

According to the LOCAL HISD Policy, district personnel shall adhere to the following general guidelines when imposing student discipline:

1. A student shall be disciplined when necessary to improve the student’s behavior, to maintain essential order, or to protect other students, school employees, or property.
2. Students shall be treated *fairly and equitably*. Discipline shall be based on a careful assessment of the circumstances of each case. Factors to consider shall include:
 - a. The seriousness of the offense;
 - b. The student’s age;
 - c. The frequency of misconduct;
 - d. The student’s attitude; and
 - e. The potential effect of the misconduct on the school environment.

Level I: Violation of Classroom OR Transportation Rules

Level I Acts of Misconduct MAY include such behavior as the following listed below:	Disciplinary Options/Responses:
<ul style="list-style-type: none"> ▪ Violations of rules or procedures established by the teacher ▪ Failure to participate in classroom activities ▪ Unexcused tardiness to class ▪ Failure to bring required classroom materials or assigned work to class ▪ General misbehavior, such as eating in class, horseplay, making excessive noise, or violating campus dress codes ▪ Any other act that disrupts the classroom or interrupts the operation of the class ▪ Failure to deliver or return written communications between home and school ▪ Disruptive or noncompliant behavior on a school bus or at a school bus stop ▪ Failure to protect individual computer-account passwords from disclosure 	<ul style="list-style-type: none"> ▪ Oral correction ▪ Other appropriate in-class disciplinary actions ▪ Teacher–student conference ▪ Parent contact: note or telephone call to parent ▪ Student–counselor conference ▪ Detention (maintained by teacher) before or after school ▪ Restriction of school-bus privileges by the bus operator

Level I Procedures:

1. Any staff member who observes a student violating class rules may correct the student.
2. A record of the offenses and disciplinary actions **MUST** be maintained by the teacher or staff member on the appropriate **ROE Discipline** form.
3. The teacher **MUST** discuss the misbehavior with the parent, an administrator, or support personnel.
4. Level I behavior violations and discipline options/responses are not limited to those provided above. Serious or repeated violations may result in a more severe response or referral to Level II.

Level II: Administrator Intervention

Some infractions will result in a referral to an administrator. The disciplinary response depends on the offense, previous actions, and the seriousness of the misbehavior. Level II acts of misconduct include those student acts that interfere with the orderly educational process in the classroom or within the school. A teacher who observes a student engaged in Level II or higher misconduct will fill out a discipline/referral form for the principal or other appropriate administrator. The principal will forward an oral or written report to the parents.

Level II Acts of Misconduct Include such behavior as:	Disciplinary Options/Responses:
<ul style="list-style-type: none"> ▪ Repeated violation of classroom or transportation rules under Level I ▪ Cheating, plagiarism, or copying the work of other students ▪ Leaving the classroom or school grounds without the permission of school personnel ▪ Cutting class or other forms of truancy ▪ Possession of matches or other flammable materials ▪ Inappropriate display of affection ▪ Posting or distributing unauthorized materials on school grounds ▪ Failure to abide by rules and regulations at extracurricular activities or at cocurricular activities such as field trips ▪ Loitering in unauthorized areas ▪ Use or operation of paging devices, including beepers, cell phones, electronic pagers, or any other type of electronic communication system, on school campuses or at functions during school hours. Such devices may be used at a time and place as determined by the individual campus in coordination with the campus Shared-Decision-Making Committee (SDMC). ▪ In addition to disciplinary action, the unauthorized use or operation of paging devices will result in confiscation. The principal or another administrator will notify the parent and pager company of the serial number and of intent to dispose of the device after 30 days. A \$15 administrative fee payable to HISD will be charged if the device is claimed within the 30 days. Paging devices not claimed will be sent to Property Management for disposal. ▪ Possession of iPods, Mp3 players, personal radios, or personal music devices at school, with final determination of the limits made at the individual campus level ▪ Cafeteria disturbance ▪ Violation of a school's mandatory school-uniform policy ▪ Disruptive behavior on a school bus or at a school bus stop ▪ Any other acts that interfere with the orderly educational process in the classroom or the school ▪ Accessing materials and sites on the Internet that are deemed to be inappropriate by HISD ▪ Sending or forwarding inappropriate e-mail, including e-mail containing offensive language, untruthful statements, junk e-mail, chain letters, or jokes 	<ul style="list-style-type: none"> ▪ Parental contact by phone and written or oral notification to parent or guardian ▪ Required administrator/student/parental conference ▪ Detention or placement in in-school suspension ▪ Exclusion from extracurricular activities, such as field trips, and commencement exercises/award ceremonies ▪ Removal of school transportation privileges ▪ "Behavior," "behavioral," and/or "conduct" contracts ▪ Teacher removal of the student from the classroom ▪ Suspension of transportation privileges ▪ Any other appropriate disciplinary actions determined by the administration

Level II Procedures:

1. Referral to administrator by way of written report.
2. Administrator confers with student and/or teacher to establish appropriate action.
3. Written or oral notification of action is sent to parent. Notification is sent to the teacher indicating the action taken.
4. ROE Discipline Referral Form is retained by the administrator.
5. Level II behavior violations and discipline options/responses are not limited to those provided above.
6. Repeated violations shall result in a more severe response and/or referral to Level III.

Level III: Suspension or Optional Removal to a Disciplinary Alternative Education Program

Level III acts include misconduct for which an administrator may suspend the student, place the student into in-school suspension, or, if the administrator finds the Level III misconduct to be serious or persistent as defined in this Code, refer the student to a district-level Disciplinary Alternative Education Program (DAEP). The principal or other appropriate administrator makes the disciplinary determination on the basis of the severity of the misconduct. The period of the suspension is limited to three days per occurrence.

Suspension/Optional Removal to a DAEP

In addition to referral to a Disciplinary Alternative Education Program, the principal or another appropriate administrator may suspend a student for up to three days pending placement in a DAEP. A decision to suspend a student is final and may not be appealed. A student may be suspended, placed in in-school suspension, or, if serious or persistent behavior occurs, removed from the regular classroom and placed in a DAEP for engaging in the following conduct at school or at a school-related event:

Level III conduct:	Disciplinary Options/Responses:
<ul style="list-style-type: none"> ▪ Chronic or repeated disciplinary infractions of Level I and/or Level II offenses ▪ Fighting ▪ Gambling ▪ Misdemeanor stealing/theft of property, including computers and related equipment, in an amount under \$750 ▪ Chronic cutting class or skipping school. (Students who are determined to be truant shall be promptly referred to the attendance officer for referral to the courts for enforcement of the compulsory attendance laws—and not dealt with through referral to a DAEP.) ▪ Possession of a knife ▪ Persistent disruptive behavior on a school bus ▪ Smoking, using, or possessing tobacco or tobacco products ▪ Interfering with school authorities ▪ Aggressive, disruptive action or group demonstration that substantially disrupts or materially interferes with school activities. This includes such acts as boycotts, sit-ins, trespassing, and walkouts. ▪ Failure to comply with reasonable requests of school personnel and/or defiance of the authority of school personnel 	<ul style="list-style-type: none"> ▪ Required administrator/student/parent conference ▪ Restitution or restoration, as applicable, for vandalism to property ▪ Exclusion from extracurricular activities, such as field trips, and commencement exercises/award ceremonies ▪ Placement of the student in in-school suspension ▪ Suspension for up to three school days per occurrence ▪ Removal of transportation services for up to one year ▪ Restriction or removal of computer-use privileges for up to one year ▪ Teacher removal of the student from the classroom (following procedures

- Changing school records or documents or signing a parent's name on school documents
- Failure to adhere to terms of behavior contracts
- Indecent/unsolicited sexual proposal/sexual harassment
- Harassment/dating violence, including threatening to cause harm or bodily injury to another student, engaging in sexually intimidating conduct, causing physical damage to the property of another student, subjecting another student to physical confinement or restraint, or maliciously taking any action that substantially harms another student's physical or emotional health
- Selling or soliciting for sale any merchandise on school campus without the authorization of the building principal
- Display of disrespect toward school personnel or campus visitors
- Participation in activities by groups such as gangs and cults
- Visual display of gang-related signs or symbols on the body, clothing, accessories, or personal property of the student (i.e., notebooks, book covers, journals, etc.). Gang-related associations may be referred to the HISD Police Department for appropriate documentation.
- Failure or refusal to cover up while on campus or at a school-related activity any tattoo that is inappropriate, obscene, offensive, vulgar, or gang-related.
- Profanity, vulgar language, or obscene gestures
- Possession or use of fireworks, "poppers," smoke or stink bombs, or any other pyrotechnic device that may be used to disrupt the educational process
- Possession of laser pens or laser pointers
- Possession of live ammunition or bullets
- Engaging in threats or other acts of intimidation that interfere with another student's desire or willingness to participate in the educational process
- Any verbal abuse or bullying of others, including slurs, name-calling, or derogatory statements to another person because of that person's race, color, religion, national origin, disability, physical/personal appearance, or sexual orientation. Bullying is defined as any act or speech that subjects persons to indignity, humiliation, intimidation, physical abuse or threat of physical abuse, social or other isolation, shame, or disgrace.
- Cyberbullying, defined as the use of the Internet, cell phones, or other devices to send, post, or text-message images and material intended to hurt or embarrass another person. This may include, but is not limited to, continuing to send e-mail to someone who has said he or she wants no further contact with the sender; sending or posting threats, sexual remarks, or pejorative labels (i.e., hate speech); ganging up on victims by making them the subject of ridicule in forums and posting false statements as fact intended to humiliate the victim; disclosure of personal data such as the victim's real name, address, or school on Web sites or forums; posing as the victim for the purpose of publishing material in his or her name that defames or ridicules him or her; sending threatening and harassing text, instant messages, or e-mails to the victim; and posting or sending rumors or gossip to instigate others to dislike and gang up on the target, which is determined to have a material and substantial interference with school activities or with the rights of students and teachers.
- Engaging in assault not involving bodily injury, which is defined as intentionally or knowingly threatening another with imminent bodily injury (Section 22.01(a)(2), Penal Code)
- Misdemeanor criminal mischief (i.e., vandalism) resulting in the destruction or

- as outlined on pp. 18 and 19)
- Referral to a district Disciplinary Alternative Education Program
 - Any other appropriate disciplinary actions determined by the administration

defacing of any property, including computers and related equipment, in an amount greater than \$20 but less than \$1,500. This includes rendering computers or related equipment inoperable or damaging them by erasing data with magnets; intentionally introducing viruses, worms, or trojans; or tampering with programs or data without authority.

- "Hacking" or other use of computers to gain unauthorized access to district or other databases, including student, faculty, or district data files, without permission. In addition to any criminal penalties, students may have their computer privileges suspended.
- Use of school computers, facsimile equipment, or other electronic devices, including cell phones or digital cameras, to transmit, receive, view, or display obscene, vulgar, sexually explicit, or racist media or to display information that advocates unlawful activities or provides guidance on the construction or production of weapons, illegal devices, or controlled substances
- Use of the school computer network with the intent to incite violence or aggressive and/or disruptive action on the part of the student body, use of slanderous language, or use of language that promotes racial disorder or sexual harassment and is disruptive to the school environment
- Use of the school computer network for soliciting or purchasing commercial materials and/or services of any kind
- Sending or forwarding inappropriate e-mails containing offensive language
- "Sexting" or using a cell phone or other personal communication device to send text or e-mail messages or possessing text or e-mail messages containing images reasonably interpreted as indecent or sexually suggestive while at school or at a school-related function. In addition to any disciplinary action, phones will be confiscated, and students should be aware that any images suspected to violate criminal laws will be referred to law-enforcement authorities.
- Logging on to a computer, sending e-mail, or accessing the Internet or the district's intranet using a name or password other than the student's own
- Posting unauthorized Web pages, graphic images, or offensive language or comments on a school/district server, Web page, or guest book
- Use of the school computer network to engage in participation in hate groups
- Misdemeanor extortion, which is defined as obtaining money or information from another by coercion or intimidation of a value less than \$1,500
- Possession or use of any prescription or nonprescription drug, medicine, vitamins, or other chemical in violation of the Guidelines for Dispensing Medications at School
- Refusal to cooperate in, or interference with, a random metal-detector safety search
- Any other acts of serious misconduct that disrupt the school environment in the classroom and/or school
- Hazing, which means any intentional, knowing, or reckless act directed against a student by one person alone or acting with others that endangers the mental or physical health or the safety of a student for the purpose of being initiated into, affiliating with, holding office in, or maintaining membership in any organization or general classification of students whose members are or include other students
- Assisting directly or indirectly with the promotion of any behavior prohibited by this Code of Student Conduct

Level III Procedures:

1. Referral to administrator by way of discipline card, with report sent to the parent
2. Administrator confers with student and parent about the misconduct. The student is given an opportunity to explain the incident. The administrator determines misconduct.
3. Administrator decides whether to suspend student or refer him or her to a DAEP. Written notice of the offenses and the action taken are given to the parent and teacher. If the student is referred to a DAEP, the parent shall be given a letter stating the reasons for the removal and setting the term of placement. The letter placing the student should state the term of placement in a specific number of days of successful attendance in the DAEP. The final day of placement shall extend to a natural transition point such as the end of a grading cycle, a semester, or the school year. Students under the age of 6 may not be placed in a DAEP.
4. If the referral to a DAEP extends beyond the end of the next grading period or the end of the school year, the rules contained in the procedures section of this Code on page 14 for a long-term removal to a DAEP will be followed.
5. Repeated violations shall result in a more severe response and/or referral to Level IV.

Level IV: Required Removal to a Disciplinary Alternative Education Program

A student shall be removed from the classroom and placed in or referred to a DAEP by the campus administrator when the student engages in any conduct listed under Level IV of the Code of Student Conduct. Placements may not generally exceed one year, unless after review it is determined that the student is a threat to the safety of other students or a threat to district employees and it is determined that placement is in the best interest of the student. Additionally, there is no limitation on the length of placement of a student in a DAEP if it is determined that the student engaged in sexual assault or aggravated sexual assault against another student.

Level IV Acts of Misconduct Include Such Behavior as:	Disciplinary Options/Responses:
<ul style="list-style-type: none"> • Felony conduct. There are three instances of felony conduct for which a student must be referred to a DAEP. The placement made in accordance with this section shall be for any period considered necessary on the basis of the circumstances and facts known; however, the student shall still receive a review of the placement at intervals not to exceed 120 days. The circumstances include: <ul style="list-style-type: none"> ○ Engaging in any conduct punishable as a felony on campus, at a school-related function or activity, or within 300 feet of the school property line ○ While enrolled in HISD and regardless of the location of the offense, receiving deferred prosecution or a finding by a court or jury of delinquent conduct under the Family Code, or the reasonable belief of the principal that the student has committed a felony under Title 5 of the Penal Code, which includes criminal homicide; murder; capital murder; manslaughter; criminally negligent homicide; false imprisonment; kidnapping; aggravated kidnapping; indecency with a child; sexual assault; aggravated sexual assault; injury to a child, elderly individual, or disabled individual; abandoning or endangering a child; deadly conduct; terroristic threat; aiding suicide; or tampering with a consumer product, regardless of where the offense occurs. ○ Engaging in any conduct punishable as a felony other than one defined in Title 5 of the Penal Code that occurs more than 300 feet from the campus and is not related to a school-based activity or function if the principal reasonably believes that the student has engaged in such felony and the principal also determines that the continued presence of the student in the regular classroom threatens the safety of other students or teachers or will be detrimental to the educational process • Level IV misconduct also includes a finding that the student has engaged in the following 	<ul style="list-style-type: none"> • The terms of a placement in a Disciplinary Alternative Education Program (DAEP) under this required placement section, as well as under Level III, prohibit the student from attending or participating in any school activities. Special Education students may be placed in a DAEP strictly in accordance with the procedures for discipline of Special Education students contained on page 24. Special Education students may not be placed in a DAEP unless the Admission, Review, and Dismissal

<p>conduct on a school campus, at a school-related activity, or within 300 feet of school property:</p> <ul style="list-style-type: none"> • Engaging in assault, which is defined as intentionally, knowingly, or recklessly causing bodily injury to another and which may include causing bodily injury by recklessly or intentionally pointing a laser pointer or laser pen at another student or a staff member (Section 22.01(a)(1) and Section 1.07(a)(8), Penal Code) <ul style="list-style-type: none"> ○ Selling, giving, delivering to another person, possessing, using, or being under the influence of marijuana, a controlled drug, or other controlled substances (Chapter 481, Health and Safety Code, or 21 U.S.C. Section 801 et seq.), unless punishable as a felony ○ Selling, giving, delivering to another person, possessing, using, or being under the influence of a dangerous drug (Chapter 483, Health and Safety Code), unless punishable as a felony ○ Possessing, using, or being under the influence of alcohol ○ Selling, giving, or delivering an alcoholic beverage to another person ○ Committing a serious act or offense while under the influence of alcohol ○ Engaging in conduct that contains the elements of an offense relating to an abusable volatile chemical or possession, delivery to a minor, or possession of paraphernalia used with volatile chemicals (Sections 485.031 through 485.034, Health and Safety Code) ○ Engaging in conduct that contains elements of the offense of public lewdness or indecent exposure, defined to include offenses against chastity, common decency, morals, and the like (Sections 21.07 and 21.08, Penal Code) ○ Felony stealing/theft of computer equipment or any other property in an amount greater than \$75 ○ Burglary of an HISD facility ○ Defacing of school property with graffiti or other means that results in a loss or destruction to property in an amount less than \$20,000 (Section 28.08, Penal Code) • Level IV misconduct also includes a finding that the student engaged in the following conduct on school property or at a school-sponsored or school-related activity: <ul style="list-style-type: none"> ○ Knowingly making a false report against a staff member that is later determined to be unsubstantiated at the conclusion of any investigation initiated as a result of the report ○ Engaging in assault not involving bodily injury, which is defined as intentionally or knowingly causing physical contact with another when the person knows or should reasonably believe that the other will regard the contact as offensive or provocative (Section 22.01 (a)(3), Penal Code) ○ Participation in an illegal organization such as a fraternity, sorority, secret society, gang, cult, or other criminal combination prohibited by law that is defined as an organization composed at least in part of students and that seeks to perpetuate itself by recruiting members from the students enrolled in school on the basis of the decision of its membership rather than on the free choice of a student in the school who is qualified by the rules of the school to fill the special aims of the organization (Section 37.121, Texas Education Code). Participation includes indirect participation such as recruiting and indirect guidance or leadership of the activities of gangs, cults, secret societies, and fraternities and sororities. ○ Repeated possession of ammunition or bullets ○ Possession of BB guns, pellet guns, or air rifles ○ Possession of electric stun guns or other protective devices designed to administer an electric shock ○ Possession of replicas of guns that are sufficiently similar in appearance to a real gun such that, if pointed at or shown to another person, a reasonable person may 	<p>(ARD) Committee determines that it is educationally appropriate and that the student has engaged in conduct for which referral to a DAEP is authorized.</p>
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<ul style="list-style-type: none"> ○ believe the student to be in possession of a firearm ○ Possession of drug paraphernalia ○ Use of computers or any other means to access and to tamper with HISD records, to include grade books or any other public school records or any other records of a school-related activity maintained by HISD (Sec. 37.10, Penal Code) ○ "Hacking" or breach of computer security or unauthorized access to HISD computer systems that results in loss or damage in an amount greater than \$1,500. A finding that the student accessed an HISD computer system constitutes a finding that the conduct occurred on school property or at a school-sponsored or school-related activity (Sections 33.02 and 33.03, Penal Code). ● Level IV additionally includes the following, regardless of whether the offense occurs on school property or at a school-sponsored or school-related activity: <ul style="list-style-type: none"> ○ Conduct involving a public school that contains the elements of the offense of false alarm or report (Section 42.06, Penal Code) or terroristic threat (Section 22.07, Penal Code). ● Terroristic threat is defined as threatening to commit violence or harm to any person or property with intent to cause an emergency response or that places any person in fear of imminent serious bodily injury; or interrupting the occupation or use of a building, room, place of assembly, or place to which the public has access by threats of violence or other means, or causing impairment or interruption of public communications; public transportation; the public water, gas, or power supply; or other public service (Section 22.07, Penal Code) <ul style="list-style-type: none"> ○ Making a "hit list," in which a student makes a list of people to be harmed by means of a firearm, a knife, or any other object to be used with the intent to cause bodily harm ○ Engaging in the offense of retaliation under Section 36.06, Penal Code, against any school employee by engaging in conduct such as intentionally or knowingly threatening to harm another by an unlawful act in retaliation for that person's performance of his or her official duties, unless the student engages in conduct punishable as a felony in retaliation against a person, in which case the student may be expelled under Level V. 	
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Level IV Procedures:

1. Referral to administrator by way of written report not to exceed one page in length, with report sent to the parent. If appropriate, there will be an investigation by the HISD Police Department. A police report is required if the student's conduct is a criminal offense. If the student is transported by the police, the parent should ordinarily be notified within one hour.
2. Administrator confers with student and parent about the student's misconduct. The student is given an opportunity to explain his or her version of the incident. The administrator determines the resulting disciplinary action. If the student withdraws from the district prior to the imposition of placement in a DAEP, the administrator may proceed with determining an appropriate punishment for the offense. If the student enrolls in the district during the same year or subsequent school years, the district may order the enforcement of the order at that time except for any period of the placement that has been served by the student in HISD or in another school district. A principal may, but is not required to, remove a student to a DAEP for off-campus conduct for which removal is required if the administrator does not learn of the conduct before the first anniversary of the date the conduct occurred.
3. Administrator determines whether the student engaged in Level IV misconduct. If the administrator determines the student engaged in a Level IV offense, the administrator must determine the length of placement in the DAEP. When the student is placed in a DAEP, the parent shall be given a letter stating

the reasons for the placement and setting the term. In determining the length of the placement, the administrator shall consider such factors as seriousness of the offense, student's age, frequency of misconduct, student's attitude, potential effect of the misconduct on the school environment, state law requirements for certain disciplinary consequences; and whether the facts of the case warrant consideration of self-defense as a mitigating factor in the assessment of any punishment. The letter placing the student should state the term of placement in a specific number of days of successful attendance in the DAEP. The final day of placement shall extend to a natural transition point such as the end of a grading cycle, a semester, or the school year. Students under the age of 6 may not be removed from class and placed in a DAEP.

4. If the student's placement in a DAEP is greater than 60 days or extends beyond the end of the next grading period, whichever is earlier, the student's parent or guardian is entitled to notice and opportunity to participate in a proceeding before the elementary-, middle-, or high-school chief schools officer, or his or her designee, who shall be the designee of the school board (see p. 15).
5. Before a student may be placed in a DAEP for a period that extends beyond the end of the school year, the principal must determine that:
 - the student's presence in the regular classroom program or at the home school presents a danger of physical harm to the student or other individuals; or
 - the student has engaged in serious or persistent misbehavior that violates the district's *Code of Student Conduct*.

A finding that a student has engaged in any conduct listed under Level IV or Level V constitutes a finding that the student has engaged in serious misbehavior. An administrator may also find, on the basis of the facts and circumstances of the case, that a Level III offense constitutes a serious offense.

6. The curriculum of the DAEP shall consist of English/language arts, mathematics, science, history, and self-discipline and shall provide for the student's behavioral needs through supervision and counseling. The student shall be allowed to complete any course in which the student was enrolled at the time the student was removed to the DAEP or a course needed to meet a high-school graduation requirement prior to the beginning of the next school year.
7. After being placed at the DAEP, the DAEP will review each student's progress, including conduct, at intervals not to exceed 120 days. This ongoing progress monitoring shall be conducted by way of grade reporting, parent/student conferences, grade-book reviews, reviews of graduation plans, review of individualized discipline management plans, and/or formal assessments.
8. Upon guardian, non-minor student, or home-school request, a review may be conducted prior to the completion of the DAEP assignment, but not before the successful completion of one grading cycle at the DAEP. The board's designee shall make reasonable efforts to invite the parent or guardian to the review. If, after reasonable efforts to include the parent or guardian in the meeting have been made, he or she is unable to attend, the board's designee may proceed with the meeting in his or her absence. In this review, the student, the student's parent or guardian, and/or the home-school staff will be given the opportunity to present arguments for the student's return to the regular campus. This review will be conducted by the board's designee and may include input from representatives from HISD and the DAEP, parents, and representation from the sending/receiving school. The board's designee shall make reasonable efforts to solicit input from all interested parties. After reasonable efforts to contact all interested parties have been made, the board's designee may proceed with the review. After assessing the student's academic, discipline, and attendance progress and reviewing all input, those in attendance may decide that the student: (1) remain in the DAEP; (2) be removed from the DAEP and placed in a nondisciplinary alternative educational program to more appropriately address the student's needs; or (3) return to the sending campus or the campus to which the student is presently zoned. Within three business days from the date of the determination, the decision will be communicated to all interested parties. In the case of students with disabilities, an ARD Committee will make this determination.

9. Within two business days after the date a hearing is held in which a student is placed in a DAEP under this section, the principal shall send a copy of the order placing the student in a DAEP to the parent and shall forward a copy to school administration, which shall forward the required information to the authorized officer of the juvenile court.
10. Any student assigned to the DAEP for a period of 90 school days or more shall be administered an assessment instrument designed to assess at least a student's basic skills in reading and mathematics. The instrument shall be administered initially on placement of the student in the DAEP, and again on the date of the student's departure from the DAEP, or as near that date as possible.

Level V: Expulsion for Serious Offenses

Level V acts of misconduct include serious misbehavior and/or illegal acts that threaten to impair the educational efficiency of the school and/or that most seriously disrupt the orderly educational process in the classroom and/or the school. Under state law, students may be expelled for any violation listed under this section. Expulsion may occur if the Level V act of misbehavior occurs on school property or at a school-sponsored or school-related activity on or off of school property. Expulsion means removal of a student from school for more than three consecutive school days but not longer than one calendar year.

Level V Acts of Misconduct Include the Following Acts That May Result in Optional or Required Expulsion:

OPTIONAL EXPULSION - A student may be expelled from the Houston Independent School District and placed in the Harris County Juvenile Justice Alternative Education Program or, if not expelled, shall be referred to a DAEP under Level IV for engaging in the following misconduct while on school property, within 300 feet of school property, or while attending a school-sponsored or school-related activity on or off of school property. For an in-depth overview on Level V, please visit the HISD website.