



LINCOLN COUNTY
SCHOOL DISTRICT

Human Resources Office
1212 NE Fogarty, Newport, OR 97365
Mailing Address: PO Box 1110, Newport, OR 97365
T 541-265-9211 | F 541-574-0511 | www.lincoln.k12.or.us



LCSD Sexual Conduct Definition

Definition of Sexual Conduct as defined by ORS 339.370(11):

“Sexual conduct” means any verbal or physical conduct or verbal, written or electronic communications by a school employee, a contractor, an agent or a volunteer that involve a student that are:

- (A) Sexual advances or requests for sexual favors directed toward the student; **or**
- (B) Of a sexual nature that are directed toward the student or that have the effect of unreasonably interfering with the student’s educational performance, or of creating an intimidating, hostile, or offensive educational environment;

“Student” as defined by ORS 339.370(12)

- a. Who is:
 - (A) In any grade from prekindergarten through grade 12; **or**
 - (B) Twenty-one years of age or younger and receiving educational or related services from an education provider that is not a post-secondary institution of education; or
- b. Who was previously known as a student by the person engaging in sexual conduct and who left school or graduated from high school within 90 days prior to the sexual conduct.

Description of conduct that may constitute sexual conduct;: Please note that this is not an exhaustive list.

1. Kissing students
2. Touching students frequently
3. Commenting on students’ bodies or appearance in a sexual manner
4. Exchanging gifts or communications with individual students
5. Showing pornography and obscene or suggestive photos to the student
6. Videotaping or photographing a student in revealing or suggestive poses
7. Discussing/writing about sexual topics unrelated to curriculum with students, making sexual jokes, gestures, pictures and innuendos or engaging in inappropriate banter with students (e.g. discussion of student’s dating behavior)
8. Sharing your own sexual exploits or marital difficulties
9. Intentionally invading the student's privacy (e.g. walking in on him/her in the bathroom intentionally)
10. Going to the student's home without parent supervision
11. Using e-mail, text-messaging, or instant messaging (communicating) to discuss sexual topics with individual students
12. Dating students (or other one-one time with student)