



JKC - DISCIPLINE OF HABITUALLY DISRUPTIVE STUDENTS

DEFINITIONS

1. “Habitually disruptive student” means a student who has been suspended three times during the school year or calendar year for conduct that caused a material and substantial disruption while at school or on school grounds, at a District-sanctioned activity or event or while being transported in a District approved vehicle because of behavior that was initiated, willful and overt on the part of the student.
2. “Material and substantial disruption” means behavior that results in suspension and is initiated, willful and overt on the part of the student, and that is considered in the view of the principal or designee to cause a serious interference with the orderly operation of the school or the school’s ability to provide educational opportunities to the student or others, including behavior detrimental to the welfare or safety of others.
3. “Parent” means a student’s parent, legal guardian or legal custodian.

PROCEDURAL REQUIREMENTS

1. The student and his or her parent(s) will be notified in writing of each suspension counted towards declaring the student as habitually disruptive, and shall be notified in writing and by telephone or other means of the definition of “habitually disruptive student” and the potential consequences of being designated as a habitually disruptive student.
2. The principal or designee will prepare a brief written summary of the incident underlying any suspension to be counted towards designation as a habitually disruptive student. The student and his or her parent(s) will be given a copy of the summary, which is to be placed in the student’s file. The student or parent(s) may submit a written response to the incident report, which will be attached to the written summary.
3. If the principal or designee determines that the student has not caused a material and substantial disruption, the record of the student’s involvement in the incident will be modified to reflect an accurate description of the incident and the incident will not be counted toward designation as a habitually disruptive student.
4. If the student’s conduct with respect to a single incident constitutes grounds for expulsion, the principal or designee may commence expulsion proceedings

pursuant to the procedures set forth in District policy on grounds for suspension/expulsion (see JKDA/JKEA).

REMEDIAL DISCIPLINE PLANS

After the suspension of a student for a material and substantial disruption, the student and his/her parent(s) shall be notified that the incident will be designated as a habitually disruptive incident. After the first or second suspension for a material and substantial disruption, a remedial discipline plan may be developed by the principal or designee with the assistance of the student's teacher(s) and any other school personnel involved. The principal or designee will encourage and solicit the full participation of the student's parent(s) in the development of any such remedial discipline plans.

1. If a remedial discipline plan is developed, it will address the student's disruptive behavior and the goal of keeping the student in school as well as the goals, objectives and timelines for modifying the disruptive behavior. The plan also will inform the student of the consequences in the event he or she continues to engage in disruptive behavior in violation of the plan. Such consequences may include discipline, including suspension or expulsion, as provided in the student conduct code or as provided by the rules and regulations of the school.
2. The remedial discipline plan will be written in the form of a contract and signed by the student and his or her parent(s).
3. If the student and his or her parent(s) fail to attend the meeting to establish the remedial discipline plan, after reasonable attempts by the principal or designee to schedule and provide notice of the meeting, the principal or designee may conduct the meeting and establish the remedial discipline plan with those people present at the meeting.
4. The student and his or her parent(s) and the school personnel responsible for carrying out the remedial discipline plan will be provided a copy of the plan and a copy will be placed in the student's file.
5. Further instances of disruptive behavior that cause a material and substantial disruption will be dealt with in accordance with the remedial discipline plan, if one has been developed.

EXPULSION OF HABITUALLY DISRUPTIVE STUDENTS

If a student causes a third material and substantial disruption during any school year or calendar year, the principal or designee, after reviewing the student's file, prior incidents and the remedial discipline plan, if any, may initiate proceedings for expulsion of the student in accordance with District procedures regarding suspension/expulsion of students (see JKD/JKE-R).

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LEGAL REFS:

C.R.S. 22-32-109.1(2)(a)(III)
C.R.S. 22-33-106(1)(c.5)