INSTRUCTION

SPECIAL EDUCATION

REGULATION

§5-55 Disciplinary Procedures for Students with Disabilities

The following procedures supplement Policy §5-55 to specify time requirements that must be followed when a disabled student is considered for disciplinary action by the Division Superintendent. It is essential that these requirements are met.

1. The student should be suspended for at least three (3) school days to allow time for the process to work.

2. The notice of suspension and back-up information should be hand carried to the Director of Special Education on the day of the incident. Call ahead to let the Director know that it is coming.

3. The Director of Special Education will convene an IEP committee and reach a decision on relatedness within two (2) days of receipt of the information. A special education central office supervisor/director will chair the IEP committee meeting.

4. If the misconduct is not related to the student's disabling condition, the parent should be called in for a meeting to choose a new school or prepare other documentation for the Division Superintendent within the time frame of the suspension. A finding of "not related" means that normal disciplinary procedures can be followed, but transportation must be provided to the student even if he/she is involuntarily transferred.

5. If the student's behavior is found related to his/her disabling condition, the parent and student must meet with the school principal and the IEP committee to discuss actions to be taken regarding placement and/or eligibility. The Special Education Department will begin reconsideration of eligibility and/or placement with full involvement of the school and parents.

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