

**J-4590 JJJA
EXTRACURRICULAR CODE
OF CONDUCT (ECC)**

**Student Participation in
Extracurricular Activities**

An extracurricular activity, for purposes of this Extracurricular Code of Conduct, includes the following:

- Elected offices and positions of honor, i.e. student counsel, homecoming queen, etc.
- All national organizations, i.e. National Honor Society or Future Farmers of America;
- Any activity held in conjunction with another activity that is considered to be an extracurricular activity, such as a meeting, practice, or fundraiser;
- Any other activity governed by the New Mexico Activities Association (NMAA).

Behavior occurring during participation in these activities is governed by, and student participation is conditioned on compliance with, the Alamogordo Public Schools' (APS) student handbook and any additional rules established by this Extracurricular Code of Conduct or NMAA Guidelines. A student's failure to comply with the any of the rules or provisions discussed above may result in disciplinary consequences up to and including suspension from APS extracurricular activities.

The standards of conduct set out in this Extracurricular Code of Conduct are independent of and in addition to those set out in the APS student handbook. Violations of the Extracurricular Code of Conduct that also constitute violations of the student handbook may result in a student being disciplined under both the Extracurricular Code of Conduct and the student handbook.

Student participation in an extracurricular activity is a privilege, not a right. Students participating in an extracurricular activity are expected to comply with the Extracurricular Code of Conduct at all times, regardless of location. This includes both on and off-campus conduct, as well as evenings, weekends, holidays, and summer vacation.

Standards for Student Conduct

Students participating in an extracurricular activity must abide by the following standards of conduct:

- "Meet minimum academic eligibility standards, as set by the NMAA;
- Arrive on time for all extracurricular practices, meetings and events, or provide notice to coach or sponsor if unable to do so;

- Attend all practices, meetings, and events, or provide notice to coach or sponsor if unable to do so;
- Dress in accordance with the school travel code;
- Return any equipment issued to student in the same condition as it was received, save for normal wear and tear;
- Promote and act in accordance with the elements of good sportsmanship;
- As a member of an extracurricular team or group, and as such a representative of APS, exhibit respect to team members, students, and employees of any school;
- Promote good team morale;
- Comply with the Character Counts program by practicing the values of trustworthiness, respect, responsibility, fairness, caring, and citizenship;
- Abide by any unique training rules and regulations of the coach or sponsor of an extracurricular activity;
- Abstain from the use, possession, or distribution of any controlled substance, tobacco, or alcohol, as addressed below;
- Refrain from using profanity or other inappropriate language in the presence of others;
- Comply with APS Board Policy and the current student handbook.

Parents will be notified of any violation of this Extracurricular Code of Conduct that results in suspension from participation in extracurricular activities. The activity sponsor or coach will contact the student and the student's parent via telephone or face-to-face conference within five (5) school days from the time the activity sponsor or coach learns of such a violation. At this time, the activity sponsor or coach will inform the parent and student that a violation of the Extracurricular Code of Conduct has occurred, discuss with them the applicable consequences, and give the student an opportunity to respond to the allegations.

Definitions

- *School day* includes any regular instructional day, as well as any non-instructional day on which an extracurricular competition or event occurs.
- *Suspension* means that the student will not be permitted to participate in any competition, contest, scrimmage, performance, practice, meeting or election associated with an extracurricular activity.

For the purpose of suspending a student from participation in extracurricular activities, for any period of time, the following provisions regarding initiation of the suspension period apply:

- If the offense is discovered during the regular season of the extracurricular activity, the period of suspension shall begin immediately.
- If the offense is discovered during the off-season period of the extracurricular activity, the period of suspension shall begin on the first date of the next regular season.
- If the offense is discovered at the end of the regular season of the extracurricular activity, such that the entirety of the suspension could not be completed within the regular season, the period of suspension remaining at the close of the regular season may be continued on the first date of the next regular season extracurricular activity which the student is participating in.

When considering the appropriate disciplinary action to be taken against a student for violation of this Extracurricular Code of Conduct, the activity sponsor or coach may take into consideration:

- the fact that a student's first (1st) and/or second (2nd) offense occurred while the student was enrolled at the middle school;
- the proximity of time between the current offense and the most recent offense;
- a student's voluntary self-report of his or her own misconduct, prior to any other report being made to school officials.

Use, Possession, or Distribution of Controlled Substance, Alcohol or Tobacco Prohibited

Students participating in any extracurricular activity are strictly prohibited from using, possessing, or distributing tobacco products, e-cigarettes, illicit drugs, mood-altering substances, nicotine liquid containers, alcoholic beverages, and non-prescribed drugs at any time. The standards of conduct set out in the APS Board Policy are expressly incorporated into this Extracurricular Code of Conduct.

The disciplinary consequences resulting from a student's violation of this section may depend on whether the violation is considered a first (1st) offense, second (2nd) offense, third (3rd) offense, or subsequent offense.

If found to have used, possessed, or distributed tobacco, tobacco products, e-cigarettes, or nicotine liquid containers in violation of this Extracurricular Code of Conduct, the following consequences shall result:

- First Offense - Suspension of the student from participation in one extracurricular event or athletic match, completion of the NMMA course Life of an Athlete (or equivalent course), and a no use contract.
- Second Offense - Suspension of the student for 20% of the regular season contests.

- Third Offense - Suspension of the student from participation in any extracurricular activities for 45 days.

If found to have used, possessed, been under the influence of controlled substances, illicit drugs, mood-altering substances, or alcoholic beverages, the following consequences shall result:

- First Offense -Suspension of the student for 20% of the regular season contests; Completion of the NMAA course Life of an Athlete (or equivalent course), and a No Use Contract.
- Second Offense -Suspension of the student from participation in any extracurricular activities for forty-five (45) school days.
- Third Offense -Ineligible to participate in any extracurricular activities for one calendar year.

If found to have sold, dealt, traded, manufactured, or distributed a controlled substance, illicit drug, mood-altering substances, alcoholic beverages or drug paraphernalia, the following consequences shall result:

- First (1st) Offense - Ineligible to participate in any extracurricular activities for one calendar year, and a No Use Contract.
- Second (2nd) Offense - Permanently ineligible for participation in any APS extracurricular activities.

Other Prohibited and Regulated Activities

A student participating in an extracurricular activity shall not:

- Engage in a Prohibited Activity, as defined in APS Board Policy to include:
 - Criminal or delinquent acts;
 - Gang related activity;
 - Sexual harassment;
 - Disruptive conduct;
 - Refusal to identify self; and
 - Refusal to cooperate with school personnel.
- Engage in conduct which violates the School District's Weapons Policy,;
- Engage in conduct which constitutes a threat of violence;

- Engage in conduct which constitutes bullying, as defined by APS Board Policy;
- Engage in conduct which constitutes hazing, as defined by APS Board Policy; or
- Engage in a criminal act, as defined by federal and state law, or APS Board Policy.

The disciplinary consequences resulting from a student's violation of this section may depend on whether the violation is considered a first (1st) offense, second (2nd) offense, third (3rd) offense, or subsequent offense.

A student who engages in conduct prohibited by this section shall be subject to the following disciplinary consequences:

- First (1st) Offense - Suspension of the student from participation in any extracurricular activities for fifteen (15) to forty-five (45) school days, subject to the discretion of the activity sponsor or coach.
- Second (2nd) Offense - Suspension of the student from participation in any extracurricular activities for an additional forty-five (45) school days.
- Third (3rd) Offense - Ineligible to participate in any extracurricular activities for one (1) calendar year.
- Fourth (4th) or Subsequent Offense - Permanently ineligible to participate in any APS extracurricular activities.

A student may be found to have violated this Extracurricular Code of Conduct by engaging in conduct prohibited by APS Board Policy, even though the conduct does not occur on school property, or during a school-sponsored or school-related event.

Students shall lose the privilege of participating in extracurricular activities during any period of deferred adjudication, probation, while under indictment for a felony, or while awaiting a final determination of guilt or innocence in connection with either a felony or any offense punishable as a Class A Misdemeanor or above, whether the felony or offense was committed on or off campus.

Appeal and/or Complaint Process

All appeals or complaints of actions taken pursuant to this Extracurricular Code of Conduct will be addressed through the APS Complaint process, contained in APS Board Policy J-3600 JII: Student Concerns, Complaints, and Grievances.

Adopted September 21, 2022

LEGAL REF.: 22-5-4.3 NMSA, 1978

22-5A-1 et seq. NMSA, 1978 School Alcohol-Free Zone Act

22-28-1 et seq. NMSA, 1978 Bus Advertisements Authorized; Limitations and Restrictions

24-16-3 et seq. NMSA, 1978 Dee Johnson Clean Air Act

30-31-20 et seq. NMSA, 1978 Trafficking Controlled Substances; Violation
6.11.2.9 NMAC
6.12.4.1 et seq. NMAC
1994 Op. Att'y Gen. No. 94-03, 1994 N.M. AG LEXIS 4.
20 U.S.C. 6083 Pro-Children Act of 1994 (Environmental Tobacco Smoke)
20 U.S.C. 7101 Safe and Drug-Free Schools and Communities Act
21 U.S.C. 812 (Controlled Substances Act)
34 C.F.R. Part 85 Drug Free Workplace Act

CROSS REF.: JICG - Alcohol / Drug / Tobacco Free Schools - Students
JK - Student Discipline
JKD - Student Suspension/Expulsion
JLCD - Administering Medications to Students