

CARBON CAREER & TECHNICAL INSTITUTE

SECTION: PROGRAMS

TITLE: DISCIPLINE OF STUDENTS
WITH DISABILITIES

ADOPTED: June 19, 2003

REVISED:

113.1. DISCIPLINE OF STUDENTS WITH DISABILITIES	
<p>1. Purpose Title 22 Sec. 14.36</p>	<p>Behavioral interventions shall be used with students with disabilities to promote and strengthen desirable behaviors and to reduce identified inappropriate behaviors.</p> <p>Students with disabilities who engage in inappropriate behavior, disruptive activities and/or actions injurious to themselves or others shall be disciplined in accordance with their Individualized Education Program, a behavioral intervention plan and Joint Operating Committee policy.</p>
<p>2. Authority 20 U.S.C. Sec. 1400 et seq Title 22 Sec. 14.35</p>	<p>The Joint Operating Committee directs that the school shall comply with provisions of the Individuals With Disabilities Education Act (IDEA) and State regulations when disciplining students with disabilities for violations of school policy and school rules and regulations.</p>
<p>20 U.S.C. Sec. 612a (1) (A)</p>	<p>During any period of disciplinary action, the student shall continue to receive a free and appropriate education, in accordance with federal law.</p>
<p>3. Guidelines 20 U.S.C. Sec. 1415 (e) (3)</p>	<p>A disabled student may be suspended for an aggregate of fifteen (15) days of school per year, regardless of whether the student's behavior is a manifestation of his/her disability, except that the student shall continue to receive appropriate educational services during the period of suspension.</p>
<p>Pol. 218, 233</p>	<p>No student with a disability shall be expelled if the student's behavior is a manifestation of his/her disability.</p> <p>A student with a disability whose behavior is not a manifestation of his/her disability may be expelled pursuant to school procedures, except that the student shall continue to receive appropriate educational services during the period of expulsion.</p>

<p>20 U.S.C. Sec. 3357 et seq</p>	<p>A hearing officer may order removal to an alternative setting for forty-five (45) days where the school demonstrates by substantial evidence that maintaining the disabled student's current placement is substantially likely to result in injury to the student or others.</p> <p>If the school does not have knowledge of a student's disability, a student is subject to the established disciplinary measures. If a request for evaluation is made during the period the student is subject to disciplinary measures, the evaluation shall be expedited.</p> <p><u>Weapons Violations</u></p> <p>A disabled student who carries a weapon to school or a school function may be removed from his/her current placement. The student shall be placed in an appropriate interim alternative educational setting for no more than forty-five (45) days.</p> <p>According to statute, weapon shall be defined as a device, instrument, material or substance, animate or inanimate, that is used for, or is readily capable of, causing death or serious bodily injury.</p> <p><u>Drugs/Controlled Substances Violations</u></p> <p>A disabled student who knowingly possesses or uses illegal drugs or sells or solicits the sale of a controlled substance while at school or a school function may be removed from his/her current placement. The student shall be placed in an appropriate interim alternative educational setting for no more than forty-five (45) days.</p>
---------------------------------------	---