

SUSPENSION AND EXPULSION

Students are expected to conduct themselves in a manner suitable to their age and grade. Students disobedient or disruptive of the educational process are subject to corrective discipline. Possession of a weapon or a firearm by a student on school property and at school functions is prohibited.

School property includes all land within the perimeter of the school site and all school buildings, structures, facilities, and school vehicles, whether owned or leased by the school district, and the site of any school-sponsored activity.

The School Board hereby delegates to the Superintendent and each principal the authority to deal with disciplinary problems in his/her school, including suspension. A principal or the superintendent may suspend a student for up to ten (10) consecutive days or recommend expulsion of a student. Parents of the student shall be notified promptly if a suspension has been given. Members of the school board shall also be notified when a suspension has been imposed. Suspension includes in-school suspension from classes as well as exclusion from school classes, buildings, grounds, and activities. During an out-of-school suspension the student may not participate in or attend any school sponsored activities, whether held on or off the school premises.

The School Board may expel a student for conduct which violates this policy after providing notice and a hearing as set forth in this policy.

When the conduct does not involve possession of a weapon, the expulsion may be for the remainder of the current school year.

When the conduct violates the district policy on possession of a weapon and the weapon is a firearm as defined by that policy, the expulsion may be for one calendar year, subject to modification on a case by case basis in accordance with criteria established by the School Board herein.

When the conduct violates the district's policy on possession of a weapon which is not a firearm, the expulsion may be for a period not to exceed twelve months.

Conduct, including but not limited to the following, exhibited while on school grounds, during a school-sponsored activity, or during a school-related activity is subject to suspension or expulsion:

1. Causing or attempting to cause damage to school property or stealing or attempting to steal school property of value;
2. Causing or attempting to cause damage to private property or stealing or attempting to steal private property;
3. Causing or attempting to cause physical injury to another person except in self-defense;
4. Possessing or transmitting any firearms, knives, explosives, or other dangerous objects or weapons;
5. Possessing, using, transmitting, or being under the influence of any narcotic drug, hallucinogenic drug, amphetamine, barbiturate, marijuana, alcoholic beverage, or intoxicant of any kind;
6. Disobedience or defiance of proper authority;
7. Behavior which is detrimental to the welfare, safety, or morals of other students;
8. Truancy;
9. Offensive and vulgar language, whether or not it is obscene, defamatory, or inciteful to violence, where it is disruptive of the educational process;
10. Threats of violence, bomb threats, or threats of injury to individuals or property;
11. Any student behavior which is detrimental or disruptive to the educational process, as determined by the principal.

Enrollment of Suspended Students

Any student who has been suspended from another district will not be permitted to enroll in the Tioga District until eligible to re-enroll in his or her former district or until the Board or the Superintendent has reviewed the prior suspension and determines that the suspension was illegal or improperly imposed.

Suspension or Expulsion of Students With Disabilities

Suspension or expulsion of students with disabilities must comply with the provisions of the Individuals with Disabilities Education Act.

The District is not required to refer for special education assessment and evaluation a regular education student who has been suspended for violation of school rules and district policy to determine if such a student might have a disability. A suspended regular education student is not entitled to reinstatement to classroom and campus privileges pending any assessment and evaluation which is to be made during the term of the student's suspension.

Criteria for Modification of Duration of Expulsion for Possession of Firearm

The School District Superintendent shall apply the following criteria when determining on a case by case basis whether to modify the one-year expulsion of a student for firearms possession:

- a. The totality of the circumstances, including the severity of the incident and the degree of endangerment of other students and staff.
- b. The age and grade level of the student.
- c. The prior disciplinary history of the student being expelled.
- d. Relevant factors which contributed to the student's decision to possess a firearm in violation of this Policy.
- e. The recency and severity of prior acts resulting in suspension or expulsion.
- f. Whether the optional provision of educational services in an alternative setting is a viable alternative to modifying the one-year duration of the expulsion.
- g. Input, if any, provided by licensed professionals (psychologists, psychiatrists, counselors) as to whether the expelled student would place himself/herself or others at risk by returning to the school prior to the expulsion of the one-year expulsion period.

Copies of these rules shall be distributed to students.

End of Tioga PSD Policy FFK..... Reviewed/Revised: May 16, 2016