

Board of Education Regular Meeting

Tuesday, September 3, 2024 7:30 PM

Town Campus Hammonasset Room/Zoom, 10 Campus Drive , Madison, CT 06443

I. Call to Order / Attendance

I.A. Pledge of Allegiance

II. School / Community Session

II.A. Public Participation

III. Board of Education Student Representatives' Report

Speaker (s): Eli Ackerman and Brooke Anderson

IV. Superintendent's Report

Speaker (s): Craig A. Cooke, Ph.D.

IV.A. Start of School Report
2025-2026 CIP
Cell Phones
Accountability Results

V. Board Members' Comments

VI. Audience Response to Information Presented (Ref. Bylaw #9540.10)

VII. Consent Agenda (Ref. Bylaw #9540.2)

VII.A. Line Item Transfers as of August 29, 2024

VII.B. Budget Expenditures as of August 29, 2024

VII.C. Summer 2024 Personnel Report

VIII. Action Item: Motion to approve the Consent Agenda

IX. Board Committees / Liaison Updates (Ref. Bylaw #9450)

IX.A. Curriculum and Student Development

Speaker (s): Members: Steve Pynn, Chair; Catherine Miller, Mary Ann Connelly

IX.B. Facilities Committee

Speaker (s): Members: Emily Rosenthal, Chair, Steven Pynn, Diane Infantine-Vyce

IX.C. Finance Committee

Speaker (s): Members: Galen Cawley, Chair, Christine Maisano, Emily Rosenthal

IX.D. Personnel Committee

Speaker (s): Members: Maureen Lewis, Chair; Catherine Miller, Mary Ann Connelly

IX.E. Policy Committee

Speaker (s): Members: Diane Infantine-Vyce, Chair; Maureen Lewis,

Galen Cawley

IX.E.1. Policy for Review, Second Reading:

- 5114 Student Discipline

IX.F. LEARN Liaison

Speaker(s): Mary Ann
Connelly

X. **Action Item: Motion to approve the 2025-2026
Capital Improvement Plan**

XI. **Action Item: Discuss and take possible action on the
proposed CABE resolution.**

XII. **Action Item: Motion to approve policy 5114
Student Discipline.**

XIII. **Action Item: Motion to approve the
minutes of the August 20, 2024 Board of
Education Meeting (Ref. Bylaw #9540.9)**

XIV. **Future Agenda Items**

XV. **Adjournment**

XVI. **The Town of Madison does not discriminate on
the basis of disability, and the meeting
facilities are ADA accessible. Individuals who
need assistance are invited to make their needs
known by contacting the Town ADA/Human
Resources Director, Debra Ferrante, at 203-245-
6310 or by email at ferranted@madisonct.org at
least five (5) business days prior to the
meeting.**

MADISON PUBLIC SCHOOLS LINE ITEM TRANSFERS 9.3.24

JOURNAL	LINE	SOURCE	EFF DATE	ORG	OBJECT	ACCOUNT NAME	COMMENT	INCR/DECR	AMOUNT
392	1	BUA	07/08/2024	SE23021B	51110	CERTIFIED TEACHERS	Coverage for staff onleave	DECR	12,351
392	2	BUA	07/08/2024	GE40010B	51210	SUBSTITUTES	Coverage for staff onleave	INCR	12,351
395	1	BUA	07/08/2024	GE42023F	51110	CERTIFIED TEACHERS	Funding-New Teacher Eval. Syst	DECR	12,000
395	2	BUA	07/08/2024	GE53110M	53300	PROF/TECH	Funding-New Teacher Eval. Syst	INCR	12,000
1127	1	BUA	07/25/2024	GE10010B	51000	BUDGET REDUCTION LINE	Budget Reduction / RIF	INCR	134,245
1127	2	BUA	07/25/2024	GE10540B	51110	CERTIFIED TEACHERS	Budget Reduction / RIF	DECR	134,245
1127	3	BUA	07/25/2024	GE10010B	51000	BUDGET REDUCTION LINE	Budget Reduction / RIF	INCR	113,413
1127	4	BUA	07/25/2024	GE11330B	51110	CERTIFIED TEACHERS	Budget Reduction / RIF	DECR	113,413
1127	5	BUA	07/25/2024	GE10510B	51110	CERTIFIED TEACHERS	From LA Coach to Curriculum	DECR	101,231
1127	6	BUA	07/25/2024	GE24310B	51110	CERTIFIED TEACHERS	From LA Coach to Curriculum	INCR	101,231
1127	7	BUA	07/25/2024	GE32021D	51110	CERTIFIED TEACHERS	Staff Reassignment	INCR	15,121
1127	8	BUA	07/25/2024	GE32030D	51110	CERTIFIED TEACHERS	Staff Reassignment	DECR	15,121
1127	9	BUA	07/25/2024	SE35010D	51110	CERTIFIED TEACHERS	Staff Turnover	DECR	22,891
1127	10	BUA	07/25/2024	SE31310D	51110	CERTIFIED TEACHERS	Staff Turnover	INCR	22,891
1127	11	BUA	07/25/2024	GE10830B	51110	CERTIFIED TEACHERS	Staff Reassignment	INCR	13,805
1127	12	BUA	07/25/2024	GE10840B	51110	CERTIFIED TEACHERS	Staff Reassignment	DECR	13,805
1127	13	BUA	07/25/2024	GE11221B	51110	CERTIFIED TEACHERS	Staff Turnover	DECR	19,277
1127	14	BUA	07/25/2024	GE11123B	51110	CERTIFIED TEACHERS	Staff Turnover	INCR	19,277
1127	15	BUA	07/25/2024	GE24310B	51110	CERTIFIED TEACHERS	Staff Reallocation	INCR	14,821
1127	16	BUA	07/25/2024	GE42023F	51110	CERTIFIED TEACHERS	Staff Reallocation	DECR	14,821
1127	17	BUA	07/25/2024	SE31310D	51110	CERTIFIED TEACHERS	Staff Turnover	INCR	16,273
1127	18	BUA	07/25/2024	SE10818B	51110	CERTIFIED TEACHERS	Staff Turnover	DECR	16,273
1127	19	BUA	07/25/2024	GE10240B	51110	CERTIFIED TEACHERS	Staff Reassignment/Turnover	DECR	34,511
1127	20	BUA	07/25/2024	SE23023B	51110	CERTIFIED TEACHERS	Staff Reassignment/Turnover	INCR	34,511
1127	21	BUA	07/25/2024	GE55010F	51120	OFFICE STAFF	Postion fully funded by BOE	INCR	20,892
1127	22	BUA	07/25/2024	GE52040I	51120	OFFICE STAFF	Postion fully funded by BOE	DECR	20,892
1127	23	BUA	07/25/2024	GE52020I	51120	OFFICE STAFF	Location Change	INCR	16,667
1127	24	BUA	07/25/2024	GE52040I	51120	OFFICE STAFF	Location Change	DECR	16,667
1127	25	BUA	07/25/2024	SE36221B	51121	BEHAVIOR TECH	Para Locations Per IEPs	INCR	74,780
1127	26	BUA	07/25/2024	SE36223B	51121	BEHAVIOR TECH	Para Locations Per IEPs	DECR	74,780
1127	27	BUA	07/25/2024	SE36223B	51121	BEHAVIOR TECH	Para Locations Per IEPs	DECR	25,997
1127	28	BUA	07/25/2024	SE36230B	51121	BEHAVIOR TECH	Para Locations Per IEPs	INCR	25,997

MADISON PUBLIC SCHOOLS LINE ITEM TRANSFERS 9.3.24

JOURNAL	LINE	SOURCE	EFF DATE	ORG	OBJECT	ACCOUNT NAME	COMMENT	INCR/DECR	AMOUNT
1127	29	BUA	07/25/2024	GE10120B	51121	PARAS/CORE	Para Locations Per IEPs	DECR	22,148
1127	30	BUA	07/25/2024	SE30420B	51121	ABA PARAS JEFFREY	Para Locations Per IEPs	INCR	22,148
333	1	BUA	08/12/2024	GE10540B	51109	11TH COURSE	Coverage for resigned staff	INCR	16,000
333	2	BUA	08/12/2024	GE10540B	51110	CERTIFIED TEACHERS	Coverage for resigned staff	DECR	16,000

2024-2025 MADISON PUBLIC SCHOOLS EXPENDITURE REPORT 9.3.24

OBJECT	ACCOUNT DESCRIPTION	ORIGINAL APPROP	TRNFRS/ADJSMT	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	% USED
51000	51000 NEW STAFF AREA I	(274,658)	247,658	(27,000)			(27,000)	0.00
51108	51108 AP TESTING	15,000		15,000			15,000	0.00
51109	51109 11TH COURSE STIPENDS	8,798	16,000	24,798			24,798	0.00
51110	51110 TEACHERS	25,064,317	(301,064)	24,763,253	994,769	23,398,005	370,479	98.50
51111	51111 ADMINISTRATORS	2,331,443	6,079	2,337,523	483,090	1,838,650	15,783	99.30
51112	51112 EPED	289,184		289,184		140,752	148,432	48.70
51113	51113 CO CURRICULAR	554,481		554,481			554,481	0.00
51114	51114 EARLY RETIREMENT	18,268		18,268			18,268	0.00
51116	51116 DIRECTORS / MANAGERS	411,133		411,133	199,891	208,943	2,300	99.40
51120	51120 OFFICE STAFF	1,547,687	(10,905)	1,536,783	187,860	1,333,436	15,488	99.00
51121	51121 INSTRUCTIONAL PARAPROFES	1,856,773		1,856,773	18,323	1,714,856	123,593	93.30
51122	51122 CUSTODIANS	1,845,990		1,845,990	21,085	1,645,624	179,281	90.30
51123	51123 MEDIA / TECH PARAPROFESS	311,597		311,597	20,734	285,528	5,335	98.30
51124	51124 SECURITY / SUSPENSION	666,220	10,905	677,124	246,681	430,444		100.00
51126	51126 SCHOOL HEALTH SERVICES	387,029		387,029	11,525	375,705	(200)	100.10
51128	51128 ATHLETIC TRAINER	58,491		58,491	2,785	55,706		100.00
51129	51129 ATTENDANCE INCENTIVE	14,500		14,500			14,500	0.00
51130	51130 THERAPISTS / OCCUP & PHY	465,605		465,605	18,624	446,981		100.00
51210	51210 SUBSTITUTE TEACHERS	620,000	19,327	639,327	73,084	295,925	270,318	57.70
51212	51212 SUBS / SCHOOL HEALTH SER	16,320		16,320			16,320	0.00
51221	51221 CLASSIFIED SUBS	14,000		14,000	67		13,933	0.50
51320	51320 OVERTIME	70,644		70,644	27,315		43,329	38.70
51321	51321 CUSTODIAL/CASUAL LABOR	93,806		93,806	14,691		79,115	15.70
52130	52130 LIFE INSURANCE	49,200		49,200		7,394	41,806	15.00
52200	52200 SOCIAL SECURITY	646,970		646,970	84,861		562,109	13.10
52201	52201 MEDICARE	552,868		552,868			552,868	0.00
52202	52202 FSA ADMINISTRATION	1,750		1,750	182		1,568	10.40
52300	52300 PENSION-DEF BENEFIT	1,099,475		1,099,475	120,817		978,658	11.00
52301	52301 PENSION-DEF CONTRIBUTION	63,000		63,000	7,726		55,274	12.30
52500	52500 UNEMPLOYMENT	25,000		25,000	99		24,901	0.40
52600	52600 WORKER'S COMP	234,037		234,037	229,284		4,753	98.00
52700	52700 DISABILITY INSURANCE	76,000		76,000		9,559	66,441	12.60
53000	53000 UNBUDGETED EXPENSE	75,000		75,000	75,000			100.00
53101	53101 LABOR & LEGAL SVCES	120,000		120,000	1,484		118,516	1.20
53222	53222 EVALUATION SERVICES	142,125	354	142,479	4,540	12,100	125,839	11.70
53224	53224 STAFF DEVELOPMENT	245,815	(6,000)	239,815	31,496	6,277	202,042	15.80
53225	53225 NEASC ACCREDITATION SERV	19,960	(354)	19,606	4,385		15,221	22.40

2024-2025 MADISON PUBLIC SCHOOLS EXPENDITURE REPORT 9.3.24

OBJECT	ACCOUNT DESCRIPTION	ORIGINAL APPROP	TRNFRS/ADJSMT	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	% USED
53230	53230 STUDENT SUPPORT SERVICES	54,000		54,000	1,820		52,180	3.40
53231	53231 ADULT EDUCATION	46,000		46,000		42,000	4,000	91.30
53300	53300 PROF / TECH SVCES	1,411,887	37,614	1,449,501	482,976	582,176	384,350	73.50
53305	53305 PROF TECH MEDICAL	31,783		31,783	376		31,407	1.20
54210	54210 DISPOSAL / RECYCLING	113,200		113,200	16,460	89,501	7,239	93.60
54220	54220 SNOW REMOVAL	64,946		64,946		9,500	55,446	14.60
54300	54300 REPAIRS & MAINT	569,767	882	570,649	311,505	(125,846)	384,990	32.50
54307	54307 TECH / INFRASTRUCTURE	42,000		42,000	41,951	(42,000)	42,049	-0.10
54309	54309 EMERGENCY MAINTENANCE	50,000		50,000			50,000	0.00
54310	54310 KITCHEN MAINTENANCE	13,401		13,401		747	12,654	5.60
54313	54313 TREATMENT PLANT REPAIRS	29,000		29,000	1,677	1,323	26,000	10.30
54320	54320 REPAIR / CONTRACTS	36,500		36,500			36,500	0.00
54330	54330 ALARM SERVICES	12,372		12,372	5,693		6,679	46.00
54340	54340 TELEPHONE MAINTENANCE	14,024		14,024	2,130		11,894	15.20
54420	54420 RENTAL AGREEMENTS	17,886		17,886	439	17,191	256	98.60
54600	54600 TREE SERVICES	8,828		8,828			8,828	0.00
54900	54900 PURCHASE SVCS	155		155			155	0.00
55110	55110 STUDENT ACTIV TRANS	20,008		20,008			20,008	0.00
55111	55111 REGULAR TRANSPORTATION	2,127,000		2,127,000			2,127,000	0.00
55113	55113 FUEL / TRANSPORTATION	315,000		315,000	7,446	52,554	255,000	19.00
55114	55114 SCHOOL CHOICE TRANSPORT	73,500		73,500			73,500	0.00
55120	55120 SPED TRANSPORTATION	1,424,240		1,424,240	138,117	286,738	999,385	29.80
55201	55201 GENERAL INSURANCE	335,127		335,127	319,618		15,509	95.40
55203	55203 STUDENT INSURANCE	15,500		15,500	15,500			145.80
55301	55301 TELECOMMUNICATIONS	152,084		152,084	29,931	104,873	17,280	88.60
55302	55302 POSTAGE	20,159		20,159	6,498	4,814	8,847	56.10
55303	55303 REPORTS/PUBLIC RELATIONS	4,650		4,650			4,650	0.00
55500	55500 PRINTING & BINDING	47,114		47,114	2,351	18,756	26,007	44.80
55501	55501 PRINTING / INSTRU SUPPLI	30,276	(388)	29,888	59	6,233	23,596	21.10
55608	55608 TUITION / TYPICALS	(70,000)		(70,000)	(100)		(69,900)	0.10
55610	55610 EXT PLACEMENTS / PUBLIC	729,620		729,620	51,369	694,888	(16,637)	102.30
55630	55630 EXT PLACEMENTS / PRIVATE	1,864,584		1,864,584	334,186	1,624,799	(94,402)	105.10
55640	55640 SCHOOL CHOICE TUITION	76,000		76,000			76,000	0.00
55641	55641 EXTENDED YEAR SERVICES /	130,529		130,529	125,112	1,800	3,617	97.20
55643	55643 EXT PLACEMENT/ GENERAL E	10,000		10,000			10,000	0.00
55801	55801 TRAVEL (STAFF)	26,731		26,731	2,361	6,704	17,666	33.90
55802	55802 TRAVEL (BOE)	320		320			320	0.00

2024-2025 MADISON PUBLIC SCHOOLS EXPENDITURE REPORT 9.3.24

OBJECT	ACCOUNT DESCRIPTION	ORIGINAL APPROP	TRNFRS/ADJSMT	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	% USED
55900	55900 MISC PURCH SERVICES	10,850		10,850	920	9,480	450	95.90
56101	56101 OFFICE SUPPLIES	38,372		38,372	4,833	2,562	30,977	19.30
56110	56110 INSTRUCTIONAL SUPPLIES	452,847	(12,957)	439,890	72,818	99,359	267,713	37.50
56111	56111 FAB LAB INSTRUCTIONAL SU	20,000		20,000		932	19,068	4.70
56120	56120 INSTRUCTIONAL SOFTWARE	54,366		54,366	21,075	5,145	28,146	48.20
56130	56130 CUSTODIAL SUPPLIES	127,132		127,132	64,054	26,329	36,749	71.10
56131	56131 MAINTENANCE SUPPLIES	78,000		78,000	8,052	7,859	62,089	20.40
56140	56140 FIELDS MAINTENANCE	112,900		112,900	20,356	12,000	80,544	28.70
56206	56206 GAS SERVICES	328,814		328,814	11,866		316,948	3.60
56207	56207 HEATING FUEL	10,944		10,944			10,944	0.00
56210	56210 WATER	52,362		52,362	1,270		51,092	2.40
56220	56220 ELECTRICITY	823,964		823,964	200,305		623,659	24.30
56260	56260 EQUIPMENT MAINTENANCE	21,672		21,672	2,147		19,525	9.90
56410	56410 TEXTBOOKS & REPLACEMENT	31,455	(295)	31,160	59	4,405	26,696	14.30
56411	56411 TEXTBOOKS / NEW	36,500		36,500			36,500	0.00
56420	56420 AWARDS	4,000		4,000			4,000	0.00
56421	56421 MEDIA SUPPLIES	33,447		33,447	162	789	32,495	2.80
56422	56422 PERIODICALS	24,763		24,763	2,548	11,328	10,887	56.00
56423	56423 PRINT COLLECTION	78,589	(2,477)	76,112	16,805	4,361	54,947	27.80
56550	56550 STAFF UNIFORMS	5,258		5,258		5,244	14	99.70
56551	56551 UNIFORMS / STUDENT GROUP	31,000		31,000		30,000	1,000	96.80
56900	56900 SUPPLIES	43,000	(2,500)	40,500	8,563	(3,703)	35,640	12.00
56902	56902 PROGRAM SUPPLIES	25,000		25,000			25,000	0.00
57301	57301 EQUIPMENT	208,134	(1,879)	206,255	10,001	41,098	155,156	24.80
57302	57302 OS SOFTWARE	338,637		338,637	176,212	14,281	148,144	56.30
57303	57303 EQUIP - LEASE/PURCHASE	39,120		39,120	32,710		6,410	83.60
57304	57304 COMPUTER HARDWARE	557,800		557,800	507,110	(130,584)	181,274	67.50
57400	57400 PUBLIC SAFETY	6,623		6,623			6,623	0.00
58100	58100 DUES, FEES & MEMBSHPS	92,262		92,262	47,117	6,165	38,980	57.80
Grand Total		53,273,830		53,273,830	5,986,852	35,729,682	11,557,296	78.30

Summer 2024 Personnel Report

Madison Board of Education			
BOE Meeting Date:	Sept. 3, 2024	Reporting Period:	6/1 - 8/31/24
New Hires / Reappointments			
First Name	Last Name	Position	Location
Lauren	White	Math Teacher	DHHS
Aidan	Dugan	Night Custodian	Facilities
Angela	Lischeid	SPED Program Coordinator	DHHS
Kenny	Moncada	Art Teacher	DHHS / Polson
Kyle	Cardoza	PE Teacher	Jeffrey / TCLC
Kelly	Dalrymple	Speech & Language	District
Ngoc Thuy	Pham	Social Worker	Ryerson
Lauren	Danner	Science Teacher	Polson
Claire	Goleviewski	School Counselor	Polson
Joshua	Stanavage	Web / Application & Admin Support	District
Liam	Carrier	Night Custodian	Facilities
Adam	Hubley	Building Sub	Brown
Alesandra	Maulucci	Building Sub	Ryerson
Stephen	Ranchinsky	Tech. Support Specialist	District
Peter	Northrop	Special Assignment Para	Jeffrey
Mary	Lamberton	Special Assignment Para	Polson
Jack	Spencer	Instructional ParaEducator	Jeffrey
Margot	Doraz	Instructional ParaEducator	Jeffrey
Melody	Romine	Building Sub	Jeffrey
Courtney	Strekel	LA Intervention	Ryerson
Jodie	Luongo	Grade 2 Teacher	Ryerson
Krista	Kendrioski	Grade 6 Teacher	Polson
Rebecca	Barnikow	Building Sub	Jeffrey
Julia	Courchesne	Instructional ParaEducator	Ryerson
Brandon	Gregoire	Instructional ParaEducator	Ryerson
Rebecca	Konstantino	Instructional ParaEducator	Jeffrey
John	Sheahan	Building Sub	DHHS
Jennifer	Nucc	Long-Term Substitute - SPED	Ryerson
Timothy	Poulin	Building Substitute	Polson
Lindsey	Orlando	Special Assignment Para	Polson
Randy	Kalbus	Special Assignment Para	Polson
Maura	Murphy	Special Assignment Para	Polson
Christian A.	DeMuisis	Library Media Para	Polson
Kimberly	Malary	Instructional Para	Jeffrey
Kristin	Polisky	Instructional Para	Ryerson
Kathryn	Patla	Science Teacher	Polson
Christina	Zarotney	Language Arts Instructional Specialist	District

Retirements / Resignations / Separations			
First Name	Last Name	Position	Location
Emma	Mills	Instructional Para	Jeffrey
Lorraine	Hance	Special Assignment Para	Brown
Maryann	Kunst	Library Para	Polson
Jennifer	Coniff	Grade 6 Teacher	Polson
Samodel	Bradley	Building Substitute	Jeffrey
Noreen	Slevin-Koczak	SPED instr. ParaEducator	Polson
Quincy	Small	Instructional Para	Ryerson
Jamie	Calderon	Building Substitute	DHHS
Jake	Siciliano	Technology Support Specialist	District
Jamie	Molinares	Custodian	Facilities
Cara	Biega	Special Assignment Para	Jeffrey
Katelynn	Cummings	Special Assignment Para	Brown
Amber	Maly-Bingham	Grade 2 Teacher	Ryerson
Cynthia	Coretti	Instructional Para	Jeffrey
Stephanie	Fumiatti	LA Coach	District
Mia	Corvino	English Teacher	DHHS
Natalie	Bartholet	Music Teacher	Brown
Jennifer	Weisberg	Science Teacher	Polson
Erica	Badstuebner	Instructional Para	Ryerson

#5110.4
Student Discipline
(formerly Suspension/Expulsion/Exclusion
From School/School Activities)

It is the policy of the Madison Board of Education (the “Board”) to create a school environment that promotes respect of self, others, and property within the Madison Public Schools (the “District”). Compliance with this policy will enhance the Board and the District’s ability to maintain discipline and reduce interference with the educational process that can result from student misconduct. Pursuant to this policy, the District shall promote the utilization of consistent discipline practices, both within and across schools in the District, while also promoting the consideration of individual circumstances arising in each student disciplinary matter. Where appropriate, the District implements strategies that teach, encourage and reinforce positive student behavior that do not require engagement with the discipline system.

I. Definitions

- A. **Cannabis** means marijuana, as defined by Conn. Gen. Stat. § 21a-240.
- B. **Dangerous Instrument** means any instrument, article or substance which, under the circumstances in which it is used or attempted or threatened to be used, is capable of causing death or serious physical injury, and includes a "vehicle" or a dog that has been commanded to attack.
- C. **Deadly Weapon** means any weapon, whether loaded or unloaded, from which a shot may be discharged, or a switchblade knife, gravity knife, billy, blackjack, bludgeon or metal knuckles. A weapon such as a pellet gun and/or air soft pistol may constitute a deadly weapon if such weapon is designed for violence and is capable of inflicting death or serious bodily harm. In making such determination, the following factors should be considered: design of weapon; how weapon is typically used (e.g. hunting); type of projectile; force and velocity of discharge; method of discharge (i.e. spring v. CO2 cartridge) and potential for serious bodily harm or death.
- D. **Electronic Defense Weapon** means a weapon which by electronic impulse or current is capable of immobilizing a person temporarily, but is not capable of inflicting death or serious physical injury, including a stun gun or other conductive energy device.
- E. **Emergency** means a situation in which the continued presence of the student in school poses such a danger to persons or property or such a disruption of the educational process that a hearing may be delayed until a time as soon after the exclusion of such student as possible.
- F. **Exclusion** means any denial of public school privileges to a student for disciplinary purposes.
- G. **Expulsion** means the exclusion of a student from school privileges for more than ten (10) consecutive school days and shall be deemed to include, but not be limited to, exclusion from the school to which such student was assigned at the time such disciplinary action was taken. The expulsion period may not extend beyond one (1) calendar year.

41 **H. Firearm**, as defined in 18 U.S.C § 921, means (a) any weapon (including a starter gun) that
42 will, is designed to, or may be readily converted to expel a projectile by the action of an
43 explosive, (b) the frame or receiver of any such weapon, (c) a firearm muffler or silencer, or
44 (d) any destructive device. The term firearm does not include an antique firearm. As used in
45 this definition, a "**destructive device**" includes any explosive, incendiary, or poisonous gas
46 device, including a bomb, a grenade, a rocket having a propellant charge of more than four
47 ounces, a missile having an explosive or incendiary charge of more than one-quarter ounce, a
48 mine, or any other similar device; or any weapon (other than a shotgun or shotgun shell which
49 the Attorney General finds is generally recognized as particularly suited for sporting purposes)
50 that will, or may be readily converted to, expel a projectile by explosive or other propellant,
51 and which has a barrel with a bore of more than ½" in diameter. The term "destructive device"
52 also includes any combination of parts either designed or intended for use in converting any
53 device into any destructive device and from which a destructive device may be readily
54 assembled. A "destructive device" does not include: an antique firearm; a rifle intended to be
55 used by the owner solely for sporting, recreational, or cultural purposes; or any device which
56 is neither designed nor redesigned for use as a weapon.

57 **H.I. Generative Artificial Intelligence ("AI")** refers to a technology system, including but
58 not limited to ChatGPT, capable of learning patterns and relationships from data,
59 enabling it to create content, including but not limited to text, images, audio, or video,
60 when prompted by a user.

61 **H.J. Protected Class Harassment** is a form of discrimination on the basis of any protected
62 characteristic (or protected class) including race, color, religion, age, sex, sexual orientation,
63 marital status, national origin, alienage, ancestry, disability, pregnancy, gender identity or
64 expression, veteran status, status as a victim of domestic violence, or any other basis prohibited
65 by state or federal law ("Protected Class"). Harassment constitutes unlawful discrimination
66 when it creates a hostile environment, which occurs when the harassment is sufficiently severe,
67 pervasive, or persistent so as to interfere with or limit a student's ability to participate in or
68 benefit from the services, activities, or opportunities offered by a school. Harassment does not
69 have to include intent to harm, be directed at a specific target, or involve repeated incidents.
70 Harassment against any individual on the basis of that individual's association with someone
71 in a Protected Class may be a form of Protected Class harassment.

72 **H.K. In-School Suspension** means an exclusion from regular classroom activity for no more
73 than ten (10) consecutive school days, but not exclusion from school, provided such exclusion
74 shall not extend beyond the end of the school year in which such in-school suspension was
75 imposed. No student shall be placed on in-school suspension more than fifteen (15) times or
76 a total of fifty (50) days in one (1) school year, whichever results in fewer days of exclusion.

77 **H.L. Martial Arts Weapon** means a nunchaku, kama, kasari fundo, octagon sai, tonfa or
78 Chinese star.

79 **H.M. Removal** is the exclusion of a student from a classroom for all or part of a single class
80 period, provided such exclusion shall not extend beyond ninety (90) minutes.

81 **H.N. School Days** shall mean days when school is in session for students.

82 N.O. **School-Sponsored Activity** means any activity sponsored, recognized or authorized by the
83 Board and includes activities conducted on or off school property.

84 O.P. **Seriously Disruptive of the Educational Process**, as applied to off-campus conduct,
85 means any conduct that markedly interrupts or severely impedes the day-to-day operation of a
86 school.

87 P.Q. **Suspension** means the exclusion of a student from school and/or transportation services
88 for not more than ten (10) consecutive school days, provided such suspension shall not extend
89 beyond the end of the school year in which such suspension is imposed; and further provided
90 no student shall be suspended more than ten (10) times or a total of fifty (50) days in one school
91 year, whichever results in fewer days of exclusion, unless such student is granted a formal
92 hearing as provided below.

93 Q.R. **Weapon** means any BB gun, any blackjack, any metal or brass knuckles, any police baton
94 or nightstick, any dirk knife or switch knife, any knife having an automatic spring release
95 device by which a blade is released from the handle, having a blade of over one and one-half
96 inches in length, any stiletto, any knife the edged portion of the blade of which is four inches
97 and over in length, any martial arts weapon or electronic defense weapon, or any other
98 dangerous or deadly weapon or instrument, unless permitted by law under Section 29-38 of
99 the Connecticut General Statutes.

100 R.S. Notwithstanding the foregoing definitions, the reassignment of a student from one regular
101 education classroom program in the District to another regular education classroom program
102 in the District shall not constitute a suspension or expulsion.

103 S.T. For purposes of this policy, references to “school”, “school grounds”, and “classroom”
104 shall include physical educational environments, including on school transportation, as well as
105 in which students are engaged in remote learning, which means instruction by means of one or
106 more Internet-based software platforms as part of a remote learning.

107 **II. Scope of the Student Discipline Policy**

108 A. Conduct on School Grounds, on School Transportation or at a School-Sponsored Activity:

109 1. Suspension. Students may be suspended for conduct on school grounds, on school
110 transportation, or at any school-sponsored activity that violates a publicized policy of the
111 Board or is seriously disruptive of the educational process or endangers persons or
112 property.

113 2. Expulsion. Students may be expelled for conduct on school grounds, on school
114 transportation or at any school-sponsored activity that either (1) violates a publicized policy
115 of the Board and is seriously disruptive of the educational process, or (2) endangers persons
116 or property.

117 B. Conduct off School Grounds:

118 Discipline. Students may be disciplined, including suspension and/or expulsion, for
119 conduct off school grounds if such conduct *violates a* publicized policy of the Board and
120 is seriously disruptive of the educational process.

121 C. Seriously Disruptive of the Educational Process

122 In making a determination as to whether such conduct is seriously disruptive of the
123 educational process, the Administration and the Board ~~of Education~~ may consider, but such
124 consideration shall not be limited to, the following factors: (1) whether the incident
125 occurred within close proximity of a school; (2) whether other students from the school
126 were involved or whether there was any gang involvement; (3) whether the conduct
127 involved violence, threats of violence, or the unlawful use of a weapon, as defined in
128 Section Conn. Gen. Stat. § 29-38, and whether any injuries occurred; and (4) whether the
129 conduct involved the use of alcohol. The Administration and/or the Board ~~of Education~~
130 may also consider (5) whether the off-campus conduct involved the illegal use of drugs.

131 D. A student shall not have greater discipline, punishment, or sanction for the use, sale, or
132 possession of cannabis on school property than a student would face for the use, sale, or
133 possession of alcohol on school property, except as otherwise required by applicable law.

134 **III. Actions Leading to Disciplinary Action, including Removal from Class, Suspension and/or**
135 **Expulsion**

136 Conduct that is considered to violate a publicized policy of the Board of Education includes the
137 offenses described below. Any such conduct may lead to disciplinary action (including, but not
138 limited to, removal from class, suspension and/or expulsion in accordance with this policy):

- 139 1. Striking or assaulting a student, members of the school staff or other persons.
- 140 2. Theft.
- 141 3. The use of obscene or profane language or gestures, the possession and/or display of obscenity
142 or pornographic images or the unauthorized or inappropriate possession and/or display of
143 images, pictures or photographs depicting nudity.
- 144 4. Violation of smoking, dress, transportation regulations, or other regulations and/or policies
145 governing student conduct.
- 146 5. Refusal to obey a member of the school staff, law enforcement authorities, or school
147 volunteers, or disruptive classroom behavior.
- 148 6. Any act of Protected Class Harassment or reprisal or retaliation against any individual for
149 reporting in good faith incidents of Protected Class Harassment, or who participate in the
150 investigation of such reports.
- 151 7. Refusal by a student to respond to a staff member's request for the student to provide the
152 student's name to a staff member when asked, misidentification of oneself to such person(s),
153 lying to school ~~officials~~ staff members or otherwise engaging in dishonest behavior.

- 154 8. Inappropriate displays of public affection of a sexual nature and/or sexual activity on school
155 grounds, on school transportation, or at a school-sponsored activity.
- 156 9. A walk-out from or sit-in within a classroom or school building or school grounds.
- 157 10. Blackmailing, threatening or intimidating school staff or students (or acting in a manner that
158 could be construed to constitute blackmail, a threat, or intimidation, regardless of whether
159 intended as a joke), including the use of AI to engage in such conduct.
- 160 11. Possession of any weapon, weapon facsimile, deadly weapon, martial arts weapon, electronic
161 defense weapon, pistol, knife, blackjack, bludgeon, box cutter, metal knuckles, pellet gun,
162 air pistol, explosive device, firearm, whether loaded or unloaded, whether functional or not,
163 or any other dangerous object or instrument. The possession and/or use of any object or
164 device that has been converted or modified for use as a weapon.
- 165 12. Possession of any ammunition for any weapon described above in paragraph 11.
- 166 13. Unauthorized entrance into any school facility or portion of a school facility or aiding or
167 abetting an unauthorized entrance.
- 168 14. Possession or ignition of any fireworks, combustible or other explosive materials, or ignition
169 of any material causing a fire. Possession of any materials designed to be used in the ignition
170 of combustible materials, including matches and lighters.
- 171 15. Possession, sale, distribution, use, or consumption of tobacco, electronic nicotine delivery
172 systems (e.g. e-cigarettes), electronic cannabis delivery system, or vapor products, or the
173 unlawful possession, sale, distribution, use or consumption of drugs, narcotics or alcoholic
174 beverages (or any facsimile of tobacco, drugs, narcotics or alcoholic beverages, or any item
175 represented to be tobacco, drugs or alcoholic beverages), including being under the influence
176 of any such substances or aiding in the procurement of any such substances. For the purposes
177 of this Paragraph 15, the term “electronic nicotine delivery system” shall mean an electronic
178 device used in the delivery of nicotine or other substances to a person inhaling from the
179 device, and includes, but is not limited to, an electronic cigarette, electronic cigar, electronic
180 cigarillo, electronic pipe or electronic hookah and any related device and any cartridge or
181 other component of such device, including, but not limited to, electronic cigarette liquid. For
182 purposes of Paragraph 15, the term “electronic cannabis delivery system” shall mean an
183 electronic device that may be used to simulate smoking in the delivery of cannabis to a person
184 inhaling the device and includes, but is not limited to, a vaporizer, electronic pipe, electronic
185 hookah and any related device and any cartridge or other component of such device. For the
186 purposes of Paragraph 15, the term “vapor product” shall mean any product that employs a
187 heating element, power source, electronic circuit or other electronic, chemical or mechanical
188 means, regardless of shape or size, to produce a vapor that may or may not include nicotine
189 and is inhaled by the user of such product. For the purposes of this Paragraph 15, the term
190 "drugs" shall include, but shall not be limited to, any medicinal preparation (prescription and
191 non-prescription) and any controlled substance whose possession, sale, distribution, use or
192 consumption is illegal under state and/or federal law, including cannabis.
- 193 16. Sale, distribution, or consumption of substances contained in household items; including, but
194 not limited to glue, paint, accelerants/propellants for aerosol canisters, and/or items such as

- 195 the aerators for whipped cream; if sold, distributed or consumed for the purpose of inducing
196 a stimulant, depressant, hallucinogenic or mind-altering effect.
- 197 17. Possession of paraphernalia used or designed to be used in the consumption, sale or
198 distribution of drugs, alcohol or tobacco, as described in subparagraph (15) above. For
199 purposes of this policy, drug paraphernalia includes any equipment, products and materials
200 of any kind which are used, intended for use or designed for use in planting, propagating,
201 cultivating, growing, harvesting, manufacturing, compounding, converting, producing,
202 processing, preparing, testing, analyzing, packaging, repackaging, storing, containing or
203 concealing, or injecting, ingesting, inhaling or otherwise introducing controlled drugs or
204 controlled substances into the human body, including but not limited to items such as
205 "bongs," pipes, "roach clips," vials, tobacco rolling papers, and any object or container used,
206 intended or designed for use in storing, concealing, possessing, distributing or selling
207 controlled drugs or controlled substances, including cannabis.
- 208 18. The destruction of real, personal or school property, such as, cutting, defacing or otherwise
209 damaging property in any way.
- 210 19. Accumulation of offenses such as school and class tardiness, class or study hall cutting, or
211 failure to attend detention.
- 212 20. Trespassing on school grounds while on out-of-school suspension or expulsion.
- 213 21. Making false bomb threats or other threats to the safety of students, employees, and/or other
214 persons.
- 215 22. Defiance of school rules and the valid authority of teachers, supervisors, administrators, other
216 employees and/or law enforcement authorities.
- 217 23. Throwing snowballs, rocks, sticks and/or similar objects, except as specifically authorized
218 by school employees responsible for student supervision.
- 219 24. Unauthorized and/or reckless and/or improper operation of a motor vehicle on school
220 grounds or at any school-sponsored activity.
- 221 25. Leaving school grounds, school transportation or a school-sponsored activity without
222 authorization.
- 223 26. Use of or copying of the academic work of another individual and presenting it as the
224 student's own work, without proper attribution; the unauthorized use of AI for the completion
225 of class assignments; or any other form of academic dishonesty, cheating or plagiarism.
- 226 27. Possession and/or use of a cellular telephone, radio, portable audio player, CD player,
227 blackberry, personal data assistant, walkie talkie, Smartphone, mobile or handheld device,
228 or similar electronic device, on school grounds, on school transportation, or at a school-
229 sponsored activity in violation of Board policy and/or administrative regulations regulating
230 the use of such devices.

- 231 28. Possession and/or use of a beeper or paging device on school grounds, on school
232 transportation, or at a school-sponsored activity without the written permission of the
233 principal or designee.
- 234 29. Unauthorized use of or tampering with any school computer, computer system, computer
235 software, Internet connection or similar school property or system, or the use of such property
236 or system for inappropriate purposes, including using AI in a manner that disrupts or
237 undermines the effective operation of the school district or is otherwise seriously disruptive
238 to the educational process.
- 239 30. Possession and/or use of a laser pointer, unless the student possesses the laser pointer
240 temporarily for an educational purpose while under the direct supervision of a responsible
241 adult.
- 242 31. Hazing.
- 243 32. Bullying, defined as an act that is direct or indirect and severe, persistent or pervasive, which:
244 a. causes physical or emotional harm to an individual;
245 b. places an individual in reasonable fear of physical or emotional harm; or
246 d. infringes on the rights or opportunities of an individual at school.
- 247 Bullying shall include, but need not limited be to, a written, oral or electronic communication
248 or physical act or gesture based on any actual or perceived differentiating characteristics,
249 such as race, color, religion, ancestry, national origin, gender, sexual orientation, gender
250 identity or expression, socioeconomic status, academic status, physical appearance, or
251 mental, physical, developmental or sensory disability, or by association with an individual
252 or group who has or is perceived to have one or more of such characteristics.
- 253 33. Cyberbullying, defined as any act of bullying through the use of the Internet, interactive and
254 digital technologies, cellular mobile telephone or other mobile electronic devices or any
255 electronic communications.
- 256 34. Acting in any manner that creates a health and/or safety hazard for employees, students, third
257 parties on school property or the public, regardless of whether the conduct is intended as a
258 joke, including but not limited to violating school or district health and safety protocols
259 developed in connection with the COVID-19 pandemic, such as, but not limited to, physical
260 distancing and mask-wearing requirements.
- 261 35. Engaging in a plan to stage or create a violent situation for the purposes of recording it by
262 electronic means; or recording by electronic means acts of violence for purposes of later
263 publication (other than to school officials).
- 264 36. Engaging in a plan to stage sexual activity for the purposes of recording it by electronic
265 means; or recording by electronic means sexual acts for purposes of later publication.

- 266 37. Using computer systems, including email, remote learning platforms, instant messaging, text
267 messaging, blogging, or the use of social networking websites, AI, or other forms of
268 electronic communications, to engage in any conduct prohibited by this policy.
- 269 38. Use of a privately owned electronic or technological device in violation of school rules,
270 including the unauthorized recording (photographic or audio) of another individual without
271 permission of the individual or a school employee.
- 272 39. Engaging in teen dating violence, defined as any act of physical, emotional or sexual abuse,
273 including stalking, harassing and threatening, which occurs between two students who are
274 currently in or who have recently been in a dating relationship.
- 275 40. Any action prohibited by any Federal or State law.
- 276 41. Any other violation of school rules or regulations or a series of violations which makes the
277 presence of the student in school seriously disruptive of the educational process and/or a
278 danger to persons or property.

279 **IV. Discretionary and Mandatory Expulsions**

- 280 A. An administrator responsible for a school program (“responsible administrator”) may consider
281 recommendation of expulsion of a student in grades three to twelve, inclusive, in a case where
282 the responsible administrator has reason to believe the student has engaged in conduct
283 described at Sections II.A. or II.B., above.
- 284 B. A responsible administrator must recommend expulsion proceedings in all cases against any
285 student in grades kindergarten to twelve, inclusive, whom the District Administration has
286 reason to believe:
 - 287 1. was in possession on school grounds, on school transportation, or at a school-sponsored
288 activity of a deadly weapon, dangerous instrument, martial arts weapon, or firearm as
289 defined in 18 U.S.C. § 921 as amended from time to time; or
 - 290 2. off school grounds, possessed a firearm as defined in 18 U.S.C. § 921, in violation of Conn.
291 Gen. Stat. § 29-35, or possessed and used a firearm as defined in 18 U.S.C. § 921, a deadly
292 weapon, a dangerous instrument or a martial arts weapon in the commission of a crime
293 under chapter 952 of the Connecticut General Statutes; or
 - 294 3. was engaged on or off school grounds or school transportation in offering for sale or
295 distribution a controlled substance (as defined in Conn. Gen. Stat. § 21a-240(9)), whose
296 manufacturing, distribution, sale, prescription, dispensing, transporting, or possessing with
297 intent to sell or dispense, offering or administering is subject to criminal penalties under
298 Conn. Gen. Stat. §§21a-277 and 21a-278. Sale or Distribution of less than one (1) kilogram
299 of cannabis is not subject to mandatory expulsion.

300 The terms “dangerous instrument,” “deadly weapon,” “electronic defense weapon,” “firearm,”
301 and “martial arts weapon,” are defined above in Section I.

- 302 C. In any preschool program provided by the Board of Education or provided by a regional
303 educational service center or a state or local charter school pursuant to an agreement with the

304 Board of Education, no student enrolled in such a preschool program shall be expelled from
305 such preschool program, except an expulsion hearing shall be conducted by the Board of
306 Education in accordance with Section VIII of this policy whenever the Administration has
307 reason to believe that a student enrolled in such preschool program was in possession of a
308 firearm as defined in 18 U.S.C. § 921, as amended from time to time, on or off school grounds,
309 on school transportation, or at a preschool program-sponsored event. The term “firearm” is
310 defined above in Section I.

311 D. Upon receipt of an expulsion recommendation, the Superintendent may conduct an inquiry
312 concerning the expulsion recommendation. If the Superintendent or designee determines that
313 a student should or must be expelled, student shall forward such recommendation to the Board
314 of Education so that the Board can consider and act upon this recommendation.

315 E. In keeping with Conn. Gen. Stat. § 10-233d and the Gun-Free Schools Act, it shall be the
316 policy of the Board to expel a student in grades kindergarten to twelve, inclusive, for one (1)
317 full calendar year for the conduct described in Section IV.B(1), (2) and (3) of this policy and
318 to expel a student enrolled in a preschool program for one (1) calendar year for the conduct
319 described in Section IV.C. For any mandatory expulsion offense, the Board may modify the
320 term of expulsion on a case-by-case basis.

321 **V. Procedures Governing Removal from Class**

322 ~~A.~~—A student may be removed from class by a teacher or administrator if the student
323 deliberately causes a serious disruption of the educational process. When a student is
324 removed by a teacher, the teacher must send the student to a designated area and notify the
325 responsible administrator or administrator’s designee at once.

326 ~~B.A.~~ A student may not be removed from class more than six (6) times in one school year nor
327 more than twice in one week unless the student is referred to the responsible administrator or
328 administrator’s designee and granted an informal hearing at which the student should be
329 informed of the reasons for the disciplinary action and given an opportunity to explain the
330 situation.

331 ~~C.B.~~ The parents or guardian of any minor student removed from class shall be given notice of
332 such disciplinary action within twenty-four (24) hours of the time of the institution of such
333 removal from class.

334 **VI. Procedures Governing Suspension**

335 A. The responsible administrator or administrator’s designee, shall have the right to suspend a
336 student for breach of conduct as noted in Section II of this policy for not more than ~~ten (10)~~ **five**
337 **(5)** consecutive in-school days. In cases where suspension is contemplated, the following
338 procedures shall be followed.

339 1. Unless an emergency situation exists, no student shall be suspended prior to having an
340 informal hearing before the responsible administrator or administrator’s designee at which
341 the student is informed of the charges and given an opportunity to respond. In the event of
342 an emergency, the informal hearing shall be held as soon after the suspension as possible.

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2. If suspended, such suspension shall be an in-school suspension, except the responsible administrator or administrator’s designee may impose an out-of-school suspension on any pupil:
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- a. in grades three to twelve, inclusive, if, during the informal hearing, (i) the responsible administrator or administrator’s designee determines that the student poses such a danger to persons or property or such a disruption of the educational process that student should be excluded from school during the period of suspension; or (ii) the responsible administrator or administrator’s designee determines that an out-of-school suspension is appropriate based on evidence of (A) the student’s previous disciplinary problems that have led to suspensions or expulsion of such student, and (B) previous efforts by the Administration to address the student’s disciplinary problems through means other than out-of-school suspension or expulsion, including positive behavioral support strategies, or
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- b. in grades preschool to two, inclusive, if the responsible administrator or administrator’s designee (A) determines that an out-of-school suspension is appropriate for such student based on evidence that such student’s conduct on school grounds is behavior that causes physical harm, (B) requires that such pupil receives services that are trauma-informed and developmentally appropriate and align with any behavioral intervention plan, individualized education program or plan pursuant to Section 504 of the Rehabilitation Act of 1973, as amended from time to time, for such pupil upon such pupil’s return to school immediately following the out-of-school suspension, and (C) considers whether to convene a planning and placement team meeting for the purposes of conducting and evaluation of the student. ~~or on school transportation is of a violent or sexual nature that endangers persons.~~
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3. An out-of-school suspension imposed in accordance with (2.A) of this subsection shall not exceed ten(10) school days, and an out-of-school suspension imposed in accordance with (2.B.) of this subsection shall not exceed five (5) school days.
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4. Evidence of past disciplinary problems that have led to removal from a classroom, suspension, or expulsion of a student who is the subject of an informal hearing may be received by the responsible administrator or the administrator’s designee, but only considered in the determination of the length of suspensions.
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54. By telephone, the responsible administrator or the administrator’s designee shall make reasonable attempts to immediately notify the parent or guardian of a minor student following the suspension and to state the cause(s) leading to the suspension.
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65. Whether or not telephone contact is made with the parent or guardian of such minor student, the responsible administrator or administrator’s designee shall forward a letter promptly to such parent or guardian to the last address reported on school records (or to a newer address if known by the responsible administrator or administrator’s designee), offering the parent or guardian an opportunity for a conference to discuss same.

382 76. In all cases, the parent or guardian of any minor student who has been suspended shall be
383 given notice of such suspension within twenty-four (24) hours of the time of the institution
384 of the suspension.

385 87. Not later than twenty-four (24) hours after the commencement of the suspension, the
386 responsible administrator or administrator's designee shall also notify the Superintendent
387 or designee of the name of the student being suspended and the reason for the suspension.

388 98. The student shall be allowed to complete any classwork, including examinations, without
389 penalty, which the student missed while under suspension.

390 109. The school Administration may, in its discretion, shorten or waive the suspension period
391 for a student who has not previously been suspended or expelled, if the student completes
392 an Administration-specified program and meets any other conditions required by the
393 Administration. Such Administration-specified program shall not require the student
394 and/or the student's parents to pay for participation in the program. The Superintendent
395 may delegate this authority to building or program level administrators.

396 110. Notice of the suspension shall be recorded in the student's cumulative educational record.
397 Such notice shall be expunged from the cumulative educational record if the student
398 graduates from high school. In cases where the student's period of suspension is shortened
399 or waived in accordance with Section VI.A(9), above, the Administration may choose to
400 expunge the suspension notice from the cumulative record at the time the student completes
401 the Administration-specified program and meets any other conditions required by the
402 Administration. The Superintendent may delegate this authority to building or program
403 level administrators.

404 112. If the student has not previously been suspended or expelled, and the Administration
405 chooses to expunge the suspension notice from the student's cumulative record prior to
406 graduation, the Administration may refer to the existence of the expunged disciplinary
407 notice, notwithstanding the fact that such notice may have been expunged from the
408 student's cumulative file, for the limited purpose of determining whether any subsequent
409 suspensions or expulsions by the student would constitute the student's first such offense.

410 132. The decision of the responsible administrator or administrator's designee with regard to
411 disciplinary actions up to and including suspensions shall be final.

412 143. During any period of suspension served out of school, the student shall not be permitted
413 to be on school property and shall not be permitted to attend or participate in any school-
414 sponsored activities, unless the responsible administrator or the administrator's designee
415 specifically authorizes the student to enter school property for a specified purpose or to
416 participate in a particular school-sponsored activity.

417 B. In cases where a student's suspension will result in the student being suspended more than ten
418 (10) times or for a total of fifty (50) days in a school year, whichever results in fewer days of
419 exclusion, the student shall, prior to the pending suspension, be granted a formal hearing before
420 the Board of Education. The responsible administrator or administrator's designee shall report
421 the student to the Superintendent or designee and request a formal Board hearing. If an
422 emergency situation exists, such hearing shall be held as soon after the suspension as possible.

423 **VII. Procedures Governing In-School Suspension**

- 424 A. The responsible administrator or administrator’s designee may impose in-school suspension in
425 cases where a student's conduct endangers persons or property, violates school policy or
426 seriously disrupts the educational process as determined by the responsible administrator or
427 administrator’s designee.
- 428 B. In-school suspension may not be imposed on a student without an informal hearing by the
429 responsible administrator or administrator’s designee.
- 430 C. In-school suspension may be served in the school or program that the student regularly attends
431 or in any other school building within the jurisdiction of the Board.
- 432 D. No student shall be placed on in-school suspension more than fifteen (15) times or for a total
433 of fifty (50) days in one school year, whichever results in fewer days of exclusion.
- 434 E. The parents or guardian of any minor student placed on in-school suspension shall be given
435 notice of such suspension within twenty-four (24) hours of the time of the institution of the
436 period of the in-school suspension.

437 **VIII. Procedures Governing Expulsion Hearing**

- 438 A. Emergency Exception
- 439 Except in an emergency situation, the Board of Education shall, prior to expelling any student,
440 conduct a hearing to be governed by the procedures outlined herein and consistent with the
441 requirements of Conn. Gen. Stat. § 10-233d or Conn. Gen. Stat. § 10-233l, if applicable, as
442 well as the applicable provisions of the Uniform Administrative Procedures Act, Conn. Gen.
443 Stat. §§ 4-176e to 4-180a, and § 4-
- 444 181a. Whenever an emergency exists, the hearing provided for herein shall be held as soon as
445 possible after the expulsion.
- 446 B. Hearing Panel:
- 447 Expulsion hearings conducted by the Board will be heard by any three or more Board members.
448 A decision to expel a student must be supported by a majority of the Board members present,
449 provided that no less than three (3) affirmative votes to expel are cast.
- 450 1. Alternatively, the Board may appoint an impartial hearing board composed of one (1) or
451 more persons to hear and decide the expulsion matter, provided that no member of the
452 Board may serve on such panel.
- 453 C. Hearing Notice and Rights of the Student and Parent(s)/Guardian(s):
- 454 1. Written notice of the expulsion hearing must be given to the student, and, if the student is
455 a minor, to student’s parent(s) or guardian(s) at least five (5) business days before such
456 hearing.

- 457 2. A copy of this Board policy on student discipline shall also be given to the student, and if
458 the student is a minor, to student's parent(s) or guardian(s), at the time the notice is sent
459 that an expulsion hearing will be convened.
- 460 3. The written notice of the expulsion hearing shall inform the student of the following:
- 461 a. The date, time, place and nature of the hearing, including if the hearing will be held
462 virtually, via video conference.
- 463 b. The legal authority and jurisdiction under which the hearing is to be held, including a
464 reference to the particular sections of the legal statutes involved.
- 465 c. A short, plain description of the conduct alleged by the ~~Administration~~Superintendent
466 or Superintendent's designee.
- 467 d. The student may present as evidence relevant testimony and documents concerning the
468 conduct alleged and the appropriate length and conditions of expulsion; and that the
469 expulsion hearing may be the student's sole opportunity to present such evidence.
- 470 e. The student may cross-examine witnesses called by the ~~Administration~~Superintendent
471 of Superintendent's Designee.
- 472 f. The student may be represented by an attorney or other advocate of student's choice at
473 the student's expense or at the expense of student's parent(s) or guardian(s).
- 474 g. A student is entitled to the services of a translator or interpreter, to be provided by the
475 Board of Education, whenever the student or student's parent(s) or guardian(s) requires
476 the services of an interpreter because student(s) do(es) not speak the English language
477 or is(are) disabled.
- 478 h. The conditions under which the Board is not legally required to give the student an
479 alternative educational opportunity (if applicable).
- 480 i. Information concerning the parent's(s') or guardian's(s') and the student's legal rights
481 and about free or reduced-rate legal services and how to access such services.
- 482 j. The parent(s) or guardian(s) of the student have the right to have the expulsion hearing
483 postponed for up to one week to allow time to obtain representation, except that if an
484 emergency exists, such hearing shall be held as soon after the expulsion as possible.

485 D. Hearing Procedures:

- 486 1. The hearing will be conducted by the Presiding Officer, who will call the meeting to order,
487 introduce the parties, Board members and others participating in the hearing (if applicable),
488 briefly explain the hearing procedures, and swear in any witnesses called by the
489 ~~Administration~~Superintendent or Superintendent's designee or the student. If an impartial
490 board or more than one person has been appointed, the impartial board shall appoint a
491 Presiding Officer.
- 492 2. The hearing will be conducted in executive session. A verbatim record of the hearing will
493 be made, either by tape or digital recording or by a stenographer. A record of the hearing

494 will be maintained, including the verbatim record, all written notices and documents
495 relating to the case and all evidence received or considered at hearing.

- 496 3. The ~~Administration~~ Superintendent or Superintendent's designee shall bear the burden of
497 production to come forward with evidence to support its case and shall bear the burden of
498 persuasion. The standard of proof shall be a preponderance of the evidence.
- 499 4. Formal rules of evidence will not be followed. The Board (or the impartial board) has the
500 right to accept hearsay and other evidence if it deems that evidence relevant or material to
501 its determination. The Presiding Officer will rule on testimony or evidence as to it being
502 immaterial, irrelevant, and/or any other objections to its submission.
- 503 5. The hearing will be conducted in two (2) parts. In the first part of the hearing, the Board
504 (or the impartial board) will receive and consider evidence regarding the conduct alleged
505 by the Administration.
- 506 6. In the first part of the hearing, the charges will be introduced into the record by the
507 Superintendent or designee.
- 508 7. Each witness for the Superintendent or Superintendent's designee ~~Administration~~ will be
509 called and sworn. After a witness has finished testifying, he/she will be subject to cross-
510 examination by the opposite party or his/her legal counsel, by the Presiding Officer and by
511 Board members (or the impartial board).
- 512 8. The student shall not be compelled to testify at the hearing.
- 513 9. After the Superintendent or Superintendent's designee ~~Administration~~ has presented its
514 case, the student will be asked if they have any witnesses or evidence to present concerning
515 the charges. If so, the witnesses will be sworn, will testify, and will be subject to cross
516 examination and to questioning by the Superintendent or Superintendent's designee, the
517 Presiding Officer and/or by the Board (or the impartial board). The student may also
518 choose to make a statement at this time. If the student chooses to make a statement, they
519 will be sworn and subject to cross examination and questioning by the Superintendent or
520 Superintendent's designee, the Presiding Officer and/or by the Board (or the impartial
521 board). Concluding statements will be made by the Superintendent or Superintendent's
522 designee ~~Administration~~ and then by the student and/or the student's representative.
- 523 10. In cases where the student has denied the allegation, the Board (or the impartial board)
524 must determine whether the student committed the offense(s) as charged by the
525 Superintendent or Superintendent's designee.
- 526 11. If the Board (or the impartial board) determines that the student has committed the conduct
527 as alleged, then the Board (or the impartial board) shall proceed with the second portion of
528 the hearing, during which the Board (or the impartial board) will receive and consider
529 relevant evidence regarding the length and conditions of expulsion.
- 530 12. When considering the length and conditions of expulsion, the Board (or the impartial
531 board) may review the student's attendance, academic and past disciplinary records. The
532 Board (or the impartial board) may not review notices of prior expulsions or suspensions
533 which have been expunged from the student's cumulative record, except as provided in

534 Section VI.A (9), (10), (11), above, and Section X, below. The Board (or the impartial
535 board) may ask the Superintendent or Superintendent’s designee for a recommendation as
536 to the discipline to be imposed.

537 13. Evidence of past disciplinary problems that have led to removal from a classroom,
538 suspension or expulsion of a student being considered for expulsion may be considered
539 only during the second portion of the hearing, during which the Board (or the impartial
540 board) is considering length of expulsion and nature of alternative educational opportunity
541 to be offered.

542 14. Where administrators presented the case in support of the charges against the student,
543 neither such administrative staff nor the Superintendent or Superintendent’s designee shall
544 ~~not~~ be present during the deliberations of the Board (or the impartial board) either on
545 questions of evidence or on the final discipline to be imposed. The Superintendent or
546 Superintendent’s designee may, after reviewing the incident with administrators, and
547 reviewing the student’s records, make a recommendation to the Board (or the impartial
548 board) as to the appropriate discipline to be applied.

549 15. The Board (or the impartial board) shall make findings as to the truth of the charges, if the
550 student has denied them; and, in all cases, the disciplinary action, if any, to be imposed.
551 While the hearing itself is conducted in executive session, the vote regarding expulsion
552 must be made in open session and in a manner that preserves the confidentiality of the
553 student’s name and other personally identifiable information.

554 16. Except for a student who has been expelled based on possession of a firearm or deadly
555 weapon as described in subsection IV.B(1) and (2) above, the Board (or the impartial
556 board) may, in its discretion, shorten or waive the expulsion period for a student who has
557 not previously been suspended or expelled, if the student completes a Board-specified
558 program and meets any other conditions required by the Board (or the impartial board).
559 The Board-specified program shall not require the student and/or the student’s parents to
560 pay for participation in the program.

561 17. The Board (or the impartial board) shall report its final decision in writing to the student,
562 or if such student is a minor, also to the parent(s) or guardian(s), stating the reasons on
563 which the decision is based, and the disciplinary action to be imposed. Said decision shall
564 be based solely on evidence presented at the hearing. The parents or guardian or any minor
565 student who has been expelled shall be given notice of such disciplinary action within
566 twenty-four (24) hours of the time of the institution of the period of the expulsion.

567 18. The hearing may be conducted virtually, via video conference, at the direction of the Board
568 (or the impartial board), in the event school buildings are closed to students or individuals
569 are provided limited access to school buildings due to a serious health or other emergency.
570 Any virtual hearing must provide the student the due process rights identified in this
571 Subsection D.

572 E. Presence on School Grounds, on School Transportation, and Participation in School-
573 Sponsored Activities During Expulsion:

574 During the period of expulsion, the student shall not be permitted to be on school property or
575 on school transportation and shall not be permitted to attend or participate in any school-
576 sponsored activities, except for the student’s participation in any alternative educational
577 opportunity provided by the district in accordance with this policy, unless the Superintendent
578 or Superintendent’s specifically provides written permission for the student to enter school
579 property or school transportation for a specified purpose or to participate in a particular school-
580 sponsored activity.

581 F. Stipulated Agreements:

582 In lieu of the procedures used in this Section, the Superintendent or Superintendent’s
583 designeeAdministration and the parent(s) or legal guardian(s) of a student facing expulsion
584 may choose to enter into a Joint Stipulation of the Facts and a Joint Recommendation to the
585 Board concerning the length and conditions of expulsion. Such Joint Stipulation and
586 Recommendation shall include language indicating that the parent(s) or legal guardian(s)
587 understand their right to have an expulsion hearing held pursuant to these procedures, and
588 language indicating that the Board, in its discretion, has the right to accept or reject the Joint
589 Stipulation of Facts and Recommendation. If the Board (or the impartial board) rejects either
590 the Joint Stipulation of Facts or the Recommendation, an expulsion hearing shall be held
591 pursuant to the procedures outlined herein. If the Student is eighteen years of age or older, the
592 student shall have the authority to enter into a Joint Stipulation on the student’s own behalf.

593 If the parties agree on the facts, but not on the disciplinary recommendation, the Superintendent
594 or Superintendent’s designeeAdministration and the parents (or legal guardians) of a student
595 facing expulsion may also choose to enter into a Joint Stipulation of the Facts and submit only
596 the Stipulation of the Facts to the Board (or the impartial board) in lieu of holding the first part
597 of the hearing, as described above. Such Joint Stipulation shall include language indicating
598 that the parents and/or student over the age of 18 understand their right to have a hearing to
599 determine whether the student engaged in the alleged misconduct and that the Board, in its
600 discretion, has the right to accept or reject the Joint Stipulation of Facts. If the Board (or the
601 impartial board) rejects the Joint Stipulation of Facts, a full expulsion hearing shall be held
602 pursuant to the procedures outlined herein.

603 **IX. Alternative Educational Opportunities for Expelled Students**

604 A. Students under sixteen (16) years of age:

605 Whenever the Board of Education expels a student under sixteen (16) years of age, it shall
606 offer any such student an alternative educational opportunity.

607 B. Students sixteen (16) to eighteen (18) years of age:

608 1. The Board of Education shall provide an alternative educational opportunity to a sixteen
609 (16) to eighteen (18) year-old student expelled for the first time if the student requests it
610 and if the student agrees to the conditions set by the Board (or the impartial board). Such
611 alternative educational opportunity may include, but shall not be limited to, the placement
612 of a student who is at least seventeen years of age in an adult education program. Any
613 student participating in an adult education program during a period of expulsion shall not

614 be required to withdraw from school as a condition to participation in the adult education
615 program.

616 2. The Board of Education is not required to offer an alternative educational opportunity to
617 any student between the ages of sixteen (16) and eighteen (18) who is expelled for a second,
618 or subsequent, time.

619 3. The Board of Education shall count the expulsion of a student when the student was under
620 sixteen (16) years of age for purposes of determining whether an alternative educational
621 opportunity is required for such student when the student is between the ages of sixteen
622 and eighteen.

623 C. Students eighteen (18) years of age or older:

624 The Board of Education is not required to offer an alternative educational opportunity to
625 expelled students eighteen (18) years of age or older.

626 D. Content of Alternative Educational Opportunity

627 1. For the purposes of Section IX, and subject to Subsection IX.E, below, any alternative
628 educational opportunity to which an expelled student is statutorily entitled shall be (1)
629 alternative education, as defined by Conn. Gen. Stat. § 10-74j and in accordance with the
630 *Standards for Educational Opportunities for Students Who Have Been Expelled*, adopted
631 by the State Board of Education, with an individualized learning plan, if the Board provides
632 such alternative education, or (2) in accordance with the *Standards for Educational*
633 *Opportunities for Students Who Have Been Expelled*, adopted by the State Board of
634 Education.

635 . The Superintendent, or designee, shall develop administrative regulations concerning
636 alternative educational opportunities, which administrative regulations shall be in
637 ~~compliance with~~ compliance with the standards adopted by the State Board of Education.
638 Such administrative regulations shall include, but not limited to, provisions to address
639 student placement in alternative education; individualized learning plans; monitoring of
640 student(s) placements and performance; and a process for transition planning.

641 E. Students identified as eligible for services under the Individuals with Disabilities Education
642 Act (“IDEA”):

643 Notwithstanding Subsections IX.A. through D. above, if the Board of Education expels a
644 student who has been identified as eligible for services under the Individuals with Disabilities
645 Education Act (“IDEA”), it shall offer an alternative educational opportunity to such student
646 in accordance with the requirements of IDEA, as it may be amended from time to time, and in
647 accordance with the *Standards for Educational Opportunities for Students Who Have Been*
648 *Expelled*, adopted by the State Board of Education.

649 F. Students for whom an alternative educational opportunity is not required:

650 The Board of Education may offer an alternative educational opportunity to a student for whom
651 such alternative educational opportunity is not required by law or as described in this policy.

652 In such cases, the Board, or if delegated by the Board, the Administration, shall determine the
 653 components, including nature, frequency and duration of such services, of any such alternative
 654 educational opportunity.

655 **X. Notice of Student Expulsion on Cumulative Record**

656 Notice of expulsion and the conduct for which the student was expelled shall be included on the
 657 student’s cumulative educational record. Such notice, except for notice of an expulsion of a
 658 student in grades nine through twelve, inclusive, based upon possession of a firearm or deadly
 659 weapon, shall be expunged from the cumulative educational record by the ~~Board-District~~ if the
 660 student graduates from high school.

661 In cases where the student’s period of expulsion is shortened or waived in accordance with
 662 Section VIII.D(14), above, the Board may choose to expunge the expulsion notice from the
 663 cumulative record at the time the student completes the Board-specified program and meets any
 664 other conditions required by the Board. Except as may be specified by the Board in an expulsion
 665 hearing decision, the Board delegates the authority to make decisions pertaining to expungement
 666 to the Superintendent.

667 If a student’s period of expulsion was not shortened or waived, the Board may choose to
 668 expunge the expulsion notice from the student’s cumulative record prior to graduation if such
 669 student has demonstrated to the Board that the student’s conduct and behavior in the years
 670 following such expulsion warrants an expungement. In deciding whether to expunge the
 671 expulsion notice, the Board may receive and consider evidence of any subsequent disciplinary
 672 problems that have led to removal from a classroom, suspension or expulsion of the student.
 673 Except as may be specified by the Board in an expulsion hearing decision, the Board delegates
 674 the authority to make decisions pertaining to expungement to the Superintendent.

676 If the student has not previously been suspended or expelled, and the Administration chooses to
 677 expunge the expulsion notice from the student’s cumulative record prior to graduation, the
 678 Administration may refer to the existence of the expunged notice, notwithstanding the fact that
 679 such notice may have been expunged from the student’s cumulative file, for the limited purpose
 680 of determining whether any subsequent suspension or expulsion by the student would constitute
 681 the student’s first such offense.

682 **XI. Change of Residence During Expulsion Proceedings**

683 A. Student moving into the District:

- 684 1. If a student enrolls in the District while an expulsion hearing is pending in another
 685 public school district, such student shall not be excluded from school pending
 686 completion of the expulsion hearing unless an emergency exists, as defined
 687 above. The Board shall retain the authority to suspend the student or to conduct
 688 its own expulsion hearing. The procedures outlined above in Section VIII and
 689 consistent with the requirements of Conn. Gen. Stat. § 10-233d or Conn. Gen.
 690 Stat. § 10-233l, if applicable, as well as the applicable provisions of the Uniform
 691 Administrative Procedures Act, Conn. Gen. Stat. §§ 4-176e to 4-180a, and § 4-
 692 181a shall be utilized for any hearing conducted under this section.

- 693
- 694 2. Where a student enrolls in the district during the period of expulsion from another
- 695 public school district, the Board may adopt the decision of the student expulsion
- 696 hearing conducted by such other school district. The student shall be excluded
- 697 from school pending such hearing. The excluded student shall be offered an
- 698 alternative educational opportunity in accordance with statutory requirements.
- 699 The Board (or the impartial board) shall make its determination pertaining to
- 700 expulsion based upon a hearing held by the Board (or the impartial board), which
- 701 hearing shall be limited to a determination of whether the conduct which was the
- 702 basis of the previous public school district’s expulsion would also warrant
- 703 expulsion by the Board. The procedures outlined above in Section VIII and
- 704 consistent with the requirements of Conn. Gen. Stat. § 10-233d or Conn. Gen.
- 705 Stat. § 10-233l, if applicable, as well as the applicable provisions of the Uniform
- 706 Administrative Procedures Act, Conn. Gen. Stat. §§ 4-176e to 4-180a, and § 4-
- 707 181a shall be utilized for any hearing conducted under this section.

708

709 B. Student moving out of the District:

710 Where a student withdraws from school after having been notified that an expulsion hearing is

711 pending, but before a decision has been rendered by the Board, the notice of the pending

712 expulsion hearing shall be included on the student’s cumulative record and the Board shall

713 complete the expulsion hearing and render a decision. If the Board subsequently renders a

714 decision to expel the student, a notice of the expulsion shall be included on the student’s

715 cumulative record.

716 **XII. Procedures Governing Suspension and Expulsion of Students Identified as Eligible for**

717 **Services under the Individuals with Disabilities Education Act (“IDEA”)**

718 A. Suspension of IDEA students:

719 Notwithstanding the foregoing, if ~~the Administration~~ a responsible administrator suspends a

720 student identified as eligible for services under the IDEA (an “IDEA student”) who has

721 violated any rule or code of conduct of the District that applies to all students, the following

722 procedures shall apply:

- 723 1. The ~~Administration~~ responsible administrator shall make reasonable attempts to
- 724 immediately notify the parents of the student of the decision to suspend on the date on
- 725 which the decision to suspend was made, and a copy of the special education procedural
- 726 safeguards must either be hand-delivered or sent by mail to the parents on the date that the
- 727 decision to suspend was made.
- 728 2. During the period of suspension, the District is not required to provide any educational
- 729 services to the IDEA student beyond that which is provided to all students suspended by
- 730 the District.

731 B. Expulsion and Suspensions that Constitute Changes in Placement for IDEA students:

732 Notwithstanding any provision to the contrary, if the Administration recommends for
733 expulsion an IDEA student who has violated any rule or code of conduct of the District that
734 applies to all students, the procedures described in this section shall apply. The procedures
735 described in this section shall also apply for students whom the Administration has suspended
736 in a manner that is considered under the IDEA, as it may be amended from time to time, to be
737 a change in educational placement:

- 738 1. Upon the decision by the Administration to recommend expulsion or impose a suspension
739 that would constitute a change in educational placement, the Administration shall promptly
740 notify the parent(s)/guardian(s) of the student of the recommendation of expulsion or the
741 suspension that would constitute a change in educational placement, and provide the
742 parents(s)/guardian(s) a copy of the special education procedural safeguards either by
743 hand-delivery or by mail (unless other means of transmission have been arranged).
- 744 2. The District shall immediately convene the student’s planning and placement team
745 (“PPT”), but in no case later than ten (10) school days after the recommendation for
746 expulsion or the suspension that constitutes a change in placement was made. The
747 student’s PPT shall consider the relationship between
748 the student’s disability and the behavior that led to the recommendation for expulsion or
749 the suspension which constitutes a change in placement, in order to determine whether the
750 student’s behavior was a manifestation of the student’s disability.
- 751 3. If the student’s PPT finds that the behavior was a manifestation of the student’s disability,
752 the Administration shall not proceed with the recommendation for expulsion or the
753 suspension that constitutes a change in placement.
- 754 4. If the student’s PPT finds that the behavior was not a manifestation of the student’s
755 disability, the Administration may proceed with the recommended expulsion or suspension
756 that constitutes a change in placement.
- 757 5. During any period of expulsion, or suspension of greater than ten (10) days per school year,
758 the Administration shall provide the student with an alternative education program in
759 accordance with the provisions of the IDEA.
- 760 6. When determining whether to recommend an expulsion or a suspension that constitutes a
761 change in placement, the responsible administrator (or designee) should consider the nature
762 of the misconduct and any relevant educational records of the student.

763 C. Removal of Special Education Students for Certain Offenses:

- 764 1. A responsible administrator may remove a student eligible for special education under the
765 IDEA to an appropriate interim alternative educational setting for not more than forty-five
766 (45) school days if the student:

- 767 a. Was in possession of a dangerous weapon, as defined in 18 U.S.C. 930(g)(2), as
768 amended from time to time, on school grounds, on school transportation or at a school-
769 sponsored activity, or
- 770 b. Knowingly possessed or used illegal drugs or sold or solicited the sale of a controlled
771 substance while at school, on school transportation or at a school-sponsored activity;
772 or
- 773 c. Has inflicted serious bodily injury upon another person while at school, on school
774 premises, on school transportation or at a school function.
- 775 2. The following definitions shall be used for this subsection XII.C.:
- 776 a. **Dangerous weapon** means a weapon, device, instrument, material, or substance,
777 animate or inanimate, that is used for, or is readily capable of, causing death or serious
778 bodily injury, except that such term does not include a pocket knife with a blade of less
779 than 2.5 inches in length.
- 780 b. **Controlled substance** means a drug or other substance identified under schedules I, II,
781 III, IV, or V in section 202(c) of the Controlled Substances Act, 21 U.S.C. 812(c).
- 782 c. **Illegal drug** means a controlled substance but does not include a substance that is
783 legally possessed or used under the supervision of a licensed health-care professional
784 or that is legally possessed or used under any other authority under the Controlled
785 Substances Act or under any other provision of federal law.
- 786 d. **Serious bodily injury** means a bodily injury which involves: (A) a substantial risk of
787 death; (B) extreme physical pain; (C) protracted and obvious disfigurement; or (D)
788 protracted loss or impairment of the function of a bodily member, organ, or mental
789 faculty.

790 **XIII. Procedures Governing Expulsions for Students Identified as Eligible under Section 504 of**
791 **the Rehabilitation Act of 1973 (“Section 504”)**

- 792 A. Except as provided in subsection B below, notwithstanding any provision to the contrary, if
793 the Administration recommends for expulsion a student identified as eligible for educational
794 accommodations under Section 504 who has violated any rule or code of conduct of the District
795 that applies to all students, the following procedures shall apply:
- 796 1. The parents of the student must be notified of the decision to recommend the student for
797 expulsion.
- 798 2. The District shall immediately convene the student’s Section 504 team (“504 team”) for
799 the purpose of reviewing the relationship between the student’s disability and the behavior
800 that led to the recommendation for expulsion. The 504 team will determine whether the
801 student’s behavior was a manifestation of the student’s disability.
- 802 3. If the 504 team finds that the behavior was a manifestation of the student’s disability, the
803 Administration shall not proceed with the recommended expulsion.

- 804 4. If the 504 team finds that the behavior was not a manifestation of the student's disability,
805 the Administration may proceed with the recommended expulsion.
- 806 B. The Board may take disciplinary action for violations pertaining to the use or possession of
807 illegal drugs or alcohol against any student with a disability who currently is engaging in the
808 illegal use of drugs or alcohol to the same extent that such disciplinary action is taken against
809 nondisabled students. Thus, when a student with a disability is recommended for expulsion
810 based solely on the illegal use or possession of drugs or alcohol, the 504 team *shall not be*
811 *required to meet* to review the relationship between the student's disability and the behavior
812 that led to the recommendation for expulsion.

813 **XIV. Procedures Governing Expulsions for Students Placed in a Juvenile Detention Center**

- 814 A. Any student who commits an expellable offense and is subsequently placed in a juvenile
815 detention center or any other residential placement for such offense may be expelled by the
816 Board in accordance with the provisions of this section. The period of expulsion shall run
817 concurrently with the period of placement in a juvenile detention center or other residential
818 placement.
- 819 B. If a student who committed an expellable offense seeks to return to the District after
820 participating in a diversionary program or having been placed in a juvenile
821 detention center or any other residential placement and such student has not been expelled by the
822 board of education for such offense under subdivision (A) of this subsection, the Board shall
823 allow such student to return and may not expel the student for additional time for such offense.

824 **XV. Early Readmission to School**

825 An expelled student may apply for early readmission to school. The Board delegates the authority
826 to make decisions on readmission requests to the Superintendent. Students desiring readmission
827 to school shall direct such readmission requests to the Superintendent. The Superintendent has the
828 discretion to approve or deny such readmission requests, and may condition readmission on
829 specified criteria.

830 **XVI. Dissemination of Policy**

831 The District shall, at the beginning of each school year and at such other times as it may deem
832 appropriate, provide for an effective means of informing all students, parent(s) and/or guardian(s)
833 of this policy.

834 **XVII. Compliance with Documentation and Reporting Requirements**

- 835 A. The District shall include on all disciplinary reports the individual student's state-assigned
836 student identifier (SASID).
- 837 B. The District shall report all suspensions and expulsions to the State Department of Education.
- 838 C. If the Board of Education expels a student for sale or distribution of a controlled substance, as
839 defined in Conn. Gen. Stat. § 21a-240(9), whose manufacture, distribution, sale, prescription,
840 dispensing, transporting or possessing with the intent to sell or dispense, offering, or

841 administration is the subject to criminal penalties under Conn. Gen. Stat. §§ 21a-277 and 21a-
842 278, the District shall refer such student to an appropriate state or local agency for
843 rehabilitation, intervention or job training and inform the agency of its action.

844 D. If the Board of Education expels a student for possession of a firearm, as defined in 18 U.S.C.
845 § 921, or deadly weapon, dangerous instrument or martial arts weapon, as defined in Conn.
846 Gen. Stat. § 53a-3, the District shall report the violation to the local police.

847 **Legal References:**

848 Connecticut General Statutes:

- 849
- | | | |
|-----|---------------------------------------|---|
| 850 | § 10-16 | Length of school year |
| 851 | | |
| 852 | § 10-74j | Alternative education |
| 853 | | |
| 854 | §§ 4-176e through 4-180a and § 4-181a | Uniform Administrative Procedures Act |
| 855 | | |
| 856 | § 10-222d | Safe school climate plans. Definitions. Safe school climate assessments |
| 857 | | |
| 858 | §§ 10-233a through 10-233f | Suspension and expulsion of students |
| 859 | | |
| 860 | § 10-233l | Expulsion and suspension of children in preschool programs |
| 861 | | |
| 862 | § 10-253 | School privileges for children in certain placements, nonresident children,
863 children in temporary shelters, homeless children and children in juvenile
864 detention facilities. Liaison to facilitate transitions between school districts
865 and juvenile and criminal justice systems. |
| 866 | | |
| 867 | § 19a-342a | Use of electronic nicotine delivery system or vapor product prohibited.
868 Exceptions. Signage required. Penalties |
| 869 | | |
| 870 | § 21a-240 | Definitions |
| 871 | | |
| 872 | § 21a-277 | Penalty for illegal manufacture, distribution, sale, prescription, dispensing |
| 873 | | |
| 874 | § 21a-278 | Penalty for illegal manufacture, distribution, sale, prescription, or
875 administration by non-drug-dependent person |
| 876 | | |
| 877 | §§ 21a-408a through 408p | Palliative Use of Marijuana |
| 878 | | |
| 879 | § 29-35 | Carrying of pistol or revolver without permit prohibited. Exceptions |
| 880 | | |
| 881 | § 29-38 | Weapons in vehicles |
| 882 | | |
| 883 | § 53a-3 | Definitions |
| 884 | | |
| 885 | § 53-206 | Carrying of dangerous weapons prohibited |

886
887 § 53-344 Sale or delivery of cigarettes or tobacco products to persons under twenty-
888 one.

889
890 § 53-344b Sale and delivery of electronic nicotine delivery system or vapor products
891 to persons under twenty-one years or age

892
893 Public Act No. 21-46, “An Act Concerning Social Equity and the Health, Safety and
894 Education of Children.”

895
896 *Packer v. Board of Educ. of the Town of Thomaston*, 717 A.2d 117 (Conn. 1998).

897 *State v. Hardy*, 896 A.2d 755 (Conn. 2006).

898 *State v. Guzman*, 955 A.2d 72 (Conn. App. Ct. 2008).

899

900 Connecticut State Department of Education, *Standards for Educational Opportunities for*
901 *Students Who Have Been Expelled*, adopted January 3, 2018.

902

903 Federal law:

904

905 Individuals with Disabilities Education Act, 20 U.S.C. 1400 *et seq.*, as amended by the
906 Individuals with Disabilities Education Improvement Act of 2004, Pub. L. 108-446.

907

908 Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794(a).

909 18 U.S.C. § 921 (definition of “firearm”)

910 18 U.S.C. § 930(g)(2) (definition of “dangerous weapon”)

911 18 U.S.C. § 1365(h)(3) (identifying “serious bodily injury”)

912 21 U.S.C. § 812(c) (identifying “controlled substances”)

913 34 C.F.R. § 300.530 (defining “illegal drugs”)

914 Gun-Free Schools Act, 20 U.S.C. § 7961

915 *Honig v. Doe*, 484 U.S. 305 (1988)

916 [U.S. Department of Education Office for Civil Rights, U.S. Department of Justice Civil](#)
917 [Rights Division, Resource on Confronting Racial Discrimination in Student Discipline](#)
918 [\(May 2023\)](#)

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922 Date of Adoption: October 6, 2020

923 Date of Revision: January 4, 2022

924 Date of Revision: December 12, 2023

925

926 [First Reading: August 20, 2024](#)

927 [Second Reading: September 3, 2024](#)

Subject to Approval

Meeting Minutes

I. Call to Order / Attendance

The regular meeting of the Madison Board of Education was called to order by Chairman Seth Klaskin at 7:30 p.m. Mr. Klaskin led the Pledge of Allegiance.

Present: Galen Cawley, Mary Ann Connelly, Seth Klaskin, Maureen Lewis, Christine Maisano (on Zoom), Steven Pynn, Emily Rosenthal

Also present: Craig Cooke, Ph.D., Superintendent; Gail Dahling-Hench, Assistant Superintendent; Anthony Salutari Jr., Daniel Hand High School Principal

II. School / Community Session

Julia Phillips –member of Madison Youth Unplugged who shared with the Board information about the groups mission which includes making schools phone free spaces.

Lauren Carpenter-Martinez –member of Madison Youth Unplugged who shared with the Board data on the impact phones have on students’ mental and physical wellbeing.

Larry Ciotti – invited Board members to attend the upcoming Madison Athletic Hall of Fame Induction Ceremony. He also asked why the District does not teach cursive writing.

III. Superintendent's Report

Craig A. Cooke, Ph.D.

- 2024-2025 School Year – Dr. Cooke welcomed staff and students back for the 2024-2025 school year.
- Summer Work – Dr. Cooke gave a report on summer construction including work at Neck River elementary, Brown school, and Polson school. He also gave an update on the HVAC project at Hand as well as minor maintenance work at Jeffrey and Ryerson elementary schools.
- Nonlapsing Reserve Fund – the State now allows school boards to maintain a nonlapsing fund to support onetime expenditures. Dr. Cooke provided the Board with a memo asking them to support the establishment of such fund.
- Cell Phones – Following up on some of the public comments, Dr. Cooke shared that the State is planning to release a model policy regarding cell phones in schools for Districts to consider modeling or adopting. Dr. Cooke said currently the District is fairly strict when it comes to cell phones in schools, especially at the high school which implemented a number of successful changes to further restrict phone use last school year. He said the District will continue to closely monitor the cell phones in schools’ debate.

- Teacher Evaluation Plan – The MPS Teacher Evaluation Plan was approved following some minor state-required adjustments. Mrs. Dahling-Hench reviewed the plan adjustments with the Board.
- Athletics Logo Presentation – Athletic Director Christopher Farrell (via a recording) and Mr. Salutari presented the final athletics logo. The presentation can be heard in full on the meeting recording on the District website.

IV. Board Members' Comments

Mrs. Rosenthal shared that the Board will conduct a self-evaluation this year and that process will begin next month. She mentioned she has attended one of the Madison Youth Unplugged meetings and was impressed with the range of parents of students of all ages that are interested in the issue.

Mr. Klaskin wished students and teachers a successful year and encouraged all Board members to attend convocation.

V. Audience Response to Information Presented (Ref. Bylaw #9540.10)

No members of the public spoke.

VI. Board Committees / Liaison Updates (Ref. Bylaw #9450)

Curriculum and Student Development

Members: Steve Pynn, Chair; Catherine Miller, Mary Ann Connelly

No report.

Facilities Committee

Members: Emily Rosenthal, Chair, Steven Pynn, Diane Infantine-Vyce

Mrs. Rosenthal said the committee met earlier in the evening to review the 25-26 CIP.

Finance Committee

Members: Galen Cawley, Chair, Christine Maisano, Emily Rosenthal

No report.

Personnel Committee

Members: Maureen Lewis, Chair; Catherine Miller, Mary Ann Connelly

Mrs. Lewis reported that the Teamsters contract was recently approved.

Policy Committee

Members: Diane Infantine-Vyce, Chair; Maureen Lewis, Galen Cawley

Mr. Cawley discussed the following policies on the agenda tonight:

Policies for Rescission, Waive Second Reading:

- 0100/6010 Our Mission
- 6050 Organization of Instruction
- 6080.11 Technology and Instruction
- 6100.9 Use of Computers in Instruction
- 6100.9.1 Computers: Web Sites / Pages

- 6100.15.2 Use of Internet/Online Services

Policies for Review, First Reading:

- 5110.4 Student Discipline

Policies for Review, Waive Second Reading:

- 5113 Student Attendance: Truancy and Chronic Absenteeism

LEARN Liaison

Mary Ann Connelly

No report.

VII. Action Item: Motion to waive the second reading and rescind the following policies: 0100/6010 Our Mission, 6050 Organization of Instruction, 6080.11 Technology and Instruction, 6100.9 Use of Computers in Instruction, 6100.9.1 Computers: Websites / Pages, 6100.15.2 Use of Internet/Online Services

The action item was amended to remove policy 0100/6010 Our Mission from the list of policies for rescission.

MOTION: by Lewis, seconded by Connelly to waive the second reading and rescind the following policies: ~~0100/6010 Our Mission~~, 6050 Organization of Instruction, 6080.11 Technology and Instruction, 6100.9 Use of Computers in Instruction, 6100.9.1 Computers: Websites / Pages, 6100.15.2 Use of Internet/Online Services

AYES: Cawley, Connelly, Klaskin, Lewis, Maisano, Pynn, Rosenthal

NAYS:

ABSTAIN:

MOTION CARRIED: 7 – 0

VIII. Action Item: Motion to waive the second reading and approve policy 5113 Student Attendance: Truancy and Chronic Absenteeism

MOTION: by Rosenthal, seconded by Cawley to waive the second reading and approve policy 5113 Student Attendance: Truancy and Chronic Absenteeism.

AYES: Cawley, Connelly, Klaskin, Lewis, Maisano, Pynn, Rosenthal

NAYS:

ABSTAIN:

MOTION CARRIED: 7 – 0

IX. Action Item: Motion to establish a Board of Education nonlapsing reserve fund, in keeping with the conditions set forth in Public Act 24-45, to support one-time educational expenditures.

MOTION: by Pynn, seconded by Cawley to establish a Board of Education nonlapsing reserve fund, in keeping

with the conditions set forth in Public Act 24-45, to support one-time educational expenditures.

AYES: Cawley, Connelly, Klaskin, Lewis, Maisano, Pynn, Rosenthal

NAYS:

ABSTAIN:

MOTION CARRIED: 7 – 0

X. Action Item: Motion to approve the MPS Teacher Evaluation Plan as amended.

MOTION: by Pynn, seconded by Rosenthal to approve the MPS Teacher Evaluation Plan as amended.

AYES: Cawley, Connelly, Klaskin, Lewis, Maisano, Pynn, Rosenthal

NAYS:

ABSTAIN:

MOTION CARRIED: 7 – 0

XI. Action Item: Motion to waive policy #1200 School District Logo and Mascot and accept the Athletics logo as recommended by the Athletics Logo/Branding Committee.

MOTION: by Lewis, seconded by Connelly to waive policy #1200 School District Logo and Mascot and accept the Athletics logo as recommended by the Athletics Logo/Branding Committee.

Following a discussion, the motion was amended to the following:

MOTION: by Rosenthal, seconded by Lewis to waive policy #1200 School District Logo and Mascot and accept the Athletics logo as recommended by the Athletics Logo/Branding Committee subject to discussion and to authorize the superintendent to approval the final version of the paw print logo.

AYES: Cawley, Connelly, Klaskin, Lewis, Maisano, Pynn, Rosenthal

NAYS:

ABSTAIN:

MOTION CARRIED: 7 – 0

XII. Action Item: Motion to approve a donation from the Ryerson PTO to Ryerson Elementary School in the amount of \$15,630 to fund educational experiences for the 2024-2025 school year.

MOTION: by Rosenthal, seconded by Connelly to approve a donation from the Ryerson PTO to Ryerson Elementary School in the amount of \$15,630 to fund educational experiences for the 2024-2025 school year.

AYES: Cawley, Connelly, Klaskin, Lewis, Maisano, Pynn, Rosenthal

NAYS:

ABSTAIN:

MOTION CARRIED: 7 – 0

XIII. Action Item: Motion to approve the minutes of the August 12, 2024 Special Board of Education meeting (Ref. Bylaw #9540.9)

MOTION: by Rosenthal, seconded by Connelly to approve the minutes of the August 12, 2024 Special Board of Education meeting.

AYES: Cawley, Connelly, Klaskin, Lewis, Maisano, Pynn, Rosenthal

NAYS:

ABSTAIN:

MOTION CARRIED: 7 – 0

XIV. Action Item: Motion to approve the minutes of the June 17, 2024 Board of Education Meeting (Ref. Bylaw #9540.9)

MOTION: by Cawley, seconded by Pynn to approve the minutes of the June 17, 2024 Board of Education Meeting.

AYES: Cawley, Connelly, Klaskin, Lewis, Maisano, Pynn, Rosenthal

NAYS:

ABSTAIN:

MOTION CARRIED: 7 – 0

XV. Discuss and take possible action on Central Office Contracts and Teacher Negotiations (Discussion proposed for Executive Session)

MOTION: by Pynn, seconded by Lewis to enter into Executive Session to discuss Central Office Contracts and Teacher negotiations at 9:00 p.m. and invite in Superintendent of Schools Dr. Craig Cooke.

AYES: Cawley, Connelly, Klaskin, Lewis, Maisano, Pynn, Rosenthal

NAYS:

ABSTAIN:

MOTION CARRIED: 7 – 0

Mrs. Maisano left the meeting at 9:01 p.m.

MOTION: by Rosenthal, seconded by Connelly to return to regular session at 9:21 p.m.

AYES: Cawley, Connelly, Klaskin, Lewis, Pynn, Rosenthal

NAYS:

ABSTAIN:

MOTION CARRIED: 6 – 0

Action Item: Motion to authorize the Superintendent to execute an amendment to an existing central office contract in keeping with the terms discussed in executive session.

MOTION: by Pynn, seconded by Lewis to authorize the Superintendent to execute an amendment to an existing central office contract in keeping with the terms discussed in executive session.

AYES: Cawley, Connelly, Klaskin, Lewis, Pynn, Rosenthal

NAYS:

ABSTAIN:

MOTION CARRIED: 6 – 0

XVI. Future Agenda Items

XVII. Adjournment

MOTION: by Rosenthal, seconded by Connelly to adjourn at 9:24 p.m.

AYES: Cawley, Connelly, Klaskin, Lewis, Pynn, Rosenthal

NAYS:

ABSTAIN:

MOTION CARRIED: 6 – 0

The Town of Madison does not discriminate on the basis of disability, and the meeting facilities are ADA accessible. Individuals who need assistance are invited to make their needs known by contacting the Town ADA/Human Resources Director, Debra Ferrante, at 203-245-6310 or by email at ferranted@madisonct.org at least five (5) business days prior to the meeting.