

Tupper Lake Middle/High School



Student Discipline Code 2023-24

Foundation:

It is the School District's belief that each student be treated as a person who is responsible for his/her own behavior. The school administration will assist each student in this program of personal responsibility with sensible rules of conduct, focusing on safety and respect for the rights and property of others and consistently applied in the classrooms, throughout the school, on school grounds, on the bus, and on any school sponsored activities. Students who choose not to accept this responsibility and who act in a way that compromises the safety and well-being of themselves or others must accept consequences of those choices and more regulated supervision.

Discipline is secondary to positive behavioral change, and as such it is most effective when it deals directly with the problem at the time and place it occurs, and in a way that is fair and impartial. Therefore, before seeking outside assistance, teachers will first use all their resources to create a change of behavior. When the teacher has made every effort to bring about positive behavioral change, and has been unsuccessful, the student will be referred to the administration. Once done, the administration assumes the role of deciding what further action will be taken in accordance with this discipline code. When necessary, disciplinary action will be firm, fair, and consistent in order to be most effective in changing behavior.

Infraction/Consequences

Infraction: Late to School			
Expectation: We expect students to arrive on time for school. Tardiness to school is defined as failure to be in the classroom when the opening bell rings. (Physical education teachers will set and communicate expectations for readiness.)			
Progression of Consequences			
1st incident within a 10 week period	2nd incident within a 10 week period	3rd incident within a 10 week period	Additional incidents within a 10 week period
Warning 30 minute detention	Warning 60 min. Detention	Referral to Administration 120 min. Detention Parent Notification	Referral to Administration 120 min Detention Hall Restriction

Infraction: Skipped Class		
Expectation: We expect each student to follow his/her assigned schedule. A class cut is defined as an unexcused absence or an unexcused tardiness of more than twenty minutes from any class period in the school day, including lunch and study halls. An eighty-minute class is considered 2 class cuts.		
Progression of Consequences		
1st incident	2nd incident	Additional Incidents
60 min detention (30 mins with teacher followed immediately by 30 mins in detention room)	Referral to Administration 2- 60 min detentions Parent Notification	Referral to Administration 1 day ISS Parent Notification

Infraction: Skipped Tutorial

Expectation: The school day at Tupper Lake Middle/High School officially ends at 2:40 p.m., and the tutorial period from 2:15 – 2:40 is part of the expected daily schedule. We expect each student to report to tutorials when requested by his/her teacher. In the event that another teacher has assigned a tutorial session, it is the responsibility of the student to notify the teachers and schedule a tutorial session on an alternate day in addition to the tutorial assigned by the first teacher.

Progression of Consequences

1st incident	2nd incident	Additional Incidents
60 min detention (30 mins with teacher followed immediately by 30 mins in detention room) Parent Notification by Teacher	Referral to Administration 120 min detention Parent Notification	Referral to Administration 1 day ISS Parent Notification

Infraction: Leaving School Without Permission

Expectation: Tupper Lake Middle/High School is a closed campus. Students are expected to remain on school grounds from the time they arrive to dismissal. Exceptions apply to those students who are legally dismissed by written note to a school official or by appearance at school by the parent or guardian and to seniors who have earned senior privileges.

Progression of Consequences

1st incident	2nd incident	Additional Incidents
Referral to administration 1 Day ISS Parent Notification Hallway Restriction	Referral to Administration 2 days ISS Parent Notification Hallway Restriction	Referral to Administration 3-5 Days ISS and/or OSS Parent Notification

Infraction: Skipped Detention

Expectation: The school day at Tupper Lake Middle/High School officially ends at 2:40 p.m., and the detention period from 2:15 – 3:10pm is part of the expected daily schedule. We expect each student to report to detention when assigned by administration.
 60 Minute Detention- 2:15-3:10pm
 120 Minute Detention- 2:15-4:00pm

Progression of Consequences

1st incident	2nd incident	3rd Incident	Additional Incidents
Referral to administration 120 minute detention (detention skipped, plus an additional detention period)	Referral to Administration 2 120 minute detentions Parent Notification	Referral to Administration 1 day ISS Parent Conference Request	Referral to Administration OSS at discretion of Administrator Parent Notification

Infraction: Assault

Expectation: All students are expected to respect the rights of others and use those means available within the school (for example, mediation) to achieve positive resolutions to conflicts. Assault is defined as the threat or attempt to strike another, whether successful or not, provided the target is aware of the danger. Engaging in harassing conduct, verbal threats, intimidation, or abuse that reasonably causes or would reasonably be expected to cause a student to fear for his or her physical well-being.

Progression of Consequences

1st incident	2nd incident	Additional Incidents
Referral to administration 1-3 Days ISS and/or OSS Notification of Proper Authorities (police, probation, social services) Criminal Charges Filed (if necessary) Parent Notification	Referral to Administration 3-5 Days ISS and/or OSS Notification of Appropriate Authorities Criminal Charges Filed (if necessary) Parent Conference	Referral to Administration 5 Day OSS with Referral to the Office of the Superintendent Notification of Authorities

NOTE: Aggressive behavior and/or physical challenge or contact against a staff person by a student will be considered an assault. A five-day out of school suspension will be invoked immediately and the student will be referred to the Office of the Superintendent. The student may also be subject to criminal charges.

Note: This offense is SSEC Reportable, only administrators will use this offense in schooltool for data reporting purposes.

Infraction: Forgery

Expectation: All students are expected to submit notes, excuses, and passes, which are properly authorized by a parent or staff member, as deemed appropriate. Forgery is defined as the submission of a note or pass bearing an unauthorized request or signature. Forgery also occurs when a pass or note is altered without proper authorization.

Progression of Consequences

1st incident	2nd incident	Additional Incidents
Referral to administration 1 Day ISS Parent Notification	Referral to Administration 2 days ISS Parent Notification	Referral to Administration 3-5 Days ISS and/or OSS Parent Notification

Infraction: Fighting

Expectation: All students are expected to respect the rights of others and use those means available within the school (for example, mediation) to achieve positive resolutions to conflicts. Fighting is defined as a physical altercation between two or more students with intent to injure.

Progression of Consequences

1st incident	2nd incident	Additional Incidents
Referral to administration 1-3 Day ISS Notification of Authorities (police, probation, social services) Criminal charges filed if necessary	Referral to Administration 3-5 days ISS and/or OSS Notification of Authorities (police, probation, social services) Criminal charges filed if necessary	Referral to Administration Parent Conference Notification of Authorities 5 day OSS with Referral to the Superintendent

Parent Notification	Parent Notification	
---------------------	---------------------	--

Infraction: Inappropriate Behavior/Classroom Disruption			
Expectation: All students are expected to respect the rights of students and staff and to resolve conflicts in a positive way. Inappropriate behaviors occur when a student's actions interfere with teaching, learning, and/or another's personal rights as defined by DASA (for a full description, please see the Harassment Section of this document).			
Progression of Consequences			
1st incident	2nd incident	3rd Incident	Additional Incidents
30 Min Teacher Detention Parent Notification by Teacher	Referral to Administration 60 min detention Parent Notification	Referral to Administration 120 min detention Parent Notification	Referral to Administration 1 day ISS Student Schedule Change (if practicable)

Infraction: Endangering the Safety of Self/Others
<p>Expectation: Each student is expected to consider the physical and emotional safety of themselves and others. Endangering the welfare of others is when an individual takes action, which places him/herself or others at risk of physical, emotional, and/or mental harm. This consequence will be applied to any similar incident on all school buses. Examples of such conduct include, but are not limited to:</p> <ol style="list-style-type: none"> 1. Lying, deceiving or giving false information to school personnel. 2. Stealing District property or the property of other students, school personnel or any other person lawfully on school property or while attending a school function. 3. Defamation, which includes making false or unprivileged statements or representations about an individual or identifiable group of individuals that harm the reputation of the person or the identifiable group by demeaning them. This can include posting or publishing video, audio recordings or pictures (written material, cell phones, Internet, YouTube, etc.). 4. Discrimination, based on a person's actual or perceived race, age, sexual orientation, use of a recognized guide dog, hearing dog or service dog, color, creed, national origin, ethnic group, religion, religious practice, sex, sexual orientation, gender or gender identity, marital or veteran status, use of a recognized guide dog, hearing dog or service

dog, or disability as a basis for treating another in a negative manner on school property or at a school function.

5. Harassment, the creation of a hostile environment by conduct or by verbal threats, intimidation or abuse that has or would have the effect of unreasonably and substantially interfering with a student's educational performance, opportunities or benefits, or mental, emotional or physical wellbeing based on a person's actual or perceived race, color, weight, national origin, political affiliation, ethnic group, religion, religious practice, marital or veteran status, use of a recognized guide dog, hearing dog or service dog, disability, sexual orientation, gender or sex.

6. Bullying and intimidation, which includes engaging in actions or statements that put an individual in fear of bodily harm and/or emotional discomfort; for example, "play" fighting, extortion of money, overt teasing, etc.

7. "Internet bullying" (also referred to as "cyber-bullying") including the use of instant messaging, email, websites, chat rooms, text messaging, or by any other electronic means, when such use interferes with the operation of the school; or infringes upon the general health, safety and welfare of students or employees.

8. Sexual harassment, which includes unwelcome sexual advances, requests for sexual favors, taking, sending or receiving sexually explicit videos, pictures or auditory recordings and other verbal or physical conduct or communication of a sexual nature.

9. Displaying signs of gang affiliation or engaging in gang-related behaviors that are observed to increase the level of conflict or violent behavior.

10. Hazing, which includes any intentional or reckless act directed against another for the purpose of initiation into, affiliating with or maintaining membership in any District or school sponsored activity, organization, club or team.

11. Selling, using, possessing or distributing obscene material.

12. Gambling and gaming.

13. Inappropriate touching and/or indecent exposure.

14. Initiating or reporting warning of fire or other catastrophe without valid cause, misusing 911, or inappropriately discharging a fire extinguisher.

15. Violating gender privacy when using school restroom facilities.

Progression of Consequences

1st incident	2nd incident	Additional Incidents
Referral to administration 1 Day ISS Parent Notification	Referral to Administration 3-5 days ISS and/or OSS Parent Notification	Referral to Administration Parent Conference 5 day OSS with Referral to the Superintendent Discipline at the discretion of the Administration

Infraction: Inappropriate/Dangerous Behavior- BOCES Bus

Expectation: Each student is expected to consider the physical and emotional safety of themselves and others. Endangering the welfare of others is when an individual takes action, which places him/herself or others at risk of physical, emotional, and/or mental harm. Disruption of any kind on the bus is dangerous and will not be tolerated. Parents and students will complete a Transportation Contract with the BOCES Participation Permission Slip.

Progression of Consequences

1st incident	2nd incident	Additional Incidents
3-5 Day suspension from BOCES transportation. A parent or guardian may drive the student to and from AEC during this suspension.	2 week suspension from BOCES transportation. A parent or guardian may drive the student to and from AEC during this suspension.	Removal from BOCES/CTE program.

Tupper Lake CSD reserves the right to institute other consequences in the case of serious offenses as appropriate.

Students are not permitted to drive to the Adirondack Educational Center without a written request from a parent/guardian and 24 hour prior approval from the Tupper Lake Middle/High School administration.

Infraction: SSEC Harassment/Bullying/Discrimination

Expectation: In accordance with the **Dignity for All Students Act**, School District policy and practice must ensure that no student is subject to discrimination or harassment, based on a person's actual or perceived race, color, weight, national origin, ethnic group, religion, religious practice, disability, sexual orientation, gender/gender identity or sex by school employees or students **on or off school property**.

School Property means in or within any building, structure, athletic playing field, playground, parking lot, or land contained within the real property boundary line of a public elementary or secondary school; or in or on a school bus (Education Law Section 11[1]).

School Bus means every motor vehicle owned and operated for the transportation of pupils, children of pupils, teachers and other persons acting in a supervisory capacity, to or from school or school activities, or, privately owned and operated for compensation for the transportation of pupils, children of pupils, teachers and other persons acting in a supervisory capacity to or from school or school activities (Education Law Section 11[1] and Vehicle and Traffic Law Section 142).

School Function means a school sponsored extracurricular event or activity (Education

Law Section 11[2]).

Disability means (a) a physical, mental or medical impairment resulting from anatomical, physiological, genetic or neurological conditions which prevents the exercise of a normal bodily function or is demonstrable by medically accepted clinical or laboratory diagnostic techniques or (b) a record of such an impairment or (c) a condition regarded by others as such an impairment, provided, however, that in all provisions of this article dealing with employment, the term must be limited to disabilities which, upon the provision of reasonable accommodations, do not prevent the complainant from performing in a reasonable manner the activities involved in the job or occupation sought or held (Education Law Section 11[4] and Executive Law Section 292[21]).

Employee means any person receiving compensation from a school district or employee of a contracted service provider or worker placed within the school under a public assistance employment program, pursuant to title nine B of article five of the Social Services Law, and consistent with the provisions of such title for the provision of services to such district, its students or employees, directly or through contract, whereby such services performed by such person involve direct student contact (Education Law Section 11[4] and 1125[3]).

Sexual Orientation means actual or perceived heterosexuality, homosexuality, or bisexuality (Education Law Section 11[5]).

Gender means actual or perceived sex and includes a person's gender identity or expression (Education Law Section 11[6]).

Harassment means the creation of a hostile environment by conduct or by verbal threats, intimidation or abuse that has or would have the effect of unreasonably and substantially interfering with a student's educational performance, opportunities or benefits, or mental, emotional or physical wellbeing; or conduct, verbal threats, intimidation or abuse that reasonably causes or would reasonably be expected to cause a student to fear for his or her physical safety; such conduct, verbal threats, intimidation or abuse includes but is not limited to conduct, verbal threats, intimidation or abuse based on a person's actual or perceived race, color, weight, national origin, ethnic group, religion, religious practice, disability, sexual orientation, gender or sex (Education Law Section 11[7]).

Cyber Bullying means harassment/bullying, as defined above, through any form of electronic communication. Cyber bullying may include, among other things, the use, both on and off school property, of electronic technology, including, but not limited to, e-mail, instant messaging, blogs, chat rooms, pagers, cell phones, gaming systems and social media websites, to deliberately harass or threaten others.

Protected Classes

Race means a group of persons related by a common descent or heredity. For purposes of enumeration the U.S. Census Bureau uses terms such as: "White/Caucasian", "Black/African American/African-descent", "Asian", "Bi-racial", "Hispanics/Latinos" etc. to describe and classify the inhabitants of the United States. **Color** means the term refers to the apparent pigmentation of the skin, especially as an indication or possible indication of race.

Weight means aside from the obvious meaning in the physical sciences, the word is used in reference to a person's "size".

National Origin means a person's country of birth or ancestor's country of birth.

Ethnic Group means a group of people who identify with each other through a common

heritage including language, culture, and often a shared or common religion and or ideology that stresses ancestry.

Religion means specific fundamental beliefs and practices generally agreed to by large numbers of the group or a body of persons adhering to a particular set of beliefs and practices.

Religious Practice means a term including practices and observances such as attending worship services, wearing religious garb or symbols, praying at prescribed times, displaying religious objects, adhering to certain dietary rules, refraining from certain activities, proselytizing, etc.

Sex means the biological and physiological characteristics that define men and women. (MALE and FEMALE denote "sex".)

Gender means the socially constructed roles, behaviors, activities, and attributes that a given society considers appropriate for men and women. (MASCULINE and FEMININE denote "gender".) Sexual orientation means the sex to which a person is sexually attracted. Someone attracted primarily or exclusively to members of the opposite sex is characterized as straight or heterosexual. Someone attracted primarily or exclusively to members of the same sex is characterized as homosexual. A person with a strong or viable attraction to both genders is characterized as bisexual or pansexual.

Disability means any restriction or lack (due to any impairment) of ability to perform an activity in the manner or within the range considered typical.

Progression of Consequences

1st incident	2nd incident	3rd Incident	Additional Incidents
Referral and Investigation Hall Restriction- 1 month Loss of Electives Change in Schedule Loss of Work Study Loss of Library Privileges Assigned seat in Cafe	1 day ISS Parent Meeting	Referral to admin 3-5 day ISS and/or OSS Parent Conference Referral to Counseling	5 Day OSS Referral to the Office of the Superintendent

Infraction: Insubordination/Disrespect to Staff Members

Expectation: All students are expected to respond in a timely and respectful manner to all reasonable adult directives. Insubordination is defined as the refusal to follow the reasonable directives of any member of the building or transportation staff.

Progression of Consequences

1st incident	2nd incident	Additional Incidents
Referral to administration 120 minute detention Parent Notification	Referral to Administration 1 day ISS Parent Notification	Referral to Administration 1-3 Days OSS Parent Conference

Infraction: Profanity/Obscene Language/Gestures		
<p>Expectation: All students are expected to use language which is appropriate to the school and campus. Profanity is defined as the use of language, which is inappropriate to school. This language is inappropriate because it deprives the individual of more accurate self-expression and interferes with student and staff rights to function in a non-threatening environment, which is conducive to learning. Use of profane language varies in degree of severity and consequences will be applied accordingly.</p> <p>Use of profanity/obscene language/gestures: Profanity used during a discussion or dispute or used as a point of emphasis. Use of words, which are considered distasteful and/or insulting.</p>		
Progression of Consequences		
1st incident	2nd incident	Additional Incidents
Referral to administration 60 minute detention Parent Notification	Referral to Administration 120 min detention Parent Notification	Referral to Administration 1-3 Days ISS and/or OSS Parent Notification

Infraction: Use of Profanity/Obscene Gestures to a Staff Member (Profanity directed at a Staff Member)
<p>Expectation: All students are expected to use language which is appropriate to the school and campus. Profanity is defined as the use of language, which is inappropriate to school. This language is inappropriate because it deprives the individual of more accurate self-expression and interferes with student and staff rights to function in a non-threatening environment, which is conducive to learning. Use of profane language varies in degree of severity and consequences will be applied accordingly.</p> <p>Use of profanity/obscene language/gestures: Profanity used during a discussion or dispute or used as a point of emphasis. Use of words, which are considered distasteful and/or insulting.</p>

Progression of Consequences		
1st incident	2nd incident	Additional Incidents
Referral to administration 1-3 days ISS or OSS Parent Conference	Referral to Administration 120 min detention Parent Notification	Referral to Administration 1-3 Days ISS and/or OSS Parent Notification

Infraction: Indecent Behavior/Exposure	
Expectation: All students are expected to behave in a manner that is respectful of others and not in opposition to societal norms. Indecent behavior is defined as sexually suggestive acts or gestures.	
Progression of Consequences	
1st incident	2nd incident
Referral to administration 1-3 Day ISS and/or OSS Parent Conference Notification of the Superintendent	5 Days OSS Referral to the Office of the Superintendent

Infraction: Cheating/Plagiarism		
Expectation: Each student is expected to produce his/her own work in and out of the classroom. Exceptions occur when a teacher assigns cooperative exercises, projects, and/or assignments.		
Cheating is defined as the intention to deceive staff and students by: 1.) acquiring another individual's written or cognitive property for personal gain; and/or 2.) Assisting another student by providing written, or your own, or cognitive property.		
Each student is expected to acknowledge the supporting work of authors in his/her research papers. Plagiarism is defined as presenting or submitting published material without clear documentation and offering the information as a product of your own work.		
Progression of Consequences		
1st incident	2nd incident	Additional Incidents

Grade of 0 is earned with no opportunity to earn exercise or exam credit. Notification of Parent by the Teacher.	Referral to Administration Grade of 0 is assigned with no opportunity to earn assignment or exam credit. 1 day ISS Parent Notification	Referral to Administration Grade of 0 is assigned with no opportunity to earn exercise or exam credit. Loss of course credit is considered. 1-3 days ISS and/or OSS Parent Conference
--	---	---

Infraction: Vandalism/Criminal Mischief
Expectation: All students are expected to respect school property and the property of other Tupper Lake students, staff members, and visitors. Students are also expected to respect the property of organizations and persons when participating in Tupper Lake Middle/High School activities at other schools and organizations (for example, athletic competitions and field trips). Vandalism/Criminal Mischief is defined as the willful damage of others' property.
Progression of Consequences
All Incidents
Referral to administration. 1 – 5 days in school and/or out of school suspension. Community or school service. Restitution, as well as repair, clean, paint etc. for all instances as much as possible. Notification of appropriate authorities (police, probation, department of social services). Criminal charges filed if necessary. Parent conference.

Infraction: Sexual Harassment
Expectation: Sexual harassment is defined as unwelcome sexual advances, requests for sexual favors and other verbal or physical conduct of a sexual nature when: a. Submission to sexually harassing behavior is a condition for the successful completion of any course of study or educational and extracurricular activity, including the acceptance into or rejection from such course or activity;

- b. Conditions exist within the school environment that allow or foster obscene pictures, lewd jokes, sexual advances, requests for sexual favors or other harassing activities of a sexual nature;
- c. Such conduct has the purpose or effect of unreasonably interfering with a student's academic performance or participation in an educational or extracurricular activity, or creating an intimidating, hostile or offensive learning environment.

Progression of Consequences

All Incidents

All sexual harassment cases will be referred to the Office of the Superintendent or his/her designee.

Infraction: Use or Possession of a Weapon

Expectation: No student shall have in his/her possession upon school premises any rifle, shotgun, pistol, revolver, other firearm, knives with a 2" blade or longer, dangerous chemicals, explosives, or any object which is not necessary for school activities and which could be used as a weapon. A weapon is defined as any instrument capable of firing a projectile, the frame or receiver of any such weapon, a firearm muffler, or silencer, any explosive device, or any other instrument capable of inflicting bodily harm.

In accordance with the Gun Free Schools Act of 1994, a student found guilty of bringing a firearm, as defined by federal law, onto school property after hearing has been provided pursuant to section 3214 of the Education Law will be subject to at least a one year suspension from school.

However, after this penalty has been determined the Superintendent of Schools will review the penalty and may modify such suspension, on a case-by-case basis. If the superintendent believes a one year suspension penalty to be excessive he/she may modify the penalty based on criteria including but not limited to:

- a. the age of the student;
- b. the student's grade in school;
- c. the student's prior disciplinary record;
- d. the superintendent's belief that other forms of disciplinary action may be more effective;
- e. input from parents, teachers, and/or others;
- and f. extenuating circumstances.

New York State peace officers and police officers are the only people permitted to have a weapon in their possession on school property.

Progression of Consequences

All Incidents

A student who brings a weapon to school will face immediate suspension for a time to be determined by the Office of the Superintendent and criminal charges. Permanent exclusion from Tupper Lake High School will be considered.

**Infraction: Use/Possession/Sale of Tobacco or Smoking Paraphernalia
(including lighters and/or matches)**

Expectation: Students are under the supervision of the school district from the time they are picked up by the bus and/or arrive at school until they are dropped off by the bus at the end of the day. Therefore, students are not permitted to smoke any time during this period of supervision. This includes school- sponsored activities and on school sponsored trips or other extracurricular activities.

The Board of Education, recognizing health hazards associated with smoking and in accordance with federal and state law, prohibits smoking or other tobacco use (including the use of e-cigarettes) in all school buildings, on school property, or at any other school sponsored event.

Progression of Consequences

1st incident	2nd incident
Confiscation of tobacco and/or smoking paraphernalia Referral to administration At the discretion of the admin.- 1 day ISS Parent notification Notification of appropriate authorities (police, probation, Department of Social Services). Referral to an antismoking program	Confiscation of tobacco and/or smoking paraphernalia Referral to administration. At the discretion of the admin, 2 days ISS Parent notification Notification of appropriate authorities (police, probation, Department of Social Services). At the discretion of the administration, referral to the SST, who will make recommendations for the student.

Infraction: SSEC Possession, Use, and Distribution of Alcohol or Drugs/Drug Paraphernalia Possession, Sale, or Distribution

Expectation: Possessing, consuming, selling, attempting to sell or purchase, distributing or exchanging alcoholic beverages, tobacco, tobacco products or illegal and/or controlled

substances, counterfeit and designer drugs, or paraphernalia for use of such drugs or be under the influence of any such substances on school property or at a school function. "Illegal substances" include, but are not limited to, inhalants, marijuana, synthetic cannabinoids, cocaine, LSD, PCP, amphetamines, heroin, steroids, look-alike drugs, drug paraphernalia and any substances commonly referred to as "designer drugs." Inappropriately using, sharing, selling, attempting to sell or purchase, distributing or exchanging prescription and over-the-counter drugs. Possessing, consuming, selling, attempting to sell or purchase, distributing, or exchanging "look-alike drugs"; or, possessing or consuming (without authorization), selling, attempting to sell, distributing or exchanging other substances such as dietary supplements, weight loss pills, etc.

The student's locker will be searched and any contraband confiscated. The student's parent or guardian will be notified immediately.

The appropriate law enforcement agency will be notified immediately. The student will immediately be suspended from school for five days.

The student will be referred for appropriate counseling and, depending upon the facts and circumstances surrounding the student's actions, his/her acceptance of that service may be made a condition of reentry to regular classroom instruction.

The superintendent will be notified, and additional consequences, when warranted, will be determined. This applies to all school-sponsored events and activities.

Progression of Consequences

1st incident	2nd incident
<p>The student's locker will be searched and any contraband confiscated. The student's parent or guardian will be notified immediately. The appropriate law enforcement agency will be notified immediately. The student will immediately be suspended from school for five days. The student will be referred for appropriate counseling and, depending upon the facts and circumstances surrounding the student's actions, his/her acceptance of that service may be made a condition of reentry to regular classroom instruction. The superintendent will be notified, and additional consequences, when warranted, will be determined. This applies to all school-sponsored events and activities.</p>	<p>In the event this is the second time that student has been involved in an alcohol/drug-related incident, she/he will be referred to the Office of the Superintendent for further action. The superintendent will then conduct a hearing. Following the hearing, the superintendent may suspend the student in accordance with New York State Education Law, Section 3214, as follows:</p> <ul style="list-style-type: none"> a. If the student is 16 years of age or older, the suspension can be for an extended period. b. If the student is under 16 years of age, she/he can immediately be removed from regular classroom instruction for the rest of the school year and assigned home tutoring or other alternative instruction. c. The student will be referred to an

	<p>appropriate counseling service and, depending upon the facts and circumstances surrounding the student's actions, her/his acceptance of that service may be made a condition of reentry to regular classroom instruction.</p>
--	--

<p align="center">Infraction: Under the Influence of Alcohol or Drugs</p>	
<p>Expectation: Whenever there is a reasonable suspicion of a student being under the influence of alcohol/drugs, she/he will be referred to the building administrator. The following disciplines will be taken if, in the opinion of such personnel, the student is under the influence of alcohol or drugs.</p>	
<p align="center">Progression of Consequences</p>	
<p>1st incident</p>	<p>2nd incident</p>
<p>a. The student's locker will be searched and any contraband confiscated. b. The student's parents or guardian will be notified immediately. c. The appropriate law enforcement agency will be notified immediately. d. The student will immediately be suspended from school for five days. e. The student will be referred to an appropriate counseling service and, depending upon the facts and circumstances surrounding the student's actions, his/her acceptance of that service may be made a condition of reentry to regular classroom instruction. f. The superintendent will be notified</p>	<p>In the event this is the second time that student has been involved in an alcohol/drug-related incident, she/he will be referred to the Office of the Superintendent for further action. The superintendent will then conduct a hearing. Following the hearing, the superintendent may suspend the student in accordance with New York State Education Law, Section 3214, as follows: a. If the student is 16 years of age or older, the suspension can be for an extended period. b. If the student is under 16 years of age, she/he can immediately be removed from regular classroom instruction for the rest of the school year and assigned home tutoring or other alternative instruction. c. The student will be referred to an appropriate counseling service and, depending upon the facts and circumstances surrounding the student's</p>

	actions, her/his acceptance of that service may be made a condition of reentry to regular classroom instruction.
--	--

Note: School Tool referral type for Admin use only. Teachers will refer students to the nurse or Dean of Students for evaluation if they are believed to be under the influence of drugs or alcohol.

Infraction: Possession of Internal Medicine

Expectation: Students who require access to prescription or non-prescription medication in school are to leave it with the school nurse along with parental permission and a written order from the physician concerning its use.
 Students who are in the possession of internal medication but have not followed the directions described above shall be warned for the first incident. For succeeding incidents s/he will be disciplined according to normal school disciplinary policies.
 Students who distribute such medication to others will be considered under this policy as distributing drugs illegally.

Progression of Consequences

1st incident	2nd incident
Warning (notification of procedures for getting proper access to medications through the nurse)	Student discipline according to normal school disciplinary policies.

Infraction: Arson, Possession or use of Fireworks and/or Incendiary Devices

Expectation: No student will report a fire or pull a fire alarm or automated emergency defibrillator (AED) without cause nor will they bring to school or have in their possession fireworks or other incendiary devices (for example, smoke bombs, fire crackers, flares, etc.) anywhere on the school campus.
 These are a danger to the health and safety of all members of the community including members of the fire department who respond to the call.

Progression of Consequences

All Incidents

Any student involved in these activities will be suspended without fail for a period of five days in accordance with New York State Law.

The Superintendent of Schools may in such cases consider permanent exclusion from school.

In addition, the administration will file charges of criminal mischief with the appropriate authorities.

Infraction: Cell Phones/ Electronic Device Violation

Expectation:

a.) Cell phones and electronic devices should be kept out of sight and silenced (including vibration) during the school day for all students in grades 6-12, except for specific times of day noted in part b.

b.) Students in grades 6-12 will be allowed to use electronic devices for personal use prior to 7:50 a.m., during hallway passing time, in the cafeteria during scheduled lunch mods, and after 2:04 if they are not required to stay for tutorial or detention.

c.) Cell phones and electronic devices may not be used or visible during class, study hall, detention, tutorial or ISS.

d.) Teachers and staff members shall use their discretion to permit students to use cell phones during the school day, under direct supervision, only if the teacher determines that the cell phone usage is necessary and/or enhances the educational learning experience.

e.) Cell phones and electronic devices may not be used to take photographs or record audio and/or video at any time during the school day unless proper authorization has been provided by the building principal.

Progression of Consequences

All Incidents

Unauthorized or inappropriate cell phone use will result in a referral to the middle/high school office and normal discipline procedure will be followed. The cell phone will be turned in and returned to the student at the end of their school day.

Note: If a student is asked to turn in their phone by a staff member and refuses, the infraction of Insubordination/Disrespect to Staff Members will be added to the referral and will result in appropriate consequences for that infraction in addition to losing their phone for the day.

Infraction: Student Dress Code Violation

Expectation:

Philosophy

Tupper Lake Middle High School expects that all students will dress in a way that is appropriate for the school day or for any school sponsored event. Student dress choices should respect the District's intent to sustain a community that is inclusive of a diverse range of identities. The primary responsibility for a student's attire resides with the student and their parent(s) or guardian(s). The school district is responsible for seeing that student attire does not interfere with the health or safety of any student, that student attire does not contribute to a hostile or intimidating atmosphere for any student, and that dress code enforcement does not reinforce or increase marginalization or oppression of any group based on race, sex, gender identity, gender expression, sexual orientation, ethnicity, religion, cultural observance, income, or body type/size. Some restrictions to the way a student dresses are necessary to support the overall educational goals of the school and will be explained within this dress code.

Beliefs

- All students should be able to dress comfortably for school and engage in the educational environment without fear of or actual unnecessary discipline or body shaming.
- All students and staff should understand that they are responsible for managing their own personal "distractions" without regulating individual students' clothing/self-expression.
- Student dress code enforcement should not result in unnecessary barriers to school attendance.
- School staff should be trained and able to use student/body-positive language to explain the code and to address code violations.
- Teachers should focus on teaching without the additional and often uncomfortable burden of enforcement of often-subjective rules of attire.

Our student dress code is designed to:

- Allow students to wear clothing of their choice that is comfortable.
- Allow students to wear clothing that expresses their self-identified gender.
- Maintain a safe learning environment in settings where protective or supportive clothing is needed, such as the sciences or technology (eye or body protection) or PE (athletic attire/shoes).
- Prevent students from wearing clothing or accessories with offensive images or language, including profanity, hate speech, and/or pornography, or reference to alcohol, drugs or related paraphernalia or other illegal conduct or activities.
- Prevent students from wearing clothing or accessories that will interfere with the operation of the school, disrupt the educational process, invade the rights of others, or create a reasonably foreseeable risk of such interference or invasion of rights.
- Prevent students from wearing clothing or accessories that reasonably can be construed as being or including content that is racist, lewd, vulgar or obscene, or that reasonably can be construed as containing violent or disruptive language or images, speech that incites others to imminent lawless action, defamatory speech, or threats to others.
- Ensure that all students are treated equitably regardless of race, sex, gender identity,

gender expression, sexual orientation, ethnicity, religion, cultural observance, income or body type/size.

Dress Code:

Fundamental belief: There are body parts that must be covered for all students at all times. Clothes must be worn in a way such that genitals, buttocks, breasts, and nipples are fully covered with opaque fabric.

Toward that end, students must wear;

- A Shirt(with fabric in the front, back, and on the sides under the arms).
- Pants/jeans or the equivalent (for example, a skirt, sweatpants, leggings, a dress or shorts), AND
- Shoes.

Courses that include attire as part of the curriculum (for example, professionalism, public speaking, and job readiness) may include assignment-specific dress, but should not focus on covering bodies in a particular way or promoting culturally specific attire.

Teachers, at their discretion, may enact activity-specific dress requirements such as long pants and closed-toed shoes for a science lab or a change of clothing and athletic shoes for PE.

Students may not wear:

- Hats inside the building except for those required for religious observance.
- Clothing with violent language or images.
- Images or language depicting drugs, alcohol or other illegal activity.
- Items adorned with hate speech, profanity, or pornography.
- Images or language that creates a hostile or intimidating environment for any individual or group.
- Any clothing that reveals visible undergarments (visible waistbands and visible straps are allowed)
- Swimsuits (except as required in class or athletic practice).
- Accessories that could be considered dangerous or could be used as a weapon.
- Any item that obscures the face or ears (except as a religious observance).

Progression of Consequences

All Incidents

To ensure effective and equitable enforcement of this dress code, school staff shall enforce the dress code consistently using the requirements below. School personnel shall not have discretion to vary the requirements in ways that lead to discriminatory enforcement. It is the belief of the District that discipline is secondary to positive change, and as such the preferred method of action in dress code violations should involve redirecting the student toward constructive action instead of removal from classrooms and instruction time. Students will be asked to put on their own alternative clothing, if already available at school, to be dressed more to code for the remainder of the day.

If necessary, students' parents may be called during the school day to bring alternative clothing for the student to wear for the remainder of the day.

Students who fail to appropriately address concerns regarding dress code will be referred to the Main Office as insubordinate.

Corrective Procedures

Failure to comply with corrective procedures will result in more severe disciplinary consequences, which may include out of school suspension, and/or loss of privileges. Failure to comply with in school suspension guidelines may result in additional time assigned to in school and/or out of school suspension. Failure to comply with detention guidelines may result in additional time assigned to detention or in school suspension.