

POLICY 5437
THREATS/ASSAULTS

Students are prohibited from engaging in any of the following actions:

1. fighting with, physically assaulting or threatening (through verbal, written, electronic, or other forms of communication) other students;
2. sexually assaulting (as defined under state law) other students or District employees;
3. threatening (through verbal, written, electronic, or other forms of communication) District employees, including but not limited to the making of death threats;
4. physically assaulting District employees;
5. knowingly conveying (through verbal, written, electronic or other forms of communication) any threat or false information concerning an attempt or alleged attempt being made or to be made to destroy any school property by means of explosives;
6. extortion of District employees or students.

Students violating this policy may be referred to law enforcement for prosecution under applicable laws and/or subject to school disciplinary action as specified under Rule 5437.

LEGAL REF.: Wisconsin Statutes Chapters 940, 943, and 948

Wisconsin Statutes Sections:

48.981

120.13(1)

895.035

947.015

CROSS REF.	5111	Bullying/Harassment/Hate
	5430	Student Conduct and Discipline
	5436	Weapons
	5436.1	Fires, Fire Alarms, Explosives, Firecrackers, and Spray Devices
	5473	Suspension
	5474	Student Expulsion
	5475	Students with Disabilities

ADMINISTRATIVE REGULATIONS: None

REVISED: May 25, 1999
November 15, 2016

RULE 5437
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1. **Fighting With, Physically Assaulting or Threatening Other Students**
Students involved in fighting, physically assaulting or threatening (through verbal, written, electronic, or other forms of communication) other students may face disciplinary action, suspension and/or referral to the Administrative Review Committee for expulsion consideration, depending upon the seriousness of the incident.
 - a. Student fights in any area of the school building or grounds must be reported immediately to the principal/designee. The student may be required to submit, in writing, the causes of the fight and possible solutions. If the fight was of a serious nature or if the fight is repeated, the student will be suspended and referral will be made to the Administrative Review Committee for expulsion consideration.
 - b. In the case of a death threat communicated verbally, in writing, electronically, or through other forms of communication, the student will be suspended and referred to the Administrative Review Committee for expulsion consideration and law enforcement officials will be notified.
 - c. Physical assault on another student will result in a suspension and possible referral to the Administrative Review Committee for expulsion consideration.
 - d. Depending on the seriousness of the offense, law enforcement officials may be notified. However, prosecution under state law and/or the settlement of a monetary reimbursement is the responsibility of the offended.
2. **Sexual Assault on Another Student or District Employee**
Students who sexually assault (as defined under state law) another student or District employee will be subject to disciplinary action, including immediate suspension and referral to the Administrative Review Committee for expulsion consideration. Children and Family Services and law enforcement officials will be notified.
3. **Threats Toward District Employees**
Students who threaten District employees (through verbal, written, electronic, or other forms of communication), including but not limited to the making of death threats, will be subject to immediate suspension and referral to the Administrative Review Committee for expulsion consideration. In the case of a death threat communicated verbally, in writing, electronically, or through other forms of communication, law enforcement officials will be notified. In the case of a threat other than a death threat, law enforcement officials may be notified depending on the seriousness of the offense.
4. **Physical Assault on District Employees**
Students who physically assault a District employee will be subject to immediate suspension and referral to the Administrative Review Committee for expulsion consideration. Law enforcement officials will be notified. e Criminal and/or civil action may also be taken by the school employee.
5. **Bomb Threats/Scares**
Students who knowingly convey (through verbal, written, electronic, or other forms of communication) any threat or false information concerning an attempt or alleged attempt being made or to be made to destroy any school property by means of explosives will be subject to immediate suspension and referral to the Administrative Review Committee for expulsion consideration. Law enforcement officials will be notified (Wis. Stat. §947.015 makes it a Class I Felony to intentionally

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convey or cause to be conveyed any threat or false information, knowing such to be false, concerning an attempt or alleged attempt being made or to be made to destroy any property by the means of explosives). Restitution will be expected from the parent/guardian and/or the student to the extent permitted under the law.

6. Extortion of District Employee or Another Student

A student practicing or attempting extortion of a District employee or another student will be subject to immediate suspension and referral to the Administrative Review Committee for expulsion consideration. Corrective action will be taken. Restitution will be expected from the parent/guardian and/or the student to the extent permitted under the law. Depending on the seriousness of the offense, law enforcement officials may be notified.

Students may be disciplined as provided under this Rule only if doing so is consistent with state and federal laws and regulations and established District policies, rules, and regulations, including but not limited to those pertaining to student conduct and discipline, suspension, expulsion, and discipline of students with disabilities.