

5 10520 ALTERNATIVE EDUCATION
6

7 Purpose:

8 The Board recognizes that a limited number of students tend to create disruption within
9 the school system and interfere with other students' learning experiences. Alternative
10 education programs are necessary to assist such students in developing skills to improve
11 their ability to remain within the school program and to create positive attitudes regarding
12 completion of their education.
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14 The district may implement its own alternative education programs or contract with other
15 entities for such programs.
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17 Definition of "Disruptive Student" for Purposes of this Policy:

18 A student who poses a clear threat to the safety and welfare of other students or the
19 school staff, who creates an unsafe school environment or whose behavior materially
20 interferes with the learning of other students or disrupts the overall education process.

21 The disruptive student exhibits to a marked degree any or all of the following conditions:
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- 23 (a) Disregard for school authority, including persistent violation of school policy and
24 rules.
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- 26 (b) Display or use of controlled substances on school property or during school-affiliated
27 activities.
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- 29 (c) Violent or threatening behavior on school property or during school-affiliated
30 activities.
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- 32 (d) Possession of a weapon on school property.
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- 34 (e) Commission of a criminal act on school property or during school-affiliated activities.
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- 36 (f) Misconduct that would merit suspension or expulsion under school policy.
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- 38 (g) Habitual truancy.
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40 No student who is eligible for special education services pursuant to the Individuals with
41 Disabilities Education Act shall be deemed a disruptive student, except as provided for by
42 law.
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44 Guidelines:

45 1. Alternative education programs shall only be utilized for middle and high school
46 students. Alternative education programs shall comply with state and federal laws and
47 regulations. Student progress in alternative education programs shall be periodically

1 reviewed and evaluated, minimally at the end of each semester, to determine the
2 appropriateness of returning to the regular classroom.

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4 2. Disruptive students shall be considered for placement in an alternative education
5 programs on a case by case basis and may be placed in an alternative education program
6 only after the student and parents have been given an opportunity for an informal hearing
7 or, in those cases when expulsion is a potential disciplinary action, after a formal
8 expulsion hearing.

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10 3. A student returning from a placement, who is on probation resulting from being
11 adjudicated delinquent, or who has been convicted of committing a crime in an adult
12 criminal proceeding shall be considered for placement in alternative education programs
13 on case by case bases upon return to the district. Factors considered by the district, may
14 include, but are not limited to, whether the incident causing the adjudication occurred at
15 school or a school sponsored event, the student's behavior in placement, and the
16 recommendations of teachers and other adults, such as the juvenile probation officer and
17 residential treatment staff, who have worked with the student. The student and parents
18 shall be given an opportunity for an informal hearing prior to being placed in an
19 alternative education program.

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21 4. When a student transfers from a public or private school during a period of expulsion
22 for an act or an offense involving a weapon, the district may place that student in an
23 alternative education program, provided the assignment does not exceed the period of
24 expulsion. The student and parents shall be given an opportunity for an informal hearing
25 prior to being placed in an alternative education program.

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27 5. Students who are expelled by the district and who are required to be provided with a
28 free and appropriate public education by the district may be placed in an alternative
29 education program following the formal expulsion hearing. In such instances, the
30 Hearing Officer's Adjudication Report relative the expulsion shall specify the alternative
31 education program as the mechanism through which a free and appropriate public
32 education will be provided, and a separate informal hearing shall not be required prior to
33 placement in an alternative education program.

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35 6. Placement of a special education student into an alternative education program shall
36 be in compliance with the Individuals with Disabilities Education Act and all other
37 federal and state laws and regulations.

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39 7. In those instances when the student and parents are required to be given an
40 opportunity for an informal hearing prior to being placed in an alternative education
41 program:

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43 (A) The informal hearing shall be held to bring forth all relevant information
44 regarding the event for which the student may be assigned to an alternative
45 education program and for the student, her/his parents or guardians, and school
46 officials to discuss concrete strategies for avoiding future offenses.

1 (B) Notification of the reason for the recommendation of assignment shall be
2 given in writing to the student and her/his parents or guardians.

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4 (C) Sufficient notice of the time and place of the informal hearing shall be given.
5 If a suspension is also involved, the district shall offer to hold the informal
6 hearing within the first 5 days of the suspension

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8 (D) The student has the right to question any witnesses present at the hearing and
9 the student has the right to speak and produce witnesses on his/her own behalf.

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11 8. If the student's presence in the regular classroom poses a danger to persons or
12 property or provides a disruption of academic progress, immediate placement in an
13 alternative education program may occur with the informal hearing to follow as soon as
14 practicable.

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16 9. The alternative education program shall be utilized only when other established
17 methods of discipline have been utilized and have failed or when the seriousness of the
18 student's behavior warrants immediate placement.

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20 Adoption Date -

21 Revised -

22 Practice -

23 Legal Reference - School Code - 24 P.S. §511, § 1317.2, §1901-C et. seq, §1901-E et.seq.

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25 22 Pa. Code - §12.8, Ch. 14 & 15

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27 20 U.S. C. §1400 Et. seq

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29 34 CFR§300.530-300.536

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