

PEIMS 425 Record Accuracy Chart summarizing Mandatory/Discretionary DAEP Placements and Mandatory/Discretionary Expulsions as described by Texas Education Code Chapter 37

Disciplinary Action Reason Codes (C165)		Disciplinary Action Codes (C164)			
Code and Translation		07 Mandatory DAEP Placement	02 Mandatory Expulsion	07 Discretionary DAEP Placement	02 Discretionary Expulsion
01	Permanent Removal by a teacher from class (Teacher has removed the student from classroom and denied the student the right to return. TEC §37.003 has been invoked.) – TEC §37.002(b)			X	
02	Conduct punishable as a felony-TEC §37.006 (a)(2)(A)	X			
04	Possessed, sold or used marijuana or other controlled substance-TEC §37.006 (a)(2)(C) and 37.007(b) for under the influence	X			X
05	Possessed, sold, used, or was under the influence of an alcoholic beverage-TEC §37.006(a)(2)(D) and 37.007(b)	X			X
06	Abuse of a volatile chemical-TEC §37.006(a)(2)(E)	X			X
07	Public lewdness or indecent exposure-TEC §37.006(a)(2)(F)	X			
08	Retaliation against school employee-TEC §37.006(b) and 37.007(d)	X	X*		X
09	Based on conduct occurring off campus and while the student is not in attendance at a school-sponsored or school-related activity for felony offenses in Title 5, Penal Code-TEC §37.006(c) and TEC 37.007(b)(4)	X			
10	Based on conduct occurring off campus and while the student is not in attendance at a school-sponsored or school-related activity for felony offenses not in Title 5, Penal Code-TEC§37.006(d) and TEC 37.007(b) (4)			X	
11	Used, exhibited, or possessed a firearm-TEC §37.007(a)(1)(A) and/or 37.007(e)brings a firearm to school.		X		
12	Used, exhibited, or possessed an illegal knife (blade longer than 5.5")-TEC §37.007(a)(1)(B)		X		
13	Used exhibited, or possessed an illegal club-TEC §37.007(a)(1)(C)		X		
14	Used exhibited, or possessed a prohibited weapon under Penal Code Section 46.05-TEC §37.007(a)(1)(D)		X		
16	Arson-TEC §37.007(a)(2)(B)		X		
17	Murder, capital murder, criminal attempt to commit murder, or capital murder-TEC §37.007(a)(2)(C)		X		X
18	Indecency with a child-TEC §37.007(A)(2)(D)		X		
19	Aggravated Kidnapping-TEC §37.007(a)(2)(E)		X		
20	Serious or persistent misconduct violating the student code of conduct while placed in alternative education program-TEC §37.007(c)			X	X
21	Violation of student code of conduct not included under TEC §37.002(b), 37.006, or 37.007			X	
22	Criminal mischief-TEC §37.007(f)			X	X
23	Emergency Placement/Expulsion-TEC §37.019			X	X
26	Terroristic threat-TEC §37.006(a)(1) or §37.007(b)	X			X
27	Assault under Penal Code Section 22.01 (a)(1) against a school district employee or volunteer-TEC §37.007(b)(2)(C)	X			X
28	Assault under Penal Code Section 22.01 (a)(1) against someone other than a school district employee or volunteer-TEC §37.006(a)(2)(B)	X			X
29	Aggravated assault under Penal Code Section 22.02 against a school district employee or volunteer-TEC §37.007(d)		X		
30	Aggravated assault under Penal Code Section 22.02 against someone other than a school district employee or volunteer-TEC §37.007(a)(2)(A)		X		
31	Sexual assault under Penal Code Section 22.011 or aggravated sexual assault under 22.021 against a school district employee or volunteer-TEC §37.007(d)		X		X
32	Sexual assault under Penal Code Section 22.011 or aggravated sexual assault under 22.021 against someone other than a school district employee or volunteer-TEC §37.007(a)(2)(A)		X		X
33	Possessed, purchased, used or accepted a cigarette or tobacco product as defined in the Health and Safety Code, Section 3.01, Chapter 161.252			X	
34	School-related gang violence			X	
35	False alarm/false report-TEC §37.006(a)(1) and 37.007(b)	X			X
36	Felony controlled substance violation -TEC §37.007(a)(3)		X		
37	Felony alcohol violation-TEC §37.007(a)(3)		X		
41	Fighting/Mutual Combat-Excludes all offenses under Penal Code §22.01			X	
42	Truancy (failure to attend school) – Parent contributing to truancy – TEC §25.093(a)			X	
43	Truancy (failure to attend school) – Student with at least 3 unexcused absences-TEC §25.094			X	
44	Truancy (failure to attend school) – Student with 10 unexcused absences – TEC § 25.094			X	
45	Truancy (failure to attend school) – Student failure to enroll in school – TEC §25.085			X	
46	Aggravated robbery – TEC §37.007(a)(2)(F)		X		X
47	Manslaughter – TEC §37.007(a)(2)(G)		X		
48	Criminally negligent homicide – TEC §37.007(a)(2)(H)		X		
49	Engages in deadly conduct – TEC §37.007(b)(3)			X	
50	Used, exhibited, or possessed a non-illegal knife as defined by the district's student code of conduct as such allowed under TEC 37.007 (Knife length equal to or less than 5.5 inches.)			X	
51	Firearm (Off-campus 300 ft Zone) - TEC §37.007(a)(1)(A)				X
52	Illegal Knife, Club or Prohibited Weapon (Off Campus 300 ft Zone) - TEC §37.007(a)(1)(B-D)				X
53	Serious Offense Conduct (Off Campus 300 ft Zone) - TEC §37.007(a)(2)(A-H)				X
54	Felony Marijuana, Controlled Substance, Dangerous Drug or Alcoholic Beverage (Off Campus 300 ft Zone) - TEC §37.006(a)(2)(C) or (D)				X

* Retaliation against school employee or volunteer coupled with an offense in TEC 37.007 (a) TEC 37.007 (d)

Shaded areas indicate that the disciplinary action reason code has more than one possible disciplinary action code.

While a school may find it necessary to temporarily remove a student for safety reasons using in-school or out-of-school suspension, the mandatory actions taken against a student for a particular offense should include at least one (1) 425 record that matches this chart.

Discretionary Actions are required to be authorized in a particular district Student Code of Conduct and are never considered mandatory actions. This chart cannot be used as a Student Code of Conduct that is required in TEC 37.001. Disciplinary Actions cannot be determined from this chart.

- Indicates that TEC Chapter 37 does not identify the Disciplinary Action as valid for a particular behavior (Disciplinary Action Reason).

2007-2008 Discipline Codes

INFRACTION CODES (C165)

STATE

- 01 Permanent Removal by Teacher from class
- 02 Conduct Punishable as a felony
- 04 Possession/influence drugs
- 05 Possession/influence alcohol
- 06 Abuse of volatile chemical
- 07 Public Lewdness/indecent exposure
- 08 Retaliation against school personnel
- 09 Off-campus felony—Title 5
- 10 Off-campus felony—Not Title 5
- 11 Possession of Firearm
- 12 Possession of Knife > 5.5 inches
- 13 Possession of Club
- 14 Possession of Weapon—Penal Code §46.05
- 16 Arson
- 17 Murder, Capital Murder, Attempted Murder
- 18 Indecency with a child
- 19 Kidnapping
- 20 Persistent misconduct while at DAEP
- 21 State code violation not TEC §37.002, .006, .007
- 22 Criminal Mischief
- 23 Emergency Placement/Expulsion
- 26 Terroristic Threat
- 27 Assault against District employee
- 28 Assault against Non-District employee
- 29 Aggravated Assault against District employee
- 30 Aggravated Assault against Non-District employee
- 31 Sexual Assault against District employee
- 32 Sexual Assault against Non-District employee
- 33 Possession Tobacco Product
- 34 School Related Gang Violence
- 35 False Alarm/False Report
- 36 Felony controlled substance
- 37 Felony alcohol violation
- 41 Fighting/Mutual Combat
- 42 Truancy due to parent
- 43 Truancy due to student with 3 unexcused absences
- 44 Truancy due to student with 10 unexcused absences
- 45 Truancy—student failed to enroll
- 46 Aggravated robbery
- 47 Manslaughter
- 48 Criminally negligent homicide
- 49 Engaged in deadly conduct
- 50 Knife less than 5.5 inches
- 51 Off-campus 300 ft rule - Firearm
- 52 Off-campus 300 ft rule - Illegal knife, club or prohibited weapon
- 53 Off-campus 300 ft rule - Serious offense conduct
- 54 Off-campus 300 ft rule - Felony Marijuana, Controlled Substance, Dangerous Drug or Alcoholic

LOCAL

- | | |
|--------------------------------|-----------------------------|
| LAB Absences | LMD Missed Detention |
| LBY Bullying/Provoking Fight | LNS Not Suiting Out |
| LBR Bus Referral/Citation | LPS Problem w/other student |
| LW Cheating/Forgery | LPR Profanity |
| LDA Display of Affection | LSC Skipping Class |
| LDS Disruptive in Class | LLT Tardies/Late to class |
| LDC Dress code violation | LTH Theft |
| LFW Fireworks | LTR Trespassing |
| LIN Insubordination/Disrespect | LUN Unprepared w/no work |
| LLE Leaving Campus | LUB Unruly Behavior |
| LLC Left Class without pass | LVN Vandalism/Graffiti |
| LWO Weapon, Other | |

ACTION CODES (C164)

STATE

- 01 Expulsion without placement
- 02 Expulsion to JJAEP**
- 03 Expulsion to an on-campus DAEP
- 04 Expulsion to an off-campus DAEP
- 05 Out-of-school suspension**
- 06 In-School suspension**
- 07 Placement to DAEP due to conference**
- 08 Continue other district's DAEP placement
- 09 Continue other district's DAEP expulsion
- 10 Continue DAEP Placement from Prior Year
- 11 Continue DAEP expulsion from Prior Year
- 12 Continue JJAEP expulsion from Prior Year
- 13 Placement to JJAEP by Court Order
- 14 Placement to DAEP by Court Order
- 15 Continue other district's JJAEP expulsion
- 16 Truancy with fine assessed**
- 17 Truancy with no fine assessed**
- 25 Partial day out-of-school suspension**
- 26 Partial day in-school suspension**
- 27 ARD Manifestation Hearing – Behavioral Link
- 28 Mandatory disciplinary action not taken per SCOC

Placements made by only a Special Education Hearing Officer:

- 50 Expulsion w/o Placement Educ. Setting Sp. Ed. Officer
- 51 Expulsion to JJAEP Spec. Ed. Officer
- 52 Expulsion to On-campus DAEP Sp. Ed. Officer
- 53 Expulsion to Off-campus DAEP Sp. Ed. Officer
- 54 Placement AEP TEC §37.008 Sp. Ed. Officer
- 55 Cont. other District's DAEP placement Sp. Ed. Officer
- 56 Cont. other District's DAEP expulsion Sp. Ed. Officer
- 57 Cont. other District's DAEP placement/Prior Yr Sp. Ed.
- 58 Cont. other District's DAEP expulsion/Prior Yr. Sp. Ed.
- 59 Cont. other District's JJAEP expulsion/Prior Yr. Sp. Ed.
- 60 Placement to JJAEP by Sp. Ed. Officer
- 61 Cont. other District's Expulsion to JJAEP Sp. Ed. Officer

LOCAL

- | | |
|--------------------------------------|---------------------------|
| LBS Bus Suspension | LRC Counselor Referral |
| LDA Detention after school | LBI Behavioral Inv. Plan |
| LIS Lunch Detention/ISS | LDI Discussion with Studt |
| LPC Parent conference | LLP Loss of Privilege |
| LPS Parent Shadow | LTC Teacher Conference |
| LSC Student conference | LWA Warning |
| LWL Failure to attend—warning letter | |

DIFFERENCE REASON (C166)

- 00 No difference
- 01 Modified by district
- 02 Modified by court order
- 03 Modified by mutual agreement
- 04 Completed requirements
- 05 Student incarcerated
- 06 Term decreased due to health-related circumstances
- 07 Student withdrew from school
- 08 School year ended before completion of assignment
- 09 Cont. of prior year's disciplinary action assignment
- 10 Term modified by placement program
- 99 Other