

Attachment B

Denver Public Schools Discipline Matrix¹

| Offense ² | Definition | Discipline Ladder Reference | Recommendation For Expulsion | School Referral ¹⁰ |
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| Type Six | | | | |
| Firearm | Possession of a firearm includes handguns; rifles; shotguns; any weapon designed to, or may be converted to, expel a projectile by the action of an explosive; any destructive device, including explosive, incendiary, or poison gas device. This does not apply to objects such as toy guns, facsimiles, cap guns, bee-bee guns, and pellet guns. | N/A | Mandatory Expulsion Hearing & Expulsion ⁵ | Mandatory Referral to Law Enforcement ⁵ |
| Type Five | | | | |
| Robbery | Taking of money or goods from a person by a threat of force or intimidation | N/A | Mandatory Review ⁵ | Mandatory Referral to Law Enforcement ⁵ |
| First or second degree assault, and sexual assault | <p>First Degree Assault - With intent to cause serious bodily injury to another person, a student causes serious bodily injury to another person by means of a deadly weapon; or with an intent to disfigure another person seriously and permanently, the person causes such an injury; the incident during which a student shows extreme indifference to the value of human life, creating a grave risk of death to another person, causing serious bodily injury</p> <p>Second Degree Assault – A student intends to cause bodily injury to another person, and causes bodily injury with a deadly weapon; or recklessly causes serious bodily injury to another person by means of a deadly weapon</p> <p>Sexual Assault – A student commits sexual assault when the student inflicts sexual intrusion or sexual penetration committed by force, without consent, when victim is incapable of providing consent, or when victim is less than 15 years old and aggressor is greater than 4 years older.</p> | N/A | Mandatory Review ⁵ | Mandatory Referral to DPS DoS, Law Enforcement, Discrimination P&R Designee ⁵ and/or Denver Dept. of Human Services ¹¹ |

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| Sale or distribution of, or intent to sell, unauthorized drugs or controlled substance | Sale or intent to sell marijuana, or unauthorized drugs that have been determined by the federal government to be dangerous, habit-forming, or otherwise not appropriate for use without a prescription | N/A | Mandatory Review ⁵ | Mandatory Referral to Law Enforcement ⁵ |
| Dangerous Weapon: Pellet gun, BB gun, or other device, whether operational or not, designed to propel projectiles by spring action or compressed air | Carrying, bringing, using or possessing a dangerous weapon on school grounds, in school vehicles, or at school activities or sanctioned events without the authorization of the school or the school district. Any pellet or BB gun or other device, whether operational or not designed to propel projectiles by spring action or compressed air; a fixed blade knife with a blade that measures longer than three inches in length, or a spring-loaded knife, or a pocket knife with a blade longer than three and one half inches; or any object, device, instrument, material, or substance, whether animate or inanimate, used or intended to be used to inflict death or serious bodily injury | N/A | Mandatory Review ⁵ | Mandatory Referral to Law Enforcement ⁵ |
| Dangerous Weapon: Fixed blade knife with a blade that exceeds three (3.0) inches in length | Same as above | N/A | Mandatory Review ⁵ | Mandatory Referral to Law Enforcement ⁵ |
| Dangerous Weapon: Spring-loaded knife or a pocket knife with a blade that exceeds three and one-half (3.5) inches in length | Same as above | N/A | Mandatory Review ⁵ | Mandatory Referral to Law Enforcement ⁵ |
| Dangerous Weapon: Any object, device, instrument, material, or substance, whether animate or inanimate that is used or intended to be used to inflict death or serious bodily injury | Same as above | N/A | Mandatory Review ⁵ | Mandatory Referral to Law Enforcement ⁵ |
| Type Four⁷ | | | | |
| Arson | Setting fire to, burning or causing to be burned, school property or property of another person that is on school grounds | Level F | Optional Review | Mandatory Referral to Law Enforcement & Fire Department ⁵ |
| Fighting: Level II (including incidents with significant injuries, but which do not rise to the level of the Type Five offense "1st or 2nd degree assault") | A student knowingly or recklessly causes bodily injury to another person necessitating immediate medical attention from a physician or emergency room in the context of mutual combat resulting from a conflict | Level F | Optional Review | Mandatory Referral to DPS Department of Safety ⁵ ; Optional Referral to Law Enforcement ⁴ |

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| Destruction or theft of school property (over \$5000) | Destruction or physical removal of school property with verified value greater than \$5000 without the consent of the school district and with the intention of depriving the school district of the property permanently | Level F | Optional Review | Optional Referral to Law Enforcement ⁴ |
| Theft from an individual (over \$5000) | The physical removal of an object verified to be valued at more than \$5000 that is capable of being removed without the consent of the owner and with the intention of depriving the owner of it permanently | Level F | Optional Review | N/A ¹⁰ |
| Possession of an explosive (non-fireworks/firecrackers) that seriously endangers the welfare or safety of others | A student is in possession of any chemical compound mixture, or device, the primary purpose of which is to function by explosion, i.e. dynamite, black powder, pellet powder, detonators, safety fuses, igniter cord, igniters | Level F | Optional Review | Mandatory Referral to Law Enforcement ⁵ |
| Willfully causing damage to the property of a school employee | Intentionally causing damage to the property of a school teacher or school employee | Level F | Optional Review | Mandatory Referral to Law Enforcement ⁵ |
| Assault, harassment, or false allegation of abuse against a school employee | When a student commits assault of, disorderly conduct toward, harassment of, or makes a knowingly false allegation of child abuse against a school teacher or school employee | Level F | Optional Review | Mandatory Referral to Law Enforcement ⁵ |
| Hazing activities | When a student recklessly endangers the health or safety of or causes a risk of bodily injury to an individual for the purpose of initiation into or affiliation with a student organization | Level F | Optional Review | Optional Referral to Law Enforcement ⁴ |
| Child Abuse | A student placing another student in a situation that poses the risk of mistreatment, injury, or death of the student | Level F | Optional Review | Mandatory Referral to DPS DoS, Law Enforcement, Discrimination P&R Designee ⁵ and/or Denver Dept. of Human Services ¹¹ |
| Unlawful sexual behavior, unlawful sexual contact, and indecent exposure | Unlawful sexual contact - knowingly making sexual contact with victim's intimate parts for the purpose of sexual arousal, gratification, or abuse if aggressor knows victim does not consent Indecent Exposure - knowing exposure of genitals or masturbation to any person's view when likely to cause affront or alarm, with intent to arouse or satisfy sexual desire | Level F | Optional Review | Mandatory Referral to DPS DoS, Law Enforcement, Discrimination P&R Designee ⁵ and/or Denver Dept. of Human Services ¹¹ |

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| Witness Intimidation or Retaliation | When a student who has engaged in a misbehavior causes harm, attempts to cause harm, or threatens to cause harm to an individual who has witnessed the misbehavior | Level F | Optional Review | Mandatory Referral to Law Enforcement ⁵ |
| Other student behavior presenting an active or ongoing danger to the welfare or safety of school occupants | If a student's behavior is perceived as unsafe and threatens harm to the school community or a segment of the school community and does not meet the criteria for another offense. Is determined on a case-by-case basis. | Level F | Optional Review | Mandatory Referral to Law Enforcement ⁵ |
| Habitual disruption ³ (ECE - 3rd grade may not receive this offense type) | A student who has caused a material and substantial disruption on school grounds, in a school vehicle, or at a school activity or sanctioned event three or more times during the course of a school year. (School must have all of the documentation called for through the Habitually Disruptive Guidance Document, and have been working closely with the Discipline Program Manager to meet the criteria for the consideration of approval of an extended suspension and expulsion hearing) | Level F | Optional Review | N/A ¹⁰ |
| Recurring Type Three offenses ⁶ (ECE - 3rd grade may not receive this offense type.) | Students who repeatedly engage in Type One offenses despite the implementation of Ladder Levels A through E with fidelity, continuous monitoring, and documentation of outcomes, can be elevated from a Type Three – Recurring Type Two offenses to the Type Four – Recurring Type Three offenses. (Refer to the Habitually Disruptive Guidance Document) | Level F | Optional Review | Optional Referral to Law Enforcement ⁴ |
| Type Three⁸ | | | | |
| Bullying: Level II - see Policy JICDE | Any unwelcome physical act or gesture, or a pattern of behavior combining physical and verbal/written/electronic expression, that is intended to coerce, intimidate, or cause any physical mental, or emotional harm to any student | Level E | No | N/A ¹⁰ |

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| Harassment based on race, ethnicity, sexual orientation, gender identity, disability, or religion: Level II - see Policy AC, JB, JLF | Refers to a pattern of behavior including physical gestures with verbal/written/electronic expression that is intended to intimidate or abuse another person based on actual or perceived membership in a protected class. | Level E | No | Mandatory Referral to DPS DoS, Law Enforcement, Discrimination P&R Designee ⁵ and/or Denver Dept. of Human Services ¹¹ |
| Sexual harassment: Level II - see Policy AC, JB, JLF | Unwelcome physical conduct of a sexual nature, including non-consensual touching of the body (other than intimate parts for arousal, gratification, or abuse) when severe, persistent, or pervasive | Level E | No | Mandatory Referral to DPS DoS, Law Enforcement, Discrimination P&R Designee ⁵ and/or Denver Dept. of Human Services ¹¹ |
| Fighting: Level I (may include incidents that result in minor injuries like cuts, scrapes, and bloody noses, etc.) | A student knowingly or recklessly causes bodily injury to another person in the context of mutual combat resulting from a conflict. Does not necessitate immediate medical attention beyond the school nurse. Examples: cuts, scrapes, bloody noses. | Level E | No | N/A ¹⁰ |
| Being under the influence of drugs or alcohol - see Policies JICH, JICH-R | Refer student for school nurse for assessment for substance use. | Level E | No | N/A ¹⁰ |
| Possession of alcohol or unauthorized (but legal) drugs | Unauthorized (but legal) drugs are those that have been determined by the federal government to be dangerous, habit-forming, or otherwise not appropriate for use without a prescription. Examples: Ritalin, Xanax, oxycodone | Level E | No | N/A ¹⁰ |
| Possession of illegal drugs | Possession of an illegal substance, such as heroin, cocaine, amphetamines, or marijuana, by a student under 21 years old. | Level E | No | Optional Referral to Law Enforcement ⁵ |
| Destruction or theft of school property, including graffiti (\$500 - \$5000) | Destruction, including graffiti, or physical removal of school property verified to be valued between \$500 and \$5000 without the consent of the school district and with the intention of depriving the school district of the property permanently | Level E | No | Optional Referral to Law Enforcement ⁴ |
| Theft from an individual (\$500 - \$5000) | The physical removal of an object verified to be valued between \$500 and \$5000 that is capable of being removed without the consent of the owner and with the intention of depriving the owner of it permanently | Level E | No | N/A ¹⁰ |

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| Other school-based misconduct that substantially disrupts the school environment | An act or a pattern of behavior that severely or persistently interferes with the smooth flow of a classroom, an assembly, or a school-sanctioned event. Does not include Truancy. | Level E | No | N/A ¹⁰ |
| Recurring Type Two offenses ⁶ (ECE - 3rd grade may not receive this offense type.) | Students who repeatedly engage in Type One offenses despite the implementation of Ladder Levels A through D with fidelity, continuous monitoring, and documentation of outcomes, can be elevated from a Type Two – Recurring Type One offenses to the Type Three – Recurring Type Two offenses. (Refer to the Habitually Disruptive Guidance Document) | Level E | No | N/A ¹⁰ |
| Type Two | | | | |
| False activation of a fire alarm | Activation of a fire alarm in the absence of a real and immediate threat to the safety of a school community, especially in the absence of a threat from fire | Level D | No | Mandatory Referral to DPS DoS, Fire Department ⁵ |
| Possession of fireworks/firecrackers | When a student brings fireworks or firecrackers to school with the purpose of lighting them in or at school without the advance permission from the building leader | Level D | No | N/A ¹⁰ |
| Bullying: Level I - see Policy JICDE | Any unwelcome verbal, written, or electronic expression, or a pattern thereof, that is intended to coerce, intimidate, or cause any physical mental, or emotional harm to any student | Level D | No | N/A ¹⁰ |
| Harassment based on race, ethnicity, sexual orientation, gender identity, disability, or religion: Level I - see Policy AC, JB, JLF | Refers to a pattern of behavior including verbal, written, or electronic expression that is intended to intimidate or abuse another person based on actual or perceived membership in a protected class. | Level D | No | Mandatory Referral to Discrimination P&R Designee ⁵ and/or Denver Dept. of Human Services ¹¹ |
| Sexual harassment: Level I - see Policy AC, JB, JLF | Unwelcome verbal, written, or electronic conduct of a sexual nature where severe, persistent, or pervasive. | Level D | No | Mandatory Referral to Discrimination P&R Designee ⁵ and/or Denver Dept. of Human Services ¹¹ |
| Consensual but inappropriate physical contact - see Policy AC, JB, JLF | Physical contact between students that is an act of free will on the part of both parties and with both parties having the knowledge of the nature of the act. | Level D | No | N/A ¹⁰ |

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| Destruction or theft of school property, including graffiti (under \$500) | Destruction, including graffiti, or physical removal of school property verified to be valued under \$500 without the consent of the school district and with the intention of depriving the school district of the property permanently | Level D | No | N/A ¹⁰ |
| Severe defiance of authority/disobedience | Evading a school rule or obeying an authority figure by engaging in the frequent or persistent expression of anger, irritability, arguing, vindictiveness, and/or eloping. This may include weapon possession, except Firearms, in the absence of brandishing or threatening. Seek consultation from Student Discipline Program Manager for clarification regarding qualification of weapons. | Level D | No | N/A ¹⁰ |
| Trespassing ⁹ | A student who has been suspended from a DPS school, if on school grounds without the authorization of the building leader, can be asked to leave school grounds. The student can be ticketed by DPD if the student refuses. Does not include Truancy. | Level D | No | N/A ⁹ |
| Theft from an individual (under \$500) | The physical removal of an object verified to be valued under \$500 that is capable of being removed without the consent of the owner and with the intention of depriving the owner of it permanently | Level D | No | N/A ¹⁰ |
| Other school-based misconduct that disrupts the school environment | An act or a pattern of behavior that interferes with the smooth flow of a classroom, an assembly, or a school-sanctioned event. Examples: use of cell phone, texting during class, distracting other students, engaged in a behavior that is unrelated to the learning environment. Does not include Truancy. | Level D | No | N/A ¹⁰ |
| Recurring Type One offenses ⁶ (ECE - 3rd grade may not receive this offense type. Grades 4 - 12: Required documentation for Type One offense - Ladder Levels A through C) | Students who repeatedly engage in Type One offenses despite the implementation of Ladder Levels A through C with fidelity, continuous monitoring, and documentation of outcomes, can be elevated from a Type One offenses to the Type Two – Recurring Type One offenses. (Refer to the Habitually Disruptive Guidance Document) | Level D | No | N/A ¹⁰ |
| Type One | | | | |
| Classroom disruption | | Levels A-C | No | N/A ¹⁰ |
| Excessive tardiness | | Levels A-C | No | N/A ¹⁰ |

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| Picking on, bothering, or distracting other students | | Levels A-C | No | N/A ¹⁰ |
| Use of profanity or vulgarity | | Levels A-C | No | N/A ¹⁰ |
| Dress code violation - see Policy JICA | | Levels A-C | No | N/A ¹⁰ |
| Disrupting school activity | | Levels A-C | No | N/A ¹⁰ |
| Minor defiance of authority/disobedience | | Levels A-C | No | N/A ¹⁰ |
| Verbal insults or put-downs | | Levels A-C | No | N/A ¹⁰ |
| Use of cell phones, Gameboys, and similar electronic devices at unauthorized times | | Levels A-C | No | N/A ¹⁰ |
| Minor damage or defacement of school property | | Levels A-C | No | N/A ¹⁰ |
| Tobacco offenses - see Policy JICG | | Levels A-C | No | N/A ¹⁰ |
| Unauthorized use of school equipment | | Levels A-C | No | N/A ¹⁰ |
| Gambling | | Levels A-C | No | N/A ¹⁰ |
| Minor physical aggression with another student (e.g., pushing, shoving) | | Levels A-C | No | N/A ¹⁰ |
| Scholastic dishonesty | | Levels A-C | No | N/A ¹⁰ |
| Other minor school-based misconduct | | Levels A-C | No | N/A ¹⁰ |

¹ Note: This Matrix is a summary of Policy JK-R. Please refer to the full policy for more detail. Special considerations must be extended to students with disabilities. Gang-related activity at school is covered under the offenses listed in Type One through Type Six. Refer to Policy JICF: Gang Activity Prevention.

² Gang-related activity at school is covered under the offenses listed in Type One through Type Six. Refer to Policy JICF: Gang Activity Prevention.

³ "Habitual disruption" is not an independent offense, but rather refers to a classification under state law in which persistent misconduct at any level can result in a student in the 4th through 12th grades being declared "habitually disruptive," for which the student may be recommended for expulsion. Students ECE through 3rd grade are not eligible for designation as "habitually disruptive." See JK-R Section 6-7.

⁴ For these offenses, incidents are to be resolved without the involvement of law enforcement whenever possible. See JK-R Section 3-1(D)2.

⁵ This consequence is required under state law. Discrimination P&R Designee refers to the school-level designee.

⁶ For students in the 4th through 12th grades, Recurring Type One offenses can proceed to Type Two, Type Three, and Type Four but shall never result in referral to law enforcement.

⁷ For Type Four offenses committed by 4th through 12th grade students, if there has been a recommendation for expulsion, or a request for an extension of the suspension period made to the Superintendent or designee through Section 6-6 of this Policy, the principal has the option of extending the maximum three-day out-of-school suspension available under Section 3-1 by up to two days, for a total of five days, if deemed necessary for the safety of the school. See JK-R Section 6-4(I). For students in ECE through 3rd grade, a 1-day out-of-school suspension is the maximum consequence that can be applied. See Policy JK-R Section 6-4 (J).

⁸ For Type Three offenses committed by a student in the 4th through 12th grades, if the student's presence in school presents a danger or severe disruption to the school and its occupants or additional time is needed to further investigate the incident, the principal has the option of extending the maximum one-day out-of-school suspension available under Section 3-1 by up to two days, for a total of three days. See JK-R Section 6-4 (H). For students in ECE through 3rd grade, a 1-day out-of-school suspension is the maximum consequence that can be applied. See Policy JK-R Section 6-4 (J).

⁹ If, after being asked to leave the school campus, the student refuses, then law enforcement may be notified.

¹⁰ Note that this column refers to the actions available to the school in response to a disciplinary incident, and does not address or limit the options available to individuals who may be victims of criminal activity. See JK-R Section 3-1 for more information.

¹¹ See Policy JLF, JLF-R, and the Mandatory Reporting Resources and Training on the DPS website. Students 9 years old and younger are referred to Denver Department of Human Services. Students 10 years old or older are referred to law enforcement.



| Essential Protocols | OSS/ISS ¹ ECE - 3rd Grade | OSS/ISS ¹ Grades 4 - 12 |
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| Full Threat Appraisal | Consultation with IS. 3 - 10 day OSS. Request Expulsion Hearing. | OSS of 3 - 10 days. Request Expulsion Hearing. |
| Full Threat Appraisal | Consultation with IS. 1 day OSS for safety planning. Expulsion may not be requested. | OSS of 3 -5 days |
| Full Threat Appraisal, Discrimination P&R Process, Child Abuse Report ¹¹ | Consultation with IS. 1 day OSS for safety planning. Expulsion may not be requested. | OSS of 3 -5 days |

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| | Consultation with IS. 1 day OSS for safety planning. Expulsion may not be requested. | OSS of 3 -5 days |
| Full Threat Appraisal | Consultation with IS. 1 day OSS for safety planning. Expulsion may not be requested. | OSS of 3 -5 days |
| Full Threat Appraisal | Consultation with IS. 1 day OSS for safety planning. Expulsion may not be requested. | OSS of 3 -5 days |
| Full Threat Appraisal | Consultation with IS. 1 day OSS for safety planning. Expulsion may not be requested. | OSS of 3 -5 days |
| Full Threat Appraisal | Consultation with IS. 1 day OSS for safety planning. Expulsion may not be requested. | OSS of 3 -5 days |
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| Full Threat Appraisal | 1 day OSS for safety planning. Expulsion may not be requested. | OSS or ISS of 0 - 3 days |
| Full Threat Appraisal | 1 day OSS for safety planning. Expulsion may not be requested. | OSS or ISS of 0 - 3 days |

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| | 1 day OSS for safety planning. Expulsion may not be requested. | OSS or ISS of 0 - 3 days |
| | 1 day OSS for safety planning. Expulsion may not be requested. | OSS or ISS of 0 - 3 days |
| Full Threat Appraisal | 1 day OSS for safety planning. Expulsion may not be requested. | OSS or ISS of 0 - 3 days |
| Full Threat Appraisal | 1 day OSS for safety planning. Expulsion may not be requested. | OSS or ISS of 0 - 3 days |
| Full Threat Appraisal | 1 day OSS for safety planning. Expulsion may not be requested. | OSS or ISS of 0 - 3 days |
| Full Threat Appraisal | 1 day OSS for safety planning. Expulsion may not be requested. | OSS or ISS of 0 - 3 days |
| Discrimination P&R Process, Child Abuse Report ¹¹ | 1 day OSS for safety planning. Expulsion may not be requested. | OSS or ISS of 0 - 3 days |
| Discrimination P&R Process, Child Abuse Report ¹¹ | 1 day OSS for safety planning. Expulsion may not be requested. | OSS or ISS of 0 - 3 days |

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| Full Threat Appraisal | 1 day OSS for safety planning. Expulsion may not be requested. | OSS or ISS of 0 - 3 days |
| Full Threat Appraisal, Discrimination P&R Process | 1 day OSS for safety planning. Expulsion may not be requested. | OSS or ISS of 0 - 3 days |
| Notice of Intent of Declaration of a Habitually Disruptive Student, Behavior Plans | N/A Students ECE-3rd grade may not receive this offense type | OSS or ISS of 0 - 3 days |
| | N/A Students ECE-3rd grade may not receive this offense type | OSS or ISS of 0 - 3 days |
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| | ISS of 0-3 days or 1 day OSS. Not more than 1 day ISS if 1 day OSS | ISS of 0-3 days or 1 day OSS. Not more than 1 day ISS if 1 day OSS |

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| | ISS of 0-3 days or 1 day OSS. Not more than 1 day ISS if 1 day OSS | ISS of 0-3 days or 1 day OSS. Not more than 1 day ISS if 1 day OSS |
| | N/A Students ECE-3rd grade may not receive this offense type | ISS of 0-3 days or 1 day OSS. Not more than 1 day ISS if 1 day OSS |
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| | ISS of 0-3 days | ISS of 0-3 days |
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| Discrimination P&R Process, Child Abuse Report ¹¹ | ISS of 0-3 days | ISS of 0-3 days |
| Discrimination P&R Process, Child Abuse Report ¹¹ | ISS of 0-3 days | ISS of 0-3 days |
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