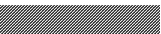
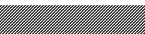




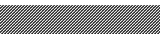
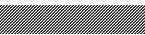
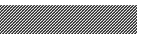

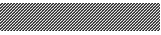
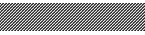

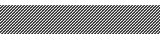

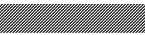
A student must comply with the school rules authorized by the principal of the school . . . attended by the student, and with the code of conduct and other rules and policies of the board . . .

Students over the age of 16

School boards in B.C. have the authority to refuse to serve students over the age of 16.








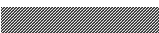


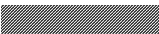
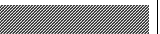
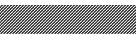

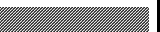







. . . despite any other provision of this act, a board may refuse to offer an educational program to a student 16 years of age or older if that student has refused to comply with the code of conduct, other rules and policies referred to in s. 6 [duties of students above] or has failed to apply himself or herself to his or her studies. (s. 85 (3))

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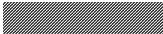






<p style="text-align: center;">OFFENSE</p> <p>  = Recommended Minimum Discipline Intervention  = Range of additional options depending on variables </p>	<p style="text-align: center;">SCHOOL DISCIPLINE (School-Wide Behavioural Expectations)</p>	<p style="text-align: center;">LEVEL I Suspension Under 5 (DRC Not Involved)</p>	<p style="text-align: center;">LEVEL II Suspension Over 5 (DRC Involved)</p>	<p style="text-align: center;">NOTIFY POLICE</p>
<p>1. ASSAULT: Physical threats or uninvited physical contact including violent actions.</p>				MAY NOTIFY POLICE
<p>BULLYING (see Harassment #12)</p>				
<p>2. CHEATING: For example: copying, copyright violation, computer software violations, plagiarism, using “crib notes” falsifying records or scores, using a “writer”, etc.</p>				
<p>3. CRIMINAL ACTS AS DEFINED BY LAW: Federal criminal code or other federal statutes where the health, safety and security of the school or its students or staff is compromised.</p>				MUST NOTIFY POLICE
<p>4. CUMULATIVE VIOLATIONS: Whereas despite appropriate school intervention, a student continues with unacceptable behaviour as defined in this document, it is assumed that subsequent interventions will follow a “progressive” discipline approach.</p>				
<p>5. DEFIANCE OF SCHOOL AUTHORITY (INSUBORDINATION / WILLFUL DISOBEDIENCE): Refusal to obey reasonable directions or requests of any staff member, including volunteers, aides, substitutes, secretaries, custodians, food service workers, bus drivers, etc.</p>				
<p>6. DISRUPTIVE BEHAVIOR: Conduct that interferes with the educational process (e.g. disruptive behavior in school, assemblies, school activities, or on school transportation).</p>				
<p>7. EXTORTION: Obtaining money or property by violence or threat of violence. Forcing or attempting to force another to do something against his or her will by threat of force.</p>				MAY NOTIFY POLICE

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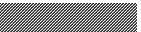

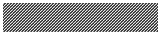
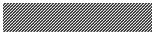

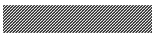
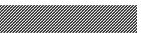

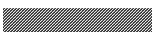

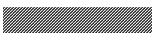

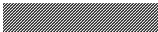

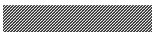
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<p>8. FIGHTING (consensual): Reciprocal physical contact by two or more persons with the intention of causing bodily harm.</p>				
<p>9. FIRE SETTING: Intentionally or recklessly setting a fire or causing an explosion.</p>				<p>MUST NOTIFY POLICE</p>
<p>10. FORGERY: Fraudulently writing the name of another person to appear as if the other person had signed, or falsifying times, dates, grades, addresses, or other data.</p>				
<p>11. GANG ACTIVITY: Any activity that promotes or glorifies gang behaviour. When a student knowingly engages in gang activity on or around school grounds.</p>				<p>MUST NOTIFY POLICE</p>
<p>12. HARASSMENT (BULLYING): Intimidating or harassing another person because of that person's race, color, gender, religious beliefs, sexual orientation, ancestry, national origin, or for any other reason. A threat to cause injury, property damage, or physical confinement or restraint of the person threatened, or any other act intended to substantially harm the physical or mental health of the person threatened.</p>				
<p>13. INAPPROPRIATE DISPLAY OF AFFECTION:</p> <ul style="list-style-type: none"> Inappropriate sexually-oriented actions or behaviour at school or school-sponsored activities. Overt or suggestive behaviour that is inappropriate within generally accepted norms for public behaviour or accepted standards of decency (kissing, fondling, body contact, etc.). 				<p>MAY NOTIFY POLICE</p>



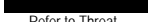



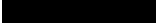





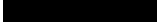






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<p>14a. INTOXICATING OR CONTROLLED SUBSTANCES (as defined by the Controlled Drug and Substances Act (CDSA):</p> <ul style="list-style-type: none"> • Under the influence of alcohol, drugs, inhalants or controlled substances • Possessing • Illegal or unauthorized possession of prescription drugs. 				<p>MUST NOTIFY POLICE</p>
<p>14b. INTOXICATING OR CONTROLLED SUBSTANCES (as defined by the Controlled Drug and Substances Act (CDSA):</p> <ul style="list-style-type: none"> • Selling, buying and/or distributing. 				<p>MUST NOTIFY POLICE</p>
<p>15. INAPPROPRIATE DRESS: Dress or appearance that is either obscene, promotes alcohol or drugs, displays offensive language or images, encourages racism or bigotry, presents a health or safety problem, or causes a disruption to the educational process.</p>				
<p>16. INTERNET MISUSE Behaviour that is in violation of <i>Policy #5780 – Information and Communication Technology (ICT) Access and Use</i> and Policy #9410 – Safe & Caring Schools; and standards set at the school level around how the Internet will be used to support student learning. This includes, but is not limited to, the use of email or material posted to a website or sites to threaten or harass others (<i>cyberbullying</i>), viewing or posting of indecent or obscene website content, or attempts to disrupt network or computer operations. Students are directed to contact a teacher or an administrator if they are in doubt about any situation that may constitute Internet misuse.</p>				<p>MAY NOTIFY POLICE</p>
<p>17. LEWD CONDUCT/INDECENT EXPOSURE: Behaviour that is indecent or obscene, e.g., mooning, exposing oneself, sexual misconduct, etc.</p>				<p>MAY NOTIFY POLICE</p>

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<p>18. OBSCENITY OR PROFANITY: Words or gestures that are offensive to accepted standards of decency (oral, written, gestures, or through computer networking communication).</p>				
<p>19. OBSTRUCTION/INTERFERENCE WITH OR INTIMIDATION OF SCHOOL AUTHORITIES: Interfering with the discharge of the official duties of district personnel by intimidation, force, violence, or passive resistance; failure to give name or the correct name.</p>				
<p>20. POSSESSION OF STOLEN PROPERTY: Knowingly receiving, retaining, possessing, concealing, or disposing of stolen property.</p>				<p>MUST NOTIFY POLICE</p>
<p>21. PUBLIC MISCHIEF: Intent to mislead authorities to believe an offence has been committed or to wrongfully accuse another person.</p>				
<p>22. RACISM Discrimination based on the social construct of race, ranging from a private dislike of an individual because of his or her apparent race, to murder and genocide. The social construct of race includes apparent biological differences, but also can include ethnicity, culture, nationality, and even religion. <i>(Source: Canada: Who are we and where are we going? Tony Carrigan Published 2001)</i></p>				<p>MAY NOTIFY POLICE</p>
<p>23. ROBBERY: Taking another's property by force or threat of force.</p>				<p>MUST NOTIFY POLICE</p>
<p>24. TARDINESS: Being late to class or school without a valid excuse.</p>				
<p>25. THEFT: Stealing.</p>				<p>MUST NOTIFY POLICE</p>

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<p>26. THREATS: Knowingly uttering, conveying, or causing in any manner another person to receive a threat to cause bodily harm.</p>	 Refer to Threat Assessment Protocol	 Refer to Threat Assessment Protocol	 Refer to Threat Assessment Protocol	 Refer to Threat Assessment Protocol
<p>27. TRESPASS: Entering or remaining unlawfully in school buildings, property, grounds, or at school-sponsored events or refusing to leave when asked to do so.</p>				
<p>28. TRUANCY: Unexcused absence(s).</p>				
<p>29. VANDALISM/MISCHIEF: Destroying or damaging property, e.g. breaking windows, graffiti, defacing desks or lockers, damaging or destroying other peoples' belongings, interfering with or damaging electronic information systems, etc.</p>				<p style="text-align: center;">MAY NOTIFY POLICE</p>
<p>30. VERBAL ABUSE: Directed at a teacher or at other persons of authority.</p>				
<p>31. WEAPONS AND EXPLOSIVES /INCENDIARY DEVICES /MATERIALS: The District has no tolerance for weapons. Possessing or using weapons, explosives, fireworks, firecrackers, or any other items capable of causing bodily harm, including "fake" weapons that can be perceived as "real" weapons.</p>				<p style="text-align: center;">MAY NOTIFY POLICE</p>

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Approved: 2004-05-04

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Reg. #9410.1