

MENOMINEE INDIAN SCHOOL DISTRICT

447.3

STUDENT SUSPENSION/EXPULSION

Suspension

A student may be suspended from school for conduct outlined in state law, and shall be suspended when required by law.

The District Administrator, principal or designee shall be authorized to suspend a student for a period not to exceed that permitted by state law.

Suspended students shall be allowed to make up any examinations or classwork missed during the suspension period in accordance with the District's student attendance procedures.

Prior to any suspension, the student shall be advised of the reason for the proposed suspension. The parent/guardian of a suspended minor student shall be given prompt notice of this suspension and the reason for the suspension.

The suspended student or the student's parent/guardian may within five school days following the commencement of the suspension have a conference with the District Administrator. If the District Administrator finds that the student was suspended unfairly or unjustly, or that the suspension was inappropriate, given the nature of the alleged offense, or that the student suffered undue consequences or penalties as a result of this suspension, reference to the suspension on the student's school records shall be expunged; such finding shall be made within 15 days of the conference.

Expulsion

The Board of Education may expel a student from school whenever it finds a student:

- a. guilty of repeated refusal or neglect to obey the rules;

- b. knowingly conveyed or caused to be conveyed any threat or false information concerning an attempt or alleged attempt being made or to be made to destroy and school property by means of explosives;
- c. engaged in conduct while at school or while under the supervision of a school authority which endangered the property, health or safety of others;
- d. engaged in conduct while not at school or while not under the supervision of a school authority which endangered the property, health, or safety of others at school or under the supervision of a school authority or endangered the property, health or safety of any employee or Board member;
- e. (at least 16 years old) repeatedly engaged in conduct while at school or under the supervision of a school authority that disrupted the ability of school authorities to maintain order or an educational atmosphere at school or a school-supervised activity and that such conduct does not constitute grounds for expulsion under items a-d; and is satisfied that the interest of the school demands the student's expulsion.

"Conduct that endangers a person or property" includes making a threat to the health or safety of a person or making a threat to damage property.

- A. Student shall be recommended for expulsion if he/she:
 - a. inflicts bodily harm on another;
 - b. engages in behavior likely to inflict bodily harm on others; or
 - c. engages in psychologically damaging behavior to others, or
 - d. breaks a intervention plan or agreement entered into with the Board or the principal if the contract stipulates that expulsion is possible for breaking the contract or agreement.

In addition, a student shall be expelled from school for not less than one year in accordance with law, when it finds a student while at school or under supervision of a school authority possessed a firearm.

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Student expulsion proceedings shall be conducted in accordance with state law and established procedures.

LEGAL REF.: Sections 118.1694) Wisconsin Statutes
120.13(1)
PI 11, Wisconsin Administrative Code Gun-
Free Schools Act for 1994
Individuals with Disabilities Education Act
Amendments of 1997

CROSS REF.: 431 Rule, Student Attendance Guidelines

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