

SECTION: PROGRAMS

TITLE: Discipline of Students
With Disabilities

ADOPTED: 1/23/96

RE-ADOPTED: 4/28/08

REVISED: 5/24/05; 6/19/12

Oxford Area School District

7510.DISCIPLINE OF STUDENTS WITH DISABILITIES

When necessary, behavior support programs shall be developed and maintained for students with disabilities in order to promote and strengthen desirable behaviors and reduce identified inappropriate behaviors.

Students with disabilities who engage in inappropriate behavior, disruptive or prohibited activities and/or actions injurious to themselves or others shall be disciplined in accordance with their Individual Education Program (IEP), behavior support plan, and Board policy.

The Board directs that the district shall comply with provisions of the Individuals With Disabilities Education Act (IDEA) and federal and state regulations when disciplining students with disabilities for violations of district policy or school rules and regulations. No student with a disability shall be expelled if the student's particular misconduct is a manifestation of his/her disability.

The Superintendent or designee shall develop procedures regarding the discipline of students with disabilities.

OXFORD AREA SCHOOL DISTRICT
ADMINISTRATIVE PROCEDURES

DISCIPLINE OF STUDENTS WITH DISABILITIES

A student with a disability may be suspended for ten (10) consecutive and fifteen (15) cumulative days of school per school year, regardless of whether the student's behavior is a manifestation of his/her disability.

Any removal from school is a change of placement for a student identified with mental retardation.

A student with a disability whose behavior is not a manifestation of his/her disability may be expelled pursuant to district policy and procedures.

A hearing officer may order removal of a student with a disability to an alternative setting for forty-five (45) days where the district demonstrates by substantial evidence that maintaining the student's current placement is substantially likely to result in injury to the student or others.

Students who have not been identified as disabled may be subject to the same disciplinary measures applied to students without disabilities if the district did not have knowledge of the disability. If a request for evaluation is made during the period the student is subject to disciplinary measures, the evaluation shall be expedited.

Weapons Violations

A student with a disability who carries a weapon to school or a school function may be removed from his/her current placement. The student shall be placed in an appropriate interim alternative educational setting for no more than forty-five (45) days.

Drugs/Controlled Substances Violations

A student with a disability who knowingly possesses or uses illegal drugs or sells or solicits the sale of a controlled substance while at school or a school function may be removed from his/her current placement. The student shall be placed in an appropriate interim alternative educational setting for no more than forty-five (45) days.