File: JKF

DISCIPLINE OF SPECIAL NEEDS STUDENTS

1. The Individualized Education Plan (I.E.P.) for every special needs student will indicate whether the student can be expected to meet the regular discipline code or if the student's handicapping condition requires a modification. Any modification will be described in the I.E.P.

2. The Principal (or designee) will notify the Special Education Director of the suspendable offense of a special needs student and a record will be kept of such notices.

3. When it is known that the suspension of a special needs student will accumulate to more than ten days in a school year, a review of the I.E.P. as provided in Section 333 of the Chapter 766 Regulations will be held to determine the appropriateness of the students placement or program. The Team will make a finding as to the relationship between the student's misconduct and his/her handicapping condition.

    a. If the student's conduct is related to his/her special needs or the plan is inappropriate, the student's I.E.P. will be amended or steps will be taken to fully implement the current I.E.P. Any new program will be immediately implemented with parental consent. Any dispute regarding the I.E.P. will be resolved through the special education mediation and hearing process. If a hearing is requested, the student must stay in his/her current program, unless, a court determines otherwise.

    b. If the student's conduct is not related to his/her special needs or to an inappropriate I.E.P., a suspension may be imposed and a plan for alternative service will be developed. Parents will be notified of the suspension, the reasons therefore, and the alternative plan. If a hearing is requested, the student will remain in his/her current placement, unless, a court determines otherwise.

    c. If a student carries a weapon to school or to a school function, or if the student knowingly possesses or uses illegal drugs or sells or solicits the sale of a controlled substance while at school or a school function, the Principal may order a change of placement for 45 days. The placement will be determined by the Special Education Team.

    d. In cases where a special needs student's conduct presents a danger to other students, staff, or the student himself/herself, the Webster School Committee will immediately seek court approval to suspend or exclude the student from the School premises.