



Notice of Special Meeting
The Board of Trustees
LVISD

A special meeting of the Board of Trustees of Lago Vista ISD will be held on August 8, 2011 at 6:00pm in the Board Room in Viking Hall, 8039 Bar K Ranch Road, Lago Vista, TX 78645.

The subjects to be discussed or considered or upon which any formal action may be taken are as listed below. Items do not have to be taken in the order shown on this meeting notice.

1. Invocation
2. Budget Workshop for SY 2010-2011
3. Code of Conduct for SY 2011-2012
4. Adjourn

If, during the course of the meeting, discussion of any item on the agenda should be held in a closed meeting, the Board will conduct a closed meeting in accordance with the Texas Open Meetings Act, Government Code, Chapter 551, Subchapters D and E. Before any closed meeting is convened, the presiding officer will publicly identify the section or sections of the Act authorizing the closed meeting. All final votes, actions, or decisions will be taken in open meeting.

Matt Underwood
Superintendent

Date

Total Appropriations by Fund, Function, Object

File ID: N

199/2 GENERAL FUND

Class Object	Description	Recommended	
		Appropriations	Percent of Total Fund
11 INSTRUCTION			
6100	PAYROLL COSTS	5,829,303.00	35.94%
6200	PURCHASE & CONTRACTED	131,650.00	.81%
6300	SUPPLIES AND MATERIALS	164,590.00	1.01%
6400	OTHER OPERATING EXPENSES	20,475.00	.13%
6600	CPTL OUTLY LAND BLDG &	7,000.00	.04%
Total 11 INSTRUCTION		6,153,018.00	37.94%
12 LIBRARY			
6100	PAYROLL COSTS	124,033.00	.76%
6200	PURCHASE & CONTRACTED	6,300.00	.04%
6300	SUPPLIES AND MATERIALS	25,500.00	.16%
6400	OTHER OPERATING EXPENSES	1,280.00	.01%
Total 12 LIBRARY		157,113.00	.97%
13 CURRICULUM			
6100	PAYROLL COSTS	.00	.00%
6200	PURCHASE & CONTRACTED	10,000.00	.06%
6300	SUPPLIES AND MATERIALS	3,250.00	.02%
6400	OTHER OPERATING EXPENSES	12,875.00	.08%
Total 13 CURRICULUM		26,125.00	.16%
Total 1X CURRICULUM		6,336,256.00	39.07%
21 INSTRUCTIONAL ADMINISTRATION			
6100	PAYROLL COSTS	171,290.00	1.06%
6200	PURCHASE & CONTRACTED	1,600.00	.01%
6300	SUPPLIES AND MATERIALS	2,000.00	.01%
6400	OTHER OPERATING EXPENSES	2,000.00	.01%
Total 21 INSTRUCTIONAL		176,890.00	1.09%
23 CAMPUS ADMINISTRATION			
6100	PAYROLL COSTS	679,366.00	4.19%
6200	PURCHASE & CONTRACTED	625.00	.00%
6300	SUPPLIES AND MATERIALS	8,625.00	.05%
6400	OTHER OPERATING EXPENSES	6,905.00	.04%
Total 23 CAMPUS ADMINISTRATION		695,521.00	4.29%
Total 2X CAMPUS ADMINISTRATION		872,411.00	5.38%
31 GUIDANCE AND COUNSELING SVS			
6100	PAYROLL COSTS	293,642.00	1.81%
6200	PURCHASE & CONTRACTED	8,250.00	.05%

199/2 GENERAL FUND

Class Object	Description	Recommended	
		Appropriations	Percent of Total Fund
31 GUIDANCE AND COUNSELING SVS			
6300	SUPPLIES AND MATERIALS	8,625.00	.05%
6400	OTHER OPERATING EXPENSES	6,175.00	.04%
Total 31	GUIDANCE AND COUNSELING	316,692.00	1.95%
33 HEALTH SERVICES			
6100	PAYROLL COSTS	72,406.00	.45%
6300	SUPPLIES AND MATERIALS	2,500.00	.02%
6400	OTHER OPERATING EXPENSES	250.00	.00%
Total 33	HEALTH SERVICES	75,156.00	.46%
34 PUPIL TRANSPORTATION-REGULAR			
6200	PURCHASE & CONTRACTED	265,000.00	1.63%
6300	SUPPLIES AND MATERIALS	60,000.00	.37%
6400	OTHER OPERATING EXPENSES	150.00	.00%
6600	CPTL OUTLY LAND BLDG &	155,000.00	.96%
Total 34	PUPIL TRANSPORTATION-	480,150.00	2.96%
36 CO-CURRICULAR ACTIVITIES			
6100	PAYROLL COSTS	234,773.00	1.45%
6200	PURCHASE & CONTRACTED	86,200.00	.53%
6300	SUPPLIES AND MATERIALS	98,150.00	.61%
6400	OTHER OPERATING EXPENSES	146,005.00	.90%
6600	CPTL OUTLY LAND BLDG &	.00	.00%
Total 36	CO-CURRICULAR ACTIVITIES	565,128.00	3.48%
Total 3X	CO-CURRICULAR ACTIVITIES	1,437,126.00	8.86%
41 GENERAL ADMINISTRATION			
6100	PAYROLL COSTS	389,496.00	2.40%
6200	PURCHASE & CONTRACTED	79,950.00	.49%
6300	SUPPLIES AND MATERIALS	8,750.00	.05%
6400	OTHER OPERATING EXPENSES	40,000.00	.25%
Total 41	GENERAL ADMINISTRATION	518,196.00	3.19%
Total 4X	GENERAL ADMINISTRATION	518,196.00	3.19%
51 PLANT MAINTENANCE & OPERATION			
6100	PAYROLL COSTS	206,159.00	1.27%
6200	PURCHASE & CONTRACTED	765,000.00	4.72%
6300	SUPPLIES AND MATERIALS	68,000.00	.42%
6400	OTHER OPERATING EXPENSES	40,350.00	.25%
6600	CPTL OUTLY LAND BLDG &	.00	.00%
Total 51	PLANT MAINTENANCE &	1,079,509.00	6.66%

199/2 GENERAL FUND

Class Object	Description	Recommended Appropriations	Percent of Total Fund
52 SECURITY			
6200	PURCHASE & CONTRACTED	10,000.00	.06%
Total 52 SECURITY		10,000.00	.06%
53 DATA PROCESSING			
6100	PAYROLL COSTS	162,775.00	1.00%
6200	PURCHASE & CONTRACTED	67,850.00	.42%
6300	SUPPLIES AND MATERIALS	12,000.00	.07%
6400	OTHER OPERATING EXPENSES	1,000.00	.01%
6600	CPTL OUTLY LAND BLDG &	.00	.00%
Total 53 DATA PROCESSING		243,625.00	1.50%
Total 5X DATA PROCESSING		1,333,134.00	8.22%
61 COMMUNITY SERVICES			
6100	PAYROLL COSTS	21,867.00	.13%
6300	SUPPLIES AND MATERIALS	.00	.00%
6400	OTHER OPERATING EXPENSES	.00	.00%
Total 61 COMMUNITY SERVICES		21,867.00	.13%
Total 6X COMMUNITY SERVICES		21,867.00	.13%
81 CAPITAL PROJECTS			
6200	PURCHASE & CONTRACTED	65,000.00	.40%
6600	CPTL OUTLY LAND BLDG &	.00	.00%
Total 81 CAPITAL PROJECTS		65,000.00	.40%
Total 8X CAPITAL PROJECTS		65,000.00	.40%
91 CHAPTER 41 PAYMENT			
6200	PURCHASE & CONTRACTED	5,545,000.00	34.19%
Total 91 CHAPTER 41 PAYMENT		5,545,000.00	34.19%
99 PAYMENT TO OTHER GOVERN ENT			
6200	PURCHASE & CONTRACTED	90,000.00	.55%
Total 99 PAYMENT TO OTHER GOVERN		90,000.00	.55%
Total 9X PAYMENT TO OTHER GOVERN		5,635,000.00	34.74%
199/2 Total		16,218,990.00	100.00%

240/2 SCHOOL BRKFST & LUNCH PROGRAM

<u>Class</u> <u>Object</u>	<u>Description</u>	<u>Recommended</u> <u>Appropriations</u>	<u>Percent of</u> <u>Total Fund</u>
35 FOOD SERVICES			
6100	PAYROLL COSTS	.00	.00%
6200	PURCHASE & CONTRACTED	507,093.00	95.53%
6300	SUPPLIES AND MATERIALS	23,750.00	4.47%
Total 35 FOOD SERVICES		530,843.00	100.00%
Total 3X FOOD SERVICES		530,843.00	100.00%
240/2 Total		530,843.00	100.00%

599/2 DEBT SERVICE FUND

<u>Class</u> <u>Object</u>	<u>Description</u>	<u>Recommended</u> <u>Appropriations</u>	<u>Percent of</u> <u>Total Fund</u>
71 DEBT SERVICES			
6200	PURCHASE & CONTRACTED	.00	.00%
6500	DEBT SERVICE	1,849,964.00	100.00%
Total 71	DEBT SERVICES	1,849,964.00	100.00%
Total 7X	DEBT SERVICES	1,849,964.00	100.00%
599/2 Total		1,849,964.00	100.00%

711/2 LITTLE VIKINGS DAYCARE

<u>Class Object</u>	<u>Description</u>	<u>Recommended Appropriations</u>	<u>Percent of Total Fund</u>
61	COMMUNITY SERVICES		
6100	PAYROLL COSTS	113,000.00	94.70%
6300	SUPPLIES AND MATERIALS	3,000.00	2.51%
6400	OTHER OPERATING EXPENSES	3,325.00	2.79%
Total 61	COMMUNITY SERVICES	119,325.00	100.00%
Total 6X	COMMUNITY SERVICES	119,325.00	100.00%
711/2 Total		119,325.00	100.00%
Total Appropriations		18,719,122.00	
End of Report			

**Difference Expenditure Report By Function / Major Object
Using NY Recommended and TY Amend Budget**

Func	Description	Payroll Costs 6100	Contracted Services 6200	Supplies & Materials 6300	Other Oper Expenses 6400	Debt Service 6500	Capital Outlay 6600	Other Uses 8900	Total
00	DISTRICT WIDE								
	NY Recommended	0	0	0	0	0	0	0	0
	TY Amend Budget	0	0	0	0	0	0	0	0
	Difference	0	0	0	0	0	0	0	0
11	INSTRUCTION								
	NY Recommended	5,829,303	131,650	164,590	20,475	0	7,000	0	6,153,018
	TY Amend Budget	6,292,356	58,910	71,340	21,850	0	0	0	6,444,456
	Difference	-463,053	72,740	93,250	-1,375	0	7,000	0	-291,438
12	LIBRARY								
	NY Recommended	124,033	6,300	25,500	1,280	0	0	0	157,113
	TY Amend Budget	182,176	6,283	1,070	1,097	0	0	0	190,626
	Difference	-58,143	17	24,430	183	0	0	0	-33,513
13	CURRICULUM								
	NY Recommended	0	10,000	3,250	12,875	0	0	0	26,125
	TY Amend Budget	0	14,600	4,000	18,500	0	0	0	37,100
	Difference	0	-4,600	-750	-5,625	0	0	0	-10,975
21	INSTRUCTIONAL ADMINISTRATION								
	NY Recommended	171,290	1,600	2,000	2,000	0	0	0	176,890
	TY Amend Budget	108,478	1,500	1,600	100	0	0	0	111,678
	Difference	62,812	100	400	1,900	0	0	0	65,212
23	CAMPUS ADMINISTRATION								
	NY Recommended	679,366	625	8,625	6,905	0	0	0	695,521
	TY Amend Budget	780,318	500	12,000	9,050	0	0	0	801,868
	Difference	-100,952	125	-3,375	-2,145	0	0	0	-106,347
31	GUIDANCE AND COUNSELING SVS								
	NY Recommended	293,642	8,250	8,625	6,175	0	0	0	316,692
	TY Amend Budget	313,297	500	1,500	8,350	0	0	0	323,647
	Difference	-19,655	7,750	7,125	-2,175	0	0	0	-6,955
33	HEALTH SERVICES								
	NY Recommended	72,406	0	2,500	250	0	0	0	75,156
	TY Amend Budget	114,384	0	2,300	0	0	0	0	116,684
	Difference	-41,978	0	200	250	0	0	0	-41,528
34	PUPIL TRANSPORTATION-REGULAR								
	NY Recommended	0	265,000	60,000	150	0	155,000	0	480,150
	TY Amend Budget	0	265,000	55,000	0	0	154,002	0	474,002
	Difference	0	0	5,000	150	0	998	0	6,148
36	CO-CURRICULAR ACTIVITIES								
	NY Recommended	234,773	86,200	98,150	146,005	0	0	0	565,128
	TY Amend Budget	202,743	95,076	110,833	157,886	0	0	0	566,538
	Difference	32,030	-8,876	-12,683	-11,881	0	0	0	-1,410
41	GENERAL ADMINISTRATION								
	NY Recommended	389,496	79,950	8,750	40,000	0	0	0	518,196
	TY Amend Budget	402,230	83,825	8,500	38,750	0	0	0	533,305
	Difference	-12,734	-3,875	250	1,250	0	0	0	-15,109

**Difference Expenditure Report By Function / Major Object
Using NY Recommended and TY Amend Budget**

Func	Description	Payroll Costs 6100	Contracted Services 6200	Supplies & Materials 6300	Other Oper Expenses 6400	Debt Service 6500	Capital Outlay 6600	Other Uses 8900	Total
51 PLANT MAINTENANCE & OPERATION									
	NY Recommended	206,159	765,000	68,000	40,350	0	0	0	1,079,509
	TY Amend Budget	198,180	887,000	65,000	40,350	0	0	0	1,190,530
	Difference	7,979	-122,000	3,000	0	0	0	0	-111,021
52 SECURITY									
	NY Recommended	0	10,000	0	0	0	0	0	10,000
	TY Amend Budget	0	15,000	0	0	0	0	0	15,000
	Difference	0	-5,000	0	0	0	0	0	-5,000
53 DATA PROCESSING									
	NY Recommended	162,775	67,850	12,000	1,000	0	0	0	243,625
	TY Amend Budget	196,340	0	0	1,500	0	0	0	197,840
	Difference	-33,565	67,850	12,000	-500	0	0	0	45,785
61 COMMUNITY SERVICES									
	NY Recommended	21,867	0	0	0	0	0	0	21,867
	TY Amend Budget	26,026	0	0	0	0	0	0	26,026
	Difference	-4,159	0	0	0	0	0	0	-4,159
81 CAPITAL PROJECTS									
	NY Recommended	0	65,000	0	0	0	0	0	65,000
	TY Amend Budget	0	0	0	0	0	0	0	0
	Difference	0	65,000	0	0	0	0	0	65,000
91 CHAPTER 41 PAYMENT									
	NY Recommended	0	5,545,000	0	0	0	0	0	5,545,000
	TY Amend Budget	0	5,920,500	0	0	0	0	0	5,920,500
	Difference	0	-375,500	0	0	0	0	0	-375,500
99 PAYMENT TO OTHER GOVERN ENT									
	NY Recommended	0	90,000	0	0	0	0	0	90,000
	TY Amend Budget	0	87,000	0	0	0	0	0	87,000
	Difference	0	3,000	0	0	0	0	0	3,000
Sub Totals									
	NY Recommended	8,185,110	7,132,425	461,990	277,465	0	162,000	0	16,218,990
	TY Amend Budget	8,816,528	7,435,694	333,143	297,433	0	154,002	0	17,036,800
	Difference	-631,418	-303,269	128,847	-19,968	0	7,998	0	-817,810
00 Other Uses									
	NY Recommended	0	0	0	0	0	0	0	0
	TY Amend Budget	0	0	0	0	0	0	45,000	45,000
	Difference	0	0	0	0	0	0	-45,000	-45,000
Final Totals									
	NY Recommended	8,185,110	7,132,425	461,990	277,465	0	162,000	0	16,218,990
	TY Amend Budget	8,816,528	7,435,694	333,143	297,433	0	154,002	45,000	17,081,800
	Difference	-631,418	-303,269	128,847	-19,968	0	7,998	-45,000	-862,810

End of Report

Difference Expenditure Report By Function / Major Object
 Using NY Recommended and TY Amend Budget

Func	Description	Payroll Costs 6100	Contracted Services 6200	Supplies & Materials 6300	Other Oper Expenses 6400	Debt Service 6500	Capital Outlay 6600	Other Uses 8900	Total
35	FOOD SERVICES								
	NY Recommended	0	507,093	23,750	0	0	0	0	530,843
	TY Amend Budget	0	478,540	24,440	0	0	0	0	502,980
	Difference	0	28,553	-690	0	0	0	0	27,863
Sub Totals									
	NY Recommended	0	507,093	23,750	0	0	0	0	530,843
	TY Amend Budget	0	478,540	24,440	0	0	0	0	502,980
	Difference	0	28,553	-690	0	0	0	0	27,863
00	Other Uses								
	NY Recommended	0	0	0	0	0	0	0	0
	TY Amend Budget	0	0	0	0	0	0	0	0
	Difference	0	0	0	0	0	0	0	0
Final Totals									
	NY Recommended	0	507,093	23,750	0	0	0	0	530,843
	TY Amend Budget	0	478,540	24,440	0	0	0	0	502,980
	Difference	0	28,553	-690	0	0	0	0	27,863

End of Report

Difference Expenditure Report By Function / Major Object
 Using NY Recommended and TY Amend Budget

Func	Description	Payroll Costs 6100	Contracted Services 6200	Supplies & Materials 6300	Other Oper Expenses 6400	Debt Service 6500	Capital Outlay 6600	Other Uses 8900	Total
71	DEBT SERVICES								
	NY Recommended	0	0	0	0	1,849,964	0	0	1,849,964
	TY Amend Budget	0	0	0	0	1,856,965	0	0	1,856,965
	Difference	0	0	0	0	-7,001	0	0	-7,001
Sub Totals									
	NY Recommended	0	0	0	0	1,849,964	0	0	1,849,964
	TY Amend Budget	0	0	0	0	1,856,965	0	0	1,856,965
	Difference	0	0	0	0	-14,002	0	0	-7,001
00	Other Uses								
	NY Recommended	0	0	0	0	0	0	0	0
	TY Amend Budget	0	0	0	0	0	0	0	0
	Difference	0	0	0	0	0	0	0	0
Final Totals									
	NY Recommended	0	0	0	0	1,849,964	0	0	1,849,964
	TY Amend Budget	0	0	0	0	1,856,965	0	0	1,856,965
	Difference	0	0	0	0	-7,001	0	0	-7,001

End of Report

Difference Expenditure Report By Function / Major Object
 Using NY Recommended and TY Amend Budget

Func	Description	Payroll Costs 6100	Contracted Services 6200	Supplies & Materials 6300	Other Oper Expenses 6400	Debt Service 6500	Capital Outlay 6600	Other Uses 8900	Total
61	COMMUNITY SERVICES								
	NY Recommended	113,000	0	3,000	3,325	0	0	0	119,325
	TY Amend Budget	130,187	0	1,000	500	0	0	0	131,687
	Difference	-17,187	0	2,000	2,825	0	0	0	-12,362
	Sub Totals								
	NY Recommended	113,000	0	3,000	3,325	0	0	0	119,325
	TY Amend Budget	130,187	0	1,000	500	0	0	0	131,687
	Difference	-17,187	0	2,000	2,825	0	0	0	-12,362
00	Other Uses								
	NY Recommended	0	0	0	0	0	0	0	0
	TY Amend Budget	0	0	0	0	0	0	0	0
	Difference	0	0	0	0	0	0	0	0
	Final Totals								
	NY Recommended	113,000	0	3,000	3,325	0	0	0	119,325
	TY Amend Budget	130,187	0	1,000	500	0	0	0	131,687
	Difference	-17,187	0	2,000	2,825	0	0	0	-12,362

End of Report

TRAVIS CENTRAL APPRAISAL DISTRICT

BOARD OFFICERS
RICHARD LAVINE
CHAIRPERSON
KRISTOFFER S. LANDS
VICE CHAIRPERSON
JAMES ADKINS
SECRETARY/TREASURER



PATRICK BROWN
CHIEF APPRAISER

BOARD MEMBERS
TOM BUCKLE
ELEANOR POWELL
NELDA WELLS SPEARS
BLANCA ZAMORA-GARCIA

July 25, 2011

Ms. Laura Vincent
President
Lago Vista ISD
PO Box 4929
Lago Vista, TX 78645

Ms. Vincent,

We have made a slight error on the certified values we sent you last week. Enclosed is a corrected certification for your jurisdiction. This correction results in a slight increase to the Chief Appraiser's opinion of the freeze adjusted taxable value in protest, and to your net freeze adjusted taxable value. I am sorry if this correction has created any difficulties for you or your organization. Let me know if you have any further questions.

Sincerely,

A handwritten signature in black ink that reads "Patrick Brown". The signature is written in a cursive style.

Patrick Brown
Chief Appraiser
Travis Central Appraisal District

TRAVIS CENTRAL APPRAISAL DISTRICT

BOARD OFFICERS
 RICHARD LAVINE
 CHAIRPERSON
 KRISTOFFER S. LANDS
 VICE CHAIRPERSON
 JAMES ADKINS
 SECRETARY/TREASURER



BOARD MEMBERS
 TOM BUCKLE
 ED KELLER
 ELEANOR POWELL
 NELDA WELLS SPEARS
 BLANCA ZAMORA-GARCIA

PATRICK BROWN
 CHIEF APPRAISER

LAGO VISTA ISD
 MS. LAURA VINCENT PRESIDENT
 PO BOX 4929
 LAGO VISTA, TX 78645

REVISED
 7/25/2011

CERTIFICATION OF 2011 APPRAISED VALUES

LAGO VISTA ISD JURIS. NO. 16 1023

I, PATRICK BROWN, CHIEF APPRAISER OF THE TRAVIS CENTRAL APPRAISAL DISTRICT HEREBY CERTIFY THAT THE 2011 APPRAISED VALUED FOR THIS JURISDICTION IS:

APPROVED APPRAISAL ROLL		PROPERTY IN PROTEST PROCESS	
NUMBER OF ACCOUNTS	MARKET VALUES	NUMBER OF ACCOUNTS	MARKET VALUES
14,767	1,349,096,892	REAL PROPERTY	1,359 260,871,452
277	20,404,161	PERSONAL PROPERTY	15 8,467,221
15,044	1,369,501,053	TOTAL	1,373 269,338,673

EXEMPTIONS			
NUMBER OF ACCOUNTS	EXEMPTION AMOUNTS	NUMBER OF ACCOUNT	EXEMPTION AMOUNTS
	29,705,456	AG	685,531
	21,464,115	HOMESTEAD CAP	8,023,228
0	0	ABATEMENT	0
0	0	CHODO	0
63	610,000	DISABLED PERSONS	30,000
144	5,899,901	DISABLED VETERN	17,000
0	0	ECONOMIC DEV	0
0	0	ENERGY	0
429	18,719,676	EXEMPT	0
14	2,730	EXEMPT 366	0
0	0	FREEMPORT	0
0	0	GOODS IN TRANSIT	0
0	0	HISTORIC	0
2,976	177,042,351	HOMESTEAD	202 17,089,775
956	9,124,232	HOMESTEAD OV65	52 492,400
0	0	LOW INCOME HOUSING	0
1	39,627	POLLUTION CONTROL	1 2,040
2	0	SOLAR	0
	1,106,892,965	NET AFTER EXEMPTIONS	242,998,699
	145,894,210	FREEZE & TRANSFER ADJUSTMENT	12,845,298
	960,998,755	FREEZE ADJUSTED TAXABLE	230,153,401

CHIEF APPRAISER'S OPINION OF FREEZE ADJUSTED TAXABLE VALUE IN PROTEST: 166,366,243

Patrick Brown

NET FREEZE ADJUSTED TAXABLE VALUE 1,127,364,998

2011 CERTIFICATION INFORMATION
LAGO VISTA ISD

Juris: 16
Entity ID: 1023

A. 2010 total taxable value	1,322,687,323
B. 2010 tax ceilings	150,163,250
C. 2010 taxable value lost because of court appeals	227,670
D. The amount of taxable value lost due to deannexation since Jan 1, 2010	0
E. The amount exempt for the first time in 2011	9,447,340
F. The amount of 2010 taxable value lost due to new productivity valuation in 2011	0
G. The amount of 2011 taxable value exempted for pollution control	0
H. 2011 tax ceilings	159,001,644
I. The amount of taxable value added to the roll since Jan 1, 2010 by annexation	0
J. The 2011 value of new improvements added to the appraisal roll since Jan 1, 2010	29,282,920
K. 2011 average appraised value of properties with a homestead exemption	245,751
L. 2011 average taxable value of properties with a homestead exemption	175,151
M. 2010 average appraised value of properties with a homestead exemption	245,406
N. 2010 average taxable value of properties with a homestead exemption	176,412
O. 2011 tax base reduction due to frozen taxes	158,739,508
P. 2011 Over-65 collectible levy	1,438,382

2011 Total appraised value of all property	1,638,839,726
2011 Total appraised value of all new property	34,093,547
2011 Total taxable value of all property	1,127,364,998
2011 Total taxable value of all new property	29,282,920

2010 Total appraised value of all property	1,574,499,192
2010 Total appraised value of all new property	39,759,916
2010 Total taxable value of all property	1,322,687,323
2010 Total taxable value of all new property	35,800,043

Dear Parent/Guardian:

This Student Code of Conduct provides information regarding expectations for student behavior and consequences for misconduct. Please read and review the information in the Student Code of Conduct with your student so that you have a clear understanding of its content. Once you and your student have reviewed the Student Code of Conduct, please sign the acknowledgment form listed below and return it to campus secretary. Please contact your student's teacher or campus administrator if you have any questions about the Code.

**Lago Vista Independent School District
2011-2012 Student Code of Conduct
Acknowledgment Form**

I have read, understand, and agree to abide by Lago Vista Independent School District's Student Code of Conduct for the 2011-2012 school year. I understand that my student will be held accountable for the behavior expectations and disciplinary consequences outlined in the Student Code of Conduct. I understand that the Student Code of Conduct governs all behavior at school, at school-sponsored and school-related activities, and during school-sponsored travel. I also understand the Student Code of Conduct governs some designated behaviors occurring within 300 feet of school property, some designated behaviors occurring off-campus, and for any school-related misconduct regardless of time or location. I understand that a referral for criminal prosecution is possible for certain violations of law.

Acknowledgement of receipt of the Student Code of Conduct is found on the student enrollment card.

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GENERAL OVERVIEW

PURPOSE

The Board of Trustees adopted this Student Code of Conduct (SCC) to promote a safe, secure, and optimal learning environment for all students. Inside you will find information regarding:

- The District-wide discipline management plan,
- A description of prohibited conduct,
- The disciplinary options, methods, and consequences for preventing and addressing student misconduct, and
- The process the District will follow when administering disciplinary consequences.

If there is a conflict between the SCC and the Student Handbook, the terms of the SCC will control. If there is a conflict between the SCC and District policy, the more recently adopted item will control.

ADDITIONAL RULES

Students may be subject to campus, classroom, extracurricular, and/or organization rules in addition to those found in the SCC. Students may face consequences under these additional rules as well as possible disciplinary action under the SCC. Further, to the extent a student engages in misconduct that is not specifically addressed in the SCC, the student may still be disciplined if the misconduct disrupts or interferes with the educational process, learning environment, or school safety.

GENERAL STANDARDS OF STUDENT CONDUCT

In order to promote a positive educational experience for all students, the District expects students to adhere to seven basic standards of conduct: (1) exercise self-control, self-respect, and self-discipline, (2) demonstrate a positive attitude, (3) respect the rights and feelings of others, (4) respect school property, (5) support the learning process, (6) adhere to rules, and (7) promote a safe environment. Because of significant variations in student conduct, it is not always possible for the SCC to address each and every act of student misbehavior. To that end, the District retains discretion to address student misconduct that is inconsistent with these seven standards even though the conduct may not be specifically included in the SCC.

NOTICE OF DISCIPLINARY ACTION

Teachers and administrators strive to notify parents/guardians of student conduct concerns as they occur. The campus administrator will contact the parent/guardian by phone or in writing within three school days of becoming aware of misconduct that may result in out-of-school suspension, DAEP placement, or expulsion from school. Failure to send any notice within this time period or as noted elsewhere in the SCC does not preclude imposing a discipline consequence.

ANTI-DISCRIMINATION

The District does not discriminate against students on the basis of race, sex, national origin, disability, religion, color, or ethnicity when enforcing the provisions of the SCC.

DISCIPLINE OF STUDENTS WITH SPECIAL NEEDS

Students eligible for services under the Individuals with Disabilities Education Act (IDEA) or Section 504 of the Rehabilitation Act of 1973 are subject to discipline in accordance with those laws. For more information about those specific procedures, please contact Matt Underwood. A student enrolled in a special education program may not be disciplined for bullying, harassment, or making hit lists until an ARD meeting is conducted.

DISCIPLINE APPEALS

Appeals of disciplinary measures should be directed to the student's teacher or campus administrator, as described in local District policy FNG. Depending on the disciplinary consequence assigned, different complaint procedures may apply. A copy of the appropriate policy is available at the campus or central administration office or online at <http://www.lagovistaisd.net>. Timelines for filing appeals stated in the policy will be enforced. Disciplinary consequences will not be delayed or deferred pending the outcome of an appeal.

EFFECT OF STUDENT WITHDRAWAL

Withdrawal from school after a student has been accused of a violation of the SCC will not prevent the District from investigating the alleged violation and, if it is determined that a violation did occur, assessing the appropriate disciplinary consequence and enforcing that consequence should the student re-enroll in the District.

SCOPE OF THE DISTRICT'S DISCIPLINARY AUTHORITY

GENERAL AUTHORITY

In addition to the disciplinary authority established for certain types of offenses as described within the SCC, the District has general disciplinary authority over a student at the following times:

- At any time during the school day
- While traveling to and from school or school activities on District transportation
- While attending any school-sponsored or school-related activity, regardless of time or location
- As provided in extracurricular or organization handbooks, by-laws, or constitutions
- During lunch periods, including those in which a student leaves the campus
- While on school property
- For any school-related misconduct, regardless of time or location
- Other off campus conduct as permitted by Chapter 37 of the Texas Education Code
- For certain offenses committed within 300 feet of school property as measured from any point on the school's real property boundary line
- If the student is a registered sex offender

SEARCHES

A student's clothing, personal property, electronic equipment, method of transportation, or school property used by the student (such as lockers or desks) may be searched when there is reasonable cause to believe the search will reveal articles or materials prohibited by the District. Students are responsible for ensuring that any personal property, method of transportation, or school property used by the student does not contain prohibited items. Students may be disciplined for possession of prohibited items discovered during a search. For more information about searches, please review the District's Student Handbook and local policy FNF.

CRIMINAL CONDUCT

School administrators will report crimes as required by law and may contact local law enforcement regarding suspected criminal activity. Certain acts of misconduct may constitute criminal offenses in addition to violations of the SCC. Because school discipline is independent of criminal proceedings, disciplinary consequences may not be postponed pending the outcome of any criminal proceeding or affected by the outcome of any criminal proceeding.

DISCIPLINE CONSIDERATIONS & TECHNIQUES

DISCIPLINE CONSIDERATIONS

Using their professional judgment, District employees will consider a variety of factors when administering disciplinary consequences and determining the duration of the consequence, including but not limited to:

- the degree of severity and the risk of danger
- the effect of the misconduct

- the age and grade level of the student
- the student's disciplinary history
- legal requirements
- the frequency of the misconduct
- the student's demeanor
- a disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct, to the extent required by state and federal law

When deciding to order the out-of-school suspension, DAEP placement, expulsion, or placement in JJAEP of a student the District will also consider: (1) self-defense (see *definitions*), and (2) the student's intent (see *definitions*) or *lack of intent* at the time of the misconduct.

Discipline is designed to correct student behavior and encourage students to comply with school rules. The District may use any one or a combination of the following strategies or techniques to manage student behavior, prevent or intervene in discipline problems, or address violations of the SCC or campus or classroom rules:

- Verbal correction
- Seating changes
- Parent conferences
- Removal from the classroom
- Contracts to modify student behavior
- Sending the student to the office or other area
- Assignment of school-related tasks or duties
- Other methods and consequences as stated in the SCC

- Calming-down time
- Demerits or rewards
- Confiscation of items
- School probation
- Restitution or restoration
- Transfer to a different classroom or campus
- Loss or restriction of privileges, including transportation privileges, participation or membership in co-curricular or extracurricular activities, and seeking or holding honorary positions
- Counseling or mediation
- In-school suspension
- Out-of-school suspension
- Disciplinary Alternative Education Program (DAEP)
- Expulsion
- Consequences identified in co-curricular or extracurricular codes of conduct, constitutions, or by-laws
- Grade penalties as permitted by policy
- Detention
- Corporal punishment unless the parent/guardian opts out in writing

GENERAL TYPES OF PROHIBITED CONDUCT

MISCONDUCT INVOLVING OTHERS

Misconduct identified in the list of prohibited behaviors below will result in the assignment of one or more "Discipline Management Techniques" if the behavior is committed at school, a school-sponsored or school-related activity, or when the District has "Disciplinary Authority" as described in the SCC.

- Horseplay, roughhousing, and other playful behavior that, though not intended to harm, presents a reasonable risk of harm and threatens the safety of others
- Fighting (*see definitions*) or scuffling that does not result in physical pain, illness, or any impairment of a physical condition
- Engaging in conduct that can cause bodily injury (*see definitions*) or property damage
- Forcing an unwilling person to act or not act or obtaining money or another object of value from an unwilling person through duress, threats, force, extortion, coercion, or blackmail
- Subjecting a student or District employee, official, or volunteer to physical confinement or restraint
- Bullying (*see definitions*)
- Name-calling, ethnic or racial slurs, or derogatory statements that school employees reasonably believe could substantially disrupt the school environment or incite violence
- Adding any substance, whether harmful or not, without permission to any food or beverages belonging to, in the possession of, or meant to be consumed by another student or District employee, official, or volunteer
- Engaging in harassment (*see definitions*) toward another student or a District employee, official, or volunteer, including harassment motivated by race, color, religion, national origin, disability, sex, or age
- Engaging in sexual harassment (*see definitions*) or sexual abuse
- Inappropriate verbal (oral or written), physical, or sexual contact toward another student or a District employee, official, or volunteer regardless of whether it is consensual

POSSESSING,
USING, GIVING,
SELLING, OR BUYING
PROHIBITED ITEMS

- Consensual hugging, touching, or other displays of affection that interfere with, detract, or disrupt the school environment
- Engaging in physical, sexual, verbal, or emotional abuse as a means to harm, threaten, intimidate, or control another person in a current or past dating relationship
- Engaging in oral or written threats to cause harm or bodily injury (*see definitions*) to another student, a District employee, official, or volunteer, or school property, including threats made using the Internet or other technology resources at school. Students may be disciplined for threats made outside of school, including website or internet postings, if the threat causes a material or substantial disruption at school.
- Wrongfully obtaining and using another person's identifying information or personal data without permission in order to mislead, defraud, or deceive
- Hazing (*see definitions*)
- Matches or a lighter
- Tobacco products
- Fireworks or any other pyrotechnic device
- Smoke or stink bombs
- Laser pointers (unauthorized use)
- Pepper spray or other small chemical dispenser sold commercially for personal protection
- "Look-alike" drugs or items attempted to be passed off as drugs, including non-prescription drugs, medications, or herbal or dietary supplements except as permitted by District policy
- Razor blades, box cutters, or chains
- Knives with a blade 3" or less
- Fake or "look-alike" weapons

MISUSE OF
PROPERTY

- Poisons, caustic acids, or other materials that may be toxic to the human body
- BB gun, air gun, or stun gun
- Ammunition, shells, bullets, or gunpowder
- Material that is sexually-oriented, pornographic, or reveals a person's private body parts
- Material, including published or electronic items, that promotes or encourages illegal behavior or could threaten school safety
- Articles not generally considered to be weapons when the administrator determines that a danger exists or when used in a way that threatens or inflicts bodily injury to another
- CD or DVD players, cassette players, electronic games, MP3 players, stereo head sets, or other electronic equipment for other than approved use
- Using, displaying, or having in operational mode a paging device, cellular telephone, or telecommunications device (*see definitions*) at school during the school day
- Stealing from others, including the District
- Committing or assisting in a robbery, theft, or burglary that is not punishable as a felony
- Damaging, destroying, or vandalizing property owned by others or the District
- Marking District property such as textbooks, lockers, furniture, or equipment with graffiti, tagging, or by other means
- Attempting to start or starting a fire on or in any property owned, used, or controlled by a student, the District, or District employees, officials, or volunteers that does not rise to the level of arson or criminal mischief
- Threatening to use or exhibit a firearm

SAFETY /
DISRUPTION

TECHNOLOGY

- Discharging a fire extinguisher, pulling a fire alarm, calling 911, or causing the sprinkler system to activate when there is no smoke, fire, danger, or emergency
- Making or participating in false statements or hoaxes regarding school safety
- Engaging in misbehavior, actions, or demonstrations that substantially disrupt or materially interfere with school activities or that give school officials reasonable cause to believe that such conduct will substantially disrupt the school program or incite violence
- Throwing objects that can cause bodily injury or property damage
- Making false accusations or providing false statements concerning wrongful, unlawful, inappropriate, or illegal conduct alleged to have been committed by another student or District employee, official, or volunteer
- Sending, possessing, or posting electronic messages, videos, audio recordings, or images that are abusive, obscene, sexually oriented, harassing, threatening, intimidating, illegal, or that cause a material or substantial disruption at school, including cyberbullying (see *definitions*)
- Using any device to copy or capture an image or the content of any District materials (such as tests or exams) without permission of a teacher or administrator
- Making, participating in the making of, transmitting to another via an electronic device, or posting to the Internet a digital video or audio recording or image of an actual or simulated act that involves a crime or conduct prohibited by the Code of Conduct
- Using any device or technology that permits recording the voice or image of another in any way that disrupts the educational environment, invades the privacy of others, or to record the voice or image of another without the prior consent of the individual being recorded
- Using any device or technology that permits recording the voice or image of another to take, disseminate, transfer, circulate, exhibit, present, or share audio, images, video, or photos that reveal private parts of the body that are normally covered by clothing (aka sexting)

FAILURE TO FOLLOW
RULES

- Using the name, persona, or image of a student, District employee, or volunteer to create a web page or post one or more messages on a website without the other person's consent for purposes of harassing, intimidating, embarrassing, or threatening another
- Using email, websites, or electronic devices to engage in or encourage illegal conduct, violations of the SCC, or to threaten school safety
- Attempting to or successfully accessing or circumventing passwords or other security-related information of the District, officials, volunteers, employees, or other students by any means
- Attempting to or successfully altering, destroying, interrupting, or disabling District technology equipment, District data, the data of other users of the District's computer system, or other networks connected to the District's system, including uploading or creating computer viruses, worms, or other harmful material
- Copying, downloading, reproducing, distributing, retransmitting, redisplaying, or modifying items from the District's website
- Engaging in any of the above forms of technological misconduct outside of school when such conduct causes a material or substantial disruption at school as determined by school officials
- NOTE: Students will not be disciplined for technology misconduct related to possessing items described above so long as the student (1) did not contribute to creation of the item in any way, (2) possessed it only after receiving the item unsolicited from another, (3) either promptly destroyed the item or reported it to a school employee as soon as possible, and (4) did not provide a copy, forward, or re-post the item to anyone other than law enforcement, a school employee, or the student's parent/guardian.
- Violating dress and grooming criteria
- Being insubordinate or otherwise failing to comply with lawful directives given by school personnel
- Attempting to or successfully evading, avoiding, or delaying questioning by a District employee
- Failing to provide proper identification upon request of a District employee
- Attempting to violate or assisting, encouraging, promoting, or attempting to assist another student in violating the Code of Conduct

OTHER
MISCONDUCT

- Failing to immediately report to a school employee knowledge of a device, object, substance, or event that could cause harm to self or others
- Unexcused tardiness to class
- Skipping school or class without the District's or parent/guardian's permission
- Leaving class, the campus, or school events without permission
- Violating rules for conduct on school transportation
- Violating rules for operating or parking a motor vehicle on school property
- Violating policies or rules for computer use, Internet access, technology, or other electronic communications or imaging devices
- Violating the District's medications policy regarding prescription and over-the-counter drugs
- Academic dishonesty, including cheating, copying the work of another, plagiarism, or unauthorized collaboration with another person in preparing an assignment
- Failure to comply with guidelines applicable to student speakers who are speaking at school-sponsored or school-related events
- Violating other campus or classroom rules for behavior or district policies
- Using profanity, vulgar language, or obscene gestures
- Loitering in unauthorized areas
- Falsifying, altering, forging, or destroying school records, passes, other school-related documents, or documents presented to District employees
- Gambling or betting money or other things of value
- Inappropriate exposure of a student's private body parts which are ordinarily covered by clothing, including through such acts as mooning, streaking, or flashing

REMOVAL FROM CLASSROOM BY TEACHER

ORDINARY TEACHER REMOVAL

A teacher may send a student to the administrator's office to maintain discipline in the classroom or when the student engages in behavior that violates the SCC. The administrator may use one or more discipline management techniques to address the behavior.

FORMAL TEACHER REMOVAL

A teacher may remove a student from class when:

- The student's behavior has been documented by the teacher as repeatedly interfering with the teacher's ability to teach or with the learning of other students; or
- The behavior is so unruly, disruptive, or abusive that it seriously interferes with the teacher's ability to teach or with the learning of other students.

A teacher must remove a student from class if the student engages in conduct that requires or permits DAEP placement or expulsion under the Texas Education Code.

PLACEMENT DURING REMOVAL

When a teacher utilizes a formal removal of the student from the classroom, the administrator may place the student in: (1) another appropriate classroom, (2) in-school suspension, (3) out-of-school suspension, or (4) DAEP.

PROCEDURES FOR TEACHER REMOVAL

No later than three school days after a teacher has formally removed a student from class, an administrator will schedule a conference with the administrator, the student's parent/guardian, the student, and the teacher. At the conference, the student will be provided an explanation of the basis for removal and be given an opportunity to respond. After the conference, the administrator will render a discipline decision and inform the student and parent/guardian of the consequences.

RETURN TO THE CLASSROOM

If the teacher removed the student from class because the student engaged in assault resulting in bodily injury, aggravated assault, sexual assault, or aggravated sexual assault against the teacher, the student may not be returned to the teacher's class without the teacher's consent. In other cases where the teacher initiates a formal removal, the student may only be returned to the teacher's class without the teacher's consent if the Placement Review Committee determines that the teacher's class is the best or only alternative.

IN-SCHOOL SUSPENSION (ISS)

REASONS FOR ISS

Students may be placed in ISS for any misconduct listed in any category of the SCC.

PROCEDURE FOR ISS

The student will be informed of the reason for placement in ISS and be given an opportunity to respond before the administrator's decision is final. While in ISS the student will complete assignments from his or her teacher.

OUT-OF-SCHOOL SUSPENSION (OSS)

REASONS FOR OSS

Students may be suspended from school for any misconduct listed in any category of the SCC.

PROCEDURE FOR
OSS

The student will be informed of the reason for out-of-school suspension and be given an opportunity to respond before the administrator's decision is final. While the student is suspended, the administrator may place restrictions on the student's participation in school-sponsored or school-related activities. Students may be suspended for a maximum of three school days.

DISCIPLINARY ALTERNATIVE EDUCATION PROGRAM (DAEP)

REASONS FOR
MANDATORY DAEP
PLACEMENT

School-Related. A student must be placed in DAEP for any of the following misconduct if committed while on school property, within 300 feet of school property as measured from any point on the school's real property boundary line, or while attending a school-sponsored or school-related activity on or off school property:

- Engages in conduct punishable as a felony.
- Commits an assault (*see definitions*) resulting in bodily injury (*see definitions*) to another.

- Sells, gives, delivers, possesses, uses, or is under the influence of marijuana, a controlled substance (see *definitions*), a dangerous drug (see *definitions*), or an alcoholic beverage (see *definitions*) in any amount not punishable as a felony. Students will be expelled for the 2nd infraction occurring in the same school year.
- Commits a serious act or offense while under the influence of an alcoholic beverage if the conduct is not punishable as a felony. Students will be expelled for the 2nd infraction occurring in the same school year.
- Engages in an offense relating to abusable *volatile chemicals* (see *definitions*). Students will be expelled for the 2nd infraction occurring in the same school year.
- Engages in public lewdness (see *definitions*).
- Engages in indecent exposure (see *definitions*).
- Possesses or uses a knife with a blade over 3" up to 5 ½".
- Engages in expellable conduct if the student is between six and nine years of age.
- Engages in a federal firearm offense if the student is six years of age or younger.

Off-Campus. A student must be placed in DAEP for engaging in a Title 5 (see *definitions*) felony offense or aggravated robbery while off-campus and not in attendance at a school-sponsored or school-related activity if:

- The student receives deferred prosecution,
- A court or jury finds the student engaged in delinquent conduct, or
- The administrator reasonably believes that the student engaged in the misconduct.

Regardless of Location. A student must be placed in DAEP if the student engages in the following misconduct, regardless of whether the conduct occurred on or off campus:

- Issues a false alarm or report (see *definitions*) or a terroristic threat (see *definitions*) involving a public school. Students will be expelled for the 2nd infraction occurring in the same school year.

- Retaliates (*see definitions*) against any school employee.
- Is involved with a public school fraternity, sorority, secret society, or gang (*see definitions*), including participating as a member or pledge, or soliciting another person to become a member or pledge.
- Is involved with a criminal street gang (*see definitions*) or encourages, solicits, enables, or causes another to become a member of a criminal street gang.
- Engages in criminal mischief if the damage is less than \$1,500 but equal to or greater than \$500.
- Is a registered sex offender (*see definitions*) under court supervision, probation, community supervision, or parole.

Students who are: (1) convicted of continuous sexual abuse of a young child or children; or (2) convicted, receive deferred adjudication or deferred prosecution, been found to have engaged in delinquent conduct or conduct in need of supervision, or been placed on probation for either sexual assault or aggravated sexual assault against another student assigned to the same campus at the time the offense occurred will be placed in DAEP (or JJAEP as appropriate) on the request of the victim's parents if the victim student does not wish to transfer, and there is only one campus serving that grade level. Placement in this circumstance may be for any length of time considered necessary.

School-Related. A student may be placed in DAEP for any of the following misconduct if committed while on school property, within 300 feet of school property as measured from any point on the school's real property boundary line, or while attending a school-sponsored or school-related activity on or off school property:

- Possessing, giving, buying, or selling less than a usable amount of stems, seeds, or other pieces of marijuana.
- Possessing, using, selling, buying, or giving paraphernalia (*see definitions*) related to any prohibited substance, including but not limited to marijuana, a controlled substance, a dangerous drug, or an alcoholic beverage.
- Abusing the student's own prescription drug or using it in a way other than prescribed; giving, buying, or selling a prescription drug; possessing, using, or being under the influence of another person's prescription drug.

- Preparing a hit list (*see definitions*).
- Committing any offense included in the list of "General Types of Prohibited Misconduct" in this SCC.
- Engaging in serious (*see definitions*) or persistent (*see definitions*) misbehavior that violates this SCC.

Off-Campus. A student may be placed in DAEP for engaging in the following misconduct while off-campus and not in attendance at a school-sponsored or school-related activity:

- The administrator reasonably believes the student engaged in conduct punishable as a felony (other than aggravated robbery or a Title 5 felony), and the student's continued presence in the regular classroom is a threat to the safety of others or is detrimental to the educational process.
- Off-campus conduct for which DAEP placement is required by state law when the administrator does not learn of the conduct until more than a year passes after the conduct occurred.

Regardless of Location. A student may be placed in DAEP if the student engages in the following misconduct, regardless of whether the conduct occurred on or off campus:

- A student may be placed in DAEP if the student is a registered sex offender (*see definitions*) who is not under any form of court supervision.
- Engages in criminal mischief if the damage is less than \$500.

An administrator may order an emergency DAEP placement if the student has been so unruly, disruptive, or abusive that it seriously interferes with the teacher's ability to teach the class, the learning of other students, or the operation of a school-related or a school-sponsored activity. The reason for emergency placement must also be a reason for which DAEP placement could be ordered on a non-emergency basis. At the time of the emergency placement, the student will be told the reason for the action.

No later than the tenth day after the date of emergency DAEP placement, the student will be given a conference as required for regular placement in DAEP; see below.

Conference. No later than three school days after the student is removed from class, the campus administrator will schedule a conference with the administrator, the student's parent/guardian, and the student. The District may conduct the conference and make a discipline decision regardless of whether the student or the student's parent/guardian attends if the District made reasonable attempts to have them attend.

At the conference, the administrator will explain the allegations against the student, inform the student of the basis for the proposed DAEP placement, and give the student an opportunity to explain his or her version of the incident.

If during the term of DAEP placement the student engages in additional misconduct, additional conferences may be conducted and additional discipline may be imposed.

Interim Placement. Until a placement conference can be held, the student may be placed in another appropriate classroom, in-school suspension, or out-of-school suspension. The student may not be returned to the regular classroom pending the placement conference.

DAEP Placement Order. If the outcome of the conference is to place the student in DAEP, the campus administrator will issue a DAEP placement order. If the length of placement differs from the guidelines included in the SCC, the DAEP placement order will give notice of the inconsistency.

A copy of the DAEP placement order will be sent to the student and the student's parent/guardian. For those students placed in DAEP for a reason identified in the Texas Education Code, the District will also send the juvenile court a copy of the DAEP placement order no later than the second business day after the placement conference. A copy of the DAEP placement order will be included with any records sent to a school where the student seeks to enroll. The enrolling school district has discretion to enforce the DAEP placement order.

The length of a student's placement in DAEP will be determined on a case-by-case basis using the criteria identified in the "Discipline Considerations" section of this SCC. Mandatory DAEP placements will result in placement for up to 180 school days. Discretionary DAEP placements will result in placement for up to 180 school days. The length of DAEP placement may not exceed one year unless, after review, the District determines that (1) the student is a safety threat, or (2) extended placement is in the best interest of the student.

PARTICULAR RULES
FOR REGISTERED SEX
OFFENDERS

Students placed in DAEP at the end of one school year may be required to complete the assigned term at the beginning of the next school year. For DAEP placement to extend beyond the end of the school year, the administrator must determine that: (1) the student's presence in the regular classroom or campus presents a danger of physical harm to the student or others; or (2) the student has engaged in serious or persistent misbehavior (see definitions) that *violates the SCC*.

If the DAEP placement extends beyond 60 days or the end of the next grading period, whichever is sooner, the student or the student's parent/guardian may participate in a proceeding before the Board or Board's designee as provided in policy FNG (LOCAL). Any decision of the Board is final and may not be appealed.

The general SCC rules for DAEP placement apply to registered student sex offenders (*see definitions*) except as modified in this section.

Placement. Registered sex offenders will be placed in a Juvenile Justice Alternative Education Program (JJAEP) in lieu of DAEP if: (1) ordered to attend JJAEP by a court, or (2) if permitted by agreement between the District and the JJAEP.

Length of Placement. Registered sex offenders under court supervision will be placed in DAEP for a minimum of 71-101 school days, which is the equivalent of one semester.

Registered sex offenders who are not under any form of court supervision but are assigned to DAEP must serve a minimum of 71-101 school days, which is the equivalent of one semester.

Transfers. Registered sex offenders (whether under court supervision or not) that transfer into the District will be required to complete the DAEP assignment assessed by the previous school district, but will receive credit for any time already spent in DAEP.

In making a decision regarding the placement of a registered sex offender that transfers into the District, the District will consider the recommendation of the review committee as described in the "Periodic Review for Sex Offenders" section described below.

Periodic Review for Registered Sex Offenders. After 71-101 school days in DAEP, a review committee will determine by majority vote and recommend to the Superintendent of Schools whether the student should remain in DAEP or be returned to the regular classroom. The Superintendent of Schools will follow the committee's decision to return the student to the regular classroom unless the student's presence in the regular classroom is a threat to the safety of others, is detrimental to the educational process, or is not in the best interests of the District's students. Conversely, the Superintendent of Schools will follow the committee's decision to continue the student's placement in DAEP unless the student's presence in the regular classroom is not a threat to the safety of others, is not detrimental to the educational process, or is not contrary to the best interests of the District's students.

If the student remains in DAEP, the review committee will re-consider the student's placement before the beginning of the next school year.

Appeals for Registered Sex Offenders. DAEP placement may be appealed as described in District policy FNG or FOC. However, the appeal is limited to the factual question of whether the student is required to register as a sex offender under the law. A decision of the district's Board of Trustees is final and may not be appealed.

Grade Levels. Elementary students in kindergarten through grade 5 will not be placed in DAEP with secondary students in grade 6 through grade 12.

No Participation in Activities While in DAEP. Students placed in DAEP for any mandatory or discretionary reasons are not allowed to attend or participate in school-sponsored or school-related extracurricular or co-curricular activities during the period of DAEP placement. This restriction applies until the student fulfills the DAEP assignment at this or another school district.

Impact on Graduation. For graduating seniors who are in DAEP during the last week of school, the DAEP placement will continue through graduation, and the student will not be allowed to participate in commencement exercises and related graduation activities.

Transportation. A student placed in DAEP will not be provided transportation unless he or she is a student with a disability who has transportation designated as a related service in the student's IEP.

Periodic Review. The District will review a student's DAEP placement and academic status every 120 calendar days. In the case of a high school student, the student's progress toward graduation will be reviewed and a graduation plan will be established. At the review, the student or the parent/guardian will have an opportunity to present reasons for the student's return to the regular classroom or campus. The student may not be returned to the classroom of a teacher who removed the student without that teacher's consent.

Coursework Opportunity. Students placed in DAEP will have an opportunity to complete coursework required for graduation, at no cost to the student, before the beginning of the next school year.

Effect of Student Withdrawal. When a student withdraws from school before a DAEP placement order is completed, the District may complete the proceedings and issue a DAEP placement order. If the student re-enrolls in the District during the same or subsequent school year, the District may enforce the DAEP placement order at that time, minus any portion of the placement that was served by the student during enrollment in another district.

If the administrator does not issue a DAEP placement order after the student withdraws, the next district in which the student enrolls may complete the proceedings and issue a DAEP placement order.

Student Transfers. Students assigned to DAEP in another Texas district, a Texas open-enrollment charter school, or an out-of-state school district at the time of enrollment into the District will be placed into the District's DAEP to complete the term of their DAEP placement. In order to continue an out-of-state DAEP placement, the basis for the DAEP placement must also be a reason for DAEP placement in the enrolling district. If the out-of-state DAEP placement period exceeds one year, the District will reduce the period of placement so that the total placement does not exceed one year unless the District determines that the student is a threat to the safety of others or extended placement is in the best interests of the student.

Summer School. Students in DAEP during summer programs will be served alongside other students not assigned to DAEP.

Criminal Proceedings. The review and appeal process described below does not apply if the student was placed in DAEP as required by law for conduct occurring on or within 300 feet of school property, at a school-sponsored or school-related activity, or for a false alarm or report or terroristic threat involving a public school.

If the District receives notice that prosecution of a student's case was refused and no formal proceedings, deferred adjudication, or deferred prosecution will be initiated or a court or jury found the student not guilty or did not engage in delinquent conduct or conduct indicating a need for supervision and dismissed the student's case with prejudice, the District will review the student's DAEP placement and will schedule a review with the student's parent/guardian no later than the third day after receiving notice. The student will not be returned to the regular classroom before the review. After reviewing the notice and receiving information from the student's parent/guardian, the administrator may only continue the student's DAEP placement if the administration has reason to believe the student's presence in the regular classroom threatens the safety of others.

The administrator's decision may be appealed to the Board. In the event of an appeal, at the next scheduled meeting the Board will: (1) review the notice, (2) hear statements from the student, the student's parent/guardian, and the administrator, and (3) confirm or reverse the decision of the administrator.

If the Board confirms the decision of the administrator, the student and the student's parent/guardian have the right to appeal to the Commissioner of Education. The student may not be returned to the regular classroom while the appeal is pending.

EXPULSION

REASONS FOR MANDATORY EXPULSION

School-Related. A student must be expelled for any of the following misconduct that occurs on school property or while attending a school-sponsored or school-related activity on or off school property:

- Brings to school a firearm, as defined by federal law (*see definitions*).
- Uses, exhibits, or possesses the following items, as defined by state law: (1) a firearm*, (2) an illegal knife, (3) a club, or (4) a prohibited weapon. (*see definitions*) *Firearm note: So long as the firearm is not brought on school property, a student will not be expelled solely for using, exhibiting, or possessing a firearm at an off-campus approved target range facility while participating in or preparing for a school-sponsored shooting sports competition or while participating in or preparing for a shooting sports educational activity sponsored or supported by the Parks and Wildlife Department or a shooting sports sanctioning organization with the Department.
- Engages in the following misconduct as defined in the Texas Penal Code: (1) aggravated assault, (2) sexual assault, (3) aggravated sexual assault, (4) arson, (5) murder, (6) capital murder, (7) criminal attempt to commit murder or capital murder, (8) indecency with a child, (9) aggravated kidnapping, (10) aggravated robbery, (11) manslaughter, (12) criminally negligent homicide, or (13) continuous sexual abuse of a young child or children.
- Sells, gives, delivers, possesses, uses, or is under the influence of marijuana, a controlled substance (*see definitions*), a dangerous drug (*see definitions*), or an alcoholic beverage (*see definitions*) if the behavior is punishable as a felony.
- Commits a serious act or offense while under the influence of an alcoholic beverage if the behavior is punishable as a felony.

A student will also be expelled for any of the following offenses that occur on school property, within 300 feet of school property as measured from any point on the District's real property boundary line, or while attending a school-sponsored or school-related activity on or off school property:

- Sells, gives, delivers, possesses, uses, or is under the influence of any amount of marijuana, a controlled substance, dangerous drug, or alcoholic beverage, if it is the 2nd infraction in the same school year and the conduct is not punishable as a felony.
- Commits a serious act while under the influence of an alcoholic beverage if it is the 2nd infraction in the same school year and the conduct is not punishable as a felony.
- Engages in misconduct that contains the elements of an offense relating to *abusable volatile chemicals* (see *definitions*) if it is the 2nd infraction in the same school year.

Regardless of Location. A student must be expelled if the student engages in the following misconduct, regardless of whether the conduct occurred on or off campus:

- Retaliates against a school employee or volunteer by committing a state-mandated expellable offense.
- Issues a false alarm or report (see *definitions*) or a terroristic threat (see *definitions*) involving a public school for the 2nd time in the same school year.

School-Related. A student may be expelled for any of the following offenses that occur on school property, within 300 feet of school property as measured from any point on the District's real property boundary line, or while attending a school-sponsored or school-related activity on or off school property:

- Commits an assault (see *definitions*) resulting in bodily injury to a school employee or volunteer.
- Engages in deadly conduct (see *definitions*).
- Engages in serious (see *definitions*) or persistent (see *definitions*) misbehavior that violates this SCC while the student is placed in DAEP.

Three Hundred Feet. Additionally, a student may be expelled for any of the following offenses that occur within 300 feet of school property as measured from any point on the District's real property boundary line:

- Possesses a firearm, as defined by federal law (*see definitions*).
- Uses, exhibits, or possesses the following items, as defined by state law: (1) a firearm*, (2) an illegal knife, (3) a club, or (4) a prohibited weapon. (*See definitions*) **See Firearm Note in mandatory expulsion section above.*
- Engages in the following misconduct as defined in the Texas Penal Code: (1) aggravated assault, (2) sexual assault, (3) aggravated sexual assault, (4) arson, (5) murder, (6) capital murder, (7) criminal attempt to commit murder or capital murder, (8) indecency with a child, (9) aggravated kidnapping, (10) aggravated robbery, (11) manslaughter, (12) criminally negligent homicide, or (13) continuous sexual abuse of a young child or children.

Regardless of Location. A student may be expelled if the student engages in the following misconduct, regardless of whether the conduct occurred on or off campus:

- Commits aggravated assault, sexual assault, aggravated sexual assault, murder, capital murder, criminal attempt to commit murder or capital murder, or aggravated robbery against another student.
- Retaliates against a school employee or volunteer by committing an assault (*see definitions*) resulting in bodily injury.
- Engages in criminal mischief if the damage is \$1,500 or more.
- Engages in breach of computer security by accessing a computer, computer network, or computer system owned by or operated on behalf of a school district and knowingly alters, damages, or deletes school district property or information or breaches any other computer, computer network, or computer system.
- Commits a state-mandated expellable offense on the school property of another Texas school district or while attending a school-sponsored or school-related activity of another Texas school district.

Title 5 Felonies Regardless of Location. In addition to the expellable conduct listed above, a student may also be expelled and placed in Juvenile Justice Alternative Education Program if the student:

- is arrested for a Title 5 felony offense (*see definitions*) or aggravated robbery,
- is charged with engaging in a Title 5 felony offense or aggravated robbery,

- received deferred adjudication or deferred prosecution for a Title 5 felony offense or aggravated robbery,
- is on probation for a Title 5 felony offense or aggravated robbery,
- was found by a court or jury to have engaged in delinquent conduct for a Title 5 felony offense or aggravated robbery,
- has been referred to a juvenile court for delinquent conduct based on a Title 5 felony offense or aggravated robbery, or
- was convicted of a Title 5 felony offense or aggravated robbery;

and the administrator determines the student's presence in the regular classroom either threatens the safety of other students or teachers, is detrimental to the educational process, or is not in the best interests of the District's students.

In this circumstance, expulsion to an alternative setting may be ordered regardless of: (1) the date on which the conduct occurred, (2) the location at which the conduct occurred, (3) whether the student was enrolled in the District at the time the conduct occurred, or (4) whether the student successfully completed any court disposition requirements regarding the conduct.

A student may be subject to an expulsion under this circumstance until: (1) the student graduates from high school, (2) the charges are dismissed or reduced to a misdemeanor, (3) the student completes the term of the placement, or (4) the District assigns the student to a another program. The student will be entitled to the same periodic review afforded to other students in alternate settings. An expulsion ordered in this case is final and may not be appealed beyond the Board of Trustees.

An administrator may order the immediate expulsion of a student if the administrator reasonably believes the emergency expulsion is necessary to protect persons or property from imminent harm. The reason for the emergency expulsion must also be a reason for which expulsion could be ordered on a non-emergency basis. At the time of the emergency expulsion, the student will be told the reason for the action. No later than the tenth day after the date of emergency expulsion, the student will be given a hearing as required for a regular expulsion; see below.

Hearing. Students alleged to have committed an expellable offense will receive a hearing before the Superintendent of Schools within a reasonable time following the alleged misconduct. The student's parent/guardian will be informed of the basis for the proposed expulsion and be invited in writing to attend the hearing. After making an effort to inform the student and parent/guardian of the hearing, the District may hold the hearing regardless of whether the student or the student's parent/guardian attends. At the hearing, the student is entitled to:

- Representation by an adult, including the student's parent/guardian, who can provide guidance to the student and who is not an employee of the District;
- An opportunity to question the District's witnesses; and
- An opportunity to testify and to review and present evidence and witnesses in the student's defense.

Additional proceedings may be conducted and additional discipline may be imposed if the student engages in additional misconduct while the student is already expelled.

Interim Placement. Until an expulsion hearing can be held, the student may be placed in another appropriate classroom, in-school suspension, out-of-school suspension, or DAEP.

Expulsion Order. If the outcome of the expulsion hearing is that the student will be expelled, the appropriate administrator will issue an expulsion order and provide a copy to the student and the student's parent/guardian. If the duration of the expulsion differs from the guidelines in the SCC, the expulsion order will give notice of the inconsistency.

The District will send a copy of the expulsion order to the juvenile court no later than the second business day after the expulsion hearing. A copy of the expulsion order will be included with any records sent to a school where the student seeks to enroll. The enrolling school district has discretion to enforce the expulsion order.

The duration of the expulsion will be determined on a case-by-case basis using the criteria identified in the "Discipline Considerations" section of this SCC. Both mandatory and discretionary expulsions will result in expulsion for up to one school year. Students who bring a firearm (as defined by federal law) to school will be expelled from the regular classroom for at least one calendar year except as modified by the administrator on a case-by-case basis.

An expulsion will not exceed one calendar year unless, after review, the District determines that: (1) the student is a threat to the safety of other students or to District employees; or (2) extended expulsion is in the best interest of the student.

Students expelled at the end of one school year may be required to complete the term of their expulsion at the beginning of the next school year.

Academic Impact. Students will not receive academic credit for work missed during the period of expulsion unless the student is enrolled in a Juvenile Justice Alternative Education Program (JJAEP) or other District-approved program or as required by IDEA or Section 504.

Participation in Activities. Expelled students are prohibited from being on school grounds or attending or participating in school-sponsored or school-related activities while expelled.

Age Restrictions. Students under the age of ten that engage in expellable behavior will not be expelled, but will be placed in DAEP.

Effect of Student Withdrawal. If a student withdraws from the District before the expulsion hearing is conducted, the District may proceed with conducting the hearing after sending written notice to the parent/guardian and student. If the student re-enrolls during the same or subsequent school year the District may enforce the expulsion order at that time; students will be credited for any expulsion period that was served by the student while enrolled in another district.

If the administrator does not issue an expulsion order after the student withdraws, the next district in which the student enrolls may complete the proceedings and issue an expulsion order.

Student Transfers. The District will continue the expulsion of students expelled from either another Texas school district or from an out-of-state school district for behavior that is also a reason for expulsion in the enrolling district, until the term of expulsion has been served. If the out-of-state expulsion exceeds one year, the District will reduce the period of the expulsion so that the total expulsion does not exceed one year unless the District determines that the student is a threat to the safety of others or extended placement is in the best interest of the student.

An expelled student may appeal the expulsion decision to the Board of Trustees as provided by policy. The student or student's parent/guardian must submit a written appeal to the Superintendent within seven days after receipt of the expulsion order or decision. The Superintendent will give the student or the student's parent/guardian written notice of the date, time, and location of the meeting at which the Board will review the decision. Consequences will not be delayed pending the outcome of the appeal.

A more detailed explanation of the expulsion appeal process is contained in District policy FOD (LOCAL). A copy of the appropriate policy is available at the campus or central administration office or online at <http://www.lagovistaisd.net>.

DEFINITIONS

ABUSABLE VOLATILE CHEMICALS: Those substances as defined in Texas Health and Safety Code § 485.001.

ALCOHOLIC BEVERAGE: Those substances as defined in Texas Alcoholic Beverage Code § 1.04.

ARMOR-PIERCING AMMUNITION: Handgun ammunition that is designed primarily for the purpose of penetrating metal or body armor and to be used primarily in pistols and revolvers or other firearms.

ASSAULT: For student discipline purposes, intentionally, knowingly, or recklessly causing bodily injury to another.

BODILY INJURY: Physical pain, illness, or impairment of a physical condition.

BULLYING: Written or verbal expression or physical conduct that the campus administrator determines (1) has the effect of physically harming a student, damaging a student's property, or placing a student in reasonable fear of harm to the student's person or of damage to the student's property; or (2) is sufficiently severe, persistent, or pervasive enough that the action or threat creates an intimidating, threatening, or abusive educational environment for a student.

CHEMICAL DISPENSING DEVICE: A device other than a small chemical dispenser sold commercially for personal protection, that is designed, made, or adapted for the purpose of dispensing a substance capable of causing an adverse psychological or physiological effect on an individual.

CLUB: An instrument specially designed, made, or adapted for the purpose of inflicting serious bodily injury or death by striking a person with the instrument, including a blackjack, nightstick, mace, and tomahawk.

CONTROLLED SUBSTANCE: Substances as defined in Chapter 481 of the Texas Health & Safety Code or 21 U.S.C. § 801 et seq.

CRIMINAL STREET GANG: Three or more persons having a common identifying sign or symbol or an identifiable leadership which continuously or regularly associate in the commission of criminal activities.

CYBERBULLYING: Using any electronic communications device to engage in bullying or intimidation.

DANGEROUS DRUG: Substances as defined in Chapter 483 of the Texas Health and Safety Code.

DEADLY CONDUCT: Recklessly engaging in conduct that places another in imminent danger of serious bodily injury or by knowingly discharging a firearm in the direction of an individual, habitation, building, or vehicle.

EXPLOSIVE WEAPON: Any explosive or incendiary bomb, grenade, rocket, or mine that is designed, made, or adapted for the purpose of inflicting serious bodily injury, death, or substantial property damage, or for the principal purpose of causing such a loud report as to cause undue public alarm or terror. It includes a device designed, made or adapted for delivery or shooting an explosive weapon.

FALSE ALARM OR REPORT: Knowingly initiating, communicating, or circulating a report of a present, past, or future bombing, fire, offense, or other emergency that is known to be false or baseless and that would ordinarily: (1) cause action by an official or volunteer agency organized to deal with emergencies; (2) place a person in fear of imminent serious bodily injury; or (3) prevent or interrupt the occupation of a building, room, place of assembly, publicly accessible place, or mode of conveyance such as an automobile.

FIGHTING: Two or more persons engaged in any mutual violent or physically aggressive contact toward each other such as scuffling, pushing, shoving, or hitting.

FIREARM (Federal law): (1) any weapon, including a starter gun, that will, is designed to, or may readily be converted to expel a projectile by the action of an explosive; (2) the frame or receiver of any such weapon; (3) any firearm muffler or firearm weapon; or (4) any destructive device, such as any explosive, incendiary or poison gas bomb, grenade, missile, rocket, or mine.

FIREARM (State law): Any device designed, made, or adapted to expel a projectile through a barrel by using the energy generated by an explosion or burning substance or any device readily convertible to that use.

FIREARM SILENCER: Any device designed, made, or adapted to muffle the report of a firearm.

GANG: An organization, combination, or association of persons composed wholly or in part of students that: (1) seeks to perpetuate itself by taking in additional members on the basis of the decision of the membership rather than on the free choice of the individual, or (2) that engages in illegal and/or violent activities. In identifying gangs and associated gang attire, signs, or symbols, the District will consult with law enforcement authorities.

GRAFFITI: Making marks of any kind on the tangible property of another without the effective consent of the owner.

HARASSMENT: Threatening to cause harm or bodily injury to another, engaging in sexually intimidating conduct, causing physical damage to the property of another, subjecting another to physical confinement or restraint, maliciously taking any action that substantially harms another's physical or emotional health or safety, or other conduct prohibited by District policy FFH or DIA.

HAZING: Any act, occurring on or off the campus, by one person alone or acting with others, directed against a student, that endangers the mental or physical health or safety of a student for the purposes of pledging, initiation into, affiliation with, holding office in, or maintaining membership in an organization. Consent to or acquiescence in the hazing activity does not excuse the student of responsibility for the misconduct.

HIT LIST: List of people targeted to be harmed using a firearm, knife, or any other object to be used with intent to cause bodily harm.

ILLEGAL KNIFE: A knife with a blade over 5 ½ inches; hand instrument designed to cut or stab another by being thrown; dagger, including but not limited to a dirk, stiletto, and poniard; bowie knife; sword; or spear.

INDECENT EXPOSURE: Those acts defined in Texas Penal Code section 21.08.

INTENT: The design, resolve, or determination with which a person acts. Since intent is a state of mind, it is ordinarily proved through inferences drawn from the act and/or circumstances surrounding the act. Intent includes the conscious objective or desire to engage in the conduct or cause the result, an awareness that the conduct is reasonably certain to cause the result, or disregard of a substantial and justifiable risk when there is an awareness that the circumstances exist or the result will occur.

KNIFE: A bladed hand instrument that is capable of inflicting serious bodily injury or death by cutting or stabbing.

KNUCKLES: Any instrument consisting of finger rings or guards made of a hard substance that is designed, made, or adapted for the purpose of inflicting serious bodily injury or death by striking a person with a fist enclosed in the knuckles.

MACHINE GUN: Any firearm capable of shooting more than two shots automatically, without manual reloading, by a single function of the trigger.

PARAPHERNALIA: Any article or device used or intended for use to inject, ingest, inhale, or otherwise introduce marijuana, a controlled substance, or a dangerous drug into the human body, including but not limited to roach clips, rolling papers, needles, baggies with residue, razor blades, or pipes.

PERSISTENT: Three or more violations of the SCC or repeated occurrences of the same violation.

POSSESSION: To have in or on: (1) a student's person or in the student's personal property, such as the student's clothing, purse, or backpack; (2) in any vehicle used by the student for transportation to or from school or school-related activities, such as an automobile, truck, motorcycle, or bicycle; or (3) any other school property used by the student, such as a locker or desk.

PROHIBITED WEAPONS: A prohibited weapon includes the following items: armor-piercing ammunition, chemical dispensing device, explosive weapon, firearm silencer, knuckles, machine gun, short-barrel firearm, switchblade knife, zip gun, or tire deflation device.

PUBLIC LEWDNESS: Those acts defined in Texas Penal Code § 21.07.

REASONABLE BELIEF: A determination that misconduct occurred made by the administrator using all available factual and legal information, including information furnished under Article 15.27 of the Code of Criminal Procedure.

RETALIATION: Harming or threatening to harm another: (1) on account of their service as a District employee or volunteer, (2) to prevent or delay another's service to the District, or (3) because the person intends to report a crime.

SELF-DEFENSE: To claim self-defense, the student must (1) be without fault in provoking the encounter and not act as the aggressor, and (2) use the minimum force required to remove himself or herself from immediate danger of harm. Actions that escalate or continue the encounter will not be considered self-defense. Interactions prior to the encounter will also be considered.

SERIOUS: Any misconduct identified as being punishable with placement in DAEP or expulsion.

SEX OFFENDER: A student required to register as a sex offender under Chapter 62 of the Code of Criminal Procedure for an offense committed on or after September 1, 2007. The term does not include a student who: (1) is no longer required to register as a sex offender under Chapter 62, (2) is exempt from registering as a sex offender under Chapter 62, or (3) receives an early termination of the obligation to register as a sex offender under Chapter 62.

SEXUAL HARASSMENT: Unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature that is so severe, persistent, or pervasive that it has the purpose or effect of unreasonably interfering with a student's performance; creates an intimidating, hostile, or offensive educational environment; affects a student's ability to participate in or benefit from an educational program or activity; otherwise adversely affects the student's educational opportunities, or is prohibited by District policy FFH or FNC.

SHORT-BARREL FIREARM: A rifle with a barrel length of less than 16 inches or a shotgun with a barrel length of less than 18 inches, or any weapon made from a rifle or shotgun if, as altered, has an overall length of less than 26 inches.

SWITCHBLADE KNIFE: Any knife with a blade that folds, closes, or retracts into the handle or sheath and that opens automatically by pressing a button or other device located on the handle or opens or releases a blade from the handle or sheath by the force of gravity or centrifugal force. It does not include a knife that has a spring, detent, or other mechanism designed to create a bias toward closure and that requires exertion applied to the blade by hand, wrist, or arm to overcome the bias toward closure and open the knife (also known as one-handed openers or assisted openers).

TELECOMMUNICATIONS DEVICE: Any type of device that: (1) emits an audible signal, vibrates, displays a message, or otherwise summons or delivers a communication to the possessor, or (2) permits the recording, transmission, and/or receipt of messages, voices, images, or information in any format or media, electronic or otherwise. It does not include an amateur radio under control of someone with an amateur radio license.

TERRORISTIC THREAT: Threats to commit any offense involving violence to any person or property with intent to: (1) cause a reaction by an official or volunteer agency organized to deal with emergencies; (2) place any person in fear of imminent serious bodily injury; (3) prevent or interrupt the occupation or use of a building, room, place of assembly, place to which the public has access, place of employment or occupation, aircraft, automobile, or other form of conveyance, or other public place; (4) cause impairment or interruption of public communications, public transportation, public water, gas, or power supply or other public service; (5) place the public or a substantial group of the public in fear of serious bodily injury; or (6) influence the conduct or activities of a branch or agency of the federal government, the state, or a political subdivision of the state (including the District).

TITLE 5 FELONY OFFENSES: Offenses against the person that, depending on the circumstances, may include murder; capital murder; manslaughter; criminally negligent homicide; unlawful restraint; kidnapping; aggravated kidnapping; trafficking of persons; unlawful transport; assault; aggravated assault; sexual assault; aggravated sexual assault; improper relationship between educator and student; indecency with a child; injury to a child, an elderly person, or a disabled person; abandoning or endangering a child; improper photography or visual recording; deadly conduct; terroristic threat; aiding a person to commit suicide; harassment by a person in a correctional facility; continuous sexual abuse of a young child or children; and tampering with a consumer product.

UNDER THE INFLUENCE: When in the employee's professional judgment, the student does not have the normal use of mental or physical faculties likely attributable to the student's use of a prohibited substance. Such impairment may be evidenced by the symptoms typically associated with drug or alcohol use or other abnormal or erratic behavior or by the student's admission. The student need not be legally intoxicated.

USE: With respect to substances, voluntarily injecting, ingesting, inhaling, or otherwise introducing a prohibited substance into the body. With respect to objects or devices, putting into action or service or carrying out an action or purpose with the object or device.

ZIP GUN: A device or combination of devices that was not originally a firearm and is adapted to expel a projectile through a smooth-bore or rifled-bore barrel by using the energy generated by an explosion or burning substance.

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