



46 misconduct, and the disciplinary responses if the standards of conduct are not met.

47  
48 ACPS takes a proactive role in nurturing positive student behavior. Social-emotional  
49 learning (SEL) must be a basic component of each school's program of universal  
50 prevention for all students. Effective social-emotional learning helps students develop  
51 fundamental life skills, including:

- 52
- 53 ● Recognizing and managing emotions;
- 54 ● Developing caring and concern for others;
- 55 ● Establishing positive relationships;
- 56 ● Making responsible decisions; and
- 57 ● Handling challenging situations constructively and ethically.

58  
59 When students develop these skills, they experience more positive relationships with  
60 peers, engage in more productive social behaviors, and are less likely to engage in  
61 misconduct.

#### 62 63 **IV. MTSS FRAMEWORK**

64  
65 Utilizing a Multi-Tiered System of Supports (MTSS) is essential to ensuring that the right  
66 supports are in place and that schools are implementing progressive discipline. MTSS is a  
67 comprehensive system that screens all students and provides targeted interventions, as  
68 needed. The goal of these supports is to foster resiliency and the pro-social skills that  
69 students need to succeed in the classroom and beyond.

70  
71 ACPS staff members are also responsible for addressing inappropriate student behaviors  
72 that disrupt learning. Administrators, teachers, counselors, and other school staff are  
73 expected to engage all students in intervention and prevention strategies that address a  
74 student's behavior and discuss these strategies with the student and their  
75 parents/guardians.

#### 76 77 **V. APPLICATION OF POLICY**

78  
79 The ACPS Student Code of Conduct and this policy establish expectations and standards  
80 for student conduct and a list of possible actions for violations of those standards, which  
81 apply to all ACPS students. In accordance with the Code of Virginia, they are enforced  
82 when the student's conduct occurs and the student is

- 83 ● On school property;
- 84 ● Traveling to school or from school;
- 85 ● Traveling to, at, and from bus stops;
- 86 ● In School Board vehicles;
- 87 ● In attendance at any school-sponsored activity; or
- 88 ● Off school property if the conduct, *including online conduct*, substantially  
89 disrupts the learning environment.

90 The School Board and Superintendent biennially review the Virginia Board of Education  
91 (VBOE) Model Code of Student Conduct to incorporate (into this policy and the ACPS

Student Code of Conduct), *a range of discipline options and alternatives* to preserve a safe and non-disruptive environment for effective learning and teaching.

## VI. LEVELED SYSTEM OF DISCIPLINARY RESPONSES AND INSTRUCTIONAL INTERVENTIONS

The Virginia Department of Education’s (VDOE’s) Student Behavior and Administrative Response (SBAR) system of student behavior categories is designed to recognize the impact student behavior has on the school environment and form a framework for identifying behaviors that may negatively impact that environment. They encourage awareness of students’ social-emotional development, emphasize the importance of understanding the effect of behavior, and point the way for developing a plan for improving behavior. The categories are a way to group behaviors in order to apply appropriate, leveled administrative interventions and disciplinary responses to each kind of student behavior. The categories, which are thoroughly reviewed in the ACPS Student Code of Conduct, are:

- **Behaviors that Impede Academic Progress (BAP):** These behaviors impede academic progress of the student or of students. They are typically indicative of the student’s lack of self-management or self-awareness. Sometimes, the student may need help in understanding how the behavior impacts others so training in social awareness may also be indicated.
- **Behaviors Related to School Operations (BSO):** These behaviors interfere with the daily operation of school procedures. Students exhibiting these behaviors may need to develop self-management, self-awareness, or social awareness skills.
- **Relationship Behaviors (RB):** These behaviors create a negative relationship between two or more people that does not result in physical harm. Relationship behaviors affect the whole school community in that the school climate is often a reflection of how people treat one another. Students who exhibit difficulty with relationship behaviors may also have difficulty with the other social-emotional competencies.
- **Behaviors that Present a Safety Concern (BSC):** These behaviors create unsafe conditions for students, staff, and visitors to the school. The underlying reasons for this type of behavior may lie in any of the social-emotional competencies so the administrator should investigate the underlying motivation for the student’s behavior. Training in social awareness and decision-making are usually indicated in any behavior that creates a safety concern.
- **Behaviors that Endanger Self or Others (BESO):** These behaviors endanger the health, safety, or welfare of either the student or others in the school community. Behaviors that rise to this level of severity are often complex. While they are indicative of poor decision-making skills, students who exhibit these

behaviors may also have developmental needs in the other social-emotional competencies.

- **Persistently Dangerous Behaviors (PDB):** These behaviors indicate that the student is in need of interventions and supports. ACPS works with other child-serving agencies to coordinate services for these students.

In alignment with the SBAR system, disciplinary responses to misconduct should start at the lowest possible level reasonably calculated to change the student’s behavior and to minimize the loss of instructional time. Although suspension and expulsion of students is authorized in accordance with Policy JGD/JGE: *Student Suspension/Expulsion*, exclusionary discipline practices should be the action of last resort unless there is extreme disruption of the educational process or behavior that poses a danger to persons or property.

Each school principal has the responsibility and authority to exercise reasonable judgment in enforcing this policy and the Student Code of Conduct. Principals are responsible for ensuring that all students, staff members, and parents/guardians are provided the opportunity to become familiar with this policy and the Student Code of Conduct at the beginning of each school year.

**VII. PARENT/GUARDIAN AND FAMILY INVOLVEMENT AND RESPONSIBILITY**

Each parent/guardian of a student enrolled in ACPS has a duty to assist in enforcing this policy, the Student Code of Conduct and compulsory school attendance laws (Va. Code § 22.1-279.3), in order that education may be conducted in an atmosphere free from disruption and threat to persons or property, and one that is supportive of individual rights. Therefore, this policy, the Student Code of Conduct, a notice of the requirements of Va. Code § 22.1-279.3, and a copy of the compulsory school attendance law, is sent to all parents/guardians within one calendar month of the opening of schools simultaneously with any other materials customarily distributed at that time. A statement for the signature of the parent/guardian acknowledging the receipt of this policy, the Student Code of Conduct, the requirements of Va. Code § 22.1-279.3, and the compulsory school attendance law is also sent. The statement also acknowledges the receipt of state law concerning parent/guardian assistance in maintaining discipline and order. Parents/guardians are notified that by signing the statement of receipt, they are not deemed to waive, but expressly reserve, their rights protected by the constitution or laws of the United States or Virginia. Each school maintains records of the signed statements.

The school principal may request the student’s parent/guardian (or parents/guardians, if both have legal and physical custody), to meet with the principal or designee to review this policy, the Student Code of Conduct and the parent’s/guardian’s (or parents’/guardians’) responsibility to participate with the school in disciplining the student and maintaining order, to ensure the student’s compliance with compulsory school attendance law and to discuss improvement of the child’s behavior, school attendance and educational progress.

183  
 184 ACPS publishes the Student Code of Conduct described above and the notice required  
 185 under Section 22.1-279.3 of the Code of Virginia annually. This publication also contains  
 186 the attendance regulations, bus regulations, information on search and seizure, the  
 187 procedure for suspension and expulsion, and all required notifications including Title IX  
 188 Non-Discrimination and a Federal Education Rights and Privacy Act (FERPA) notice. All  
 189 employees who are in contact with students receive a copy of the Student Code of  
 190 Conduct.

191  
 192 **VIII. NOTIFICATION TO PARENTS/GUARDIANS AND FAMILIES**

193  
 194 The school principal or designee may notify the parents/guardians of any student who  
 195 violates a School Board policy, the Student Code of Conduct, or the compulsory  
 196 attendance requirements when such violation could result in the student's suspension or  
 197 the filing of a court petition, whether or not the school administration has imposed such  
 198 disciplinary action or filed such petition. The notice states (1) the date and particulars of  
 199 the violation; (2) the obligation of the parent/guardian to take actions to assist the school  
 200 in improving the student's behavior and ensuring compliance with compulsory school  
 201 attendance; and (3) that, if the student is suspended, the parent/guardian may be required  
 202 to accompany the student to meet with school officials; and (4) that a petition with the  
 203 juvenile and domestic relations court may be filed under certain circumstances to declare  
 204 the student a child in need of supervision.

205  
 206 The principal or designee notifies the parent/guardian of any student involved in an  
 207 incident required to be reported to the Superintendent and the Virginia Board of  
 208 Education (VBOE) as described in Policy CLA: *Reporting Acts of Violence and*  
 209 *Substance Abuse.*

210  
 211 If a parent/guardian fails to comply with the requirements of this policy, the School  
 212 Board may ask the Juvenile and Domestic Relations Court to proceed against the  
 213 parent/guardian in accordance with the requirements of the Code of Virginia.

214  
 215 A parent, guardian or other person having control or charge of a student is notified in  
 216 writing of any disciplinary action taken with regard to any incident upon which an  
 217 adjudication of delinquency or conviction for an offense listed in Va. Code § 16.1-260.G  
 218 was based and the reasons therefor. The parent or guardian is also notified of the  
 219 parent's/guardian's right to review, and to request an amendment of, the student's  
 220 scholastic record, in accordance with Virginia Board of Education (VBOE) regulations  
 221 governing the management of scholastic records.

222  
 223 **IX. PREVENTION, INTERVENTION, AND TREATMENT ACTIVITIES AND**  
 224 **PROGRAMS**

225  
 226 Any student involved in a reportable drug or violent incident, as described in Policy  
 227 CLA: *Reporting Acts of Violence or Substance Abuse*, participates in prevention and  
 228 intervention activities deemed appropriate by the Superintendent or designee. prevention

229 plan.

230

231 To support students with appropriate interventions, ALL students who violate Policy  
232 JFCF/JFCI: Alcohol and Other Drugs (AOD) in Schools will be eligible for referral to  
233 Substance Abuse (SA) services.

234

235 In alignment with Va. Code § 22.1-277.2:1, ACPS requires any student involved in Code  
236 of Conduct violations related to alcohol or drug use or distribution to be referred to SA  
237 Services for evaluation and/or assessment for drug or alcohol abuse or both. If  
238 recommended by the SA Counselor (SAC) and with the consent of the student's  
239 parent/guardian, the student may be referred to participate in a community-based  
240 treatment program.

241

242 **X. PROHIBITED CONDUCT**

243

244 In accordance with the Code of Virginia, the following conduct is prohibited. Students  
245 engaging in such conduct are subject to disciplinary responses in alignment with the  
246 SBAR system.

247

248 **Bullying and Use of Electronic Means for Bullying (Cyberbullying)**

249

250 Bullying is prohibited. "**Bullying**" means any aggressive and unwanted behavior that is  
251 intended to harm, intimidate, or humiliate the victim; involves a real or perceived power  
252 imbalance between the aggressor or aggressors and victim; and is repeated over time or  
253 causes severe emotional trauma. "Bullying" includes cyber bullying. "Bullying" does not  
254 include ordinary teasing, horseplay, argument or peer conflict.

255

256 **Gang Activity**

257

258 Gang activity, as defined in Policy JFCE: *Gang Activity or Association*, is prohibited.

259

260 **Harassment**

261

262 As provided in Policy JFHA/GBA: *Prohibition Against Harassment, Bullying, Hostile*  
263 *Work Environment and Retaliation*, students are prohibited from harassing other students,  
264 school staff, volunteers, student teachers or any other person present in school facilities or  
265 at school functions.

266

267 **Hazing**

268

269 Hazing is prohibited.

270

271 **Hazing** means to recklessly or intentionally endanger the health or safety of a student or  
272 students or to inflict bodily harm on a student or students in connection with or for the  
273 purpose of initiation, admission into or affiliation with or as a condition for continued  
274 membership in a club, organization, association, fraternity, sorority, or student body

275 regardless of whether the student or students so endangered or injured participated  
276 voluntarily in the relevant activity.

277  
278 **Intentional Injury of Others**

279 Students are prohibited from intentionally injuring others.  
280

281  
282 **Self-defense**

283  
284 Whether a student acted in self-defense is considered when the student’s conduct is  
285 evaluated for disciplinary action.

286  
287 **Threats: Intimidation**

288  
289 Students are prohibited from making any verbal, written or physical threat of bodily  
290 injury to another person.

291  
292 **Trespassing**

293  
294 Students, including students who have been suspended or expelled, are subject to  
295 disciplinary action for trespassing on school property

296  
297 **Use and/or Possession of Alcohol, Tobacco Products, Nicotine Vapor Products,**  
298 **Anabolic Steroids, and Other Drugs**

299  
300 Students are prohibited from possessing, using, or distributing any of the restricted  
301 substances listed below on school property, on school buses or during school activities,  
302 on or off school property.

303  
304 Students are prohibited from attempting to possess, use, consume, procure and/or  
305 purchase, any of the restricted substances listed below or what is represented by or to the  
306 student to be any of the restricted substances listed below or what the student believes is  
307 any of the restricted substances listed below.

308  
309 Students are prohibited from being under the influence of any of the restricted substances  
310 listed below, regardless of whether the student’s condition amounts to legal intoxication.

311  
312 **Restricted substances** include but are not limited to alcohol, tobacco products as defined  
313 in Policy JFCH: *Tobacco Products and Nicotine Vapor Products*, nicotine vapor products  
314 as defined in Policy JFCH, inhalant products, and other controlled substances defined in  
315 the Drug Control Act, Chapter 15.1 of Title 54 of the Code of Virginia, such as anabolic  
316 steroids, stimulants, depressants, hallucinogens, marijuana, imitation and look-alike  
317 drugs, drug paraphernalia and any prescription or non-prescription drug possessed in  
318 violation of School Board policy.

319  
320 In addition to any other consequences which may result, a student who is a member of a

321 school athletic team will be ineligible for two school years to compete in interscholastic  
322 athletic competition if the school principal and the Superintendent determine that the  
323 student used anabolic steroids during the training period immediately preceding or during  
324 the sport season of the athletic team, unless such steroid was prescribed by a licensed  
325 physician for a medical condition.

326  
327 **Use of Profane or Obscene Language and Conduct**

328  
329 Students are prohibited from using profane or obscene language or engaging in profane  
330 or obscene conduct.

331  
332 **Vandalism**

333  
334 Students are prohibited from vandalizing school property and the property of any ACPS  
335 staff member or any other person.

336  
337 The School Board may recover damages sustained because of the willful or malicious  
338 destruction, or damage to, public property pursuant to Policy ECAB: *Vandalism*.

- 339
- 340 Adopted: December 5, 1996
- 341 Amended: July 10, 1997
- 342 Amended: July 9, 1998
- 343 Amended: July 6, 2000
- 344 Amended: June 21, 2001
- 345 Amended: June 19, 2003
- 346 Amended: June 15, 2004
- 347 Amended: July 1, 2005
- 348 Amended: June 15, 2006
- 349 Amended: July 1, 2011
- 350 Amended: December 19, 2013
- 351 Amended: June 18, 2015
- 352 Amended: December 16, 2021

353  
354 Legal Refs.: Code of Virginia, 1950, as amended, §§ 16.1-260, 18.2-308, 18.2-308.7,  
355 22.1-23.3, 22.1-78, 22.1-200.1, 22.1-253.13:7.C.3; 22.1-254, 22.1-276.3,  
356 22.1-277, 22.1-277.08, 22.1-277.2, 22.1-279.1, 22.1-279.3, 22.1-279.3:1,  
357 22.1-279.6.

358  
359 *Model Guidance for Positive and Preventive Code of Student Conduct Policy and*  
360 *Alternatives to Suspension*, Virginia Board of Education, January 2019.

- 361
- 362 Cross Refs.: CLA Reporting Acts of Violence and Substance Abuse
- 363 EBB Threat Assessment Teams
- 364 ECAB Vandalism
- 365 IIBEA/GAB Responsible Computer System Use
- 366 JFCF/JFCI Alcohol and Other Drugs (AOD) in Schools



367	JFG	Search and Seizure
368	JFHA/GBA	Prohibition Against Harassment, Bullying, Hostile or Abusive
369		Work Environment and Retaliation
370	JGA	Corporal Punishment
371	JGD/JGE	Student Suspension/Expulsion
372	JGDA	Disciplining Students with Disabilities
373	JGDB	Disciplining Students with Disabilities for Infliction of Serious
374		Bodily Injury
375	JN	Student Fees, Fines, and Charges