

STUDENTS

Discipline - Students in the Special Education Program

Administrators will work closely with the Director of Pupil Services & Special Education in ensuring that all due process rights are afforded to students in a special education program who have been referred to the Board of Education for possible expulsion.

If the health and safety of a child or of others is threatened, it is appropriate for the building administrator to remove the student from the setting as soon as possible, and in any event, in all due haste.

The protections found in federal and state statutes for students in special education programs are not to be brought into effect until the multidisciplinary team process has been completed and the placement offer has been made.

When a student is in a special education program and has been referred to the Board of Education for an expulsion hearing under 120.13, the multidisciplinary team process will be completed before the board meets in Executive Session to consider the action under 120.13. The multidisciplinary team will be appointed as per Board Policy 6171.1, and the multidisciplinary team process will be convened to consider one question, "Is there a causal relationship between the student's misconduct and the disability?".

If the multidisciplinary team finds that there is no relationship, expulsion proceedings may continue under 120.13.

If the multidisciplinary team process finds there is a direct relationship, an Individual Education Program (IEP) committee will be convened on behalf of the student. The IEP committee will include the student's Exceptional Educational Needs (EEN) teacher, principal or assistant principal and the Assistant Superintendent in addition to the student's parents. The student may be included at the discretion of the administrator. The Individual Education Program (IEP) process will be followed as per federal and state statutes.

LEGAL REFERENCE:

120.13 Wisconsin State Statutes