

Hampton School District Policy	Section: <u>J</u> Code: JICD Title: Student Discipline and Due Process Category: P (Priority/Required by Law) Page: 1 of 2
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STUDENT DISCIPLINE AND DUE PROCESS

Inappropriate student conduct that causes material and substantial disruption to the school environment, interferes with the rights of others, or presents a threat to the health and safety of others will not be tolerated. Students are expected to exhibit appropriate classroom behavior that allows teachers to communicate and educate effectively.

Students will conduct themselves in a manner fitting to their age level and maturity and with respect and consideration for the rights of others while on school district property or property within the jurisdiction of the school district; while on school owned and/or operated school or chartered vehicles; while attending or engaged in school activities; and while away from school grounds if misconduct will directly affect the good order, efficient management and welfare of the school district. Consequences for the misconduct will be fair and developmentally appropriate in light of the circumstances.

Students who fail to abide by this policy and the administrative regulations supporting it may be disciplined for conduct which disrupts or interferes with the education program; conduct which disrupts the orderly and efficient operation of the school district or school activity; conduct which disrupts the rights of other students to participate in or obtain their education; conduct that is violent or destructive; or conduct which interrupts the maintenance of a disciplined atmosphere. Disciplinary measures include, but are not limited to, removal from the classroom, detention, suspension, probation, and expulsion.

Suspension means an in-school suspension, an out-of-school suspension, a restriction from activities or loss of eligibility. An in-school suspension means the student will attend school but will be temporarily isolated from one or more classes while under supervision. An in-school suspension will not exceed ten consecutive school days. An out-of-school suspension means the student is removed from the school environment, which includes school classes and activities. An out-of-school suspension will not exceed ten days. A restriction from school activities means a student will attend school and classes and practice but will not participate in school activities.

Probation means a student is given a conditional suspension of a penalty for a definite period of time in addition to being reprimanded. The conditional suspension will mean the student must meet the conditions and terms for the suspension of the penalty. Failure of the student to meet these conditions and terms will result in immediate reinstatement of the penalty.

Adopted:	DATE: October 21, 1996, January 11, 2011, Jan. 9, 2012
Reviewed:	October 2010, January 11, 2011, Jan. 3, 2012
Revised:	October 12, 2005
Cancellation:	Replaces JGD-R

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**STUDENT DISCIPLINE AND
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(continued)

Expulsion means an action by the Board to remove a student from the school environment, which includes, but is not limited, classes and activities, for a period of time set by the Hampton School Board.

Any pupil may be expelled from school by the local School Board for gross misconduct, or for neglect or refusal to conform to the reasonable rules of the school, or for an act of theft, destruction, or violence as defined in RSA 193-D:1, or for possession of a weapon such as: knife, pellet or BB gun or rifle, and the pupil shall not attend school until restored by the local Board. Any expulsion shall be subject to review if requested prior to the start of each school year and further, any parent or guardian has the right to appeal any such expulsion by the local Board to the State Board of Education. Any expulsion shall be valid throughout the School Districts of the state.

Any pupil who brings or possesses a weapon as defined in Section 921 of Title 18 of the United States Code in a safe school zone as defined in RSA 193-D:1 without written authorization from the Superintendent or designee shall be expelled from school by the local School Board for a period of not less than 12 months.

Due process in accordance with all applicable laws will be afforded to any student involved in a proceeding that may result in suspension, exclusion or expulsion. Students expelled from school may be reinstated by the Board under the provisions of RSA 193:13.

The Superintendent may modify expulsion requirements as provided in RSA 193:14, IV.

Students receiving special education services will be disciplined in accordance with the student's IEP and all applicable provisions of the Individual With Disabilities Education Act (IDEA).

At all times, students are required to conduct themselves in accordance with behavioral standards set forth in Policy JIC and all other applicable Board policies.

Students and parents will be notified annually of this policy.

Legal References:

RSA 193:13, Suspension and Expulsion of Pupils

NH Code of Administrative Rules, Sec. Ed. 306.04(a)(3), Student Discipline

NH Code of Administrative Rules, Sec. Ed. 306.04(f), Student Discipline

NH Code of Administrative Rules, Sec. Ed. 317.04(b), Disciplinary Procedures

See Appendix JICD-R

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