

BULLYING

The Governing Board recognizes the harmful effects of bullying on student well-being, student learning, and school attendance and desires to provide safe school environments that protect students from physical and emotional harm. No individual or group shall, through physical, written, verbal, visual, or other means, harass, sexually harass, threaten, intimidate, cyberbully, cause bodily injury to, or commit hate violence against any student or school personnel, or retaliate against them for filing a complaint or participating in the complaint resolution process.

(cf. 5131 - Conduct)
(cf. 5136 - Gangs)
(cf. 5145.3 - Nondiscrimination/Harassment)
(cf. 5145.7 - Sexual Harassment)
(cf. 5145.9 - Hate-Motivated Behavior)

The Superintendent or designee shall develop strategies for addressing bullying in district schools with the involvement of students, parents/guardians, and staff. As appropriate, the Superintendent or designee may also collaborate with social services, mental health services, law enforcement, courts, and other agencies and community organizations in the development and implementation of effective strategies to promote safety in schools and the community.

(cf. 1220 - Citizen Advisory Committees)
(cf. 1400 - Relations Between Other Governmental Agencies and the Schools)
(cf. 6020 - Parent Involvement)

Such strategies shall be incorporated into the comprehensive safety plan and, to the extent possible, into the local control and accountability plan and other applicable district and school plans.

(cf. 0420 - School Plans/Site Councils)
(cf. 0450 - Comprehensive Safety Plan)
(cf. 0460 - Local Control and Accountability Plan)

Any complaint of bullying shall be investigated and, if determined to be discriminatory, resolved in accordance with law and the district's uniform complaint procedures specified in AR 1312.3. If, during the investigation, it is determined that a complaint is about nondiscriminatory bullying, the principal or designee shall inform the complainant and shall take all necessary actions to resolve the complaint.

(cf. 1312.3 Uniform Complaint Procedures)

BULLYING (continued)

If the Superintendent or designee believes it is in the best interest of a student who has been the victim of an act of bullying, as defined in Education Code 48900, the Superintendent or designee shall advise the student's parents/guardians that the student may transfer to another school. If the parents/guardians of a student who has been the victim of an act of bullying requests a transfer for the student pursuant to Education Code 46600, the Superintendent or designee shall allow the transfer in accordance with law and district policy on intradistrict or interdistrict transfer, as applicable.

(cf. 5116.1 - Intradistrict Open Enrollment)
(cf. 5117 - Interdistrict Attendance)

Any employee who permits or engages in bullying or retaliation related to bullying shall be subject to disciplinary action, up to and including dismissal.

(cf. 4118 - Suspension/Disciplinary Action)
(cf. 4119.21/4219.21/4319.21 - Professional Standards)
(cf. 4218 - Dismissal/Suspension/Disciplinary Action)

*Legal Reference:*EDUCATION CODE

200-262.4 Prohibition of discrimination
32282 Comprehensive safety plan
32283.5 Bullying; online training
35181 Governing board policy on responsibilities of students
35291-35291.5 Rules
46600 Student transfers
48900-48925 Suspension or expulsion
48985 Translation of notices
52060-52077 Local control and accountability plan

PENAL CODE

422.55 Definition of hate crime
647 Use of camera or other instrument to invade person's privacy; misdemeanor
647.7 Use of camera or other instrument to invade person's privacy; punishment
653.2 Electronic communication devices, threats to safety

CODE OF REGULATIONS, TITLE 5

4600-468770 Uniform complaint procedures

UNITED STATES CODE, TITLE 47

254 Universal service discounts (e-rate)

CODE OF FEDERAL REGULATIONS, TITLE 28

35.107 Nondiscrimination on basis of disability; complaints

CODE OF FEDERAL REGULATIONS, TITLE 34

104.7 Designation of responsible employee for Section 504

106.8 Designation of responsible employee for Title IX

110.25 Notification of nondiscrimination on the basis of age

COURT DECISIONS

Wynar v. Douglas County School District, (2013) 728 F.3d 1062

J.C. v. Beverly Hills Unified School District, (2010) 711 F.Supp.2d 1094

Lavine v. Blaine School District, (2002) 279 F.3d 719

BULLYING (concluded)

Management Resources:

CSBA PUBLICATIONS

Final Guidance: AB 1266, Transgender and Gender Nonconforming Students, Privacy, Programs, Activities & Facilities, Legal Guidance, March 2014
Programs, Activities & Facilities, Legal Guidance, March 2014

Providing a Safe, Nondiscriminatory School Environment for Transgender and Gender-Nonconforming Students, Policy Brief, February 2014
Addressing the Conditions of Children: Focus on Bullying, Governance Brief, December 2012

Safe Schools: Strategies for Governing Boards to Ensure Student Success, 2011

Cyberbullying: Policy Considerations for Boards, Policy Brief, rev. July 2010

Building Healthy Communities: A School Leaders Guide to Collaboration and Community Engagement, 2009

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Bullying Module

California's Social and Emotional Learning: Guiding Principles, 2018

Health Education Content Standards for California Public Schools: Kindergarten Through Grade Twelve, 2008

Bullying at School, 2003

CALIFORNIA OFFICE OF THE ATTORNEY GENERAL PUBLICATIONS

Promoting a Safe and Secure Learning Environment for All: Guidance and Model Policies to Assist California K-12 Schools in Responding to Immigration Issues, April 2018

U.S. DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS

PUBLICATIONS

Dear Colleague Letter: Responding to Bullying of Students with Disabilities, October 2014

Guidance to American Schools: Bullying of Students with Disabilities, October 2014

Dear Colleague Letter: Guidance on Schools' Obligations to Protect Students from Student-on-Student Harassment on the Basis of Sex; Race, Color and National Origin; and Disability, October 26, 2010

Dear Colleague Letter: Harassment and Bullying, October 2010

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education, Safe Schools Office:

<http://www.cde.ca.gov/ls/ss>

California Office of the Attorney General: <http://oag.ca.gov>

Center on Great Teachers and Leaders: <http://gtlcenter.org>

Collaborative for Academic Social and Emotional Learning: <http://casel.org>

Common Sense Media: <http://www.commonsensemedia.org>

National School Safety Center: <http://www.schoolsafety.us>

Partnership for Children and Youth: <http://www.partnerforchildren.org>

U.S. Department of Education: <http://www.ed.gov>

Revised: 03/20/14, 12/10/14, 02/18/16, 09/12/18, 07/16/20

WRIGHT ELEMENTARY SCHOOL DISTRICT

Adopted: 03/20/14

Santa Rosa, California

Reviewed:

INTIMIDACION

La Mesa Gobernante reconoce los efectos dañosos de la intimidación en el aprendizaje estudiantil y la asistencia escolar y desea proporcionar ambientes escolares seguros que protegen a los estudiantes contra el daño físico y emocional. Empleados del distrito establecerán la seguridad de estudiante como alta prioridad y no tolerará la intimidación.

Ningún individual ni grupo por medios físicos, por escrito, verbal, o de otros modos acosar, acosar sexualmente, amenazar, intimidar, tomar represalias, ciber intimidar, causar daño al cuerpo o violencia contra cualquier otro estudiante o personal escolar.

(cf. 5131 - Conducta)

(cf. 5136 - Pandillas)

(cf. 5145.3 - No discriminar/Acoso)

(cf. 5145.7 - Acoso Sexual)

(cf. 5145.9 - Comportamiento Motivado por el Odio)

Ciber intimidación incluye la creación o transmisión de comunicaciones de acoso, amenazas directas, u otros textos dañosos, sonidos, o imágenes como se define en el Código Educativo 48900. Ciber intimidación también incluye entrando en la cuenta electrónica de otra persona y asumir la identidad de aquella persona para dañarle la reputación de aquella persona.

(cf. 5145.2 - Libertad de Expresión de Hablar)

(cf. 6163.4 – Uso de Tecnología por Estudiante)

Estrategias para dirigirse a la intimidación en las escuelas del distrito se desarrollarán con la participación de los interesados principales los cuales pueden incluir estudiantes, padres/tutores, y personal, y pueden estar incorporadas en un plan de seguridad comprensivo, el plan de responsabilidad y control local, u otros planes correspondientes del distrito y de la escuela.

(cf. 0420 - Planes Escolares/Concilios Escolares)

(cf. 0450 - Plan de Seguridad Comprensivo)

(cf. 0460 – Plan de Responsabilidad y Control Local)

(cf. 1220 - Comités Consultivos de Ciudadanos)

(cf. 6020 - Participación de Padres)

Como sea apropiado, el Superintendente o su nombrado puede colaborar con la policía, las cortes, los servicios sociales, los servicios de salud mental, otras agencias, y organizaciones de la comunidad en el desarrollo e implementación de estrategias conjuntas para promover la seguridad en las escuelas y la comunidad y de proporcionar servicios para las presuntas víctimas y autores de intimidación.

(cf. 1020 – Servicios de la Juventud)

INTIMIDACION (continuado)**Prevención de Intimidación**

Al alcance posible, las estrategias del distrito y de la escuela se enfocarán en la prevención de la intimidación con establecer reglas claras para la conducta estudiantil y estrategias para establecer un ambiente escolar positivo y colaborativo. Se informarán a los estudiantes, por medio de manuales estudiantiles y por otros modos apropiados, de las reglas del distrito y de la escuela en relación a la intimidación, mecanismos disponibles para informar sobre incidentes o amenazas, y las consecuencias a los autores por la intimidación.

(cf. 5137 - Ambiente Escolar Positivo)

Como sea apropiado, el distrito puede proporcionarles a los estudiantes con instrucción, en el salón o en otros ambientes educativos, que promueve comunicación efectiva y destrezas de resolver conflictos, destrezas sociales, carácter/valores educativos, respeto para diferencias culturales e individuales, el desarrollo de auto estima, destrezas de autoafirmación, y comportamiento apropiado de cuando estén en línea.

(cf. 6142.8 - Educación de Salud Comprensiva)

(cf. 6142.94 - Instrucción de Historia-Ciencia Social)

Dicha instrucción también educará a los estudiantes sobre el impacto negativo de la intimidación, la discriminación, y el acoso en base del estado de inmigración, creencias religiosas y costumbres actuales o los percibidos, u cualquier otra parcialidad o prejuicio de individuo.

El Superintendente o el nombrado proporcionarán formación a los maestros y otro personal escolar para elevar su conciencia sobre la obligación legal del distrito y de sus empleados de prevenir la discriminación, el acoso, y la intimidación de estudiantes del distrito. Tal formación se diseñará para proporcionar al personal con las destrezas de:

1. Hablar sobre la diversidad de los estudiantes escolares y la comunidad escolar, incluyendo sus varias experiencias de la inmigración;
2. Hablar sobre las estrategias de prevenir la intimidación con los estudiantes, y enseñarles reconocer el comportamiento y características de los autores de la intimidación y de las víctimas;
3. Identificar las señales del comportamiento de la intimidación o el acoso;
4. Tomar acción correctiva inmediata cuando la intimidación se observa; y
5. Hacer informe de los incidentes a las autoridades apropiadas, incluyendo la policía en casos de comportamiento delictivo/criminal.

(cf. 4131 - Desarrollo Profesional)

(cf. 4231 - Desarrollo Profesional)

(cf. 4331 - Desarrollo Profesional)

INTIMIDACION (continuado)

En base de una evaluación de incidentes de intimidación en la escuela, el Superintendente o el nombrado pueden aumentar la supervisión y seguridad en áreas en donde ocurre con más frecuencia la intimidación, como los salones, los patios de recreo, los pasillos, los baños, y las cafeterías.

Intervención

A los estudiantes se les animan de avisarle al personal escolar cuando se les intimidan o tienen sospecha que otro estudiante es víctima. Además, el Superintendente o el nombrado desarrollarán modos para que los estudiantes hagan informes de amenazas o incidentes confidencialmente y anónimamente.

El personal escolar quienes testifican la intimidación inmediatamente intervendrá para poner fin al incidente cuando se puede hacer con seguridad. (Código Educativo 234.1)

Cuando apropiado, el Superintendente o nombrado avisará a los padres/tutores de las víctimas y autores. También él/ella puede involucrar a los consejeros de la escuela, los consejeros de salud mental, y /o la policía.

(cf. 6164.2 - Consejo/Servicios de Asesoría)

El Superintendente, director, o el nombrado del director puede referir a una víctima, testigo, autor, u otro estudiantes afectado por un acto de intimidación a un asesor escolar, psicólogo escolar, trabajador social, personal de asistencia del bienestar de estudiante, enfermera escolar, u otro personal que presta servicios de apoyo de estar encargado de casos, asesoramiento, y/o participación en un programa de justicia restaurativa como sea apropiado. (Código Educativo 48900.9)

(cf. 6164.2 – Servicios de Dirección/Asesoramiento)

Hacer Informe y el Archivar de Quejas

Cualquier estudiante, padre/tutor, u otro individual quien cree que un estudiante has sido sujeto a intimidación o quien ha sido testigo de intimidación puede hacer informe del incidente a un maestro, el director, o director de cumplimiento, u a cualquier otro empleado escolar disponible. Entre un día laboral de recibir tal informe, un miembro del personal avisará al director del informe, sea o no una queja uniforme se ha archivado. Además, cualquier empleado escolar quien observa un incidente de intimidación involucrando a un estudiante, entre un día laboral, hará informe de su observación al director o al director de cumplimiento del distrito, sea o no la presunta víctima archiva una queja.

Entre dos días laborales de recibir un informe de intimidación, el director avisará al director de cumplimiento del distrito identificado en AR 1312.3 – Procedimientos de Quejas Uniformes.

(cf. 1312.3 – Procedimientos de Quejas Uniformes)

INTIMIDACION (continuado)

Cuando las circunstancias involucran ciber intimidación, los individuos con información sobre la actividad se animarán de guardar e imprimir cualquier mensaje electrónico o digital que ellos sienten constituye ciber intimidación y de avisar al maestro, el director, u otro empleado para que el asunto se puede investigar. Cuando un estudiante usa el sitio de la red social o servicio para intimidar o acosar a otro estudiante, el Superintendente o el nombrado archivarán una solicitud con el sitio o servicio de la red de suspender los privilegios del estudiante y de eliminar el material.

Cuando se entrega un informe de intimidación, el director o el director de cumplimiento del distrito avisarán al estudiante o padre/tutor del derecho de archivar una queja por escrito formal en conforme con AR 1312.3. El estudiante quien es la presunta víctima de la intimidación se le dará una oportunidad de describir el incidente, identificar testigos quienes pueden tener información pertinente, y proporcionar otra prueba de intimidación.

Investigación y Resolución de Quejas

Se hará investigación de cualquier queja de intimidación y, si se determina de ser discriminatoria, se resolverá en conforme con la ley y los procedimientos de quejas uniformes del distrito especificados en AR 1312.3.

Si, durante la investigación, se determina que una queja es sobre la intimidación no se trata de discriminación, el director o su nombrado avisará al demandante y tomará todas las acciones necesarias para resolver la queja.

Disciplina

Acciones correctivas para un estudiante quien comete un acto de intimidación de cualquier tipo puede incluir asesoramiento, intervención y educación de comportamiento, y, si le comportamiento es severo o penetrante como definido en Código Educativo 48900, puede incluir suspensión o expulsión en conforme con políticas y reglamentos del distrito.

(cf. 5138 - Resolución de Conflictos/Mediación de Compañeros de la Misma Edad)

(cf. 5144 - Disciplina)

(cf. 5144.1 - Suspensión y Expulsión/Debido Proceso)

(cf. 5144.2 - Suspensión y Expulsión/ Debido Proceso (Estudiantes con Discapacidades))

(cf. 6159.4 -Intervenciones de Comportamiento para Estudiantes de Educación Especial)

Cualquier empleado quien permite o participa en intimidación o represalias en relación a la intimidación será sujeto a acción disciplinaria, hasta e incluyendo el despido.

(cf. 4117.3 – Despido)

(cf.4118 – Suspensión/Acción Disciplinaria)

(cf. 4119.21/4219.21/4319.21 – Estándares Profesionales)

Referencia Legal:

CODIGO EDUCATIVO

200-262.4 Prohibición de discriminación

32282 Plan de seguridad comprensivo

32283.5 Intimidación: formación en línea

INTIMIDACION (continuado)

35181 Política de la Mesa Directiva sobre las responsabilidades de estudiantes
35291-35291.5 Reglas

48900-48925 Suspensión o expulsión

48985 Traducciones de avisos

52060-52077 Plan de Responsabilidad y de Control Local

CODIGO PENAL

422.55 Definición de crimen de odio

647 Uso de cámara u otro instrumento para invadir lo privado de persona; delito menor

647.7 Uso de cámara u otro instrumento para invadir lo privado de persona; castigo

653.2 Dispositivos de comunicación electrónicos, amenazas a la seguridad

CODIGO DE REGALAMENTOS, TITULO 5

4600-4687 Procedimientos de Quejas Uniformes

CODIGO DE LOS ESTADOS UNIDOS, TITULO 47

254 Descuentos de servicio universales Universal (tasa- e)

CODIGO DE REGLAMENTOS FEDERALES, TITULO 28

35.107 Contra la discriminación en base de la incapacidad, quejas

CODIGO DE REGLAMENTOS FEDERALES, TITULO 34

104.7 Nombramiento de empleado responsable para la Sección 504

106.8 Nombramiento de empleado responsable para el Título IX

110.25 Aviso contra la discriminación en base de edad

DECISIONES DE LA CORTE

Wynar v. Douglas County School District, (2013) 728 F.3d 1062

J.C. v. Beverly Hills Unified School District, (2010) 711 F.Supp.2d 1094

Lavine v. Blaine School District, (2002) 279 F.3d 719

Recursos Administrativos: **PUBLICACIONES CSBA (CSBA SIGNIFICA ASOCIACION DE MESAS DIRECTIVAS DE CALIFORNIA**

Final Guidance: AB 1266, Transgender and Gender Nonconforming Students,

Privacy, Programs, Activities & Facilities, Legal Guidance, March 2014

Programs, Activities & Facilities, Legal Guidance, March 2014

Providing a Safe, Nondiscriminatory School Environment for Transgender and

Gender-Nonconforming Students, Policy Brief, February 2014

Addressing the Conditions of Children: Focus on Bullying, Governance Brief, December 2012

Safe Schools: Strategies for Governing Boards to Ensure Student Success, 2011

Building Healthy Communities: A School Leaders Guide to Collaboration and

Community Engagement, 2009

Cyberbullying: Policy Considerations for Boards, Policy Brief, July 2007

PUBLICACIONES DEL DEPARTAMENTO DE EDUCACION DE CALIFORNIA

California's Social and Emotional Learning: Guiding Principles, 2018

Health Education Content Standards for California Public Schools: Kindergarten

Through Grade Twelve, 2008

Bullying at School, 2003

PUBLICACIONES DE LA OFICINA DEL FISCAL GENERAL DE CALIFORNIA

Promoting a Safe and Secure Learning Environment for All: Guidance and Model

Policies to Assist California K-12 Schools in Responding to Immigration Issues,

April 2018

PUBLICACIONES DEL DEPARTAMENTO DE EDUCACION DE LOS ESTADOS UNIDOS, PUBLICACIONES DE LA OFICINA PARA LOS DERECHOS CIVILES

Guidance to Schools: Bullying of Students with Disabilities, October 2014

Dear Colleague Letter: Bullying of Students with Disabilities, August 2013

Dear Colleague Letter: Harassment and Bullying, October 2010

Student-on-Student Harassment on the Basis of Sex; Race, Color and National Origin; and Disability, October 26, 2010

Dear Colleague Letter: Harassment and Bullying, October 2010

INTIMIDACION (conclusión)

SITIOS DE LA RED

CSBA: <http://www.csba.org>

California Department of Education, Safe Schools Office:

<http://www.cde.ca.gov/ls/ss>

California Office of the Attorney General: <http://oag.ca.gov>

Center on Great Teachers and Leaders: <http://gtlcenter.org>

Collaborative for Academic Social and Emotional Learning: <http://casel.org>

Common Sense Media: <http://www.commonsensemedia.org>

National School Safety Center: <http://www.schoolsafety.us>

U.S. Department of Education, <http://www.ed.gov>

Modificada: 03/20/14, 12/10/14, 02/18/16, 09/12/18, 07/16/20

Adoptada: 03/20/14 **WRIGHT**

ELEMENTARY

SCHOOL

DISTRICT

Repasada:

Santa Rosa, California

BULLYING

Examples of Prohibited Conduct

Bullying is an aggressive behavior that involves a real or perceived imbalance of power between individuals with the intent to cause emotional or physical harm. Bullying can be physical, verbal, or social/relational and may involve a single severe act or repetition or potential repetition of a deliberate act. Bullying includes, but is not limited to, any act described in Education Code 48900(r).

Cyberbullying includes the electronic creation or transmission of harassing communications, direct threats, or other harmful texts, sounds, or images. Cyberbullying also includes breaking into another person's electronic account or assuming that person's online identity in order to damage that person's reputation.

(cf. 5145.2 - Freedom of Speech/Expression)
(cf. 6163.4 - Student Use of Technology)

Examples of the types of conduct that may constitute bullying and are prohibited by the district include, but are not limited to:

1. Physical bullying: An act that inflicts harm upon a person's body or possessions, such as hitting, kicking, pinching, spitting, tripping, pushing, taking or breaking someone's possessions, or making cruel or rude hand gestures;
2. Verbal bullying: An act that includes saying or writing hurtful things, such as teasing, name-calling, inappropriate sexual comments, taunting, or threats to cause harm;
3. Social/relational bullying: An act that harms a person's reputation or relationships, such as leaving a person out of an activity on purpose, influencing others not to be friends with someone, spreading rumors, or embarrassing someone in public; and
4. Cyberbullying: An act such as sending demeaning or hateful text messages or emails, spreading rumors by email or by posting on social networking sites, or posting or sharing embarrassing photos, videos, web site, or fake profiles

Measures to Prevent Bullying

The Superintendent or designee shall implement measures to prevent bullying in district schools, including, but not limited to, the following:

1. Ensuring that each school establishes clear rules for student conduct and implements strategies to promote a positive, collaborative school climate

BULLYING (continued)

(cf. 5131 - Conduct)

(cf. 5137 - Positive School Climate)

2. Providing information to students, through student handbooks, district and school web sites and social media, and other age-appropriate means, about district and school rules related to bullying, mechanisms available for reporting incidents or threats, and the consequences for engaging in bullying;
3. Encouraging students to notify school staff when they are being bullied or when they suspect that another student is being bullied, and providing means by which students may report threats or incidents confidentially and anonymously;
4. Conducting an assessment of bullying incidents at each school and, if necessary, increasing supervision and security in areas where bullying most often occurs, such as playgrounds, hallways, restrooms, and cafeterias; and
5. Annually notifying district employees that, pursuant to Education Code 234.1, any school staff who witnesses an act of bullying against a student has a responsibility to immediately intervene to stop the incident when it is safe to do so.

Staff Development

The Superintendent or designee shall annually make available to all certificated staff and to other employees who have regular interaction with students the California Department of Education (CDE) online training module on the dynamics of bullying and cyberbullying, including the identification of bullying and cyberbullying and the implementation of strategies to address bullying. (Education Code 32283.5)

(cf. 4131 - Staff Development)

(cf. 4231 - Staff Development)

(cf. 4331 - Staff Development)

The Superintendent or designee shall provide training to teachers and other school staff to raise their awareness about the legal obligation of the district and its employees to prevent discrimination, harassment, intimidation, and bullying of district students. Such training shall be designed to provide staff with the skills to:

1. Discuss the diversity of the student body and school community, including their varying immigration experiences;
2. Discuss bullying prevention strategies with students, and teach students to recognize the behavior and characteristics of bullying perpetrators and victims;

BULLYING (continued)

3. Identify the signs of bullying or harassing behavior;
4. Take immediate corrective action when bullying is observed; and
5. Report incidents to the appropriate authorities, including law enforcement in instances of criminal behavior

Information and Resources

The Superintendent or designee shall post on the district's web site, in a prominent location and in a manner that is easily accessible to students and parents/guardians, information on bullying and harassment prevention which includes the following: (Education Code 234.6)

1. The district's policy on student suicide prevention, including a reference to the policy's age appropriateness for students in grades K-6;

(cf. 5141.52 - Suicide Prevention)

2. The definition of sex discrimination and harassment as described in Education Code 230, including the rights set forth in Education Code 221.8;
3. Title IX information included on the district's web site pursuant to Education Code 221.61, and a link to the Title IX information included on CDE's web site pursuant to Education Code 221.6;
4. District policies on student sexual harassment, prevention and response to hate violence, discrimination, harassment, intimidation, bullying, and cyberbullying;

(cf. 5145.3 - Nondiscrimination/Harassment)

(cf. 5145.7 - Sexual Harassment)

(cf. 5145.9 - Hate-Motivated Behavior)

5. A section on social media bullying that includes all of the references described in Education Code 234.6 as possible forums for social media;
6. A link to statewide resources, including community-based organizations, compiled by CDE pursuant to Education Code 234.5; and
7. Any additional information the Superintendent or designee deems important for preventing bullying and harassment.

(cf. 1113 - District and School Web Sites)

BULLYING (continued)

Student Instruction

As appropriate, the district shall provide students with instruction, in the classroom or other educational settings, that promotes social-emotional learning, effective communication and conflict resolution skills, character development, respect for cultural and individual differences, self-esteem development, assertiveness skills, and appropriate online behavior.

(cf. 6142.8 - Comprehensive Health Education)
(cf. 6142.94 - History-Social Science Instruction)

The district shall also educate students about the negative impact of bullying, discrimination, intimidation, and harassment based on actual or perceived immigration status, religious beliefs and customs, or any other individual bias or prejudice.

Students should be taught the difference between appropriate and inappropriate behaviors, how to advocate for themselves, how to help another student who is being bullied, and when to seek assistance from a trusted adult. As role models for students, staff shall be expected to demonstrate effective problem-solving and anger management skills.

To discourage cyberbullying, teachers may advise students to be cautious about sharing passwords, personal data, or private photos online and to consider the consequences of making negative comments about others online.

Reporting and Filing of Complaints

Any student, parent/guardian, or other individual who believes that a student has been subjected to bullying or who has witnessed bullying may report the incident to a teacher, the principal, a compliance officer, or any other available school employee.

When a report of bullying is submitted, the principal or a district compliance officer shall inform the student or parent/guardian of the right to file a formal written complaint in accordance with AR 1312.3 - Uniform Complaint Procedures. The student who is the alleged victim of the bullying shall be given an opportunity to describe the incident, identify witnesses who may have relevant information, and provide other evidence of bullying.

(cf. 1312.3 - Uniform Complaint Procedures)

Within one business day of receiving such a report, a staff member shall notify the principal of the report, whether or not a uniform complaint is filed. In addition, any school employee who observes an incident of bullying involving a student shall, within one business day, report such observation to the principal or a district compliance officer, whether or not the alleged victim files a complaint.

BULLYING (continued)

Within two business days of receiving a report of bullying, the principal shall notify the district compliance officer identified in AR 1312.3.

When the circumstances involve cyberbullying, individuals with information about the activity shall be encouraged to save and print any electronic or digital messages that they feel constitute cyberbullying and to notify a teacher, the principal, or other employee so that the matter may be investigated. When a student uses a social networking site or service to bully or harass another student, the Superintendent or designee may file a request with the networking site or service to suspend the privileges of the student and to have the material removed.

Discipline/Corrective Actions

Corrective actions for a student who commits an act of bullying of any type may include counseling, behavioral intervention and education, and, if the behavior is severe or pervasive as defined in Education Code 48900, may include suspension or expulsion in accordance with district policies and regulations.

(cf. 5116.2 - Involuntary Student Transfers)

(cf. 5138 - Conflict Resolution/Peer Mediation)

(cf. 5144 - Discipline)

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

(cf. 5144.2 - Suspension and Expulsion/Due Process (Students with Disabilities))

(cf. 6159.4 - Behavioral Interventions for Special Education Students)

When appropriate based on the severity or pervasiveness of the bullying, the Superintendent or designee shall notify the parents/guardians of victims and perpetrators and may contact law enforcement.

Support Services

The Superintendent, principal, or principal's designee may refer a victim, witness, perpetrator, or other student affected by an act of bullying to a school counselor, school psychologist, social worker, child welfare attendance personnel, school nurse, or other school support service personnel for case management, counseling, and/or participation in a restorative justice program as appropriate. (Education Code 48900.9)

(cf. 6164.2 - Guidance/Counseling Services)

AR 5131.2(f)

BULLYING (concluded)

If any student involved in bullying exhibits warning signs of suicidal thought or intention or of intent to harm another person, the Superintendent or designee shall, as appropriate, implement district intervention protocols which may include, but are not limited to, referral to district or community mental health services, other health professionals, and/or law enforcement.