

Discipline Rules

- 1. These rules do not apply to students who are intellectually disabled. A intellectually disabled student's placement may not be unilaterally changed for any period of time. See #15 for this exception.**
- 2. These rules do not apply to a "Thought to be Exceptional" student or those students that the District "Has knowledge" that have a disability.**
- 3. All students disabled and non-disabled are entitled to certain Due Process rights before they can be excluded from public schools for any period of time for disciplinary reasons. These include: Notice of the Charges, an Informal Hearing after three days of suspension, and a Formal Hearing for expulsion.**
- 4. Any disciplinary removal of a disabled student from the current placement for more than 10 consecutive school days is a "Change in Placement" for that student.**
- 5. Removal or exclusion of a disabled student for more than 15 cumulative days in a school year is a "Change in Placement" for that student.**
- 6. A removal for any portion of a child's school day will be considered a "day" of suspension.**
- 7. Removals of a disabled child that are not necessarily called "suspension" still may be counted as a "Change in Placement" day for that student; for example...being sent home from school early to rest, requiring a Doctor's evaluation before the child can return to school.**
- 8. School personnel have the authority to unilaterally remove a disabled student from the current placement for up to 10 school days for 15 cumulative days in the school year. Parental permission is not required.**
- 9. When a disciplinary "Change in Placement" is contemplated, the LEA, student's parents, and relevant members of the IEP Team must meet to make a Manifestation Determination.**
- 10. Once a disabled student has been removed from the current placement for 10 days in a school year, the IEP Team must also meet to develop an Assessment Plan and Behavior Management Plan to**

address behavior if there are going to be additional suspensions in that school year.

11. If the child's behavior is a manifestation of his/her disability, discipline must stop. If the child's behavior is not a manifestation of his/her disability, they may be disciplined in the same manner as a regular education student.

