

Corrective Actions and Punishment

All student shall submit to the reasonable rules of the District. Refusal to comply with written rules and regulations established for the governing of the school shall constitute sufficient cause for discipline, suspension, or expulsion.

For the purposes of the District’s policies relating to corrective action or punishment:

1. “Temporary Suspension” is the exclusion from school or individual classes for a specific period of up to five school days.

The Superintendent or principal of any school may temporarily suspend any ~~pupil~~student for disciplinary reasons, including students harassment, intimidation, or bullying, or for other conduct disruptive of good order or of the instructional effectiveness of the school. Prior to suspending any student, the Superintendent or principal shall grant an informal hearing on the reasons for the suspension and the opportunity to challenge those reasons. Any ~~pupil~~student who has been suspended may be readmitted to the school by the Superintendent or principal who suspended ~~him or her~~them on reasonable conditions prescribed by the Superintendent or principal. The Board of Trustees shall be notified of any temporary suspensions, the reasons for them, and the response to them.

2. “Extended Temporary Suspension” is the exclusion from school or individual classes by the Superintendent for an additional ten school days. Prior to suspending any student, the Superintendent shall grant an additional informal hearing on the reasons for the extended temporary suspension and the opportunity to challenge those reasons. The student may still be readmitted to the school by the Superintendent who suspended them on reasonable conditions prescribed by the Superintendent. The Board of Trustees shall be notified of any extended temporary suspensions, the reasons for them, and the response to them.~~for an additional ten school days. Only the Superintendent or the Board can extend an initial temporary suspension.~~

3. “Prolonged Temporary Suspension” is the exclusion from school or individual classes for an additional five school days. Only the Board can extend a temporary suspension for an additional five days and only upon a finding that immediate return to school attendance by the temporarily suspended student would be detrimental to other ~~pupil~~students’ health, welfare, or safety.

4. “Expulsion” is the exclusion from school. Only the Board has the authority to expel or deny enrollment to any ~~pupil~~student who is an habitual truant, who is incorrigible, whose conduct is such as to be continuously disruptive of school discipline or of the instructional effectiveness of the school, or whose presence is detrimental to the health and safety of other ~~pupil~~students or who has been expelled from another school district in the State of Idaho or any other state. The District will provide written notice of any student who is expelled or denied enrollment to the prosecuting attorney within five days of the Board’s actions.

No ~~pupil~~student shall be expelled or denied enrollment without the Board having first given written notice to the parent/guardian of the ~~pupil~~student stating the grounds for the proposed expulsion or denial of enrollment and the time and place where such parent/guardian may appear to contest the action of the Board. The notice shall also state the rights of the ~~pupil~~student to be represented by counsel, to produce witnesses and submit evidence on ~~his~~their own behalf, and to cross-examine any adult witnesses who may appear against ~~him~~them. Within a reasonable period of time following such notification, the Board shall grant the ~~pupil~~student and ~~his or her~~their parents/guardian a full and fair hearing on the proposed expulsion or denial of enrollment. However, the Board shall allow a reasonable period of time between notification and the hearing to allow the ~~pupil~~student and ~~his or her~~their parents/guardian to prepare their response to the charge.

5. "Discipline" constitutes all ~~other~~ forms of corrective action or punishment, including brief exclusions from a class for not more than the remainder of the class period and exclusion from any other type of activity conducted by or for the District. Discipline shall not adversely affect specific academic grade, subject, or graduation requirements, as long as all required work is performed.

Except in extreme cases, students will not be expelled unless other forms of corrective action or punishment have failed, or unless there is good reason to believe that other forms of corrective action or punishment would fail if employed. Suspensions or expulsions shall be used only for instances of serious student misconduct.

~~Students with disabilities may also be suspended under these same rules if the suspension will not constitute a change in placement. If a student with a disabling condition accrues ten or more days' suspension per incident, the Child Study Team who has knowledge of the student's disabling condition will determine if there is causal relationship between the disabling condition and the student's misconduct. If such relationship exists, the student's educational placement may not be changed without parental approval or a court order, pending a due process hearing under IDEA.~~

~~Likewise, before a recommendation on the expulsion of a disabled student is submitted to the Board, the Child Study Team must meet to determine if there is a causal relationship between the disabling condition and the student's misconduct. The Board shall consult legal counsel before expelling any disabled student.~~

~~When a disabled student is action in such a way that he or she poses a danger to himself or herself or to another student or property, or substantially disrupts his or her educational program or that of other students, an emergency suspension may take place. Emergency suspensions may not last longer than ten school days. The principal shall convene the Team to review the student's record before the student is readmitted to school and no later than the tenth day of the suspension.~~

~~Once a student is expelled in compliance with District policy, the expulsion shall be brought to the attention of appropriate local or State authorities, in order that such authorities may address the student's needs.~~

No student shall be expelled, suspended, or disciplined in any manner for any act not related to the orderly operation of the school or school-sponsored activities or any other aspect of the educational process.

Discipline of Students with Disabilities

Additional requirements apply when suspending or expelling a student with a disability. The District shall comply with these requirements as outlined in Procedure 3340P.

Cross References: Policy 3330 Student Discipline
~~Policy 3360—Discipline of Students with Disabilities~~

Legal References: 20 U.S.C. § 1400, *et seq.* Individuals with Disabilities Education Act (IDEA)
I.C. § 33-205 Denial of School Attendance
I.C. § 33-512 District Trustees - Governance of Schools
I.C. § 33-1631 Requirements for Harassment, Intimidation and Bullying Information and Professional Development

Policy History:

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