

MINIMUM PERIODS OF SUSPENSION

STUDENTS WHO BRING WEAPONS TO SCHOOL

Any student found guilty of bringing a weapon onto school property will be subject to a suspension from school for one calendar year. Before being suspended, the student will have an opportunity for a hearing pursuant to Education Law 3214. A weapon is a gun, knife, explosive or incendiary bomb or other dangerous instrument capable of causing death or physical injury. For more examples, see glossary on page 54.

STUDENTS WHO COMMIT VIOLENT ACTS; OTHER THAN BRINGING A WEAPON TO SCHOOL

Any student who is found to have committed a violent act, other than bringing a weapon onto school property, will be subject to suspension from school for at least five (5) days. If the proposed penalty is the minimum five-day suspension, the student and the student's parent will be given the same notice and opportunity for an informal conference given to all students subject to a short-term suspension. If the proposed penalty exceeds the minimum five-day suspension, the student and the student's parent will be given the same notice and opportunity for a hearing given to all students subject to a long-term suspension.

THE SUPERINTENDENT HAS THE AUTHORITY TO MODIFY THE LENGTH OF SUSPENSION ON A CASE-BY-CASE BASIS

In deciding whether to modify the penalty, the superintendent may consider the following:

- Student's age
- Student's grade
- Student's prior disciplinary record
- Superintendent's belief that other forms of discipline may be more effective
- Input from parents, teacher, and/or others
- Other extenuating circumstances

A student with a disability may be suspended only in accordance with the requirements of state and federal law.

