

POLICY: JGEA
Approved: September 24, 1979
Reviewed: January 15, 1991
Revised: March, 2002

SUSPENSION/EXPULSION POLICY FOR STUDENTS WITH DISABILITIES

In accordance with State and Federal law, a student with a disability may be suspended only if the child is an immediate danger to himself or others. School authorities can take swift disciplinary measures, such as suspension, against disruptive handicapped children.

In accordance with State and Federal law, a student with a disability may be expelled only as follows:

When a student with a disability impairs the education of other children in his/her program, the child should be referred to an IEP team for a determination of the appropriateness of his/her placement and program. This referral, determination and placement, if necessary, should be made with as much dispatch as the law and individual circumstances permit.

Any expulsion order should positively demonstrate that the behavior for which the student is being expelled is not indicative of the student's disability.

The aforementioned provisions apply not only to students currently in special education programs, but to any student whom School District employees and officials should reasonably suspect of being disabled.

LEGAL REFERENCE: Wis. Statutes Chapter 120
Section 120.13(1)(a)(b)(c)
Individuals with Disabilities Education Act Amendments of 1997