

PEIMS 425 Record Chart for determining Mandatory and Disciplinary DAEP Placements and Expulsions
2019-2020 School Year

DO NOT USE - Not allowed by TEC Chapter 37

SCOC - Not specified by TEC Chapter 37. Action for these items must be authorized by the local Student Code of Conduct

Houston Independent School District Behavior Location Codes Key:		On campus (01)	Off Campus, within 300 ft (02)	School Related / Sponsored Activity Off Campus (03)	Off Campus, no school related/sponsored activity (04)	On school property, or at school related/sponsored activity, of another school district (05)
Disciplinary Action Reason Codes (C165) Code and Translation		Behavior Location Code (C190)	<-Requires Police Report ARM #	<-Requires Violent Crime Victim Letter	DAEP PLACEMENTS	JJAEP PLACEMENTS
01	Permanent removal by a teacher from class (Teacher has removed the student from classroom and denied the student the right to return. TEC §37.003 has been invoked.) – TEC §37.002(c)	01	NO		Discretionary	DO NOT USE
02	Conduct punishable as a felony-TEC §37.006(a)(2)(A)	01	YES		Mandatory	DO NOT USE
		02			Mandatory	
		03			Mandatory	
		04			Discretionary	
		05			Discretionary	
04	Possessed, sold, or used marihuana or other controlled substance-TEC §37.006(a)(2)(C) and 37.007(b) for under the influence	01	YES		Mandatory	Discretionary
		02			Mandatory	Discretionary
		03			Mandatory	Discretionary
05	Possessed, sold, used, or was under the influence of an alcoholic beverage-TEC §37.006(a)(2)(D) and 37.007(b) Code 37 Felony alcohol violation-TEC	01	YES		Mandatory	Discretionary
		02			Mandatory	Discretionary
		03			Mandatory	Discretionary
06	Abuse of a volatile chemical- TEC §37.006(a)(2)(E)	01	YES		Mandatory	Discretionary
		02			Mandatory	Discretionary
		03			Mandatory	Discretionary
07	Public lewdness or indecent exposure-TEC §37.006(a)(2)(F)	01	YES		Mandatory	DO NOT USE
		02			Mandatory	
		03			Mandatory	
08	Retaliation against school employee-TEC §37.006(b) and 37.007(d) * Retaliation against school employee or volunteer coupled with an offense in TEC 37.007 (a) or (d).	01	YES		Mandatory	Discretionary*
		02			Mandatory	Discretionary*
		03			Mandatory	Discretionary*
		04			Mandatory	Discretionary*
09	Based on conduct occurring off campus and while the student is not in attendance at a school-sponsored or school-related activity for felony offenses in Title 5, Penal Code-TEC §37.006(c) , TEC §37.007(b)(4), and TEC §37.0081	04	YES		Mandatory	Discretionary
10	Based on conduct occurring off campus and while the student is not in attendance at a school-sponsored or school-related activity for felony offenses not in Title 5, Penal Code-TEC §37.006(d) and TEC §37.007(b)(4)	04	YES		Discretionary	Discretionary only for aggravated robbery under Penal Code 29.03
11	Brought a Firearm to School -TEC §37.007(e) or Unlawful Carrying of a Handgun under Penal Code 46.02 – TEC 37.007(a)(1) 18 U.S.C. Section 921	01	YES		SCOC	Mandatory
		02			Discretionary	
		03			Mandatory	
		05			Discretionary	
12	Unlawful Carrying of a Location-Restricted Knife under Penal Code 46.02 -TEC§37.007(a)(1) (Location-Restricted Knife – blade longer than 5.5 inches)	01	YES		SCOC	Mandatory
		02			Discretionary	
		03			Mandatory	
		05			Discretionary	
13	Unlawful Carrying of a Club under Penal Code 46.02 -TEC §37.007(a)(1)	01	YES		SCOC	Mandatory
		02			Discretionary	
		03			Mandatory	
		05			Discretionary	

NOTE: This chart represents the minimum required actions and maximum allowed actions for school districts.

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14	Conduct Containing the Elements of an Offense relating to Prohibited weapon under Penal Code 46.05-TEC §37.007(a)(1)	01	YES		SCOC	Mandatory
		02				Discretionary
		03				Mandatory
		05				Discretionary
16	Arson-TEC §37.007(a)(2)(B)	01	YES		SCOC	Mandatory
		02				Discretionary
		03				Mandatory
		05				Discretionary
17	Murder, capital murder, criminal attempt to commit murder, or capital murder-TEC §37.007(a)(2)(C)	01	YES	YES	SCOC	Mandatory
		02				Discretionary
		03				Mandatory
		05				Discretionary
18	Indecency with a child-TEC §37.007(a)(2)(D)	01	YES	YES	SCOC	Mandatory
		02				Discretionary
		03				Mandatory
		05				Discretionary
19	Aggravated kidnapping-TEC §37.007(a)(2)(E)	01	YES	YES	SCOC	Mandatory
		02				Discretionary
		03				Mandatory
		05				Discretionary
21	Violation of student code of conduct not included under TEC §37.006, 37.007, or 37.002(c)	NA	NO		Discretionary	DO NOT USE
22	Criminal mischief (felony violation)- TEC §37.007(f)	NA			SCOC	Discretionary
23	Emergency Placement/Expulsion-TEC §37.019	NA	NO		Discretionary	Discretionary
26	Terroristic threat-TEC §37.006(a)(1) or 37.007(b)(1)	01	YES			Mandatory
		02				Discretionary
		03				Mandatory
		04				Discretionary
		05				Discretionary
27	Assault under Penal Code Section 22.01(a)(1) against a school district employee or volunteer-TEC §37.007(b)(2)(C)	01	YES			Mandatory
		02				Discretionary
		03				Discretionary
28	Assault under Penal Code Section 22.01(a)(1) against someone other than a school district employee or volunteer-TEC §37.006(a)(2)(B)	01	YES	YES		Mandatory
		02				DO NOT USE
		03				Mandatory
29	Aggravated assault under Penal Code Section 22.02 against a school district employee or volunteer-TEC §37.007(d)	01	YES		SCOC	Mandatory
		02				Mandatory
		03				Mandatory
		04				Mandatory
		05				Mandatory
30	Aggravated assault under Penal Code Section 22.02 against someone other than a school district employee or volunteer-TEC §37.007(a)(2)(A)	01	YES	YES	SCOC	Mandatory
		02				Discretionary
		03				Mandatory
		05				Discretionary
31	Sexual assault under Penal Code Section 22.011 or aggravated sexual assault under 22.021 against a school district employee or volunteer-TEC §37.007(d)	01	YES		SCOC	Mandatory
		02				Discretionary
		03				Mandatory
		05				Discretionary

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32	Sexual assault under Penal Code Section 22.011 or aggravated sexual assault under 22.021 against someone other than a school district employee or volunteer-TEC §37.007(a)(2)(A)	01	YES	YES	SCOC	Mandatory	
		02				Discretionary	
		03				Mandatory	
		05				Discretionary	
35	False Alarm/False Report –TEC §§37.006(a)(1) and 37.007(b)	01	YES			Discretionary	
		02				Mandatory	
		03				Mandatory	
		04				Mandatory	
		05				Mandatory	
36	Felony Controlled Substance Violation-TEC §37.007(a)(3)	01	YES			Mandatory	
		03				Mandatory	
		05				Discretionary	
37	Felony alcohol violation-TEC §37.007(a)(3)	01	YES			Mandatory	
		03				Mandatory	
		05				Discretionary	
41	Fighting/Mutual Combat-Excludes all offenses under Penal Code §22.01	NA	NO			Discretionary	DO NOT USE
46	Aggravated Robbery-TEC §37.007(a)(2)(F), TEC §37.006(C)-(D) (HB 9680)	01	YES		SCOC	Mandatory	
		02				Discretionary	
		03				Mandatory	
		04				Discretionary	
		05				Discretionary	
47	Manslaughter – TEC §37.007(a)(2)(G)	01	YES			Mandatory	
		02				Discretionary	
		03				Mandatory	
		04				Discretionary	
		05				Discretionary	
48	Criminally Negligent Homicide – TEC §37.007(a)(2)(H) Code 53 – Criminally Negligent Homicide	01	YES		SCOC	Mandatory	
		02				Discretionary	
		03				Mandatory	
		04				Discretionary	
		05				Discretionary	
49	Engages In Deadly Conduct – TEC §37.007(b)(2)(D)	01	YES			Discretionary	
		02				Discretionary	
		03				Discretionary	

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55	Student Is Required To Register As A Sex Offender Under Chapter 62 Of The Code Of Criminal Procedure And Is Under Court Supervision - TEC §37.304. The offense(s) for which the student is required to register as a sex offender must have occurred on or after Sept. 1, 2007	NA	YES		Mandatory	Discretionary
56	Student Is Required To Register As A Sex Offender Under Chapter 62 Of The Code Of Criminal Procedure And Is Not Under Court Supervision - TEC §37.305. The offense(s) for which the student is required to register as a sex offender must have occurred on or after Sept. 1, 2007	NA	YES		Discretionary	DO NOT USE
57	Continuous Sexual Abuse Of Young Child Or Children Under Penal Code §21.02 Occurring on school property or while attending a school-sponsored or school-related activity on or off school property – TEC §37.007(a) (2) (I)	01	YES	YES	SCOC	Mandatory
		02				Discretionary
		03				Mandatory
		05				Discretionary
58	Breach of Computer Security – TEC §37.007(b)(5)	01	YES		SCOC	Discretionary
		02				Discretionary
		03				Discretionary
		04				Discretionary
		05				Discretionary
59	Serious Misbehavior, as defined by TEC §37.007(c), while expelled to/placed in a Disciplinary Alternative Education Program (DAEP)	01	YES		SCOC	Discretionary
60	Harassment Against an Employee of the school District under Texas Penal Code 42.07(a)(1), (2), (3), or (7) – TEC 37.006(a)(2)(G)	01	YES		Mandatory	DO NOT USE
		02			Mandatory	
		03			Mandatory	
61	Bullying – TEC 37.0052(b)	NA	YES		Discretionary	Discretionary
					Discretionary	Discretionary
					Discretionary	Discretionary
					Discretionary	Discretionary

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