
Note: This policy addresses bullying of District students. **FOR PURPOSES OF THIS POLICY, THE TERM BULLYING INCLUDES CYBERBULLYING.**

For provisions regarding discrimination and harassment involving District students, see FFH. Note that FFI shall be used in conjunction with FFH for certain prohibited conduct. For reporting requirements related to child abuse and neglect, see FFG.

BULLYING
PROHIBITED

The District prohibits bullying, **INCLUDING CYBERBULLYING** as defined by ~~this policy~~ **STATE LAW**. Retaliation against anyone involved in the complaint process is a violation of District policy and is prohibited.

~~DEFINITION~~

~~Bullying occurs when a student, group of students, or a District employee engages in written or verbal expression, expression through electronic means, or physical conduct that occurs on school property, at a school-sponsored or school-related activity, or in a vehicle operated by the District and that:~~

- ~~1. Has the effect or will have the effect of physically harming a student, damaging a student's property, or placing a student in reasonable fear of harm to the student's person or of damage to the student's property; or~~
- ~~2. Is sufficiently severe, persistent, and pervasive enough that the action or threat creates an intimidating, threatening, or abusive educational environment for a student.~~

~~This conduct is considered bullying if it:~~

- ~~1. Exploits an imbalance of power between the student or employee perpetrator and the student victim through written (in any format) or verbal expression or physical conduct; and~~
- ~~2. Interferes with a student's education or substantially disrupts the operation of a school.~~

EXAMPLES

Bullying of a student **COULD OCCUR BY PHYSICAL CONTACT OR THROUGH ELECTRONIC MEANS AND** may include hazing, threats, taunting, teasing, confinement, assault, demands for money, destruction of property, theft of valued possessions, name-calling, rumor spreading, or ostracism.

RETALIATION

The District prohibits retaliation by a student or District employee against any person who in good faith makes a report of bullying, serves as a witness, or participates in an investigation.

STUDENT WELFARE
FREEDOM FROM BULLYING

FFI
(LOCAL)

EXAMPLES	Examples of retaliation may include threats, rumor spreading, ostracism, assault, destruction of property, unjustified punishments, or unwarranted grade reductions. Unlawful retaliation does not include petty slights or annoyances.
FALSE CLAIM	A student who intentionally makes a false claim, offers false statements, or refuses to cooperate with a District investigation regarding bullying shall be subject to appropriate disciplinary action.
TIMELY REPORTING	Reports of bullying shall be made as soon as possible after the alleged act or knowledge of the alleged act. A failure to immediately report may impair the District's ability to investigate and address the prohibited conduct.
REPORTING PROCEDURES	To obtain assistance and intervention, any student who believes that he or she has experienced bullying or believes that another student has experienced bullying should immediately report the alleged acts to a teacher, SCHOOL counselor, principal, or other District employee. THE SUPERINTENDENT SHALL DEVELOP PROCEDURES ALLOWING A STUDENT TO ANONYMOUSLY REPORT AN ALLEGED INCIDENT OF BULLYING.
STUDENT REPORT	
EMPLOYEE REPORT	Any District employee who suspects or receives notice that a student or group of students has or may have experienced bullying shall immediately notify the principal or designee.
REPORT FORMAT	A report may be made orally or in writing. The principal or designee shall transcribe any oral reports to written form.
NOTICE OF REPORT	WHEN AN ALLEGATION OF BULLYING IS REPORTED, THE PRINCIPAL OR DESIGNEE SHALL NOTIFY A PARENT OF THE ALLEGED VICTIM ON OR BEFORE THE THIRD BUSINESS DAY AFTER THE INCIDENT IS REPORTED. THE PRINCIPAL OR DESIGNEE SHALL ALSO NOTIFY A PARENT OF THE STUDENT ALLEGED TO HAVE ENGAGED IN THE CONDUCT WITHIN A REASONABLE AMOUNT OF TIME AFTER THE INCIDENT IS REPORTED.
PROHIBITED CONDUCT	The principal or designee shall determine whether the allegations in the report, if proven, would constitute prohibited conduct as defined by policy FFH, including dating violence and harassment or discrimination on the basis of race, color, religion, sex, gender, national origin, disability, age, gender stereotyping, and perceived sexuality, perceived or actual sexual orientation, gender identity, AND or gender expression. If so, the District shall proceed under policy FFH. If the allegations could constitute both prohibited conduct and bullying, the investigation under FFH shall include a determination on each type of conduct.

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INVESTIGATION OF REPORT	The principal or designee shall conduct an appropriate investigation based on the allegations in the report. The principal or designee shall promptly take interim action calculated to prevent bullying during the course of an investigation, if appropriate.
CONCLUDING THE INVESTIGATION	<p>Absent extenuating circumstances, the investigation should be completed within ten District business days from the date of the initial report alleging bullying; however, the principal or designee shall take additional time if necessary to complete a thorough investigation.</p> <p>The principal or designee shall prepare a final, written report of the investigation. The report shall include a determination of whether bullying occurred, and if so, whether the victim used reasonable self-defense. A copy of the report shall be sent to the Superintendent or designee.</p>
NOTICE TO PARENTS	If an incident of bullying is confirmed, the principal or designee shall promptly notify the parents of the victim and of the student who engaged in bullying.
DISTRICT ACTION BULLYING	If the results of an investigation indicate that bullying occurred, the District shall promptly respond by taking appropriate disciplinary action in accordance with the District's Student Code of Conduct or applicable District policy and may take corrective action reasonably calculated to address the conduct. THE DISTRICT MAY NOTIFY LAW ENFORCEMENT IN CERTAIN CIRCUMSTANCES.
DISCIPLINE	<p>A student who is a victim of bullying and who used reasonable self-defense in response to the bullying shall not be subject to disciplinary action.</p> <p>The discipline of a student with a disability is subject to applicable state and federal law in addition to the Student Code of Conduct.</p>
CORRECTIVE ACTION	Examples of corrective action may include a training program for the individuals involved in the complaint; a comprehensive education program for the school community; follow-up inquiries to determine WHETHER any new incidents or any instances of retaliation have occurred; involving employees, parents, and students in efforts to identify problems and improve the school climate; increasing staff monitoring of areas where bullying has occurred; and reaffirming the District's policy against bullying.
TRANSFERS	The principal or designee shall refer to policy FDB for transfer provisions.
COUNSELING	The principal or designee shall notify the victim, the student who engaged in bullying, and any students who witnessed the bullying of available counseling options.

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IMPROPER CONDUCT	If the investigation reveals improper conduct that did not rise to the level of prohibited conduct or bullying, the District may take action in accordance with the Student Code of Conduct, applicable District policy, or any other appropriate corrective action.
CONFIDENTIALITY	To the greatest extent possible, the District shall respect the privacy of the complainant, persons against whom a report is filed, and witnesses. Limited disclosures may be necessary in order to conduct a thorough investigation.
APPEAL	A student who is disciplined in accordance with the District's Student Code of Conduct may appeal pursuant to the Student Code of Conduct. Any other student who is dissatisfied with the outcome of the investigation may appeal through FNG(LOCAL), beginning at the appropriate level.
RECORDS RETENTION	Retention of records shall be in accordance with CPC(LOCAL).
ACCESS TO POLICY AND PROCEDURES	This policy and any accompanying procedures shall be distributed annually in the employee and student handbooks. Copies of the policy and procedures shall be posted on the District's WEBSITE Web site , to the extent practicable, and shall be readily available at each campus and the District's administrative offices.