
PROHIBITION OF HARASSMENT, INTIMIDATION, AND BULLYING

The ~~board~~ Woodland School District is committed to a safe and civil educational environment for all students, ~~employees,~~ parents/legal guardians, ~~employees,~~ volunteers, and community members that is free from harassment, intimidation, or bullying.

Definitions

“Harassment, intimidation, or bullying” means any ~~intentionally~~ intentional written message or image ~~including those that are electronically transmitted~~ verbal act, or physical act, including but not limited to one shown to be motivated by race, color, ~~religion,~~ ancestry, national origin, religion, creed, gender, sexual orientation ~~including,~~ gender expression or identity, age, veteran or military status, mental or physical disability, or other distinguishing characteristics, when ~~an~~ the message or act:

1. Physically harms a student or damages the student’s property;
2. Has the effect of substantially interfering with a student’s education;
3. Is so severe, persistent, or pervasive that it creates an intimidating or threatening educational environment; or
4. Has the effect of substantially disrupting the orderly operation of the school.

“Other distinguishing characteristics” can include, but are not limited to: physical appearance, clothing or other apparel, socioeconomic status, weight, and marital status. Nothing in this section requires the affected student to actually possess a characteristic that is a basis for the harassment, intimidation, or bullying.

~~“Other distinguishing characteristics” can include but are not limited to physical appearance, clothing or other apparel, socioeconomic status and weight.~~

~~“Intentional acts” refers to the individual’s choice to engage in the act rather than the ultimate impact of the action(s).~~

Behaviors/Expressions

Harassment, intimidation, or bullying can take many forms, including, but not limited to: slurs, rumors, jokes, innuendoes, demeaning comments, drawings, cartoons, pranks, gestures, physical attacks, threats, or other written, oral, or physical ~~or electronically transmitted messages or images~~ actions.

Conduct that is “substantially interfering with a student’s education” will be determined by considering a targeted student’s grades, attendance, demeanor, interaction with peers, participation in activities, and other indicators.

“Intentional acts” refers to the individual’s choice to engage in the act, rather than the ultimate impact of the action(s).

Expression

This policy is not intended to prohibit expression of religious, philosophical, or political views, provided that the expression does not substantially disrupt the educational environment. Many behaviors that do not rise to the level of harassment, intimidation, or bullying may still be prohibited by other district policies and/or building, classroom, or program rules.

Training

This policy is a component of the district’s responsibility to create and maintain a safe, civil, respectful, and inclusive learning community and will be implemented in conjunction with ~~annual~~comprehensive training of students, staff, and volunteers.

Prevention

The district will provide students with strategies aimed at preventing harassment, intimidation, and bullying of students. In its efforts to train students, the district will seek partnerships with families, law enforcement, and other community ~~agencies~~organizations.

Interventions

Interventions are designed to remediate the impact on the targeted student(s) and others impacted by the violation, to change the behavior of the perpetrator, and to restore a positive school climate.

The district will consider the frequency of incidents, developmental age of the student, and severity of the conduct in determining intervention strategies. ~~Interventions~~Depending on the frequency and severity of the conduct, the district will range from respond to harassment, intimidation, or bullying with counseling, ~~correcting behavior and correction,~~ discipline, and/or referral to law enforcement ~~referrals~~.

~~Students with Individual Education Plans or Section 504 Plans~~

~~If allegations are proven that a student with an Individual Education Plan (IEP) or Section 504 Plan has been the target of harassment, intimidation or bullying, the school will convene the student’s IEP or Section 504 team to determine whether the incident had an impact on the student’s ability to receive a free, appropriate public education (FAPE). The meeting should occur regardless of whether the harassment, intimidation or bullying incident was based on the student’s disability. During the meeting, the team will evaluate issues such as the student’s academic performance, behavioral issues, attendance, and participation in extracurricular activities. If a determination is made that the student is not receiving a FAPE as a result of the harassment, intimidation or bullying incident, the district~~

~~will provide additional services and supports as deemed necessary, such as counseling, monitoring and/or reevaluation or revision of the student's IEP or Section 504 plan, to ensure the student receives a FAPE.~~

Retaliation/False Allegations

Retaliation is prohibited and will result in appropriate discipline. It is a violation of this policy to threaten or harm someone for reporting harassment, intimidation, or bullying.

It is also a violation of district policy to knowingly report false allegations of harassment, intimidation, ~~and/or~~ bullying. Students or employees will not be disciplined for making a report in good faith. However, persons found to knowingly report or corroborate false allegations will be subject to appropriate discipline.

Any employee who has witnessed or has reliable information that a student has been subjected to harassment, intimidation, or bullying/cyberbullying, whether written, verbal, or physical, will report such incident to an appropriate school official. Any student, parent/legal guardian, or volunteer is strongly encouraged to report such incident to an appropriate school official.

Compliance Officer

The superintendent will appoint a compliance officer as the primary district contact to receive copies of all formal and informal complaints and ensure policy implementation. The name and contact information for the compliance officer will be communicated throughout the district.

The superintendent ~~is authorized to direct the implementation of~~will develop procedures ~~addressing the elements of~~implementing this policy.

Cross-References:	Policy 2161	Special Education and Related
Students		Services for Eligible
	Policy 3200	Rights and Responsibilities
	Policy 3210	Nondiscrimination
	Policy 3240	Student Conduct
	Policy 3241	Classroom Management, Corrective
	Action	
	Policy 5011	Sexual Harassment
Legal Reference:		
	RCW 28A.300.285	Harassment, intimidation, and bullying

~~prevention policies and procedures~~
~~— Model policy and procedure —~~
~~Training materials — Posting on~~
~~web site — Rules — Advisory~~
~~committee Management~~

Resources:

~~Office for Civil Rights Dear Colleague Letter: Responding to Bullying of Students with Disabilities (OCR 10/21/2014)~~

~~————— *Policy News*, December 2014~~

~~————— *Policy News*, December 2010~~

~~————— *Policy News*, April 2008~~

~~————— *Policy News*, April 2002~~

<u>Cross reference:</u>	<u>3205</u>	<u>Sexual Harassment of Students Prohibited</u>
	<u>3210</u>	<u>Nondiscrimination</u>
	<u>3240</u>	<u>Student Conduct Expectations and Reasonable Sanctions</u>
	<u>3241</u>	<u>Classroom Management, Discipline, and Corrective Action</u>
	<u>4220</u>	<u>Complaints Concerning Staff or Programs</u>
	<u>5010</u>	<u>Nondiscrimination and Affirmative Action</u>
	<u>5011</u>	<u>Sexual Harassment of District Employees</u>
<u>Legal reference:</u>	<u>RCW 28A.300.285</u>	<u>Harassment, intimidation, and bullying prevention policies and Procedures—Model policy and procedure—Training materials—Posting on web site—Rules—Advisory committee RCW 28A.600.480—Reporting of harassment, intimidation, or bullying—Retaliation prohibited—Immunity</u>
	<u>RCW 9A.36.080</u>	<u>Malicious harassment—Definition and criminal penalty</u>
	<u>Chapter 28A.640 RCW</u>	<u>Sexual Equality</u>
	<u>Chapter 28A.642 RCW</u>	<u>Discrimination Prohibition</u>
	<u>Chapter 392-190 WAC</u>	<u>Equal Educational Opportunity—Unlawful Discrimination Prohibited</u>
	<u>Chapter 49.60 RCW</u>	<u>Discrimination—Human Rights Commission</u>
	<u>42 U.S.C. §§ 12101</u>	<u>Americans with Disabilities Act</u>
	<u>Section 504 of the Rehabilitation Act of 1973 (34 C.F.R. Part 104)</u>	
	<u>Office of Superintendent of Public Instruction, Prohibiting Discrimination in Washington Public Schools, dated February 2012</u>	

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~~Woodland School District #404~~