

## **APS Code: JK.1-R - Student Discipline**

### **Ordinary Item Used as Weapon**

“Ordinary Item Used as Weapon” has been added as an offense and defined on page 21. It is defined as “using an everyday item whose intended purpose is not normally to inflict harm on a person, to threaten, to intimidate, frighten or strike another.” (See District Weapons Policy JICI for full details.) The consequences for this offense range from discipline action levels 1-4. This information can be found in pages 10 and 16.

### **Assault 1<sup>st</sup>, 2<sup>nd</sup>, and 3<sup>rd</sup> Degree**

Assault 1<sup>st</sup>-2<sup>nd</sup>, and 3<sup>rd</sup> degree offenses have been delineated and defined on page 21 as follows.

1<sup>st</sup> Degree Assault consists of “serious bodily injury which involves a substantial risk of death, or serious and permanent disfigurement, or protracted loss of impairment of the function of any part or organ of the body; or broken bones or burns of the second or third degree.”

2<sup>nd</sup> Degree Assault consist of “serious bodily injury which involves significant facial scars, broken bones, second or third degree burns, impairment of vision or hearing for an extended period of time or injuries resulting in impaired mobility for an extended time period.”

Self-defense can only be a defense to the offense of 1<sup>st</sup> or 2<sup>nd</sup> degree assault.

3<sup>rd</sup> Degree Assault is committed if “a person knowingly or recklessly causes bodily injury (even slight injury) to another person.”

The consequences for these offenses range from discipline action levels 1-5 and may result in a referral to the Aurora Police Department. This information can be found in pages 10 and 16.

### **Offense to Staff**

Offense to staff has a minimum three-day suspension mandated by Colorado law for any offense described in definition. It is defined on page 23 as “any assault upon, disorderly conduct toward, harassment of, knowingly making a false allegation of child abuse against, or any alleged offense under the Colorado Criminal Code directed toward a teacher or school employee; or instances of damage occurring on the premises to the personal property of a teacher or school employee by a student.” The consequences for this offense range from discipline action level 3-4. This information can be found in pages 11 and 16.

### **Harassment – Sexual (APS policy JBB-R\*)**

Harassment – Sexual is defined on page 23 as “harassing another person through conduct or communications which are of a sexual nature of which, while not overtly

sexual, would not have occurred except for the person's gender. The behavior must be unwelcome, offensive, and must have negative affects on the learning or work of other." (This is a summary of the information found in district policy JBB, which contains a more complete description of the offense.) The consequences for this offense range from discipline action levels 1 – 4 and must be reported to the Aurora Police Department. This information can be found in pages 11 and 17.

### **Controlled Substances – Purchase/Acceptance**

The offense of "Controlled Substances – Purchase" has been revised to "Controlled Substances – Purchase/Acceptance" and is defined on page 24 as "the purchase or acceptance of drugs shall, except where extenuating circumstances exist, result in a recommendation for expulsion. Extenuating circumstances can be found to exist only by the Superintendent of Schools, Deputy Superintendent or designee. Purchase means providing something of value in exchange for a controlled substance. Acceptance means freely receiving drugs without purchase or exchange." The consequences for this offense range from discipline action levels 3 – 4 and must be reported to the Aurora Police Department. This information can be found in pages 13 and 18.

### **Tardiness**

Tardiness has been revised and is defined in page 20 as, "students who are late to class and have missed less than ½ of the class period shall be counted as tardy. Students who are late to class and have missed ½ or more of the class period shall be counted as absent".

### **Truancy**

Truancy has been revised and is defined on page 20 as, "failure of students to attend class to which they are assigned (unless otherwise excused by school authorities). " Note: A student may not be suspended for truancy. Other consequences may be imposed, including the filing of truancy petitions in District Court for those students who are considered to be habitually truant.