

Virtual Discipline

General Guidance

- For a traditional ISD, see the Chapter 37 Discipline Chart Published online by TASB School Law eSource. This chart is designed to assist school officials in determining the appropriate disciplinary responses to student misconduct both on and off campus. The chart is based on the requirements of Texas Education Code chapter 37 and common provisions of districts' local student codes of conduct.
- For a campus-program charter school (Chapter 12, subchapter C) open-enrollment charter schools (Chapter 12, subchapter D), student codes of conduct are more flexible. These charters will want to refer to their own student codes of conduct for guidance on appropriate disciplinary responses to student misconduct both on and off campus.

Guidance from other states

- <https://www.keystoneschoolonline.com/terms-of-use.html>
 - **“Enforcement.** We may, but do not have to, review User Content, and investigate and/or act against you in our sole determination if you violate the Acceptable Use Policy below or your school’s student code of conduct or any other provision of these Terms or otherwise create liability for us or any person. **Such action may include 1) removing or changing your User Content, 2) restricting your Account, 3) reporting you to your school for violations of the school’s code of conduct and/or reporting you to law enforcement or other authorities.”**
- VirtualSchoolHandbook.docx
 - **“Violations of the Lakeview Student Network and Internet Access Agreement will be addressed by administration and may also include the notification of the St. Clair Shores Police Department. Depending upon the severity of the violation, administration will exercise discretion as to the consequence assigned to a student, which may include removal from the LVS seat-time waiver program. Violations of this policy may result in loss of credit for the assignment, unit, and /or course based upon the severity of the offense.”**

General Considerations

- From a progressive discipline framework perspective, teachers could consider restricting access to large group instruction and increasing individualized instruction for students that are unable to maintain appropriate conduct in the larger group setting. Beyond that, teachers could use tools to block students from projecting video to the group.
- LEAs and teachers should consider the software and programs they are selecting to engage with students virtually. Considerations should be made for overriding a user's ability to share screens, to mute user audio, and stop user video from being accessed by other participants.
- Additionally, LEAs and teachers should consider tools and software that allow the recording of sessions. Teachers should review LEA record storage requirements, and public information requests (PIR) guidelines.
- Within the context of student discipline, it’s important to review COVID guidance and resources related to virtual learning and considerations for trauma informed practices, mental health supports, and family supports.

Resources

- <https://locker.txssc.txstate.edu/00124f02c9e54ac4e06fe4095aa8d2d9>;
- [https://assets-global.website-files.com/5d3725188825e071f1670246/5e713cc6a814d74f2453520c_Responding%20to%20the%20Novel%20Coronavirus%20\(COVID-19\)%20Outbreak%20through%20PBIS.pdf](https://assets-global.website-files.com/5d3725188825e071f1670246/5e713cc6a814d74f2453520c_Responding%20to%20the%20Novel%20Coronavirus%20(COVID-19)%20Outbreak%20through%20PBIS.pdf);

- <https://sites.google.com/dallasisd.org/athomelearningplans/social-emotional-learninggifted-and-talentedadvanced-academicsavid/social-and-emotional-learning>
- Texas State University Guidance

Special Education/Free and Appropriate Public Education (FAPE) Considerations

- If an LEA determines that denial of access will be a step in progressive discipline for students, consider FAPE implications for students with disabilities. For example, should denial of access be in excess of 10 days for a student with a disability, additional steps are likely warranted. Refer to the IDEA discipline legal framework for additional guidance.

Dress Code

General Guidance

If the LEA or campus has an existing dress code, for continuity of the expectation that “school is school” regardless of the location, maintaining the existing dress code should be considered.

Guidance from other states

San Diego Virtual School enforces the same dress code as traditional brick and mortar school program, providing the same expectations.

- <https://sdvirtuelschools.com/student-parent-handbook/>

General Considerations

LEAs should consider using virtual and online programs that allow the teacher or educator to mute audio as well as shut off the video of participants as an administrative function within the software.