LANGUAGE ACADEMY OF SACRAMENTO

Student Policy   Suspension and Expulsion #5

The Language Academy of Sacramento will adopt and maintain a comprehensive set of student discipline policies. A draft of these policies is attached hereto in the Appendix and shall be reviewed and ratified by the LAS governing board. These policies will be distributed as part of the school's student handbook will clearly describe the school's expectation regarding attendance, mutual respect, substance abuse, violence, safety, and work habits. Each student and his/her parent will be required to verify that they have reviewed and understand the policies prior to enrollment. Students who violate the school's discipline polices, who are serious disruptions to the education process and/or who present a health or safety threat may be suspended for a up to ten school days. LAS will notify and confer with the student's parent or caregiver as soon as possible regarding the suspension. If the violation of the discipline policies is a serious offense that merits expulsion, and/or if the student presents an ongoing threat to health and safety, LAS may take action to expel the student. In such cases, LAS will send a written notice of the facts, allegations and students/parent rights to the appropriate caregiver and a committee designated by the LAS Governing Board will hold a hearing regarding the offense. Upon the committee's determination, the student may be expelled or offered reinstatement as appropriate.

These processes will be amended as required by law to protect the rights of students with disabilities or exceptional needs. This includes, but is not limited to, convening an individualized education plan team meeting if a suspension lasts beyond ten days or in the event that expulsion is recommended. LAS will notify SCUSD of any expulsions and will include suspension and expulsion data in its annual performance report.

Manifestation Determination for Special Education Students Based on Education Code 48900

(1) Within 10 school days of any decision to change the placement of a child with a disability because of a violation of a code of student conduct, the LEA, the parent, and relevant members of the child's IEP Team (as determined by the parent and the LEA) must review all relevant information in the student's file, including the child's IEP, any teacher observations, and any relevant information provided by the parents to determine--

　　　(i) If the conduct in question was caused by, or had a direct and substantial relationship to, the child's disability; or

　　　(ii) If the conduct in question was the direct result of the LEA's failure to implement the IEP.

(2) The conduct must be determined to be a manifestation of the child's disability if the LEA, the parent, and relevant members of the child's IEP Team determine that a condition in either paragraph (e)(1)(i) or (1)(ii) of the ED Code section was met.

[(3)](#) If the LEA, the parent, and relevant members of the child's IEP Team determine the condition described in paragraph (e)(1)(ii) of the Ed Code section was met, the LEA must take immediate steps to remedy those deficiencies.

[(f)](#) Determination that behavior was a manifestation. If the LEA, the parent, and relevant members of the IEP Team make the determination that the conduct was a manifestation of the child's disability, the IEP Team must--

[(1)](#) Either--

[(i)](#) Conduct a functional behavioral assessment, unless the LEA had conducted a functional behavioral assessment before the behavior that resulted in the change of placement occurred, and implement a behavioral intervention plan for the child; or

[(ii)](#) If a behavioral intervention plan already has been developed, review the behavioral intervention plan, and modify it, as necessary, to address the behavior; and

[(2)](#) Except as provided in paragraph (g) of this section, return the child to the placement from which the child was removed, unless the parent and the LEA agree to a change of placement as part of the modification of the behavioral intervention plan.

Amended 03/08/2017