

## **SPECIAL EDUCATION/RECEIVING SCHOOLS – SUSPENSION/EXPULSION**

The receiving school district, in order to be in compliance with N.J.A.C. 6A:14, will provide all special education services to all special education pupils in accordance with New Jersey Administrative Code, the Individuals with Disabilities Act, Board Policies 208 and 221 and corresponding Regulations.

### **A. Procedures for Collaboration For Pupils With Disabilities Who Are Suspended/Expelled**

The receiving school will collaborate with the district Board of Education in the provision for a free, appropriate public education for the population served including students with disabilities who are suspended.

1. The Principal is responsible for implementing suspensions/expulsions in the receiving school.
2. Each time a pupil with a disability is removed from his/her current placement for disciplinary reasons, the principal will notify the case manager of the sending district.
3. The Building Principal or his/her designee will have a system in place to track the number of days a student with disabilities has been removed for disciplinary reasons.
4. Suspension from transportation will be counted as a day of removal if the student does not attend school.
5. Removal for a portion of the school day will be counted proportionately.
6. If the receiving school has an in-school suspension program, participation in the program will not be counted as a day of removal if the program provides the following:
  - a. An opportunity for the student to progress in the general curriculum;
  - b. The services and modifications specified in the student's IEP;
  - c. Interaction with peers who are not disabled to the extent they would have interaction with in the current placement; and

# Regulation

No. 2210.2

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- d. The student is counted as present for the time spent in the in-school suspension program.
7. When a series of short-term removals will accumulate to more than ten school days in the year:
- a. The Principal of the receiving school and the sending district case manager will consult to determine whether the removals create a change of placement according to N.J.A.C. 6A:14-2.8(b)2;
  - b. Written documentation of the consultation between school officials and the case manager of the sending district will be maintained by the sending school case manager.
  - c. If it is determined that there is no change in placement, the Principal of the receiving district, the case manager of the sending district and special education teacher will consult to determine the extent to which services are necessary to:
    - (1) Enable the student to progress appropriately in the general education curriculum; and
    - (2) Advance appropriately toward achieving the goals set out in the student's IEP.
  - d. Written documentation of the consultation and services provided will be maintained by the Principal of the receiving district.
  - e. Steps will be in place to review the behavioral intervention plan and if necessary convene the IEP team as required according to N.J.A.C. 6A:14 Appendix D, 34 C.F.R. paragraph 300-520(c)(1) and (2).

Date Adopted: 10/02  
Date Revised: