

SCENARIO 1

Student A filed a DASA complaint saying that he was offended by the homophobic slur, “that’s gay”. He hears this expression regularly but has filed the complaint against Students B and C who are in his classes and use this language especially frequently. Student A states that he is gay and finds this expression particularly offensive. He feels very uncomfortable around Students B and C. The complaint also mentions that while most teachers will tell the students to stop using this expression, teacher D in particular does not. When Student A is in teacher D’s class Students B and C occasionally use the expression “that’s gay” in class discussions without receiving any reprimand from teacher D. Recently teacher D used the expression, “that’s gay”, in a class discussion and that is what prompted Student A to file the complaint, which includes teacher D.

REPORTABLE to NYSED on the SSEC Summary Data Collection Form because the student was offended enough to file a complaint and an investigation determined that the comments were pervasive enough to meet the definition of a material incident of harassment based on sexual orientation.

SCENARIO 2

Student A trips student B at the bus stop on a regular basis. Student A and B have assigned seats on the bus and are in different wings and lunches at school. Therefore Student A and Student B have no contact other than at the bus stop.

NOT REPORTABLE to NYSED on the SSEC Summary Data Collection Form because bullying occurred at the bus stop only and did not carry over onto school property.

SCENARIO 3

When a group of kids were getting off the school bus Student A heard someone say, “you smell and you are ugly”. At home Student A began taking showers three times a day and cut her hair. When student A’s mother asked why she cut her hair and was taking extra showers she told her mom about being called smelly and ugly on the bus. Student A did not know which student had spoken to her.

REPORTABLE to NYSED on the SSEC Summary Data Collection Form because the bullying occurred on the school bus and was negatively affecting Student A, even when the offender is unknown.

SCENARIO 4

Student A and student B are part of the same group of friends. Both girls like boy C and are trying to get his attention. Student A tells Student B that she is so ugly that Boy C won’t like her. Student B shoves Student A, which begins a fight. A teacher breaks up the fight and there are no injuries. Both students are suspended for fighting.

NOT REPORTABLE to NYSED on the SSEC Summary Data Collection Form because this is a conflict (not bullying) and did not result in physical injury.

SCENARIO 5

One evening, while at home, Student A posted a picture on Snapchat of Student B with comments saying that she is a liar and a thief. Friends of student A posted similar comments. The next day, at school, student A and her friends were whispering and laughing whenever Student B was near them. A friend of Student B showed Student B the Snapchat Screen Shot that the students were commenting about. During lunch other students were calling student B a liar and a thief and laughing at her.

REPORTABLE to NYSED on the SSEC Summary Data Collection Form because the cyberbullying is impacting the student at school.

SCENARIO 6

Student A has a disability that impairs his speech and motor function. During gym class, Student B mimicked Student A's speech and awkward movements. The next day Student A refused to go to gym class.

REPORTABLE to NYSED on the SSEC Summary Data Collection Form because of the negative impact on the student's education.

SCENARIO 7

A group of boys make barking sounds and laugh whenever they see a particular female teacher in the hallways. This continues for 2 weeks. The teacher becomes increasingly uncomfortable walking alone in the hallways; she is asking male teachers to escort her thru the hallways. The teacher files a complaint of harassment.

NOT REPORTABLE to NYSED on the SSEC Summary Data Collection Form because DASA applies only to students as targets. Article 2 Chapter 12 states "No student shall be subjected to harassment or bullying ...".

SCENARIO 8

Sally, an eleventh-grade transgender girl and her mother requested to meet with the principal and school counselor to inform her teachers that even though her school records indicate that her name is Samuel, she goes by the name Sally and uses female pronouns. With permission from Sally and her mother, the principal sent a letter to Sally's teachers stating that student Samuel (Smith) wishes to be referred to by the name Sally (Smith), a name consistent with her female gender identity. The principal further stated staff should use Sally's preferred name in all contexts, as well as the feminine pronouns, and that fellow students are expected to do the same. Although most of Sally's teachers supported her and reminded the students to do the same, one of the teachers never addressed the students when Sally was intentionally and repeatedly referred to as Samuel, even after the mother and Sally herself told the teacher how upsetting this is to Sally. Sally has begun to skip this class and her grade is going down. The teacher is giving her detention for skipping class. Sally's mother has filed a DASA Complaint against the teacher.

REPORTABLE to NYSED on the SSEC Summary Data Collection Form because the teacher is not supporting the use of Sally's chosen name and the protection of gender under DASA includes gender identity and expression.