



STUDENT CODE OF CONDUCT PROCEDURE (STS-P009)

Clarksville-Montgomery County School System

1.0 SCOPE:

- 1.1 This procedure outlines the process for annually reviewing the Student Code of Conduct.

The online version of this procedure is official. Therefore, all printed versions of this document are unofficial copies.

2.0 RESPONSIBILITY:

- 2.1 Chief of Staff (COS)
- 2.2 Chief Academic Officer (CAO)
- 2.3 Internal Code of Conduct Committee (ICCC)
- 2.4 External Code of Conduct Committee(s) (ECCC)

3.0 APPROVAL AUTHORITY:

- 3.1 Director of Schools
- 3.2 School Board

4.0 DEFINITIONS:

- 4.1 CMCSS: Clarksville Montgomery County School System

5.0 PROCEDURE:

- 5.1 School Board approves the Student Code of Conduct no later than June 15 for the following school year.
- 5.2 The CAO and COS, working with any appointed designees throughout the review, will complete Student Code of Conduct review no later than May 15.
- 5.3 COS or designee develops an ICCC to seek recommendations for formulating the behavior and discipline codes in accordance with T.C.A. §49-6-4002(c).
 - 5.3.1 The ICCC shall be comprised of the following stakeholder types:
 - 5.3.1.1 School administrator
 - 5.3.1.2 Teacher
 - 5.3.1.3 Classified staff
 - 5.3.1.4 Legal counsel
 - 5.3.1.5 School board
 - 5.3.1.6 Student Advisory
 - 5.3.2 The COS or designee shall keep a record of:



STUDENT CODE OF CONDUCT PROCEDURE (STS-P009)

Clarksville-Montgomery County School System

- 5.3.2.1 members of the ICCC
- 5.3.2.2 date, time, and location of committee meetings
- 5.3.2.3 minutes from the meeting(s) to include attendance
- 5.4 COS or designee develops a single ECCC or multiple ECCCs to seek recommendations for formulating the behavior and discipline codes in accordance with T.C.A. §49-6-4002 (c).
 - 5.4.1 The ECCC or ECCCs shall be comprised of the following stakeholder types:
 - 5.4.1.1 Parent
 - 5.4.1.2 Law enforcement personnel
 - 5.4.1.3 Other youth-related agencies in the community
 - 5.4.1.4 The COS or designee may utilize existing stakeholder communications or advisory groups as ECCCs.
 - 5.4.2 The COS or designee shall keep a record of:
 - 5.4.2.1 members of the ECCC or ECCCs
 - 5.4.2.2 date, time, and location of committee meetings
 - 5.4.2.3 minutes from the meeting(s) to include attendance
- 5.5 In accordance with T.C.A. §49-6-4003, the CMCSS Student Code of Conduct shall:
 - 5.5.1 contain the type of behavior expected from each student, the consequences of failure to obey standards, and the importance of the standards to the maintenance of a safe learning environment where orderly learning is possible and encouraged. The code shall address the following topics:
 - 5.5.1.1 language used by students
 - 5.5.1.2 respect for all school employees
 - 5.5.1.3 fighting
 - 5.5.1.4 threats
 - 5.5.1.5 weapons on school property or at school functions
 - 5.5.1.6 damage to the property or person of others
 - 5.5.1.7 misuse or destruction of school property



STUDENT CODE OF CONDUCT PROCEDURE (STS-P009)

Clarksville-Montgomery County School System

- 5.5.1.8 drug or alcohol abuse
- 5.5.1.9 the sale or distribution of drugs or alcohol
- 5.5.1.10 student conduct on school property
- 5.5.1.11 conduct in classes and on school buses
- 5.5.1.12 other subjects that the local governing body chooses to include
- 5.5.2 state that a teacher, principal, school employee or school bus driver may use reasonable force in compliance with T.C.A. §49-6-4107
- 5.6 The COS or designee and all committee members involved in the development of the Student Code of Conduct shall review at a minimum the following Tennessee State Codes and regulations to assure the Student Code of Conduct is in compliance with laws, rules, and regulations relating to school discipline.
 - 5.6.1 List of Tennessee State Codes:
 - Title 10. Public Libraries, Archives and Records**
 - Chapter 7. Public Records**
 - Part 5. Miscellaneous Provisions**
 - 10-7-504. Confidential records – Exceptions
 - Title 37. Juveniles**
 - Chapter 1. Juvenile Courts and Proceedings**
 - Part 1. General Provisions**
 - 37-1-131. Delinquent child - Disposition - Restitution
 - 37-1-154. Law enforcement records - Inspection limited - Exceptions for certain violent offenders
 - Title 39. Criminal Offenses**
 - Chapter 13. Offenses Against Person**
 - Part 1. Assaultive Offenses**
 - 39-13-114. Communicating a threat concerning a school employee
 - Chapter 17. Offenses Against Public Health, Safety and Welfare**
 - Part 3. Disorderly Conduct and Riots**
 - 39-17-308. Harassment
 - Part 13. Weapons**
 - 39-17-1309. Carrying weapons on school property
 - Title 49. Education**
 - Chapter 1. State Administration**
 - Part 2. Department of Education**
 - 49-1-214. Safe schools - Advisory guidelines
 - Part 5. Dropout Prevention**
 - 49-1-520. Tennessee model dropout prevention program



STUDENT CODE OF CONDUCT PROCEDURE (STS-P009)

Clarksville-Montgomery County School System

Chapter 2. Local Administration

Part 1. General Provisions

49-2-116. School safety zones

49-2-120. Prohibition against hazing

Part 2. Boards of Education

49-2-203. Duties and powers

Chapter 6. Elementary and Secondary Education

Part 8. Schools Against Violence in Education (SAVE) Act

49-6-812. Consistency with harassment and bullying policies

49-6-815. People permitted to possess and carry a firearm on school grounds

Part 19. Suicide Prevention

49-6-1901. Training for teachers and principals

49-6-1902. Adoption of policies -- Establishment of model policy

49-6-1903. Cause of action -- Imposition of duty of care

Part 30. Attendance

49-6-3001. School age -- Entrance -- Attendance -- Withdrawal

49-6-3006. Attendance teachers

49-6-3007. Attendance and truancy reports - Enforcement of compulsory attendance

49-6-3008. Truancy - Inspections and investigations

49-6-3009. Penalty for violations - Alternative to prosecution - Truancy

49-6-3012. Truancy schools

49-6-3051. Parental or guardian notice to school of child's criminal offenses - List of goals - Confidentiality - Violations and penalties

Part 34. Suspension of Students

49-6-3401. Suspension of students - Expulsion of students -- Exception for self-defense

49-6-3402. Alternative schools for suspended or expelled students - Mandated attendance

49-6-3405. Alternative school success

Part 40. Behavior and Discipline Codes

49-6-4001. Short title

49-6-4002. Formulation and administration of behavior and discipline codes

49-6-4003. Code contents

49-6-4005. Different codes for different classes of schools

49-6-4006. Civil liability

49-6-4007. Code distribution and posting

49-6-4008. Policy regarding teacher's ability to relocate student for safety reasons

49-6-4009. Student discipline code to include provision prohibiting indecent clothing

Part 41. School Discipline Act

49-6-4101. Short title

49-6-4102. Students accountable for conduct

49-6-4103. Corporal punishment

49-6-4104. Rules and regulations

49-6-4105. Arrest and prosecution for injury to student

49-6-4106. Disciplinary referrals



STUDENT CODE OF CONDUCT PROCEDURE (STS-P009)

Clarksville-Montgomery County School System

49-6-4107. Use of reasonable force

Part 42. School Security Act of 1981

49-6-4201. Short title

49-6-4202. Part definitions

49-6-4203. Legislative intent

49-6-4204. Search of lockers, vehicles, and other property

49-6-4205. Search of students

49-6-4207. Use of metal detectors

49-6-4208. Use of animals

49-6-4209. Report of reasonable suspicion by principal to law enforcement officer

49-6-4210. Disposal of contraband

49-6-4211. Defense of school personnel by LEA -- Indemnity

49-6-4212. Training program for school principals - Notice of policies to parents and students

49-6-4213. Testing of students for drugs - Referral information and assistance for students testing positive

49-6-4214. Possession of pagers by students

49-6-4215. Activities of criminal gangs on school property - Promulgation of rules and regulations

49-6-4216. School policies and procedures - Contents - Notice to students and parents

49-6-4217. Employment standards for school resource officers

49-6-4219. Policy regulating use of electronic control devices

Part 43. Reporting Student Offenses

49-6-4301. School officials to report student offenses

49-6-4302. Tennessee school safety center

Part 44. Special School Districts - School Discipline

49-6-4401. Students accountable for conduct

49-6-4402. Corporal punishment

49-6-4403. Rules and regulations

49-6-4404. Physical examination of student - Student's remedies

Part 45. Harassment, Intimidation, Bullying and Cyber-Bullying

49-6-4501. Legislative findings -- Safety and civility

49-6-4502. Part definitions

49-6-4503. Adoption of policy prohibiting harassment, intimidation, bullying or cyber-bullying by the school district

49-6-4504. Adoption of policy prohibiting harassment, intimidation, bullying or cyber-bullying by LEA

49-6-4505. Reprisal or retaliation prohibited -- Reporting harassment, intimidation, bullying or cyber-bullying -- Immunity from damages

49-6-4506. Task forces, programs or other initiatives

Chapter 10. Special Education

Part 13. Special Education Behavioral Supports Act

49-10-1301. Short title

49-10-1302. Purpose of part

49-10-1303. Part definitions

49-10-1304. Isolation or restraint of student -- Reports and record

49-10-1305. Restrictions on administration of, or use of, isolation or restraint



STUDENT CODE OF CONDUCT PROCEDURE (STS-P009)

Clarksville-Montgomery County School System

- 49-10-1306. Promulgation of rules and regulations
- 49-10-1307. Training and reporting on the use of restraint and isolation

Chapter 50. Miscellaneous

Part 15. Educational Records as Evidence Act

- 49-50-1501. Short title
- 49-50-1502. Part definitions
- 49-50-1503. Subpoena duces tecum service and filing
- 49-50-1504. Production of subpoenaed records
- 49-50-1505. Unsealing subpoenaed records – Duties of custodian and issuing attorney
- 49-50-1506. Custodian affidavit – Costs
- 49-50-1507. Evidentiary value of record copies and affidavits
- 49-50-1508. Requiring personal attendance of custodian – Costs
- 49-50-1509. Substitution and preparation of record copies

5.6.2 List of Tennessee regulations:

Chapter 0520. Education

Chapter 01. State Board of Education Rules, Regulations and Minimum Standards for the Operation of the Public School System

Chapter 0520-01-02. Administrative rules and regulations

- 0520-01-02-.09. Alternative Schools
- 0520-01-02-.16. Reporting Attendance Relative to Disciplinary Actions

Chapter 0520-01-09. Special Education Programs and Services

- 0520-01-09-.23. Isolation and restraint for students receiving special education services

Chapter 12. Department of Education Office of the Commissioner

Chapter 0520-12-01. Standards for Infant/Toddler, Preschool and School-Age Extended Care Programs

- 0520-12-01-.14. Care of children with special needs

6.0 ASSOCIATED DOCUMENTS:

- 6.1 CMCSS Student Code of Conduct ([STS-M001](#))

7.0 REVISION HISTORY:

<u>Date:</u>	<u>Rev.</u>	<u>Description of Revision:</u>
3/27/18		Initial Release
10/15/18	A	Changed CAO to COS throughout. Added 5.3.1.6.
12/2/21	B	Added CAO back as an additional responsible party for the Code of Conduct Review. Included “or designee” in sections specified for the Chief of Staff to reflect current practice.



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