

# MONROE CAREER AND TECHNICAL INSTITUTE

SECTION: PUPILS

TITLE: SUSPENSION AND EXPULSION

ADOPTED: July 12, 2010

REVISED: May 28, 2010

<b>233. SUSPENSION AND EXPULSION</b>	
<p>1. Purpose</p>	<p>The Joint Operating Committee recognizes that exclusion from the educational program of the school, whether by suspension or expulsion, is the most severe sanction that can be imposed on a student and one that cannot be imposed without due process.</p>
<p>2. Authority SC 1318, 1850.1 Title 22 Sec. 12.6, 12.8</p>	<p>Students are expelled by action of the Board or a committee of the Board at the sending school. The Joint Operating Committee will be apprised of these expulsions by the MCTI Director.</p>
<p>3. Guidelines  SC 1318 Title 22 Sec. 12.6</p>	<p><u>Exclusion From School – Suspension</u></p> <p>The building administrator may suspend any student for disobedience or misconduct for a period of one (1) to ten (10) consecutive school days and shall report the suspension to the Director and sending school as soon as possible.</p> <p>No student may be suspended without notice of the reasons for which s/he is suspended and an opportunity to be heard on his/her own behalf before the school official who holds the authority to reinstate the student. Prior notice is not required where it is clear that the health, safety or welfare of the school population is threatened. The parents/guardians and Director shall be notified immediately in writing when a student is suspended.</p> <p>When the suspension exceeds three (3) school days, the student and parent/guardian will be given the opportunity for an informal hearing with the designated school official. Such hearing shall take place as soon as possible after the suspension, and the school shall offer to hold it within the first five (5) days of the suspension.</p> <p>Informal hearings under this provision shall be conducted by the building administrator.</p>

<p>Title 22 Sec. 12.7</p>	<p><u>Exclusion From Class – In-School Suspension</u></p> <p>No student may receive an in-school suspension without notice of the reasons for which s/he is suspended and an opportunity to be heard prior to the time the suspension becomes effective. The parent/guardian shall be informed of the suspension action taken by the school.</p> <p>Should the in-school suspension exceed ten (10) consecutive school days, the student and parent/guardian shall be offered an informal hearing with the building administrator. Such hearing shall take place prior to the eleventh day of the in-school suspension.</p>
<p>SC 1318 Title 22 Sec. 12.6, 12.8</p>	<p><u>Expulsion</u></p> <p>Expulsion is exclusion from school by the Board of the sending school for a period exceeding ten (10) consecutive school days. The Board may permanently expel from the school rolls any student whose misconduct and disobedience warrants this sanction. No student shall be expelled without an opportunity for a formal hearing before the Board at the sending school or a duly authorized committee of the Board.</p>
<p>Title 22 Sec. 12.6</p>	<p><u>Attendance Requirements</u></p> <p>The student under seventeen (17) years of age who is expelled has forfeited his/her right to an education in the school, but s/he has not been excused from compliance with the compulsory attendance statute applicable to the home school.</p>
<p>Pol. 113.1</p>	<p><u>Students with Disabilities</u></p> <p>When a student with an Individualized Education Program faces suspension or expulsion, the school shall ensure that it complies with all applicable state and federal laws and regulations and Joint Operating Committee policies.</p>
<p>2 Pa. C.S.A. Sec. 101 et seq</p>	<p><u>Expulsion Hearings</u></p> <p>A formal hearing conducted by sending school district shall be required in all expulsion actions. Refer to sending school districts’ policies on expulsion hearings.</p>
<p>4. Delegation of Responsibility</p>	<p>The Director or designee shall develop rules and regulations to implement this policy which include:</p>
<p>Pol. 218</p>	<p>1. Publication of a Student Code of Conduct, in accordance with Joint Operating Committee policy on student discipline.</p>

<p>Pol. 216</p>	<ol style="list-style-type: none"><li>2. Procedures that ensure due process when depriving a student the right to attend school.</li><li>3. Regulations regarding student records which require that records of disciplinary suspension be maintained in accordance with Joint Operating Committee policy on student records.</li><li>4. The name of a student who has been disciplined shall not become part of the agenda or minutes of a public meeting, nor part of any public record of the Joint Operating Committee; but such students may be designated by code.</li><li>5. Any student who has been expelled may apply for re-admission to school upon such conditions as may be imposed by the sending school district's board.</li></ol> <p>References:</p> <p>Local Agency Law – 2 Pa. C.S.A. Sec. 101 et seq</p> <p>School Code – 24 P.S. Sec. 1318, 1850.1</p> <p>State Board of Education Regulations – 22 PA Code Sec. 12.3, 12.6, 12.7, 12.8</p> <p>Joint Operating Committee Policy – 113.1, 216, 218</p>
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Previously approved: August 7, 2006