

Elko County School District 2023-2024									
Discipline Matrix									
Infraction	Grade Level	Applicable ECSD/NRS Code	1st Violation	2nd Violation	3rd Violation	4th Violation	5th Violation	6th Violation	7th Violation
Bus Conduct and Citations (Minor)	K-12	JCCC	Driver gives verbal warning to student by name.	Driver changes seat assignment of student.	Driver issues first written misconduct report. Parent conference or written notification to parent by administration.	Driver issues second written misconduct report. Student may be suspended from riding school transportation for 3 to 5 days (determined by administration). Parent conference to be held prior to reinstatement.	Driver issues third written misconduct report. Student will be suspended from riding bus minimum of 10 days by administration. Parent conference held prior to reinstatement.	Driver issues fourth written misconduct report. Student will besuspended from riding bus minimum of 30 days by administration. Parent conference held prior to reinstatement.	Driver issues fifth written misconduct report. Student will be excluded from the bus for the balance of the year by administration. Parent conference and/or written notification.
Classroom/Activity Disruption, Profanity/Inappropriate Speech (Minor)	K-12	JDB, NRS 392.910	D 1-3 days	PC, D 3-5 days	PC, ISS/OSS - 1-5 day	Progressive from previous step			
Dress Code Violation (Minor)	K-12	JCD, JDB	Verbal Warning, Change Clothing	PC, D 1 - 3 days, Change Clothing	PC, ISS 1 - 3 days, Change Clothing	PC, ISS/OSS 1 - 5 days, Change Clothing	Progressive from previous step		
EDV Policy - Use/Misuse by Pupils of Pager, Cell Phone, Electronic, or Digital Devices During Class/Passing Time ED violations are cumulative from 7th – 12th grades. (Minor)	K-12	JDBA, NRS 392.4637	PC, Warning, Device Confiscated, parent/guardian notified, device returned to Parent/Guardian only.	PC, D 1 - 3 days, Device Confiscated & Returned to Parent/Guardian only.	PC, ISS/OSS 1 - 5 days, Device Confiscated & Returned to Parent/Guardian only, ED privileges lost for 90 school days.	PC, ISS/OSS 1 - 5 days, Device Confiscated & Returned to Parent/Guardian only, ED privileges lost for 180 school days, HDP notice.	Progressive from previous step		
Cheating/Plagiarism (Minor)	K-12	JDB NRS 392.461	Determined by school site						
Disregard for School Rules (Minor) Includes Public Display of Affection, Unacceptatable School Behavior, Nuisance Item (Minor)	5th-12th	JDB	Verbal Warning	PC, D 1 - 3 days	PC, D/ISS 1 - 3 days	Parent Conference, D/ISS 3 - 5 days	Progressive from previous step		
Trespassing (Minor or Major) Includes: Presence in unauthorized area Rule out: •Age/development level of the student; younger student behaviors may alternatively be captured in Disregard for School Rules, minor, as appropriate. • Other major prohibited behavior that more appropriately captures the behavior of the student.	7th - 12th	JDB, NRS 207.270, 393.410	PC, Verbal warning	PC, D 1 - 5 days SRO Contact	PC, ISS/OSS, 1 - 5 days SRO Contact	PC, OSS 1 - 5 days SRO Contact	Progressive from previous step		
Disregard for School Rules-Skipping Detention/ISS (Minor)	K-12	JDB	D/ISS, 1 additional day added to total	PC, ISS 1 - 3 days	PC, ISS/OSS 1 - 3 days	PC, OSS 1 - 5 days	Progressive from previous step		
Tardies (Minor)	K-12	JDB	Determined by school site						
Truancy (Minor) Habitual Truancy (Major)	K-12	JBC, NRS 392.130, 392.140	PC, D/ISS, 1 - 3 days SRO Contact	PC, D/ ISS, 1 - 5 days SRO Contact	PC, ISS 3 -5 days, TC, (NRS 392.140) - HT designation SRO Contact	Progressive from previous step SRO Contact			
Truancy - students over 18 (no citations issued) (Minor)	9th-12th	JBC, NRS 392.130, 392.140	PC, D 1 - 3 days SRO Contact	PC, D 1 - 5 days SRO Contact	PC D, ISS 1 - 3 days, HT designation, SRO Contact	PC, D, ISS 1 - 5 days, HT designation, SRO Contact	Progressive from previous step SRO Contact		
Vehicle or Parking/Driving Violations	9th-12th	JDB	Report to SRO						
Impairing Health, Safety or Welfare of others (Minor or Major) This event type should be coded as a MAJOR behavior, unless the developmental stage of the student or a lower severity incident indicate that it would be more appropriately coded as a MINOR event type.	K-12	JDB	D/ISS/OSS, 1 - 3 days	PC, ISS/OSS 1 - 3 days	PC, OSS 1 - 5 Days	Progressive from previous step			
Insubordination, Inappropriate Language to Staff (Major)	K-12	JDB	PC, D/ISS/OSS 1 - 3 days	PC, ISS/OSS 3 - 5 days	PC, OSS 3 - 10 days	Progressive from previous step			
Theft (Major)	K-12	JDB, NRS 205.0832	PC, ISS/OSS 1 - 3 days, SRO's may file police report (restitution may apply).	PC, ISS/OSS 1 - 5 days SRO's may file police report (restitution may apply).	PC, OSS 5 - 10 days, SRO's may file police report (restitution may apply).	Progressive from previous step			

<b>Arson</b> <b>(Major or Minor)</b> This event type should be coded as a MAJOR behavior, unless the developmental stage of the student or a lower severity incident indicate that it would be more appropriately coded as a MINOR event type.	K-12	NRS 205.005	PC, D/ISS/OSS, May result in LTS depending upon severity.	PC/OSS/SRO/IR – up to 10 days pending investigation LTS 90+ days					
<b>Use/Possession - Tobacco Product</b> <b>(Minor)</b>	K-12	JDB, Elko County Ordinance No. 01-2020,	PC, D/ISS 1 - 3 Days, SRO will issue citation	PC, ISS 3-5 Days, SRO will issue citation	PC, OSS 1-3 Days, SRO will issue citation	PC, OSS 3-5 Days, SRO will issue citation	PC, OSS 5-10 Days, SRO will issue citation	PC, OSS HD, LTS 90+ days, NRS 392.4655,	
<b>Vandalism, Damage to School Property</b> <b>(Minor or Major)</b>	K-12	JDB, NRS 393.410	PC, D/ISS/OSS 3 - 5 days, restitution, SRO will file a police report.	PC, ISS/OSS 5 - 7 days, restitution, SRO will file a police report.	PC, OSS 5 - 10 days, restitution, SRO will file a police report.	Progressive from previous step			
<b>Bullying, Cyber-Bullying, Harassment, Verbal, Physical, or Sexual , Discrimination Based on Race</b> <b>(Minor or Major)</b>	K-12	JDA, JDAA, JDAB, NRS 388.122, 388.123, 392.463	PC/D/ISS/OSS - 1-3 Days SRO Contact Complete ECSD Bullying and Cyber-Bullying Investigation Report.	PC/OSS - 3-5 Days SRO Contact Complete ECSD Bullying and Cyber-Bullying Investigation Report	PC/OSS - 5-10 Days SRO Contact Complete ECSD Bullying and Cyber-Bullying Investigation Report	PC/OSS - 10 Days SRO Contact Complete ECSD Bullying and Cyber-Bullying Investigation Report - LTS Pending completion of investigation. NRS 392.4655			
<b>Gang Activities</b> <b>(Major)</b>	K-12	NRS 392.4635	PC, D/ISS/OSS 3 - 5 days, SRO will file a police report.	PC, ISS/OSS 5 - 7 days, SRO will file a police report.	PC, OSS 5 - 10 days, SRO will file a police report.	PC, OSS 5 - 10 days, SRO will file a police report.	PC, OSS 10 days, Pending completion of investigation. SRO will file a police report, HDP, LTS Pending		
<b>Use/Possession of a Controlled Substance</b> <i>alcohol is not a controlled substance</i> <b>(Major)</b>	K-12	JDB, NRS 453.566	PC, OSS 5 days, 3-day ALERT option, SRO will file a police report.	PC, OSS 10 days, SRO will file a police report.	PC, OSS 10 days, SRO will file a police report.	PC, OSS 10 days, SRO will file a police report.	PC, OSS 10 days, SRO will file a police report, HDP, LTS Pending completion of investigation		
<b>Use/Possession/Distribution of Alcohol</b> <b>(Minor)</b>	K-12	JDB, NRS 202.020	PC, OSS 3-5 days, SRO will file a police report.	PC, OSS 5-10 days, SRO will file a police report.	PC, OSS 5-10 days, SRO will file a police report.	PC, OSS 5-10 days, SRO will file a police report.	PC, OSS 10 days, SRO will file a police report, HDP, LTS Pending completion of investigation 90+ days, NRS 392.4655		
<b>Violence/Harm to Students</b> <b>(Major)</b> Includes: • Fighting • Hitting Sexual Assault • Instigation/promotion of fighting or violence • Assault to students • Battery to students	K-12	JDB, JDEAA, NRS 392.910, 203.010	PC, OSS - 3 - 5 days Written Notification to parents, report to SRO, must develop behavior plan.	PC/OSS/SRO/IR – up to 10 days pending investigation, HDP, NRS 392.910 and 203.010 May file police report.					
<b>Possession of Firearm or Dangerous Weapon</b> <b>(NRS 392.466 Mandated Disciplinary Procedures)</b> <b>(Major)</b>	K-12	JDB, JDDC, NRS 392.466, 202.265	PC/OSS/SRO/IR Up to 10 days pending investigation, HDP - LTS <b>180 days</b> , 392.4655, SRO will file a police report.						
<b>Sale of or distribution of a Controlled Substance (alcohol is not a controlled substance)</b> <b>(NRS 392.466 Mandated Disciplinary Procedures)</b> <b>(Major)</b>	K-12	NRS 392.466	PC/OSS/SRO/IR – up to 10 days pending investigation, HDP - LTS <b>90+ days</b> , 392.4655, SRO will file a police report.	PC/OSS/SRO/IR – up to 10 days pending investigation, HDP - LTS <b>Permanently expelled</b> , 392.4655, SRO will file a police report.					
<b>Violence Harm to Staff (NRS 392.466 Mandated Disciplinary Procedures)</b> <b>(Major)</b>	K-12	NRS 392.466	PC/OSS/SRO/IR – up to 10 days pending investigation, HDP - LTS <b>90+ days</b> , 392.4655, SRO will file a police report.	PC/OSS/SRO/IR – up to 10 days pending investigation, HDP - LTS <b>Permanently expelled</b> , 392.4655, SRO will file a police report.					
<b>Habitual Discipline Problem-Threatened or extorted a pupil, a teacher, or other personnel employed by the school twice in one school year or student has a record of 5 suspensions within a school year.</b> <b>(NRS 392.466 Mandated Disciplinary Procedures)</b> <b>(Major)</b>	K-12	NRS 392.466	<b>Will develop a behavior plan</b> before deeming a student habitual	PC/OSS/SRO/IR – up to 10 days pending investigation, HDP - LTS May be suspended for <b>90- days</b> , 392.4655, SRO will file a police report.					

\*School Administration has the authority to determine the appropriate consequences which may deviate from the above list of progressive consequences.

<p><b>Restorative Behavior Procedure:</b> Any student who has reached the point of suspension following the progressive discipline plan (ISS or OSS) MUST have a behavior plan in place before a suspension can occur. This DOES NOT apply to disciplinary instances where an OSS is mandated on the first offense. A behavior plan must be created for a student following any suspension event. (SB89)</p> <p><b>Suspension or Expulsion</b></p> <p><b>District Superintendent Modification of Suspension or Expulsion</b></p> <p>• A district superintendent may, for a good cause shown in a particular case in that school district, allow a modification to a suspension or expulsion made pursuant to sections 1-5 of NRS 392.466, if such modification is set forth in writing. If the superintendent determines that a plan of action based on restorative justice may be used successfully, the superintendent must allow the modification (NRS 392.466.7).</p>
Definition of Abbreviations
IR - Investigation Report: Must be sent to Central Office as soon as possible. We have 10 days from the first day of suspension to conduct a hearing if the parent appeals the suspension.
ED – Electronic Device (includes cell phones, MP3 players, pagers, handheld games, computers, etc.)
HDP - Habitual Disciplinary Problem: A classification of student behavior in NRS 392.4655 that results in a 90 – school day or more, long term suspension. The administration of a school may deem a student enrolled in the school a “Habitual Disciplinary Problem” if the school has written evidence to support the designation.
HT – Habitual Truant: A student who has received his/her third truancy referral, citation, or notice.
ISS - In-School Suspension: Student removed from regular classes and placed in an ISS room with supervision for the entire day. Classroom teachers will be notified of students serving ISS and will deliver class work to the ISS supervisor.
JBB, JCD, JBB, etc. - Elko County School District Policies
D - Detention
NRS - Nevada Revised Statutes: Nevada state law statutes.
OSS - Out of School Suspension: Student is removed from campus and prohibited from coming back on to campus for any reason or attending any school sponsored activities for the duration of the OSS. When a student is assigned OSS it is required that a conference between the parent and administration take place either before the student leaves the campus or before the student returns to the campus.
PC - Parent Contact: Parents will be contacted whenever a discipline referral is received by administration. Contact may come via phone, email, or face-to-face conference depending on the severity of the situation.
TC – Truancy Citation: Issued by School Attendance Officer after being labeled a habitual disciplinary problem for every truancy thereafter. Truancy Court will be assigned after a citation is issued.
LTS - Long-term Suspension
Minor Infraction - Infraction that will not result in an OSS on first offense.
Major Infraction - Infraction that may result in OSS on the first offense or result in a LTS following progressive discipline plan.
NRS
<p><b>General Guidance on Age and Behavior</b></p> <ul style="list-style-type: none"><li>• Students who are less than 6 years old may only be suspended with the review and approval of the district superintendent or administrative head of a charter school or university school for profoundly gifted pupils or their designee (NRS 392.466).</li><li>• Students who are less than 8 years old may not be expelled or permanently expelled (NRS 392.466).</li><li>• In extraordinary circumstances, a school may request an exception to the prohibition against expelling or permanently expelling any student under 11 years of age from the board of trustees of the school district or the governing body of the charter school or university school (NRS 392.467).</li><li>• If any student is suspended for one semester or expelled, the school district—alone or through a partnership with another school district—must offer an in-person program of alternative education that allows each student to receive educational services in the least restrictive environment (NRS 392.466).</li><li>• If, in the judgment of the principal, there is a reasonable expectation that a student poses a threat to employees or other students, the principal may extend the period for which a student is removed from the classroom or school with the written authorization from the district superintendent or the administrative head of the charter school or university school for the profoundly gifted (NRS 392.4646).</li></ul>
<p><b>Distribution of a Controlled Substance (NRS 392.466)</b></p> <ul style="list-style-type: none"><li>• Any student who sells or distributes any controlled substance on school grounds, a school bus, or at a school-sponsored activity, may be suspended, expelled, or permanently expelled, with the following guidelines based on age:<ul style="list-style-type: none"><li>o If the student is less than 6 years old, the suspension must be reviewed and approved by the district superintendent or administrative head of a charter school or university school for profoundly gifted pupils or his/her designee. The student may not be expelled or permanently expelled.</li><li>o If the student is less than 11 years old, the student may be suspended. The student may not be expelled or permanently expelled.</li><li>o If the student is aged 11 years or older, the student may be suspended, expelled, or permanently expelled.</li></ul></li></ul>
<p><b>Battery of a School Employee (NRS 392.466)</b></p> <ul style="list-style-type: none"><li>• Any student who commits battery against an employee of the school while on school grounds, a school bus, or at a school-sponsored activity, may be suspended, expelled, or permanently expelled, with the following guidelines based on age:<ul style="list-style-type: none"><li>o If the student is less than 6 years old, the suspension must be reviewed and approved by the district superintendent or administrative head of a charter school or university school for profoundly gifted pupils or his/her designee. The student may not be expelled or permanently expelled.</li><li>o If the student is less than 8 years old, the student may be suspended. The student may not be expelled or permanently expelled.</li><li>o If the student is aged 8 years or older, the student may be suspended, expelled, or permanently expelled.</li></ul></li><li>• The student and their parents/legal guardian(s) must meet with the school.</li><li>• The school must provide a progressive discipline plan based on restorative justice to the parent or legal guardian of the student.</li></ul>
<p><b>Battery of a School Employee with Intent to Result in Bodily Injury (NRS 392.466)</b></p> <ul style="list-style-type: none"><li>• Any student who commits battery with the intent to cause bodily injury against an employee of the school while on school grounds, a school bus, or at a school-sponsored activity, must be suspended, expelled, or permanently expelled, with the following guidelines based on age:<ul style="list-style-type: none"><li>o If the student is less than 6 years old, the student may be suspended, and the suspension must be reviewed and approved by the superintendent or administrative head of a charter school or university school for profoundly gifted pupils or his/her designee. The student may not be expelled or permanently expelled.</li><li>o If the student is less than 8 years old, the student must be suspended. The student may not be expelled or permanently expelled.</li><li>o If the student is aged 8 years or older, the student must be suspended, expelled, or permanently expelled.</li></ul></li><li>• The student and their parents/legal guardian(s) must meet with the school.</li><li>• The school must provide a progressive discipline plan based on restorative justice to the parent or legal guardian of the student.</li><li>• The principal of a public school may, at their discretion, reduce or eliminate the period of suspension, convert an expulsion to a suspension, or otherwise reduce, eliminate, or alter a disciplinary action imposed upon a student who commits a battery which results in the bodily injury of an employee of the school.</li></ul>
<p><b>Continuing Danger to People or Property/Ongoing Threat of Disrupting Academic Process (NRS 392.466)</b></p> <ul style="list-style-type: none"><li>• Any student who poses a continuing danger to people or property or is an ongoing threat of disrupting the academic process may be suspended, expelled, or permanently expelled, with the following guidelines based on age:<ul style="list-style-type: none"><li>o If the student is less than 6 years old, the suspension must be reviewed and approved by the district superintendent or administrative head of a charter school or university school for profoundly gifted pupils or his/her designee. The student may not be expelled or permanently expelled.</li><li>o If the student is less than 11 years old, the student may be suspended. The student may not be expelled or permanently expelled.</li><li>o If the student is aged 11 years or older, the student may be suspended, expelled, or permanently expelled.</li><li>o The student may be immediately removed from school premises upon being provided an explanation of the reasons for removal and pending proceedings, which must be conducted as soon as practicable after the removal.</li></ul></li></ul>

**Possession of a Dangerous Weapon Other than a Firearm (NRS 392.466)**

- Any student who is found in possession of a dangerous weapon other than a firearm while on school grounds, a school bus, or at a school-sponsored activity, may be suspended, expelled, or permanently expelled, with the following guidelines based on age:
  - If the student is less than 6 years old, the suspension must be reviewed and approved by the district superintendent or administrative head of a charter school or university school for profoundly gifted pupils or his/her designee. The student may not be expelled or permanently expelled.
  - If the student is less than 11 years old, the student may be suspended. The student may not be expelled or permanently expelled.
  - If the student is aged 11 years or older, the student may be suspended, expelled, or permanently expelled.
- The student may be immediately removed from school premises upon being provided an explanation of the reasons for removal and pending proceedings, which must be conducted as soon as practicable after the removal.

**Possession of a Firearm (NRS 392.466)**

- Any student who is found in possession of a firearm while on school grounds, a school bus, or at a school-sponsored activity must be suspended, expelled, or permanently , with the following guidelines based on age:
  - If the student is less than 6 years old, the student may be suspended, and the suspension must be reviewed and approved by the district superintendent or administrative head of a charter school or university school for profoundly gifted pupils or his/her designee. The student may not be expelled or permanently expelled.
  - If the student is at least 6 years but less than 8 years old, the student may be suspended.
  - If the student is at least 8 years but less than 11 years old, the student must be suspended or expelled. The student may not be permanently expelled.
  - If the student is aged 11 years or older, the student must be suspended, expelled, or permanently expelled.
- The student must be immediately removed from school premises upon being provided an explanation of the reasons for removal and pending proceedings, which must be conducted as soon as practicable after the removal.
- Though removal from school is mandatory for students 8 years and older, the specific length of removal is no longer mandatory. The previous requirements to expel on the first occurrence and permanently expel on the second occurrence no longer exist.

**Pupils Designated as Homeless or in Foster Care (NRS 392.466)**

- If a student is homeless or in foster care, the student may be suspended for up to five days if the principal reviews all available information and determines the conduct of the pupil poses an ongoing threat.
- A determination is required that a student being homeless or in foster care is not a factor in the behavior.
- If any student is suspended for one semester or expelled, the school district—alone or through a partnership with another school district—must offer an in-person program of alternative education that allows each student to receive educational services in the least restrictive environment.

**Removal to Another School (NRS 392.466)**

- If a school is unable to retain a student of any age due to safety concerns OR if it is not in the best interest of the student, the student may be suspended, expelled, or placed in another school for offenses outlined in NRS 392.466.
  - If placement in another school is made, the originating school of the student shall explain what services will be provided to the student at the receiving school that the originating school is unable to provide to address the specific needs and behaviors of that student.
  - The originating school of the student must coordinate with the receiving school tocreate a progressive discipline plan based on restorative justice and to ensure that the receiving school has the resources required to execute that plan.

**Habitual Disciplinary Problem (NRS 392.4655)**

- If a student is suspended, the school shall develop a plan of behavior for the student in consultation with the student and the parents/guardians of the student. The plan must be designed to prevent the student from being deemed a habitual disciplinary problem (NRS392.4655.5).
  - Parents/legal guardians may choose to have their student not participate in thebehavior plan that must be developed.
  - If the parents/legal guardians opt their student out of participating in the behavior plan, the school must inform them of the consequences of not participating (e.g. that the student may be deemed a habitual disciplinary problem.
  - The superintendent or administrative head of a charter school or university school for profoundly gifted pupils has the authority to determine whether or not a student is considered a habitual disciplinary problem.
- Regardless of age, if a student is deemed to be a habitual disciplinary problem, thestudent may be suspended for a period of up to one semester OR may be expelled under extraordinary circumstances as determined by the principal, if an only if the school has made a reasonable effort to complete a progressive discipline plan based on restorative justice. (NRS 392.466)

**Suspension, Expulsion, and Permanent Expulsion Of Students with an IEP (NRS 392.466)**

- After an administrative review of the circumstances and a determination that the action complies with the Individuals with Disabilities Education Act (IDEA), a student with a disability may be suspended from school for not more than 10 days for each occurrence of conduct listed above.
- If a student with a disability of any age is removed from school premises, suspended, expelled, or permanently expelled for any behavior for more than 10 cumulative days, the school in which the student is enrolled must make available to the student a free appropriate public education in compliance with IDEA. Schools must comply with this and other provisions of the IDEA with respect to notice, determining whether a removal constitutes a change of placement, conducting a manifestation determination, and other requirements in connection with any disciplinary removal of a pupil with a disability.