

Special Education Discipline Chart

Suspension	<ul style="list-style-type: none"> ● Interview student; provide opportunity for student to respond ● Notify parent verbally and in writing ● Offer parent opportunity to request a hearing to appeal issuance of the suspension ● Ten(10) consecutive school days maximum for each infraction ● Services need not be provided during days 1-10 <p>→<i>If over 10 days cumulative in school year:</i> Conduct MDR (manifestation determination) Draft FB/BIP (or review/revise existing FBA/BIP) Provide services</p>
Expulsion	<ul style="list-style-type: none"> ● Suspend student for 10 school days (see above) ● Place student in 45-day IAES (if conduct meets requirements, see below) ● Conduct MDR ● Draft FBA/BIP (or review/revise existing FBA/BIP) ● IEP team determines placement during expulsion (therapeutic day school), in the event board expels student from school (services are required) ● Letter to parent scheduling expulsion hearing ● Conduct expulsion hearing (before hearing officer or board) ● Board meeting to consider hearing officer's report/board action ● Letter to parent summarizing board action and expulsion period
45-School Day IAES Placement	<ul style="list-style-type: none"> ● Weapon on school ground or at a school function "a weapon, device, instrument, material, or substance, animate or inanimate, that is used for, or is readily capable of, causing death or serious bodily injury, except that such term does not include a pocket knife with a blade of less than 2 ½ inches." ● Drug offense: knowingly possessing or using an illegal drug or selling or soliciting the sale of a controlled substance while at school or a school function. "Illegal drug" is defined as a controlled substance, but it does not include a substance that is legally possessed or used under the supervision of a licensed healthcare professional ● Serious bodily injury: substantial risk of death; extreme physical pain; protracted and obvious disfigurement; or protracted loss of impairment of the function of a bodily member, organ, or faculty. ● Dangerous student: a hearing officer must determine that the district has demonstrated by substantial evidence (more than a preponderance of evidence, <i>i.e.</i>, more than 51%) that maintaining the current placement of the student is substantially likely to result in injury to the student or others.
Knowledge	<ul style="list-style-type: none"> ● The parent has expressed concern in writing to supervisory personnel or a teacher that the child is in need of special education prior to the misconduct; or ● The parent has requested an evaluation prior to the misconduct; or ● The child's teacher, or the other personnel has expressed specific concerns about a pattern of behavior demonstrated by the child directly to the director of special education or the other supervisory personnel (child find process).