

Policy No. 443
Student Conduct and Discipline

Policy

Members of the CSCS community recognize and accept its responsibility to create, foster and maintain an orderly and safe school environment conducive to teaching and to the learning processes. Every member of the school community is expected to cooperate in this central mission. Staff, including administrators and teachers, must use their training, experience and authority to create a school where effective learning is possible. Students are expected to come to school, ready and willing to learn. Parents/guardians should be aware of their children's activities, performance and behavior in school and are asked to cooperate and consult with the school to prevent or address problems.

CSCS will work under the guidance of the Clark Street Community School Culture and Climate Agreement, which is consistent with the MCPASD Student Code of Conduct. This agreement will be read and signed by each CSCS student and their parent/guardian on admission to CSCS.

At CSCS, we believe strongly in keeping students in school and in their classrooms whenever possible and have made a commitment to not using exclusionary discipline (i.e removal from classroom, in or out of school suspension, etc). When the behavior of one or more members of our community has a negative impact on other members of our community, we will commit our energy to doing the following:

- Understanding the needs of all involved and creating plans to support all members of the community without limiting access to instruction or the support of the community.
- Understanding deeply the purpose of the problematic behavior and working to meet that need in a manner which does not cause harm.
- Using a restorative approach to repair harm, to restore all members to the community, and to strengthen the community as a whole.

At times, state law or the significant threat presented by the behavior may require the use of exclusionary discipline and/or the potential involvement of law enforcement. Circumstances which require these responses may include, but may not be limited to:

Weapons (including look-alikes), Sexual assault, Distribution/possession or use of controlled substance (including look-alikes), Arson, Unauthorized access and/or destruction of electronic data, Significant property destruction, Physical assault, Bomb, Threats, Intentional fake fire alarm, "Felony" theft, Serious threats/significant harassment

Threats of School Related Violence

While our goal is to approach behavior challenges with our internal systems of support, Wisconsin Act 143 mandates the reporting of serious threats of school violence. All school staff are considered mandatory reporters and must immediately contact law enforcement if they believe there is a serious threat of school violence. For more information on Wisconsin Act 143, see <https://www.doj.state.wi.us/office-school-safety/school-safety-resources>

Surrender for Safety

Surrender for safety acknowledges that students make mistakes and may unintentionally bring inappropriate items to school. If a student realizes they are in possession of an inappropriate item while in

school, they are asked to immediately report this to the office. If they voluntarily surrender the item to school staff before being asked about the item or being discovered to be in possession of the item and before anyone has been threatened or harmed by the item in their possession, school staff will work with the student and family to develop an education and support plan to ensure the safety of all students rather than using a consequence based approach.

Reducing and Responding to Sexual Violence and Sex-Based Harassment

Title IX of the Education Amendments of 1972 outlines that Title IX protects students, employees, and other persons from all forms of sex discrimination, including discrimination based on gender identity or failure to conform to stereotypical notions of masculinity or femininity. All students (as well as other persons) in public schools are protected by Title IX-regardless of their sex, sexual orientation, gender identity, part-or full-time status, disability, race, or national origin-in all aspects of a recipient's educational programs and activities.

At CSCS we will:

- Proactively work to build and maintain an educational environment which is safe and welcoming for all.
- Proactively teach students about the expectations related to Title IX.
- Investigate concerns related to sexual harassment and/or sexual violence.
- Take prompt steps which are reasonably calculated to end harassment, eliminate a hostile environment, prevent harassment from recurring, and, as appropriate, remedy its effects when an investigation indicates that these steps are warranted.

Attendance

According to the Middleton Cross Plains Area School District policy, a student may be excused by a parent/guardian for up to 10 days in a school year. School initiated absences are marked as excused absences. If a student is currently attending the Middleton Cross Plains Area School District as a non-resident through Open Enrollment, their Open Enrollment status may be revoked due to truancy pursuant to the terms of the District's Open Enrollment policy and procedure.

In accordance with state law (WI State Statute 118.15), any person having under his/her control any child between six and 18 years of age or enrolled in 5 year old kindergarten shall cause the child to attend school regularly during the full period and hours that school is in session until the end of the term, quarter or semester in which the child becomes 18 years of age, unless he/she has a legal excuse, falls under one of the exceptions in state law, or has graduated from high school.

Addressing attendance concerns at CSCS:

At CSCS, when an absence is necessary, parents or guardians must notify the school or attendance line by 9:00 am on the day of the absence. If parents or guardians do not call the school when the student is absent, an automated call will be made to the home or work phone number listed in Infinite Campus..

1. The attendance line is: 608-829-9050
2. CSCS Main Office line is: 608-829-9640
3. Parents/guardians can monitor their child's attendance on Infinite Campus.

Clark Street aims to address student attendance, including absences and tardies, in a non-punitive way because the connection that students have to school is critical to student academic and social/emotional progress, and we want to put supports in place that build on that connection. The following may apply:

1. The student's advisor will contact the parent/guardian to check-in about how the student is doing and how the school can support the student in returning.
2. The CSCS student services team will monitor the student's attendance work with the student and family to make a plan to address the attendance concerns. This may include:
 - a. Re-engaging in the school community through any of the restorative practices or positive behavior interventions and supports listed above,
 - b. Connecting the student and/or parent/guardian to resources in the community,
 - c. Making a plan to connect in a neutral location,
 - d. Making a revised schedule for the student, and/or
 - e. Exploring other options for the student to obtain their secondary education

Harassment and Bullying

Harassment is any physical, verbal or psychological conduct, by any person, that disrupts or interferes with a student's school performance, or which creates an intimidating, hostile or offensive learning environment. Harassment may include, but is not limited to, verbal, physical, visual or sexual harassment.

Bullying is any conscious, willful, or deliberate act or attempted act, through the use of words or actions, which is intended to cause physical injury, emotional distress/suffering or property damage or which impacts the learning environment. Bullying often involves an imbalance of power and is typically repeated over time.

Although bullying and harassment sometimes overlap, not all bullying is harassment and not all harassment is bullying. Harassment takes place when someone discriminates against another on the basis of a protected class, such as sex, race, color, national origin, ancestry, creed, pregnancy, marital or parental status, sexual orientation, gender expression, gender identity, or physical, mental, emotional or learning disability.

Addressing harassment and bullying concerns at CSCS:

Our mission, vision, guiding principles and practices help us create a school community based on the pillars of safety, trust, collaboration, empowerment and choice. When students engage in harassment and bullying, the following steps may apply:

1. Staff will work with the student on the receiving end of the bullying and harassment to determine their needs and to ensure they have a voice in addressing the concern.
2. Staff will work with the student who is engaging in the harassment and bullying to understand the purpose of the problematic behavior and create a plan to support the student, including making sure that they are able to continue to access instruction.
 - a. Staff will address the concern through any of the positive behavior interventions, strategies and intensive supports outlined above.
3. Restorative practices including conversations and circles may be used to address the bullying or harassment. Because bullying often includes an imbalance of power, using these practices requires a significant amount of pre-conferencing with all individuals involved in order to ensure

moving forward using these practices does not cause greater harm. In these situations, a student on the receiving end of the bullying or harassment will be able to self-determine if this approach will work for them. In situations where the student on the receiving end of the bullying or harassment does not want to participate in a restorative experience, we will work with the student who is perpetuating the bullying or harassment to develop a plan to repair the harm to the community in a manner which honors the other student's wishes.

Alcohol and Other Drug Abuse

When students are under the influence of alcohol or other drugs, they cannot be fully engaged learners at the level we expect at CSCS. In addition, due to the many different learning experiences students have the opportunity to participate in at CSCS, a student under the influence of alcohol or other drugs presents a safety concern for all involved in any given experience. We recognize that student drug and alcohol abuse is a health concern. Although there may be legal consequences to using or abusing alcohol or drugs, our approach is to assist students and families in addressing this concern.

Addressing alcohol, nicotine, and other drug use and abuse at CSCS:

1. The following steps may apply for any student using, possessing, buying or selling alcohol, tobacco/nicotine or other smoking products, controlled substances, drug paraphernalia including vaping devices or other nicotine inhalers (ex.: Juul, e-cig, etc.) or performance enhancing drugs, or abusing prescription drugs or legal substances (caffeine/ephedrine pills, nitrous oxide, aerosols) on school premises, on school buses or while participating in school-sponsored activities:
 - A. If a student is suspected of being under the influence or in possession of any of the above substances, the student's parent or guardian will be notified.
 - a. The student may be allowed to remain in the office for the remainder of the day unless the student's behavior is disruptive to the school community. In this case, the student will not be allowed to remain in school for the remainder of the day.
 - b. A student or their belongings may be searched by a designated school official.
 - B. The parent/guardian and student must schedule a meeting with the Principal and School Social Worker to address the concerns.
2. A student who makes the choice to engage in using, possessing, or buying alcohol, tobacco/nicotine or other smoking products, or other drugs on school premises, on school buses or while participating in school-sponsored activities has an impact on their own health and learning, as well as on the school community. Restoration and returning to the school community may include any of the restorative practices or positive behavior interventions outlined above.
3. Recommendations will be made to access resources to assess and address the alcohol or other drug abuse concern which may include:

- A. Meeting with School Social Worker (SSW) in order to complete a brief assessment and intervention using the SBIRT model (Screening/Brief Intervention and Referral to Treatment).
- B. The SSW may recommend completing an alcohol or other drug use assessment by an outside provider, depending on a family's insurance coverage. The assessment will determine the degree of the concern and will make the appropriate follow up recommendations.
- C. Signing a release of information for the SSW for the purpose of collaboration with the assessment agency and/or with the recommended treatment provider in order to support the student.

CSCS shall not discriminate in standards and rules of behavior or disciplinary actions, including student harassment, suspension or expulsion, on the basis of sex, race, religion, national origin, ancestry, pregnancy, marital status, sexual orientation, gender identity or expression, physical, mental, emotional or learning disability or handicap. Discrimination complaints shall be processed in accordance with established procedures.

LEGAL REF.:

Sections 118.13 Wisconsin Statutes

118.164

118.257

120.13(1)

121.52(2)

PI 9.03(1), Wisconsin administrative Code

CROSS REF.:

343.4, Videotaping and/or Photographing of Students

347, Student Records

363.1, Acceptable Use of the Internet and Other Computer-Related Technologies

370, Co-Curricular Activities

371, School Clubs/Organizations

411, Equal Educational Opportunities

431, Student Attendance

440, Student Rights and Responsibilities

443.1, Student Dress Code

443.4, Student Alcohol and Other Drug Abuse

443.5, Student Use and/or Possession of Two-Way Communication Devices

443.7, Youth Gangs

445, Student Involvement with Law Enforcement Personnel at School

446, Student Searches

446.1, Locker Searches

447.1, Corporal Punishment/Use of Physical Force by Staff

447.3, Student Suspension/Expulsion

455.1, Supervision of Students

720, Safety Program

751, Student Transportation Services

832, Weapons on School Premises
Student Code of Conduct
Athletic/Activities Code Handbook

Exhibits:

No Exhibits

Last Revised MCPASD:

December 2004

Revised and Adopted CSCS:

August 2012

Last Revised CSCS:

March 2020