



# **Vermont School Discipline Sources Cited**

Excerpted from Vermont Compilation of School  
Discipline Laws and Regulations

Prepared: January 12, 2016

## ***Vermont State Codes Cited***

### **Vermont Revised Statutes**

#### **Title 13. Crimes and Criminal Procedure**

##### **Chapter 85. Weapons**

[§ 4004.](#) Possession of dangerous or deadly weapon in a school bus or school building or on school property

#### **Title 16. Education**

##### **Chapter 1. Administration Generally**

###### **Subchapter 1. General Provisions**

[§ 11.](#) Classifications and definitions

###### **Subchapter 8. Tobacco Use Policy**

[§ 140.](#) Tobacco use prohibited on public school grounds

##### **Chapter 3. State Board of Education**

###### **Subchapter 1. General Provisions**

[§ 165.](#) Education quality standards; equal educational opportunities; independent school meeting education quality standards

##### **Chapter 9. School Districts**

###### **Subchapter 5. Harassment, Hazing, And Bullying**

[§ 570](#) Harassment, hazing, and bullying prevention policies

[§ 570a.](#) Harassment

[§ 570b.](#) Hazing

[§ 570c.](#) Bullying

[§ 570f.](#) Harassment; notice and response

[§ 570i.](#) Definitions

[§ 570j.](#) Unlawful conduct

[§ 570k.](#) Civil penalty; Judicial Bureau; waiver penalty

[§ 570l.](#) Criminal prosecution and civil action

##### **Chapter 23. Courses of Study**

###### **Subchapter 1. Public Schools Generally**

[§ 909.](#) Tobacco use, alcohol and drug abuse prevention education curriculum

##### **Chapter 25. Attendance and Discipline**

###### **Subchapter 3. Compulsory Attendance**

[§ 1125.](#) Truant officers

[§ 1126.](#) Failure to attend; notice by teacher

[§ 1127.](#) Notice and complaint by truant officer; penalty

- [§ 1128.](#) Legal pupil taken to school; nonresident child living in district
- [§ 1129.](#) Jurisdiction of nonresidents

#### **Subchapter 4: Effective Discipline Measures**

- [§ 1161a.](#) Discipline
- [§ 1162.](#) Suspension or expulsion of pupils
- [§ 1163.](#) Transfer of suspension or expulsion to other schools
- [§ 1165.](#) Alcohol and drug abuse
- [§ 1166.](#) Possession of a firearm at school
- [§ 1167.](#) School resource officer; memorandum of understanding

### **Vermont Regulations**

The State of Vermont contracts with LexisNexis to provide free public access to the Vermont Regulations (<http://www.lexisnexis.com/hottopics/codeofvtrules/>). Users must agree to terms and conditions prior to use of the site. All listed statutes are searchable by title and chapter number or by using key search terms.

## **Agency 22. Department of Education**

### **Sub-Agency 000. General**

#### **Chapter 003. State Board Rule 2000 Education Quality Standards**

##### **Section 2121. Professional Resources**

- 2121.5. Tiered system of support

##### **Section 2122. Learning Environment**

- 2122.1. School facilities and the learning environment

##### **Section 2124. Reporting of Results**

- 2124. Reporting of results

##### **Section 2125. Continuous Improvement Plan**

- 2125. Continuous improvement plan

#### **Chapter 006. Special Education Rules (2360-2369)**

##### **Section 2365. Parental Rights and Confidentiality of Information**

###### **2365.1. Parental Rights**

- 2365.1.6.17. Expedited due process hearings
- 2365.1.8. Finality of a due process hearing decision; appeal

###### **2365.2. Confidentiality of Information and Student Records**

- 2365.2.11. Consent
- 2365.2.15. Disciplinary information in student records

## **Chapter 009. Pupils (4000)**

### **Section 4200. Alcohol and Drugs**

- 4211. Definition
- 4212. Policy requirements

### **Section 4300. Disciplinary Action**

- 4311. Procedures
- 4312. Discipline procedures for children who are not eligible for special education services, but who are or may be qualified individuals with disabilities under Section 504 of The Rehabilitation Act of 1973 (29 U.S.C. § 794; 34 C.F.R. § 104 et seq.)

### **Section 4313. Discipline Procedures for Children Eligible for Special Education Services**

- 4313.1. Authority of school personnel
- 4313.2. Determination of setting
- 4313.3. Appeal
- 4313.4. Placement during appeals
- 4313.5. Protections for children not yet eligible for special education and related services
- 4313.6. Referral to and action by law enforcement and judicial authorities
- 4313.7. Change of placement because of disciplinary removals

## **Chapter 036. Use of Restraint and Seclusion in Schools (4500)**

### **Section 4500. Use of Restraint and Seclusion in Schools**

- 4501. Prohibitions
- 4502. Permissible use of restraint and seclusion
- 4503. Reporting the use of restraint and seclusion
- 4504. Documentation
- 4505. Debriefing following use of restraint or seclusion
- 4506. Annual notification
- 4507. Complaints and investigations
- 4508. Monitoring and corrective action
- 4509. State recommended training
- 4510. Effective date