DISCIPLINE: Special Education
Recommendation of Suspension for a Dangerous Student

School personnel may remove a student to an interim alternative educational setting for not more than 45 school days without regard to whether the behavior is determined to be a manifestation of the child's disability, in cases where a child:

- Has inflicted serious bodily injury upon another person while at school, on school premises, or at a school function under the jurisdiction of a State or local educational agency.

DISCIPLINE INCIDENT

☐ Consult with the Superintendent or designee.
☐ Impose 10 day suspension, initially.
☐ Notify the parents of that decision in verbally and in writing.
☐ Include a copy of the procedural safeguards in the notification (every time).
☐ A Manifestation Determination Meeting must be scheduled immediately and must occur as soon as possible, but no later than 10 days after the decision to take disciplinary action is made. Case Manager is notified of the need for a Manifestation Determination Meeting.
☐ Manifestation Determination procedures are completed.
☐ Follow with a 45 school day removal to an Alternative Setting.
☐ Enable student to continue to receive services and modifications, those in IEP to meet IEP Goals.
☐ Then choose one of the 3 options below to address this issue:

Option 1:

☐ Request a hearing officer to change placement for 45 calendar days
☐ Hearing Officer can extend for additional 45 day periods provided each is established each time in a hearing:
   - Appropriateness of current placement
   - Reasonable efforts to minimize risk of harm in current placement, including provision of supplementary aids and services
   - Determine whether Interim Alternative Setting enables student to participate in the general curriculum, although in another setting.
   - Enables the student to receive services and modifications, including those in the IEP, which enable the student to meet IEP goals and objectives.
   - Include services and modifications designed to address behavior so that it does not recur.
   - The IEP team proposes the Interim Alternative Educational Setting.

Option 2:

☐ Parental agreement to change in placement.

Option 3:

☐ Court Injunction ordering the change in placement.