STUDENT BEHAVIOR

Abeyance Program

1. When a student commits a drug and/or alcohol offense for which s/he may be recommended for expulsion under Board Policy, school administration is to proceed forward with a recommendation for expulsion.

2. At the expulsion conference, the District's Abeyance Program will be recommended for eligible students. “Abeyance” means that a student is considered to be expelled, but that the student and his/her parent/guardian(s) have signed an Abeyance Program Agreement. As long as the student complies with the behaviors agreed-to in the Abeyance Program Agreement, he/she will be permitted to attend school; but if the student violates the behavior contract, the abeyance may be revoked by the Board and the student not permitted to attend school.

3. Eligibility for the District Program is determined by the following:

   a. The Student has violated Rule 2 and/or Rule 3 of Board Policy 7:190, Prohibited Student Conduct.

      (1) Rule 2 describes alcohol misconduct:

      2. Using, possessing, distributing, purchasing or selling alcoholic beverages. Students who are under the influence of an alcoholic beverage are not permitted to attend school or school functions and are treated as though they had alcohol in their possession.

      (2) Rule 3 describes drug misconduct:

      a. Any illegal drug or controlled substance, or cannabis (including medical cannabis, marijuana, and hashish) and/or residue.

      b. Any anabolic steroid unless it is being administered in accordance with a physician’s or licensed practitioner’s prescription.

      c. Any performance-enhancing substance on the Illinois High School Association’s most current banned substance list unless administered in accordance with a physician’s or licensed practitioner’s prescription.

      d. Any prescription drug when not prescribed for the student by a physician or licensed practitioner, or when used in a manner inconsistent with the prescription or prescribing physician’s or licensed practitioner’s instructions. The use or possession of medical cannabis, even by a student for whom medical cannabis has been prescribed, is prohibited.

      e. Any inhalant, regardless of whether it contains an illegal drug or controlled substance: (a) that a student believes is, or represents to be capable of, causing intoxication, hallucination, excitement, or dulling of the brain or nervous system; or (b) about which the student engaged in behavior that would lead a reasonable person to believe that the student intended the inhalant to cause intoxication, hallucination, excitement, or dulling of the brain or nervous system. The prohibition in this section does not apply to a student’s use of asthma or other legally prescribed inhalant medications.

      f. Any substance inhaled, injected, smoked, consumed, or otherwise ingested or absorbed with the intention of causing a physiological or psychological change in the body, including without limitation, pure caffeine in tablet or powdered form.

      g. “Look-alike” or counterfeit drugs, including a substance that is not prohibited by this policy, but one: (a) that a student believes to be, or represents to be, an illegal drug, controlled substance, or other substance that is prohibited by this policy; or (b) about which a student engaged in behavior that would lead a reasonable person to believe that the student expressly or impliedly represented to be an illegal drug, controlled substance, or other substance that is prohibited by this policy.

      h. Drug paraphernalia, including devices that are or can be used to: (a) ingest, inhale, or inject cannabis or controlled substances into the body; and (b) grow, process, store, or conceal cannabis or controlled substances.
4. Students who are found to have sold, distributed, or delivered drugs or alcohol are not eligible for the District Abeyance Program.

5. If a student is eligible for the Abeyance Program, the Office of Student Affairs will send a letter to the student's parent/guardian(s) informing them of the recommended expulsion and the date and time for a hearing. The letter will also explain the District's Abeyance Program. A copy of the Board Policy 7:190 should be enclosed with the letter.

6. A student who enters into the District Abeyance Program who also participates in athletics and/or extracurricular competition is also subject to the stipulations outlined in the Abeyance Agreement, all other school rules, the terms of the Extra Curricular Competition Code, and IHSA rules and regulations.

**Hearing Process**

7. At the hearing, the District Abeyance Program will be explained to the student and parent/guardian(s), including the responsibilities of all parties to help insure the successful completion of the program. The District Abeyance Program Agreement will detail the offense(s) and conditions that must be met for the expulsion to be held in abeyance. When the student and parent/guardian(s) sign the agreement, they will receive a copy of the school rules which, if broken, may result in revocation of the Abeyance. Three copies of the District Abeyance Program Agreement will be signed. Copies of the signed contract will be given to the student and parent/guardian(s) and building administration. The Director of Student Affairs will then recommend approval of the agreement to the Board of Education. The Administration may implement the District Abeyance Program Agreement pending approval by the Board.

8. If the Agreement is approved by the Board, the expulsion will be held in abeyance. The student will continue to attend school, subject to the terms and conditions of the District Abeyance Program Agreement. If the Agreement is not approved by the Board, the District Abeyance Program Agreement becomes null and void, and the student is subject to the further order of the Board, including an order that the expulsion becomes effective and that the student may not attend school.

9. The term of the abeyance is one calendar year from the date the Agreement is signed.

10. When the student has successfully completed the Abeyance Program Agreement provisions, the signed agreement and the letter recommending expulsion will be removed from the student's records and destroyed.

**Revocation**

11. If the student violates a school rule which is determined by the Board to be a breach of the terms of the District Abeyance Agreement, the student may be suspended for that infraction. The school administration will then notify the Director of Student Affairs by letter, recommending revocation of the abeyance and requesting authority from the Board to proceed with the expulsion for the original infraction. The Director of Student Affairs will recommend to the Board of Education that the Board impose expulsion for the original infraction and revoke the Abeyance Agreement.

Adopted August 21, 2006

Revised January 8, 2007
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June___, 2016