

STUDENT SUSPENSION AND EXPULSION

Serious breaches of standards of behavior may result in suspensions or expulsions from school. A principal is authorized to suspend pupils for not more than ten school days and a superintendent/CEO is authorized to suspend pupils for not more than 90 days. The period of expulsion may extend beyond the semester in which the violation, insubordination, or misconduct occurred. Any expulsion for consumption or possession of beer or alcoholic beverages may not extend beyond ninety school days.

Any student bringing a firearm, or air gun, whether or not the firearm or air gun is designed, adapted, used, or intended primarily for imitative or noisemaking purposes, or any dangerous weapon to school, except as authorized by law, shall be expelled for not less than twelve months and will be referred to law enforcement authorities. The superintendent/CEO shall have the authority to decrease the length of expulsion on a case-by-case basis. This policy shall be implemented in a manner consistent with IDEA and Section 504.

A suspension may be imposed, but is not limited to, when a student's behavior creates a threat to his own or other's safety or imposes a threat to property or premises or creates a serious disruption of the school environment. Behavior such as fighting or committing an assault on another; stealing; vandalism; possessing weapons, explosives or other prohibited materials; making a false alarm or terroristic threat; lewd or threatening behavior or language; possession of drugs; or possession of beer or alcoholic beverages on the school premises or at school activities may result in suspensions.

Hearing procedures as established by state regulations will be followed for all students who receive long-term suspensions or expulsion.

- In case of a suspension by the superintendent/CEO for more than ten school days, the superintendent/CEO will schedule a hearing before the Board of Education and the hearing shall be scheduled within ten (10) school days of the first day of the student's suspension.
- Additional procedures mandated by state and federal law apply to special education students.

Legal References:

ARSD 24:05:26	<u>Suspension</u>
ARSD 24:05:26.01	<u>Expulsion</u>
ARSD 24:07	<u>Student due process</u>
SDCL 13-32-4	<u>School board to assist in discipline</u>
SDCL 13-32-4.2	<u>Procedure for suspension</u>
SDCL 13-32-5	<u>Injury to school property as grounds</u>
SDCL 13-32-7	<u>Possession of firearms on premises</u>
SDCL 13-32-9	<u>Suspension from extracurricular activities</u>
SDCL 13-32-9.1	<u>Consequences imposed by local school districts</u>
SDCL 13-32-9.2	<u>Reduced suspensions –Commencement of suspension</u>
SDCL 22-11-9.2	<u>Falsely reporting a threat</u>
SDCL 22-14A-24	<u>Use of substance or device to communicate felonious threat</u>
SDCL 22-14A-25	<u>Use of hoax substance or device to communicate cause fear</u>
SDCL 22-42	<u>Controlled Substances and Marijuana</u>
Public Law 103-382	<u>Improving America’s Schools Act of 1994</u>
POLICY IGD	<u>Extra-curricular activities</u>
POLICY IGDI	<u>Interscholastic athletics</u>
POLICY JFA	<u>Student due process rights</u>
POLICY JFC	<u>Student conduct</u>
POLICY JFCD	<u>Bullying</u>
POLICY JFCH	<u>Alcohol and other drug use by students</u>

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