

Denver Public Schools

DIVISION OF STUDENT SERVICES

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DISCIPLINE PROCEDURES FOR STUDENTS IDENTIFIED AS DISABLED UNDER SECTION 504 OF THE REHABILITATION ACT

Except as provided in Denver Public Schools, Board of Education policy and federal and state law, students with disabilities are subject to the School District's Conduct and Discipline Code and its policies and procedures governing the discipline of students.

A. Suspensions of a student identified as disabled under Section 504 may be conducted in the same manner and for the same reasons as for a student without a disability for a period not to exceed 10 consecutive days.

B. A student may be suspended for more than one incident of misconduct in a school year if each removal does not exceed 10 consecutive school days and cumulatively, they do not constitute a pattern. Building administrators in consultation with the school's Section 504 coordinator will determine if a change of placement occurs.

C. Suspensions of students with disabilities exceeding 10 consecutive school days or removals for separate incidents of misconduct that result in a change of placement will necessitate a manifestation determination review. Additionally, the parents will be provided notice of the disciplinary action to take place and Section 504 procedural safeguards.

D. If an expulsion is being considered:

i. The parents shall be notified of the decision to take this action and of Section 504 procedural safeguards accorded by law not later than the date on which this decision is made; and

ii. Immediately, if possible, but not later than ten (10) school days after the student is suspended, the relevant members of the 504 team and other qualified District personnel shall review the direct relationship between the student's disability and his or her conduct in a manifestation determination review.