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| **Local Code of Acceptable Behavior and Discipline****A Statute-Board Policy Crosswalk - Effective July 15, 2016** |
| **KRS** | **EXPLANATION** | **POLICY/PROCEDURE** |
| **KRS 158.148** | (1)(a) As used in this section, "bullying" means any unwanted verbal, physical, or social behavior among students that involves a real or perceived power imbalance and is repeated or has the potential to be repeated: 1. That occurs on school premises, on school-sponsored transportation, or at a school-sponsored event; or 2. That disrupts the education process. (b) This definition shall not be interpreted to prohibit civil exchange of opinions or debate or cultural practices protected under the state or federal Constitution where the opinion expressed does not otherwise materially or substantially disrupt the education process. | **09.422/Bullying/Hazing****09.438/Student Discipline Code** |
| **KRS 158.148** | (5)(a) Each local board of education shall be responsible for formulating a code of acceptable behavior and discipline to apply to the students in each school operated by the board. The code shall be updated no less frequently than every two (2) years, with the first update being completed by November 30, 2008.Excerpted from (5)(b)* Superintendent/designee - responsible for implementation and supervision of code
* School Principal - responsible for administration and implementation of code
* School Council - responsible for selection and implementation of appropriate discipline/classroom management techniques to carry out code
* Board - responsible for establishing a process for a two-way communication system for notification of emergencies
 | **02.4241/School Council Policies****05.4/Safety (Facilities)****09.438/Student Discipline Code****09.438 AP.1/Reporting of Code Violations****09.438 AP.21**/**Parent Notification of Code Violation** |
| **KRS 158.148****KRS 158.154****KRS 158.156****KRS 158.444****KRS 525.070****KRS 525.080** | (5)(c) The code shall prohibit bullying.(d) The code shall contain the type of behavior expected from each student, the consequences of failure to obey the standards, and the importance of the standards to the maintenance of a safe learning environment where orderly learning is possible and encouraged. (e) The code shall contain:1. Procedures for identifying, documenting, and reporting incidents of bullying, incidents of violations of the code and incidents for which reporting is required under KRS 158.156;
2. Procedures for investigating and responding to a complaint or a report of bullying or a violation of the code or of an incident for which reporting is required under KRS 158.156, including reporting incidents to the parents, legal guardians, or other persons exercising custodial control or supervision of the students involved;
3. A strategy or method of protecting from retaliation a complainant or person reporting an incident of bullying, a violation of the code or an incident for which reporting is required under KRS 158.156;
4. A process for informing students, parents, legal guardians, or other persons exercising custodial control or supervision, and school employees of the requirements of the code and the provisions of this section and KRS 158.156, 158.444, 525.070, and 525.080, including training for school employees; and
5. Information regarding the consequences of bullying and violating the code and violations reportable under KRS 158.156 or 158.444.
 | **09.4/** **Student Behavior****09.221/Supervision of Students****09.221 AP.1/Supervision of Students****09.2211/** **Employee Reports of Criminal Activity****09.2211 AP.21/Documentation of Reporting Required by Law****09.422/** **Bullying and Hazing****09.422 AP.21/Bullying Reporting Form****09.4281/Grievances****09.42811/Harassment and Discrimination****09.438/Student Discipline Code****09.438 AP.1/Reporting of Code Violations** |
| **Student Discipline Guidelines and Related Policies** |
| **KRS** | **EXPLANATION** | **POLICY/PROCEDURE** |
| **KRS 158.148** | (5)(f) The principal of each school shall apply the code of behavior and discipline uniformly and fairly to each student at the school without partiality or discrimination. | **09.42/Student Conduct****09.431/Due Process****09.42811/Harassment and Discrimination****09.428111/Title IX Sexual Harassment** |
| **Formation of Code - Acceptable Behavior/Discipline Recommendations** |
| **Classroom Management** **Techniques** (identify appropriate discipline and classroom management techniques to carry out the code). | **02.4241/School Council Policies****09.43/Student Disciplinary Processes** |
| **Expected Behavior** (identify types of behavior expected from each student) | **06.34/Conduct on Bus** **06.342/Hazards in and on Bus****08.2323/ Access to Electronic Media****09.4/** **Student Behavior****09.422/Bullying and Hazing****09.423/Use of Alcohol, Drugs and Other Prohibited Substances****09.4232/Tobacco, Alternative Nicotine, or Vapor Products****09.425/Assault and Threats of Violence****09.426/Disrupting the Educational Process****09.4261/Telecommunication Devices****09.427/Dress and Appearance****09.428111/Title IX Sexual Harassment** |
| **Consequences** (identify consequences for failure to obey the standards)**KSBA NOTE**: Many districts develop a sliding scale of consequences based on the severity of the offense. It is recommended that “zero tolerance” penalties be avoided so that staff members are provided sufficient discretion to determine the appropriate response based on the specific facts and to avoid automatic responses that can pose potential due process issues. | **06.34/Conduct on Bus****09.123/Absences and Excuses****09.4294/Driver’s License Revocation****09.428111/Title IX Sexual Harassment****09.432/Detention****09.433/Corporal Punishment****09.434/Suspension****09.4341/Alternative Education****09.435/Expulsion** |
| **Responsibilities** (identify student, parent teacher, counselor, and principal responsibilities) | **09.42/Student Conduct****09.43/Student Disciplinary Processes** |
| **Due Process** (identify procedures for student due process because of school suspension, exceptional children, primary) | **09.428111/Title IX Sexual Harassment 09.431/Due Process****09.434/Suspension****09.4341/Alternative Education****09.435/Expulsion** |
| **Non-Discrimination** (cite reasons why the code of behavior and discipline should be uniformly applied to each student at the school without partiality or unlawful discrimination) | **08.131/Students with Disabilities****09.42811/Harassment/Discrimination****09.428111/Title IX Sexual Harassment** |
| **Communication** (establish procedures for school postings, dissemination to guidance counselors, use in student discussion, inclusion in school handbooks and providing copies for employees and parents) | **09.438/Student Discipline Code** |
| **School Property Incidents** (identify procedures for school property incidents and law enforcement) | **02.31/School Resource Officers****05.48/Weapons****09.421/Care of School and Personal Property****09.436/Search and Seizure****09.4361/Police Officers in the School** |
| **Immediate Removal from the Classroom** (develop procedures for threatening or violent student removal or suspension from the classroom) | **09.425/Assault and Threats of Violence** **09.425 AP.21/Record of Removal** |
| **Student Discipline Guidelines and Related Policies** |
| **Formation of Code - Acceptable Behavior/Discipline Recommendations** |
| **Intervention Strategies** (discipline action up to and including expulsion from school for weapons, drug, assault, and abuse violations) (dropout prevention for requesting districts and KDE dropout reporting requirements) | **05.48/Weapons****08.14/Guidance and Mental Health Service Providers** **08.141/At-Risk Students****09.423/Use of Alcohol, Drugs and Other Prohibited Substances****09.425/Assault and Threats of Violence****09.438/Student Discipline Code** |
| **Other Pertinent Provisions** |
| **KRS** | **EXPLANATION** | **POLICY/PROCEDURE** |
| **KRS 158.148** | (5)(g) A copy of the code of behavior and discipline adopted by the board of education shall be posted at each school. Guidance counselors shall be provided copies for discussion with students. The code shall be referenced in all school handbooks. All school employees and parents, legal guardians, or other persons exercising custodial control or supervision shall be provided copies of the code. | **09.438/Student Discipline Code** |
| **KSBA RECOMMENDATIONS**:* Include contact information (email address, telephone number) for key District and school administrators.
* Include an acknowledgement form for the student and parent to sign and return to school to keep in the student’s file.
* Although there is no requirement to review the code annually, either a committee or a designated administrator should review the annual policy update received from KSBA each spring for code implications.
* Include the code in student handbooks
* Post a copy of the code in the schools and on the District and school websites.
* Request that the Board direct its attorney to review the code each time it is amended.
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