

STUDENT DISCIPLINE  
REMOVAL BY TEACHER OR BUS DRIVER

FOA  
(REGULATION)

APPOINTMENT OF  
PLACEMENT REVIEW  
COMMITTEE

By the end of September each year, the campus principal will submit to the Department of Administration the members of the Placement Review Committee [see FOA (LEGAL)].

DISCRETIONARY REMOVAL BY  
A TEACHER

In accordance with Education Code 37.002(b), A teacher may remove from class a student:

1. Who has been documented by the teacher to repeatedly interfere with the teacher's ability to communicate effectively with the students in the class or with the ability of the student's classmates to learn; or
2. Whose behavior the teacher determines is so unruly, disruptive, or abusive that it seriously interferes with the teacher's ability to communicate effectively with the students in the class or with the ability of the student's classmates to learn.

DISTRICT EXPECTATIONS /  
DISCRETIONARY REMOVAL BY  
A TEACHER

Response to Intervention/Student Support Committee (RTI/SSC) steps must be implemented, including appropriate documentation regarding implementation of interventions, monitoring, and referral to the campus administration. This includes:

1. Documented evidence of behavioral interventions;
2. Documented parent contacts and scheduled conferences;
3. Conferences between teacher and campus administrators regarding behavioral concerns and interventions;
4. Student referrals to the principal's office; and
5. RTI/SSC strategies.

If the teacher has implemented RTI/SSC steps, and effective discipline is not maintained, the teacher may submit FOA (EXHIBIT)-B to the campus administrator in regards to the student.

NOTICE OF DISCRETIONARY  
REMOVAL BY TEACHER TO  
CAMPUS ADMINISTRATOR

The principal completes and sends home the Notice to Parent of Student Discipline Removal by a Teacher letter, found at FOA (EXHIBIT)-C.

The principal may not return the student to the teacher's class without the teacher's consent, unless the Placement Review Committee determines that such placement is the best or only alternative available. Education Code 37.002(c).

The Placement Review Committee is composed of three members who will meet to determine placement of a student when a teacher refuses the return of a student to the teacher's class and make recommendations to the District regarding readmission of expelled students. [See FOA (LEGAL)].

STUDENT DISCIPLINE  
REMOVAL BY TEACHER OR BUS DRIVER

FOA  
(REGULATION)

PLACEMENT REVIEW  
COMMITTEE  
(MEETING  
GUIDELINES)

1. The committee should be given the law and any District guidelines (regulation) about its work.
2. The committee will run the meeting (i.e., campus administration should not facilitate the meeting). Campus administration may be in attendance as an observer.
3. The teacher requesting removal will be allowed to present to the committee.

MITIGATING FACTORS

4. In accordance with Education Code 37.009 (a), When making the final decision, the campus administration must consider whether the student acted in self-defense, the intent or lack of intent at the time the student engaged in the conduct, the student's disciplinary history, and whether the student has a disability that substantially impairs the student's capacity to appreciate the wrongfulness of the student's conduct.
5. The teacher will be provided a maximum of 30 minutes to present to the committee. One committee member will be assigned timekeeper.
6. The meeting will be considered a confidential meeting. Conversations and documents shared within the meeting shall not be shared with the exception of the final determination to be presented to the parents by the campus administration.
7. It is the teachers' responsibility to provide the committee with documentation and information to be reviewed by the committee during the 30 minute time period.
8. The three-member committee will deliberate in private without influence from anyone. Campus administrators will not be present during committee deliberations.
9. The committee will report its recommendation to the principal who will timely report the final determination to the teacher and the student's parent.

The principal will send the parents a letter, found at FOA (EXHIBIT)-D, informing them of the final decision.

MANDATORY  
REMOVAL BY A  
TEACHER

A teacher will remove from class and send to the principal for placement in a disciplinary alternative education program (DAEP) or expulsion, as appropriate, a student who engages in conduct described in Education Code 37.006 (removal) or 37.007 (expulsion). [See FOC, FOD, Education Code 37.002(d)].

The student may not be returned to the regular class pending the required conference [see FOC and Education Code 37.009(a)].