

STUDENTS

1 Corrective Actions and Punishment

2
3 The Board recognizes that every student is entitled to due process rights that are provided by
4 law.

5
6 Suspension

7
8 The procedure set forth below will be followed when a proposed punishment of a student is to
9 include denial of the right of school attendance from any single class or from a full schedule of
10 classes for at least one (1) day.

11
12 Before any suspension is ordered, a building administrator will meet with a student to explain
13 charges of misconduct and a student will be given opportunity to respond to the charges.

14
15 When a student's presence poses a continuing danger to persons or property or poses an ongoing
16 threat of disruption to the educational process a pre-suspension conference will not be required
17 and an administrator may suspend a student immediately. In such cases, a building administrator
18 will provide notice of and schedule a conference as soon as practicable following the suspension.

19
20 A building administrator will report any suspension immediately to a student's parent or legal
21 guardian. An administrator will provide a written report of suspension that states reasons for a
22 suspension, including any school rule that was violated, and a notice to a parent or guardian of
23 the right to a review of a suspension. An administrator will send a copy of the report and notice
24 to the Superintendent.

25
26 The Superintendent will conduct a review of any suspension on request of a parent or legal
27 guardian. A student and parent or legal guardian may meet with the Superintendent to discuss
28 suspension. After the meeting and after concluding a review the Superintendent will take such
29 final action as appropriate.

30
31 Specific discipline measures, regarding make-up work, for students who are suspended from any
32 class or from school entirely can be found in the student handbook.

33
34 Expulsion

35
36 The Board and only the Board may expel a student from school and may do so only after
37 following due process procedures set forth below.

38
39 The Board will provide written notice to a student and parent or legal guardian of a hearing to
40 consider a recommendation for expulsion, which will be sent by registered or certified mail at
41 least five (5) school days before the date of the scheduled hearing. A notice will include time
42 and place of a hearing, information describing the process to be used to conduct a hearing and
43 notice that the Board intends to conduct a hearing in closed session unless a parent or legal
44 guardian waives a student's right to privacy.

45
46 Within the limitation that a hearing must be conducted during a period of student suspension, a
47 hearing to consider expulsion may be rescheduled when a parent or legal guardian submits a
48 request showing good cause to the Superintendent at least two (2) school days before a hearing

STUDENTS

1 date as originally scheduled. The Superintendent will determine if a request shows good cause to
2 reschedule a hearing.

3
4 The student has the right to be present for the duration of the hearing. At hearing the student may
be represented by counsel and ask questions, present perspectives, and provide witnesses or
documentation. The Board is not bound by formal rules of evidence in conducting the hearing.

7
8 Procedures for Suspension and Expulsion of Students with Disabilities

9
10 The District will comply with provisions of the Individuals with Disabilities Education Act
11 (IDEA) when disciplining students. The Board will not expel any special education student
12 when a student’s particular act of gross disobedience or misconduct is a manifestation of a
13 student’s disability. The Board may expel pursuant to its expulsion procedures any special
14 education student whose gross disobedience or misconduct is not a manifestation of a student’s
15 disability. A disabled student will continue to receive education services as provided in the
16 IDEA during a period of expulsion.

17
18 The building administrator may suspend a child with a disability from the child’s current
19 placement for not more than ten (10) consecutive school days for any violation of school rules,
20 and additional removals of not more than ten (10) consecutive schools days in that same school
21 year for separate incidents of misconduct, as long as those removals do not constitute a change of
22 placement under 34 CFR 300.519(b), whether or not a student’s gross disobedience or
23 misconduct is a manifestation of a student’s disabling condition. Any special education student
24 who has exceeded or who will exceed ten (10) days of suspension may temporarily be excluded
25 from school by court order or by order of a hearing officer, if the District demonstrates that
26 maintaining a student in a student’s current placement is substantially likely to result in injury to
27 a student or to others. After a child with a disability has been removed from his or her placement
28 for more than ten (10) school days in the same school year, during any subsequent days of
29 removal the public agency must provide services to the extent required under 34 CF 300.121(d).

30
31 An administrator may remove from current placement any special education student who has
32 carried a weapon to school or to a school function or who knowingly possesses or uses illegal
33 drugs or sells or solicits the sale of a controlled substance while at school or a school function or
inflicts serious bodily injury on another person while at school, on school premises, or at a school
function under the jurisdiction. A serious bodily injury is one that involves a substantial risk of
death; extreme physical pain; protracted and obvious disfigurement; or protracted loss or
impairment of the function of a bodily member, organ, or faculty.

34 The District will place such student in an appropriate interim alternative educational setting for
35 no more than forty-five (45) school days in accordance with the IDEA.

36
37 Procedure History:

38 Promulgated on: February 2007

39 Revised on: November 20, 2007, April 2019