

# CORPORAL PUNISHMENT

Code **JKA** Issued **9/04**

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Purpose: To establish the board's vision for the use of corporal punishment for the discipline of students.

The use of corporal punishment, defined as any act of physical force upon a student for the purpose of punishing that student, is not acceptable in this center and will not be tolerated as a disciplinary measure.

The board will permit the use of reasonable and necessary physical force under the following circumstances.

- to quell a disturbance which threatens physical injury to persons, including those students involved, or which threatens serious damage to property
- to obtain possession of weapons or other dangerous objects upon the person or within the control of a student
- to defend one's self
- to remove a student from a classroom or other center property when the student's continued presence poses a threat of danger to other persons or property

Adopted 3/18/85; Revised 9/14/04

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Legal references:

A. S.C. Code, 1976, as amended:

1. Section 59-63-260 - Corporal punishment.

B. Judicial decisions:

1. *Ingrahm v. Wright*, 430 U.S. 651, 51 L. Ed. 2d 711 (1977).
2. *Ware v. Estes*, 328 F. Supp. 657 (1970), aff'd 458 F. 2d 1360 (5th cir. 1971).
3. *Johnson v. Horace Mann*, 241 So. 2d 588 (La. 1970).
4. *Suits v. Glover*, 71 So. 2d 49 (Ala. 1954).