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– Suspension/Expulsion

R 2461.02 SPECIAL EDUCATION/RECEIVING SCHOOLS – SUSPENSION/EXPULSION

The receiving school district, in order to be in compliance with N.J.A.C. 6A:14, will provide all special education services to all special education pupils in accordance with New Jersey Administrative Code, the Individuals with Disabilities Act, Board Policies 2460 and 2461 and corresponding Regulations.

Procedures for Collaboration For Pupils With Disabilities Who Are Suspended/Expelled

The receiving school will collaborate with the district Board of Education in the provision for a free, appropriate public education for the population served including pupils with disabilities who are suspended.

1. The Principal is responsible for implementing suspensions/expulsions in the receiving school.
1. Each time a pupil with a disability is removed from his/her current placement for disciplinary reasons, the Director will notify the case manager of the sending district.
2. The Building Principal or his/her designee will have a system in place to track the number of days a pupil with disabilities has been removed for disciplinary reasons.
3. Suspension from transportation will/will not be counted as a day of removal as more specifically set forth in Regulation 2460.8.
4. Removal for a portion of the school day will be counted proportionately.
5. If the receiving school has an in-school suspension program, participation in the program will not be counted as a day of removal if the program provides the following:
 - a. An opportunity for the pupil to progress in the general curriculum;
 - b. The services and modifications specified in the pupil's IEP;



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- c. Interaction with peers who are not disabled to the extent they would have interaction with in the current placement; and
 - d. The pupil is counted as present for the time spent in the in-school suspension program.
7. If a pupil with a disability is removed from his or her educational placement for disciplinary reasons for more than 10 consecutive school days in a school year then it shall constitute a change of the pupil's educational placement. Similarly, if a pupil with a disability receives a series of short-term removals which amount to more than 10 cumulative school days in a school year then school officials in the receiving school in consultation with the case manager of the sending district shall confer to determine whether the series of removals constitutes a change in placement because of factors such as the length of each removal, the total amount of time the student is removed and the proximity of the removals to one another:
- a. The Director of the receiving school and the sending district case manager will follow the procedures set forth in Regulation #2460.8;
 - b. Written documentation of the consultation between school officials and the case manager of the sending district will be maintained by the Child Study Team Secretary of the receiving district.

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