

Student Discipline

Presentation to
Fairfax County School Board

April 5, 2010

Purpose

To provide information requested by the
School Board in the January 21, 2010 Forum

Definitions

Flow Charts

Policy 2611

2008-2009 Expulsion Data

168, 929 students were in membership in FCPS.

(June 2009)

683 expulsion recommendations were initiated by principals. (0.40% of all students)

- Of those 683 expulsion recommendations, 171 were forwarded to the School Board by the Hearings Office.
- Of those 171 forwarded expulsion recommendations, 161 students were expelled by the School Board.

2008-2009

Expulsions: Educational Services

- Of those 161 expelled students,
 - 155 students received FCPS educational services.
 - 6 students did not receive FCPS educational services.

School Board Considerations of Expulsion Recommendations 2008-09

- 100 Letters of Agreement
- 22 Committee Hearings
- 49 Unappealed

Review of Definitions

School Board policies and regulations are based on the Code of Virginia which defines:

- Expulsion
- Exclusion
- Reassignment
- Long-term suspension
- Short-term suspension
- Alternative Education Program

Expulsion

Code of Virginia § 22.1-276.01

- "Expulsion" means any disciplinary action imposed by a school board or a committee thereof, as provided in school *board* policy, whereby a student is not permitted to attend school within the school division and is ineligible for readmission for 365 calendar days after the date of the expulsion.

SR&R

- Any disciplinary action imposed by a school board or a committee thereof, as provided in school policy, whereby a student is not permitted to attend school within the school division and is ineligible for readmission for 365 calendar days after the date of the expulsion.

Exclusion

Code of Virginia § 22.1-276.01

- "Exclusion" means a Virginia school board's denial of school admission to a student who has been expelled or has been placed on a long-term suspension of more than thirty calendar days by another school board or a private school, either in Virginia or another state, or for whom admission has been withdrawn by a private school in Virginia or another state.

SR&R

- A student who has been expelled or suspended for more than 30 days from attendance at school by another school board or a private school, or for whom admission has been withdrawn by a private school, may be excluded from attendance for no more than one calendar year in the case of expulsion or withdrawal of admission, and in the case of suspension of more than 30 days, for no longer than the duration of such suspension.

Reassignment

Code of Virginia § 22.1-276.01

- A school board may, in accordance with the procedures set forth in this article, require any student who has been (i) charged with an offense relating to the Commonwealth's laws, or with a violation of school board policies, on weapons, alcohol or drugs, or intentional injury to another person, or with an offense that is required to be disclosed to the superintendent of the school division pursuant to subsection G of § [16.1-260](#); (ii) found guilty or not innocent of an offense relating to the Commonwealth's laws on weapons, alcohol, or drugs, or of a crime that resulted in or could have resulted in injury to others, or of an offense that is required to be disclosed to the superintendent of the school division pursuant to subsection G of § [16.1-260](#); (iii) found to have committed a serious offense or repeated offenses in violation of school board policies; (iv) suspended pursuant to § [22.1-277.05](#); or (v) expelled pursuant to § [22.1-277.06](#), [22.1-277.07](#), or [22.1-277.08](#), or subsection B of § [22.1-277](#), to attend an alternative education program. A school board may require such student to attend such programs regardless of where the crime occurred.

Reassignment

SR&R

- The Division Superintendent may require any student who (i) has been charged with an offense relating to Virginia's laws on weapons, alcohol, drugs, or intentional injury to another person or (ii) has been found guilty or not innocent of any of the above offenses or of a crime that resulted in or could have resulted in injury to others or of a crime required by law to be reported to school officials or (iii) has been found to have committed a serious offense or repeated offenses in violation of School Board policies, to attend an alternative program, including, but not limited to, night school, adult education, or any other educational program designed to offer instruction to students for whom the regular program of instruction may be inappropriate. The Division Superintendent may impose this requirement without regard to where the crime has occurred.

Long-term Suspension (LTS)

Code of Virginia § 22.1-276.01

- "Long-term suspension" means any disciplinary action whereby a student is not permitted to attend school for more than ten school days but less than 365 calendar days.

SR&R

- Disciplinary action that denies school attendance for more than ten days but less than 365 calendar days.

SR&R defines the term "day" to mean "school day."

Short-Term Suspension

Code of Virginia § 22.1-276.01

- "Short-term suspension" means any disciplinary action whereby a student is not permitted to attend school for a period not to exceed ten school days.

SR&R

- Disciplinary action that denies school attendance for a period not to exceed ten days.
- SR&R defines the term "day" to mean "school day."

Alternative Education Program

Code of Virginia § 22.1-276.01

- "Alternative education program" shall include, but shall not be limited to, night school, adult education, or any other education program designed to offer instruction to students for whom the regular program of instruction may be inappropriate.

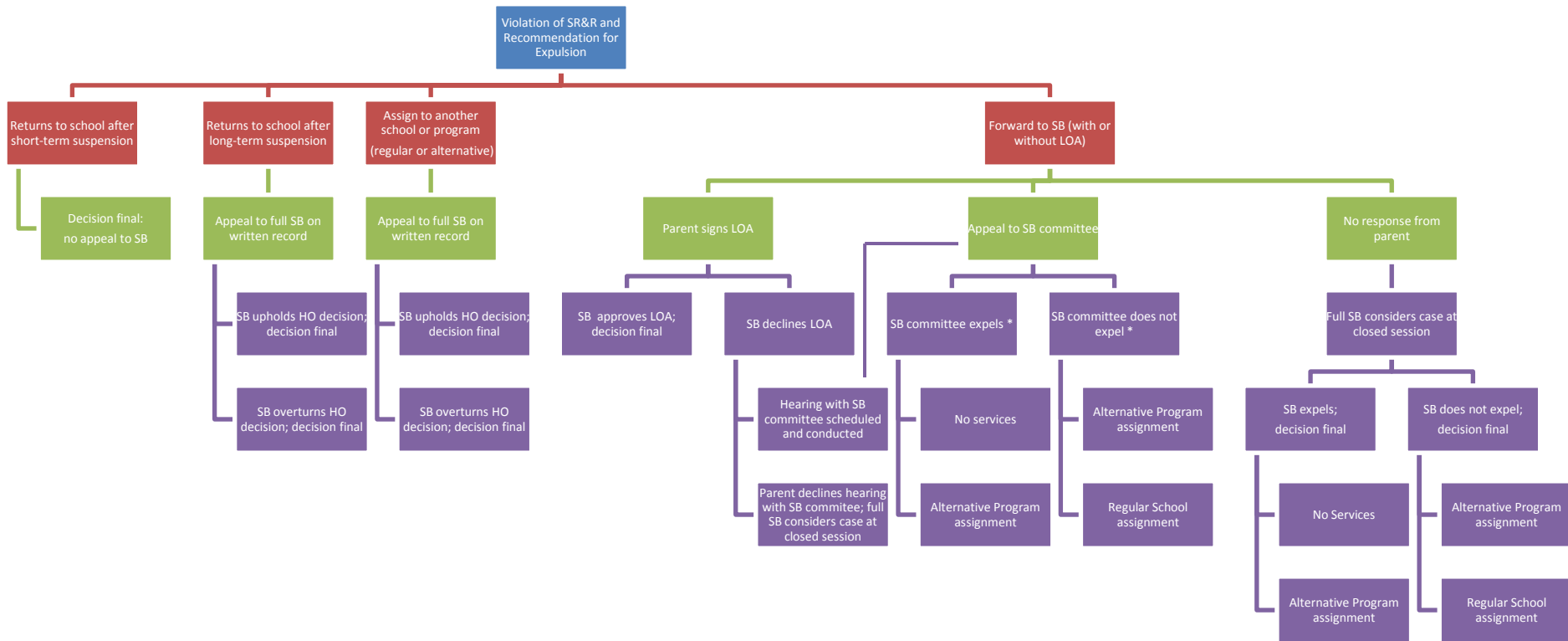
Appeal Processes

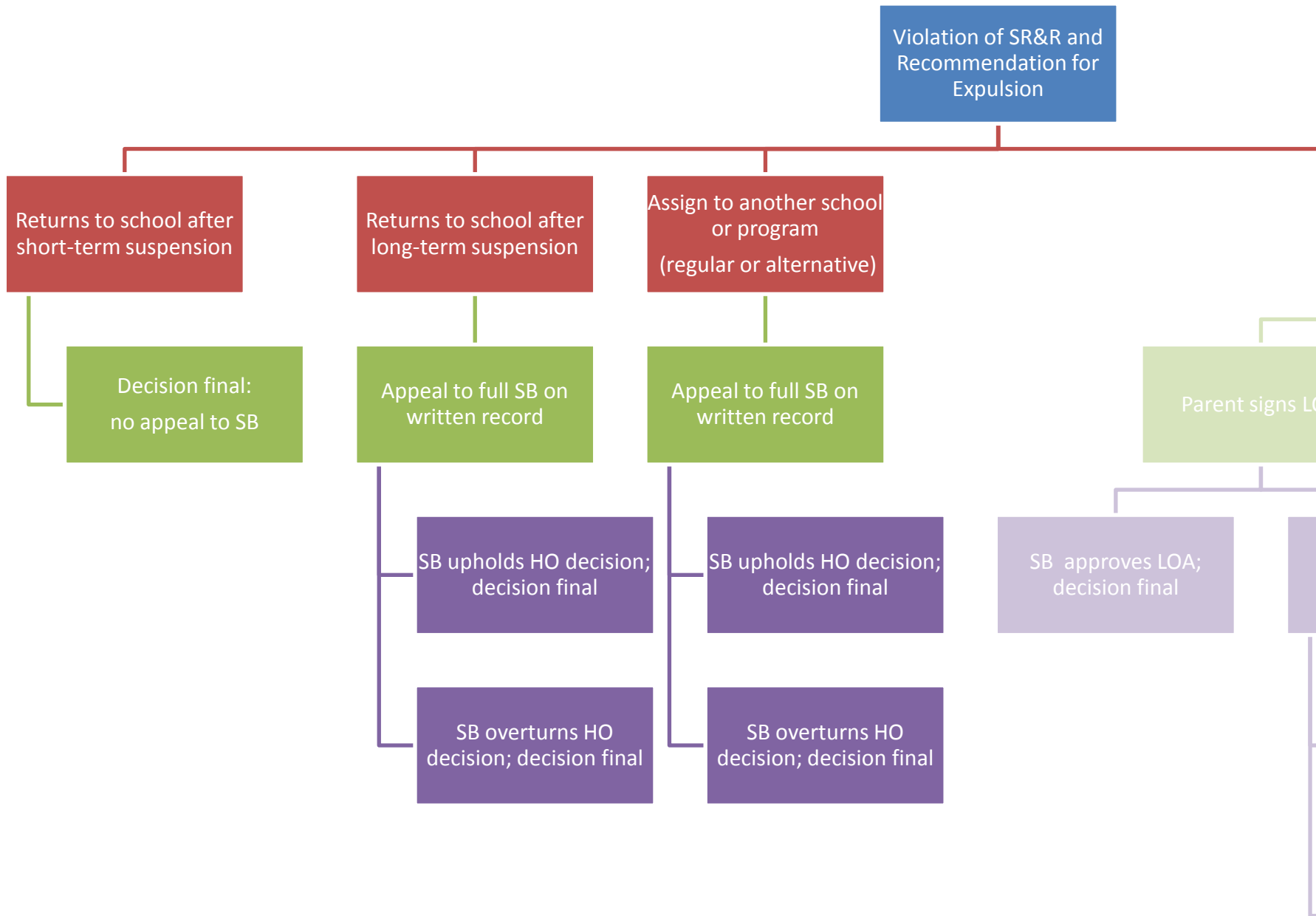
Regulation 2601 (SR&R) and Policy 2611

- Differentiated sanctions have differentiated appeal processes
 - Expulsion
 - Long-term suspension
 - Reassignment
 - Exclusion
 - (Short-term suspension)

Flow Charts

All disciplinary actions begin
at the school.





Violation of SR&R and
Recommendation for
Expulsion

Forward to SB (with or
without LOA)

Parent signs LOA

Appeal to SB committee

SB approves LOA;
decision final

SB declines LOA

SB committee expels

SB committee does not
expel

Hearing with SB
committee scheduled
and conducted

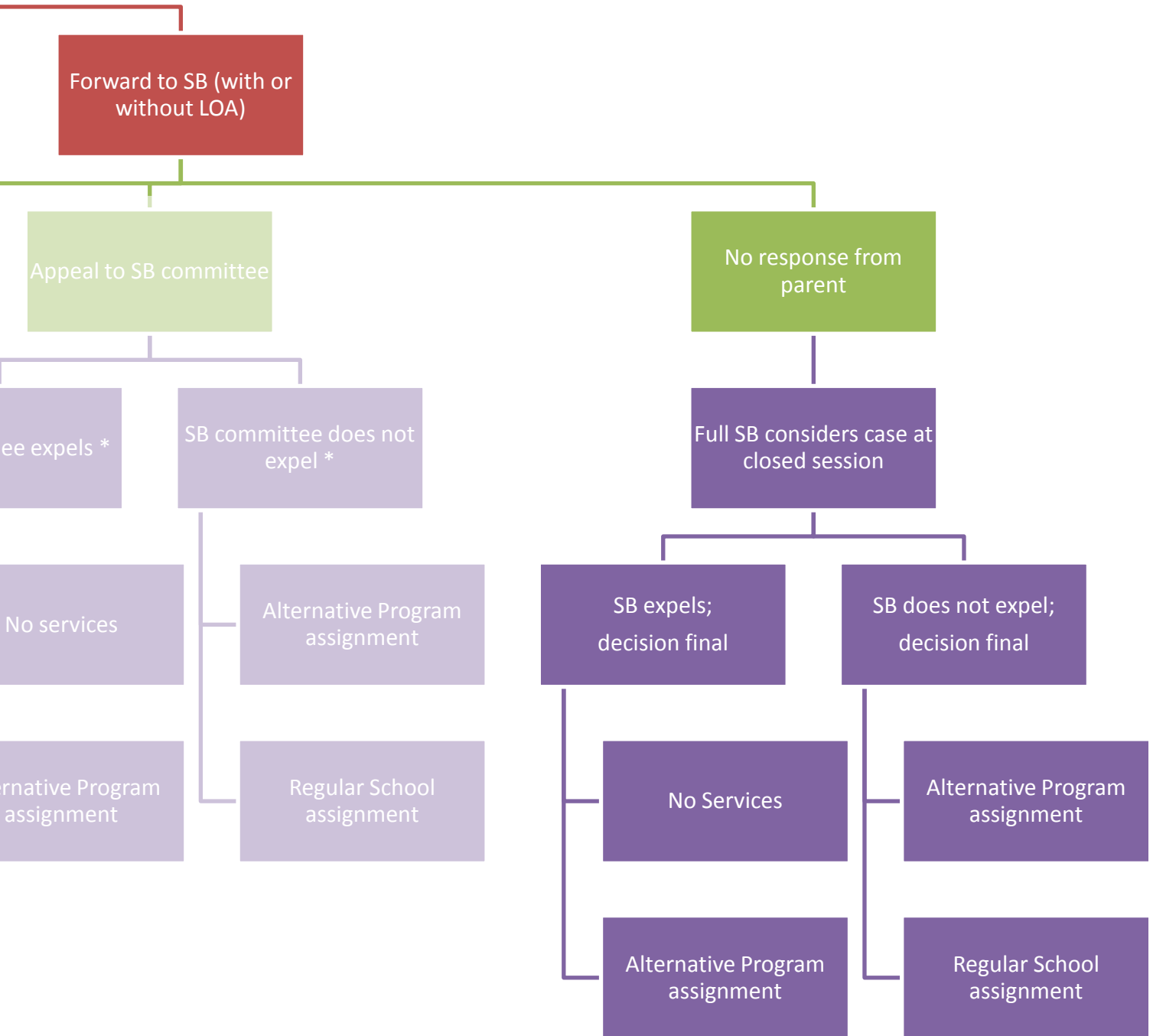
Parent declines hearing
with SB committee; full
SB considers case at
closed session

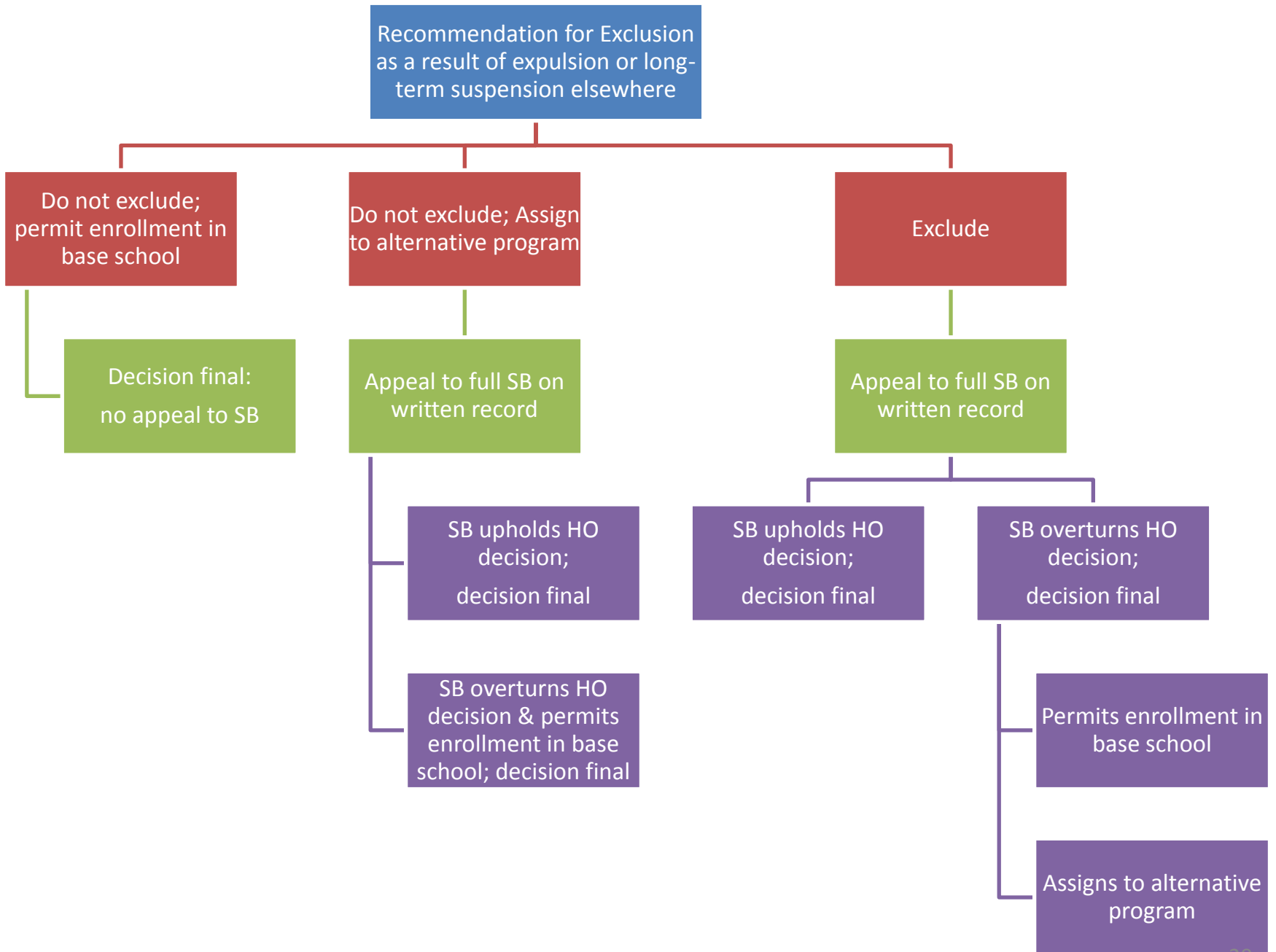
No services

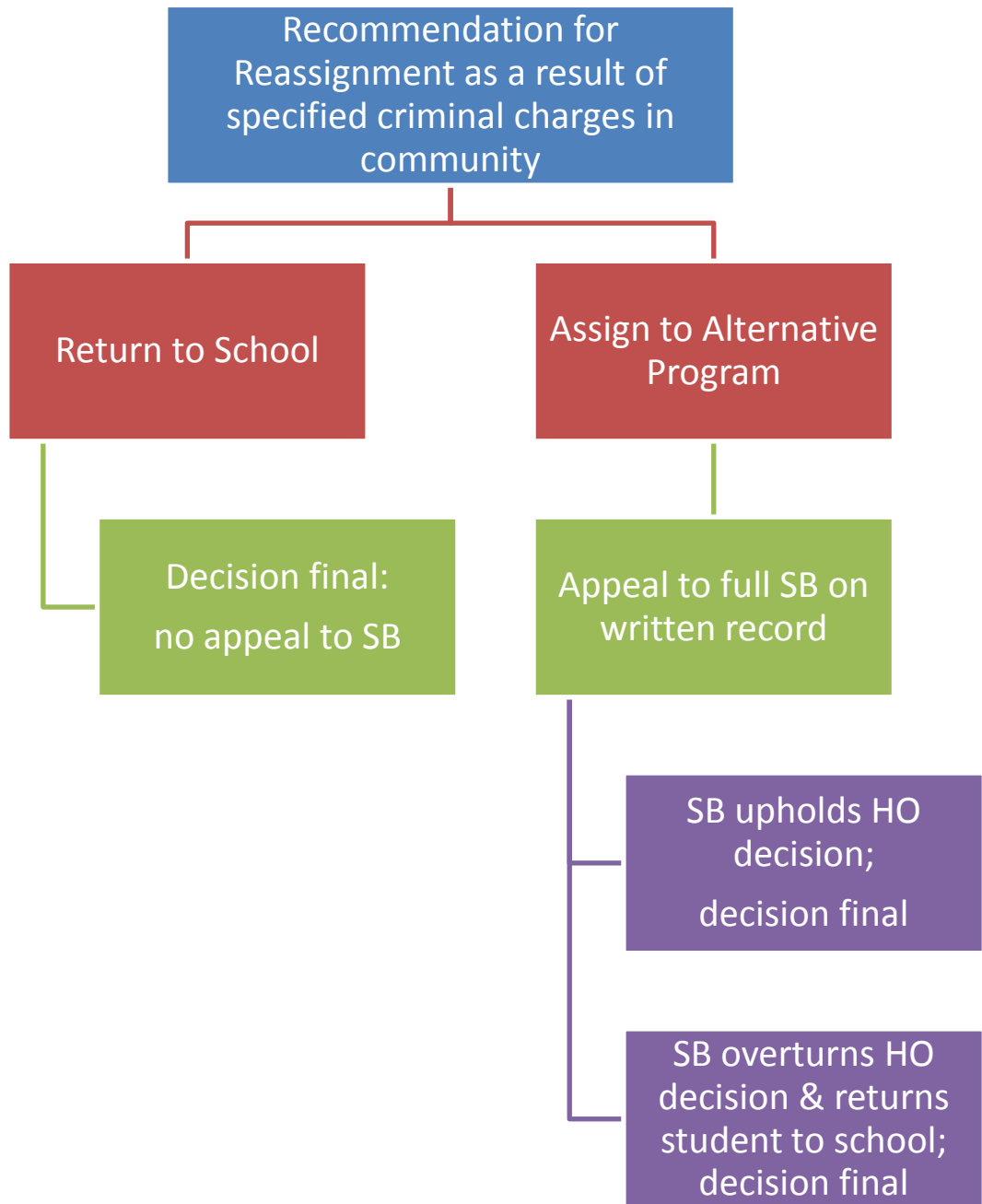
Alternative Program
assignment

Alternative Program
assignment

Regular School
assignment







Acronyms and Terms

- SR&R – Student Responsibilities and Rights
- SRO – School Resource Officer
- IDEA – Individuals with Disabilities Education Act
- MDR – Manifestation Determination Review
- IEP – Individualized Education Program
- 504 – Section 504 of the Rehabilitation Act
- ADS – Alcohol and Drug Services
- LOA – Letter of Agreement
- ALC – Alternative Learning Center
- IAS – Interagency Alternative Schools
- CEI – Computer Enhanced Instruction
- AIM – Achievement, Integrity, and Maturity
- TSRC – Transition Support Resource Center
- JDC – Juvenile Detention Center
- LTS – Long-term Suspension
- CIC – Crime in the Community