

BUCKINGHAM BROWNE & NICHOLS SCHOOL BULLYING PREVENTION AND INTERVENTION PLAN

Updated Fall 2022

I. Introduction

At BB&N, we expect that all members of our school community will treat each other with civility and respect. It is the policy of the School to provide and maintain a learning environment that is free of bullying, cyberbullying, retaliation, and any other verbal or physical misconduct which disrupts the learning environment or makes it unsafe.

The BB&N Bullying Prevention and Intervention Plan (the “Plan”), set forth below, is in accordance with the Massachusetts laws against bullying and is an integral part of our efforts to promote learning and to prevent behavior that can impede the learning process. The Plan spells out BB&N’s comprehensive approach to addressing incidents of bullying, cyber-bullying, and retaliation. Pursuant to the Plan, the School will promptly investigate any report of bullying, cyber-bullying, or retaliation. Upon determining that bullying, cyberbullying, or retaliation has occurred, we will immediately take action to stop the behavior and address the safety concerns for any member of the community who has been impacted.

BB&N recognizes that “certain students may be more vulnerable to becoming a target of bullying or harassment based on actual or perceived differentiating characteristics, including race, color, religion, ancestry, national origin, sex, socioeconomic status, homelessness, academic status, gender identity or expression, physical appearance, pregnant or parenting status, sexual orientation, mental, physical, developmental or sensory disability or by association with a person who has or is perceived to have 1 or more of these characteristics.”

It is important that the Plan is reviewed by all members of the BB&N community. The Head of School and the Campus Directors are responsible for the implementation and administration of the Plan and any questions or concerns related to the Plan may be referred to any of those individuals.

The School will provide written notice of the Plan to students and parents/guardians annually. The notification to students will be in age-appropriate terms. The Plan is included in the Student Handbooks and the All School Employee Handbook. The Plan is also posted on the BB&N website. The Plan will be reviewed and updated biennially.

The School will provide annual training on the Plan to faculty and staff. The training at a minimum will include a review of the reporting obligations for all faculty and staff and the processes that the School will follow in response to a report of bullying, cyberbullying or

retaliation.

II. Prohibition against Bullying, Cyber-Bullying, and Retaliation

The School will not tolerate any form of bullying or cyberbullying. We will also not tolerate retaliation against any person who reports bullying or cyberbullying, or who in good faith provides information during an investigation of bullying.

Bullying, cyberbullying, and retaliation are prohibited on school grounds and at school-sponsored events activities, functions, and programs, including athletic practices and games that occur at off-campus locations. Bullying, cyberbullying, and retaliation are also prohibited at school bus stops, on school buses and on other vehicles owned, leased, or used by the school. It is also prohibited through use of technology or electronic devices owned, leased, or used by the School.

In addition, bullying, cyberbullying and retaliation at a location, activity, function, or program that is not school-related, or through the use of technology or an electronic device that is not owned, leased, or used by the school, are prohibited if that conduct creates a hostile school environment for a targeted student, infringes on the rights of a student at school, or materially and substantially disrupts the educational process.

III. Definitions of Bullying, Cyberbullying and Retaliation

Massachusetts law, M.G.L. Chpt. 71 sec. 37O governs the prohibition of bullying and the adoption of bullying prevention and intervention plans. As governed by law and as used in the Plan the following definitions apply:

Bullying:

Bullying means “the repeated use by one or more students or by a member of a school staff including, but not limited to, an educator, administrator, school nurse, cafeteria worker, custodian, bus driver, athletic coach, advisor to an extracurricular activity or paraprofessional of a written, verbal or electronic expression or a physical act or gesture or any combination thereof, directed at a victim that:

- (i) causes physical or emotional harm to the victim or damage to the victim's property;
- (ii) places the victim in reasonable fear of harm to himself or of damage to his property;
- (iii) creates a hostile environment at school for the victim;
- (iv) infringes on the rights of the victim at school; or
- (v) materially and substantially disrupts the education process or the orderly

operation of a school. For the purposes of this section, bullying shall include cyber-bullying.”

Cyber-bullying:

Cyber-bullying is “bullying through the use of technology or any electronic communication, which shall include, but shall not be limited to, any transfer of signs, signals, writing, images, sounds, data or intelligence of any nature transmitted in whole or in part by a wire, radio, electromagnetic, photo electronic or photo optical system, including, but not limited to, electronic mail, internet communications, instant messages or facsimile communications. Cyber-bullying shall also include:

- (i) the creation of a web page or blog in which the creator assumes the identity of another person or
- (ii) the knowing impersonation of another person as the author of posted content or messages, if the creation or impersonation creates any of the conditions enumerated in clauses (i) to (v), inclusive, of the above definition of bullying.

Cyber-bullying shall also include the distribution by electronic means of a communication to more than one person or the posting of material on an electronic medium that may be accessed by one or more persons, if the distribution or posting creates any of the conditions enumerated in clauses (i) to (v), inclusive, of the definition of bullying.”

Perpetrator:

A Perpetrator includes “[a] student or a member of a school staff including, but not limited to, an educator, administrator, school nurse, cafeteria worker, custodian, bus driver, athletic coach, advisor to an extracurricular activity or paraprofessional who engages in bullying or retaliation.”

Hostile Environment:

A hostile environment is a situation in which bullying causes the school environment to be permeated with intimidation, ridicule, or insult that is sufficiently severe or pervasive to alter the conditions of a student’s education or work environment.

Retaliation:

Retaliation is any form of intimidation, reprisal, or harassment directed against a student who reports bullying or who witnesses and/or provides information during an investigation.

Legal Definitions and School Policy:

Stricter standards of behavior may apply under the School’s policies to prevent inappropriate verbal and physical conduct before a student has been subject to bullying, cyberbullying, or retaliation as it is defined under the law. For example,

although the Plan defines bullying as “repeated use” of certain expressions, acts, and/or gestures, the School reserves the right to apply disciplinary measures and other corrective/remedial action in a case of a single expression, act or gesture, if the School determines that it is of sufficient severity to warrant disciplinary measures or other corrective/remedial action.

III. Prevention of Bullying, Cyber-bullying, and Retaliation

The School’s values, faculty professional development, parent programming and student support services focuses on the development of a collaborative and safe community in which all members feel welcome and connected.

From the moment a student becomes a member of the School community, they learn that as members of our community they have a right to be treated with civility and respect. Our curriculum emphasizes respect for differences, and faculty are clear in their expectations for student behavior. As stated in our Community Expectations document, parents are expected to reinforce the standards for membership in the BB&N community.

Each of our campuses provides annual programming to educate our students in bullying prevention skills and strategies to either prevent or respond to bullying, cyberbullying, and retaliation:

- The Lower School utilizes age-appropriate programs such as Responsive Classroom, Common Sense Media resources, teacher/counselor created programming, and outside consultants and speakers.
- The Middle School integrates the programming into the advisory program as well as the Co-Curriculum (a two year character development program).
- The Upper School offers an advisory program, peer counseling, formal consultants and speakers, and integration of these strategies into wellness initiatives.

IV. Reports of Bullying, Cyber-bullying, or Retaliation

Any member of the School community can and should report any incident of bullying, cyber-bullying or retaliation. Faculty and staff are required to report.

Confidentiality:

The School is aware and understands that reporting bullying, cyber-bullying, or retaliation can be emotional and complex. Therefore, the School is committed to protecting the confidentiality of all parties involved in an investigation, to the extent possible, and provides information on a legitimate, need-to-know basis

Students:

Any student who is the target of bullying, cyber-bullying, or retaliation or has witnessed an incident of bullying, cyberbullying, or retaliation or otherwise has relevant information

about bullying, cyber-bullying, or retaliation is strongly encouraged to promptly report the matter orally or in writing to a member of the BB&N faculty, staff and/or administration. Students who knowingly make a false report of bullying, cyber-bullying or retaliation will be subject to disciplinary action.

Parents and Families:

A parent or family member of a student who is the target of bullying, cyber-bullying, or retaliation, or of a student who has witnessed or otherwise has relevant information about bullying, cyber-bullying, or retaliation is strongly urged to promptly notify the applicable Campus Director. Furthermore, any parent or family member who has witnessed bullying, cyber-bullying, or retaliation or has relevant information concerning such an incident is strongly urged to contact the Campus Directors.

Faculty and Staff:

Any member of the faculty or staff of the School who witnesses or otherwise becomes aware of bullying, cyber-bullying or retaliation is required to report it immediately to the applicable Campus Directors. There are no exceptions. In addition, faculty and staff may not make anonymous reports concerning a student. Finally, a member of the faculty or staff may not make promises of confidentiality to a student, parent, or co-worker who informs him/her of an allegation of bullying cyber-bullying, or retaliation and is required to report the allegation to the applicable Campus Director.

Anonymous Reports:

As noted above faculty and staff may not make reports anonymously concerning a student. Although Massachusetts law permits anonymous reports, the School urges students and their families not to make reports anonymously. This is because it is far more difficult to investigate and address anonymous complaints.

V. Investigation and Response to a Report of Bullying,Cyber-bullying, or Retaliation

A. Preliminary Considerations:

When a complaint or report of bullying, cyber-bullying, or retaliation is brought to the attention of a Campus Director, an assessment is made as to whether any initial steps need to be taken to protect the well-being of students and to prevent disruption of the learning environment while the investigation is being conducted. As appropriate, strategies such as increased supervision or a safety plan during an investigation may be implemented.

B. Investigation:

Once a complaint/report has been made, the applicable Campus Director or his/her designee has a duty to conduct an investigation. The investigation may include, but is not limited to, individual interviews with:

- (i) the person who made the report or complaint;
- (ii) the student who was the target of the alleged bullying, cyberbullying or retaliation;
- (iii) the person or persons against whom the complaint was made, and;
- (iv) any students, faculty, staff or other persons who witnessed or who may otherwise have relevant information about the complaint.

The interviews will be documented and will remain confidential on an otherwise legitimate need-to-know.

C. Parent Notification:

The School to notify the parents of any student who is an alleged target of bullying, cyber-bullying, or retaliation and the parents of any student who may have been accused of engaging in such behavior after a complaint has been made, during the course of the investigation.

D. Determination, Resolution, Notification, and Follow-up:

Following interviews and any other investigation undertaken, as the School deems appropriate, the Campus Director will determine whether and to what extent the allegation of bullying or retaliation has been substantiated. If it is determined that the allegation is substantiated as bullying or retaliation, the Campus Director will determine what disciplinary action and/or other remedial action is appropriate and how it will be implemented. In all circumstances where dismissal is considered as a disciplinary action, the Head of School will be consulted and will make the final determination.

The goal of an investigation, and any resulting disciplinary or other remedial action that is imposed following that investigation, is to correct the situation to the extent it is reasonably possible and to take such steps as can be taken to prevent there being a repetition of the incident and to prevent the student or students targeted and others who participated in the investigation from being subject to retaliation.

If appropriate, such as when a crime may have been committed or a child may have been subject to abuse or neglect of the type that is reportable under Section 51A of the Massachusetts laws, law enforcement or any appropriate government agency will be notified.

Upon completion of the investigation, the Campus Director or designee who conducted

the investigation will meet individually with the student or students who were the target of the alleged incident and the person or persons against whom the complaint was made. Parents will be informed of the results of the investigation and, where disciplinary or other corrective/remedial action is determined to be appropriate, the steps that will be taken to correct the situation. The Campus Director or designee will comply with applicable laws regarding disclosure of confidential information when informing students and parents.

No disciplinary action may be taken against a person solely on the basis of an anonymous report.

The Campus Director or designee who conducted the investigation, in consultation with the school counselor, may refer perpetrators, victims, and family members of such students for counseling or other services as appropriate.

The Campus Director will insure that there are check-ins made with any student found to have been targeted in violation of this policy and his/her parents to inquire as to whether there have been any further incidents.

The Campus Director will keep a file on all reports of bullying, cyber-bullying or retaliation, the investigation, and any actions taken in response to a finding of bullying, cyber-bullying or retaliation.

VI. Conclusion

BB&N is committed to the prevention of bullying, cyberbullying, and retaliation. This Plan is consistent with our Community Standards and Values that strive to create a safe and welcoming environment for all of our community members.