

Policy Console - WSSDA

Policy: 3241
Section: 3000 - Students

Student Discipline

Introduction/Philosophy/Purpose

The board focuses on the educational achievement of every student. The district holds high expectations for all students and gives all students the opportunity to achieve personal and academic success. The board intends that this policy and procedure be implemented in a manner that supports a positive school climate, maximizes instructional time, and increases equitable educational opportunities.

The purposes of this policy and accompanying procedure include:

1. Providing a safe and supportive learning environment for all students.
2. Providing due process to students.
3. Implementing culturally responsive discretionary and nondiscretionary discipline policies and procedures that provide opportunity for all students to achieve personal and academic success.
- 1.4. Engaging with school personnel, students, parents, families, and the community in decisions related to the development and implementation of discipline policies and procedures.
- 2.5. Ensuring fairness and equity in the administration of discretionary and nondiscretionary discipline. Supporting students in meeting behavioral expectations, including providing for early involvement of parents and families.
- 3.6. Administering discretionary discipline in ways that respond to the needs and strengths of students, support students in meeting behavioral expectations, and keep students in the classroom to the maximum extent possible.
- 4.7. Providing educational services that students need to complete their education without disruption.
5. Facilitating collaboration between school personnel, students, parents, and families to support successful reentry into the classroom following a suspension or expulsion.
6. Ensuring fairness, equity, and due process in the administration of discipline.
7. Implementing culturally responsive discipline that provides every student the opportunity to achieve personal and academic success.
8. Providing a safe environment for all students and for district employees.

Rights and Responsibilities/District Commitment

The board recognizes the negative and disproportionate impact of exclusionary discipline practices and is committed to:

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- 1. Identifying and addressing discipline policies and practices that perpetuate educational opportunity gaps; and
- 2. Proactively implementing discipline practices that support students in meeting behavioral expectations without losing access to instruction.

Students' Fundamental Rights

The district will observe students' fundamental rights and will administer discipline in a manner that does not:

1. Unlawfully discriminate against a student on the basis of sex, race, creed, ethnicity, religion, color, national origin, sexual orientation, gender expression, gender identity, homelessness, immigration or citizenship status, the presence of any sensory, mental, or physical disability, neurodivergence, or the use of a trained dog guide or service animal by a person with a disability is prohibited.

Commented [A1]: These changes are based on WAC 392-400-010.

Commented [A2]: This language is not legally required and was removed.

Commented [A3]: These changes come from WAC 392-400-805.

Commented [A4]: These changes are based on HB 1296. However, it's worth noting that WAC 392-400-805, which outlines students' fundamental rights, has not been updated to include these new categories.

2. Deprive a student of the student's constitutional right to freedom of speech and press, the constitutional right to peaceably assemble and to petition the government and its representatives for a redress of grievances, the constitutional right to the free exercise of religion and to have the student's school free from sectarian control or influence, subject to reasonable limitations upon the time, place, and manner of exercising the right.
3. Deprive a student of the student's constitutional right to be secure in the student's person, papers, and effects against unreasonable searches and seizures.
4. Unlawfully interfere in a student's pursuit of an education while in the custody of the school district; or
5. Deprive a student of the student's right to an equal educational opportunity, in whole or in part, by a school district without due process of law.

Student Responsibilities

This district's student discipline policy and procedure ~~are is~~ designed to provide students with a safe, healthy, and educationally sound environment. Students are expected to be aware of and comply with ~~theis~~ policy and procedure, including behavioral expectations that respect the rights, ~~person,~~ and property of others. Students are also expected to pursue the required course of studies. Students and staff are expected to work together to develop a positive climate for learning, consistent with Board Policy 3112 – Social Emotional Climate ~~[Adjust name and number of policy as accurate for your district].~~

Development and ~~r~~Review

~~The district will develop and periodically review a discretionary and nondiscretionary discipline policy and procedure with the participation of school personnel, students, parents, families, and the community. During the development and review, the district must use disaggregated data collected under RCW 28A.300.042 to monitor the impact of the district's discipline policy, procedure, and practices and update its policy and procedure to improve fairness and equity in the administration of discipline.~~

Commented [A5]: Wording comes directly from WAC 392-400-110(2)(a)–(b).

~~The policy and procedure will be developed in accordance with WAC 392-400-110.~~

~~Accurate and complete reporting of all disciplinary actions, including the associated student-level information and behavioral violations, is essential for effective review of this policy; therefore, the district will ensure such reporting.~~

~~The district will collect data on disciplinary actions administered in each school, as required by RCW 28A.300.042, and any additional data required under other district policies and procedures.~~

~~The district will ensure that school principals confer with certificated building employees at least annually to review the district's discipline standards and review the fidelity of their implementation.~~

~~School principals will ensure teachers and other school personnel receive adequate support to effectively implement a continuum of identified best practices and strategies that:~~

- ~~1. Focus on prevention to reduce the use of exclusionary discipline practices;~~
- ~~2. Allow the exercise of professional judgment and skill sets; and~~
- ~~3. May be adapted to individual student needs in a culturally responsive manner.~~

~~School principals will confer with certificated building employees at least annually to establish criteria for when certificated employees must complete classes to improve classroom management skills.~~

~~The district will periodically review and further develop this policy and procedure with the participation of school personnel, students, parents, families, and the community. As part of this development and review process, the district will use disaggregated data collected under RCW 28A.300.042 to monitor the impact of student discipline practices as well as to improve fairness and equity in the administration of student discipline.~~

~~Discipline data must be disaggregated by:~~

- ~~1. School,~~
- ~~2. Student groups, including by gender, grade level, race/ethnicity (including further disaggregation of federal race and ethnicity categories in accordance with RCW 28A.300.042(1)~~

and CEDARS Appendices Y and Z), low-income, English language learner, migrant, special education, Section 504, foster care, and homeless.

3. Behavioral violation.

4. Discipline types, including classroom exclusion, in-school suspension, short-term suspension, long-term suspension, emergency removal, and expulsion.

The District will follow the practices outlined in guidance from the Race and Ethnicity Student Data Task Force when disaggregating broader racial categories into subracial and subethnic categories. The District will consider student program status and demographic information (i.e., gender, grade-level, low-income, English language learner, migrant, special education, Section 504, foster care, and homeless) when disaggregating student race and ethnicity data to identify any within-group variation in school discipline experiences and outcomes of diverse student groups. This process may include reviewing data to prevent and address discrimination against students in protected classes identified in chapters 28A.640 and 28A.642 RCW, however, the District will ensure it reviews disaggregated discipline data in accordance with WAC 392-190-048 at least annually.

Distribution of Policies and Procedures

The district will make the current version of this policy and procedure available to families and the community. The district will annually provide this policy and procedure to all district personnel, students, parents, and families, which may require language assistance for students and parents with limited-English proficiency under Title VI of the Civil Rights Act of 1964.

The district will ensure district employees and contractors are knowledgeable of this student discipline policy and procedure.

Application

This policy and accompanying procedure will be construed in a manner consistent with Washington law as stated in WAC 392-400-020.

Cross References:

2121 - Substance Abuse Program
2161 - Special Education and Related Services for Eligible Students
2162 - Education of Students With Disabilities Under Section 504 of the Rehabilitation Act of 1973
3122 - Excused and Unexcused Absences
3210 - Nondiscrimination
3244 - Prohibition of Corporal Punishment
3520 - Student Fees, Fines, or Charges
4210 - Regulation of Dangerous Weapons on School Premises
4218 - Language Access

Legal References:

42 U.S.C. 2000d et seq. Civil Rights Act of 1964
34 CFR Part 100.3 Regulations implementing Civil Rights Act of 1964
Chapter 392-400, WAC ~~Pupils~~ **Student Discipline**
WAC 392-190-048 Access to course offerings ~~□□□~~ **Student discipline and corrective action**
Chapter 28A.320, RCW Provisions ~~a~~ **Applicable to all districts**
Chapter 28A.600 RCW, **Students**
RCW 28A.400.110 Principal to assure appropriate student discipline ~~□□□~~ **Building discipline standards** ~~□□□~~ **Classes to improve classroom management skills**
RCW 28A.400.100 Principals and vice principals ~~□□□~~ **Employment of** ~~□□□~~ **Qualifications** ~~□□□~~ **Duties**

Chapter 28A.225, RCW Compulsory ~~s~~School ~~a~~Attendance and
~~a~~Admission

RCW 28A.150.240 Certificated teaching and administrative staff as
accountable for classroom teaching—~~□□□~~Scope—~~□□□~~
Responsibilities—~~□□□~~Penalty

RCW 9.41.280 Possessing dangerous weapons on school facilities—
~~□□□~~Penalty—~~□□□~~Exceptions

Management Resources:

- 2010 - June Issue
- 2014 - August Issue
- 2014 - December Issue
- 2016 - July Policy Issue
- 2018 - ~~August 2018~~—August Policy Issue
- 2019 - ~~April~~—April Policy Alert

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