

MEMORANDUM

TO: NWABSD Board of Education
Members

DATE: August 30, 2023

NUMBER: 24-016

FR: Office of the Superintendent

SUBJECT: Approval of Proposed
Revisions to BP 5131.41,
Students, Violent and
Aggressive Conduct;
Second Reading

STRATEGIC PLAN/BOARD GOAL:

Improve Stakeholder Communication.

ABSTRACT:

Board policy revisions require Board approval.

ISSUE:

At issue is to approve the second reading of the proposed revisions to BP 5131.41, Students, Violent and Aggressive Conduct.

BACKGROUND AND/OR PERTINENT INFORMATION:

The Superintendent/designee presents drafts or suggestions for board policy revisions when changes in law occur or when specific need occurs. Policy revisions shall normally be given two readings prior to adoption by the Board. This is the second reading of the proposed revisions to BP 5131.41, Students, Violent and Aggressive Conduct.

No public comment was given on this board policy. The Board Policy Committee reviewed the proposed changes and recommends approval.

ALTERNATIVES:

1. Approve the second reading to the proposed revisions to BP 5131.41, Students, Violent and Aggressive Conduct as presented;
2. Do not approve second reading to the proposed revisions to BP 5131.41 as presented;
3. Take no final action.

ADMINISTRATION'S RECOMMENDATION:

The administration recommends the Board approve the second reading to the proposed revisions to BP 5131.41, Students, Violent and Aggressive Conduct as presented.

BP 5131.41 VIOLENT AND AGGRESSIVE CONDUCT

Students and staff have the right to feel safe and secure in their classrooms and while on school property or at school events. There are certain behaviors that, if tolerated, would quickly destroy the safe learning environment to which the students and staff are entitled. These behaviors, categorized as violent and aggressive, will not be tolerated and will result in immediate corrective action. The Superintendent shall develop procedures for the reporting of violent and aggressive behavior to appropriate law enforcement authorities.

(cf. 3515 - School Safety and Security)

(cf. 5142 - Safety)

Violent and aggressive acts include, but are not limited to, possession, threat with or use of a weapon; physical assault; verbal abuse; intimidation; extortion; bullying; gang participation; harassment; stalking; defiance; and racial slurs.

(cf. 5131.1 - Bus Conduct)

(cf. 5131.4 - Campus Disturbances)

(cf. [5131.43 - Harassment, Intimidation and Bullying](#))

(cf. [5131.7 - Weapons and Dangerous Instruments](#))

(cf. 5136 - Gangs)

(cf. 5144 - Discipline)

(cf. 5144.1 - Suspension and Expulsion/Due Process)

Note: The following optional provision requires that students engaging in violent or aggressive conduct be placed on a behavior management plan. Many researchers, policy analysts and educators caution that long-term exclusion from school does not solve the problem of youth violence, but only shifts the problem away from the classroom to neighborhoods and frequently to the area near the schools. Accordingly, this provision provides an alternative for working with disruptive or violent students which attempts to provide necessary supports to facilitate continued participation within the regular school setting. The **School** Board could substitute alternatives to a behavior management plan such as counseling.-

All acts of violence and aggression shall result in those involved being placed on a compulsory behavior management plan. In addition to this plan, each situation shall result in specific consequences, determined by the seriousness of the act, including consideration of expulsion from school for acts of a serious or chronic nature. The

Superintendent or designee shall establish procedures for development of behavior management plans. Plan development should include input from the affected student's parent/guardian, teacher(s), ~~principal~~administrator, and other individuals as appropriate.

Legal Reference:

UNITED STATES CODE

Gun-Free Schools Act of 1994, [20 U.S.C. §8921](#)

Individuals with Disabilities Education Act, [20 U.S.C. § 1400](#) et seq.

ALASKA STATUTES

[11.41.100-11.41.530](#) *Offenses Against the Person*

[11.61.210](#) *Misconduct involving weapons in the fourth degree*

[11.81.900](#) *Definitions*

[14.03.160](#) *Suspension or expulsion of students for possessing weapons*

Harassment in the second degree

ALASKA ADMINISTRATIVE CODE

[4 AAC 07.010 - 4 AAC 07.900](#) *Student Rights and Responsibilities*

Revised: (Date of Revision)

Adopted: April 28, 2004

Northwest Arctic Borough School District