

445.4 Student Records Generally

General provisions pertaining to student records are contained in Section 344 of this policy manual.

450 Student Rights and Responsibilities

450.1 Statement of Rights and Responsibilities

The ASD Statement of Rights and Responsibilities constitutes School Board Policy on matters pertaining to student rights and responsibilities. In any case of conflict between the Statement of Rights and Responsibilities and any other District policy or procedure, the Statement of Rights and Responsibilities shall take precedence unless specifically limited by such other Board policy.

450.2 Copy of Statement of Rights and Responsibilities

A copy of the Statement of Rights and Responsibilities shall be made available to each staff member and each certificated employee at the start of each school year.

(Section 450 - Revised June 14, 1993)

451 Suspensions and Expulsions

451.1 Suspensions

The Superintendent and/or the principal has the power to suspend students for sufficient reason. These suspensions include in-house and out-of-school suspensions. Special attention will be given to the development of procedures appropriate to elementary, middle level, and senior high students. All suspensions shall be accomplished pursuant to the procedures in the Statement of Rights and Responsibilities. (See Appendix A)

451.2 Expulsion

Students may be expelled only upon action by the School Board. The grounds for expulsion are as provided in A.S. 14.30.045. Expulsions may be accomplished only in accordance with the

procedures established in a Statement of Rights and Responsibilities. A minimum expulsion time may be set by the Board for incidences involving weapons or violence.

(Section 451.2 - Revised January 12, 1998)

451.21 Programs for Long-Term Suspension or Expelled Students

The School Board may establish or approve, in its discretion, a program or programs to provide educational instruction and other services, as it deems appropriate, to students who have engaged in conduct that has resulted in long-term suspension or expulsion from their current program. The School Board shall establish eligibility criteria for participation by any student in any such program.

451.212 Return from Expulsion

A letter of application must be submitted for reinstatement. It must include evidence of completion of the requirements for readmittance that were stated in the expulsion letter from the Board. It must also include a statement from the student as to why he/she wants to return and what he/she has learned from this experience. The administration may set additional conditions and requirements prior to consideration for reinstatement. The parent/guardian and the student requesting reinstatement will be required to meet with the Superintendent or designee for a formal reinstatement discussion prior to reinstatement. The Superintendent or designee will determine appropriateness of reinstatement and school placement. Upon re-admission, written conditions related to placement and attendance will be formulated. Continued permission to attend school will depend on adherence to these written conditions.

Students who have been expelled from the Anchorage School District educational program will be readmitted only by action of the School Board.

(Section 451.21 - Revised May 19, 1997)

451.4 3 Illegal Drug/Alcohol

- a. Appropriate disciplinary action shall be taken against any student who is determined to have been in possession of, or to have used, illegal drugs or alcohol.
- b. In case of emergency medical situations, such as respiratory distress, first aid should be administered immediately and transportation provided to a hospital emergency room. Parents/guardians will be notified to meet the student at the hospital.
- c. The actual or attempted sale of, use of, possession of alcohol, inhalants, illegal drugs, substances designed to look like illegal drugs or substances purported to be illegal drugs or drug paraphernalia while under the jurisdiction of the school shall be subject to appropriate corrective action including suspension and/or expulsion. Students who engage in the above activities off-campus and who return to the school grounds or to school-sponsored activities will be subject to suspension and/or expulsion as if the activity had taken place at school.

The procedures provided by the District's Statement of Rights and Responsibilities shall be observed. Disciplinary action shall be taken by the school administrator regardless of whether or not criminal charges or prosecution result. Students are subject to arrest for alcohol and other drug related activities.

- (1) A first offense by a student who trades, buys, uses or possesses alcohol, inhalants, illegal drugs, substances designed to look like illegal drugs, or substances purported to be illegal drugs or drug paraphernalia while under the jurisdiction of the school will result in the following action:
 - a) Ten (10) days suspension from school.
 - b) Referral to the Drugs/Alcohol Suspension Program.
 - c) Required parent/guardian/student conference with the school principal or designee prior to readmission to school.

- (2) A second offense by a student who trades, buys, uses or possesses alcohol, inhalants, illegal drugs, substances designed to look like illegal drugs, or substances purported to be illegal drugs or drug paraphernalia while under the jurisdiction of the school will result in a recommendation to the School Board for expulsion from school.
 - (3) A student apprehended on a first offense for selling or attempting to sell alcohol, inhalants, illegal drugs, substances designed to look like illegal drugs, substances purported to be illegal drugs, or drug paraphernalia while under the jurisdiction of the school will result in a recommendation to the School Board for expulsion from school.
- d. Students who have been suspended will be denied participation in other District-sponsored activities during any period when suspensions are in effect, and for such additional periods as may appear appropriate in each individual case.
- e. Definitions
- (1) **"Drug paraphernalia"** – (*21 USA 863) The term "drug paraphernalia" means any equipment, product, or material of any kind which is primarily intended or designed for use in manufacturing, compounding, converting, concealing, producing, processing, preparing, injecting, ingesting, inhaling, or otherwise introducing into the human body a controlled substance, possession of which is unlawful under this subchapter. It includes items primarily intended or designed for use in ingesting, inhaling, or otherwise introducing marijuana, cocaine, hashish, hashish oil, PCP, or amphetamines into the human body, such as:
 - a) metal, wooden, acrylic, glass, stone, plastic, or ceramic pipes with or without screens, permanent screens, hashish heads, or punctured metal bowls;

- b) water pipes;
- c) carburetion tubes and devices;
- d) smoking and carburetion masks;
- e) roach clips: meaning objects used to hold burning material, such as marijuana cigarette, that has become too small or too short to be held in the hand;
- f) miniature spoons with level capacities of one-tenth cubic centimeter or less;
- g) chamber pipes;
- h) carburetor pipes;
- i) electric pipes
- j) air-driven pipes;
- k) chillums;
- l) bongs;
- m) ice pipes or chillers;
- n) wired cigarette papers; or
- o) cocaine freebase kits.

(*21 USCA 863 refers to Title 21. Food and Drugs; Chapter 13: Drug Abuse Prevention and Control; Subchapter I: Control and Enforcement; Part D Offenses and Penalties.)

(Section 451.4 – Revised June 28, 1996)

451.54 Suspension or Expulsion of Special Education Students

The Superintendent shall establish uniform procedures which insures the right of special education students to an appropriate

education when special education students are suspended or recommended for expulsion.

451.65 Assault Upon Teachers

Assault of teachers by students is prohibited and will result in suspension and/or a recommendation for expulsion.

(Section 451 - Revised June 25, 1984)

451.76 Weapons

- a. Any student who is determined to have brought a weapon as defined in section 921 of title 18, United States Code, or the Anchorage School District's Rights and Responsibilities Document, to a school, or a school related activity, will be expelled from school for a period of not less than one year.

Under federal law, "weapon" is defined as any weapon which will or is designed to or may readily be converted to expel a projectile by action of an explosive, the frame or receiver of any such weapon, any firearm muffler or firearm silencer or destructive device. "Destructive device" means any explosive, incendiary or poison gas, bomb, grenade, rocket or missile.

In addition, a weapon is defined in the Anchorage School District's Rights and Responsibilities Document as follows: weapons include, but are not limited to, firearms, pellet guns, stun guns, shockers, knives, clubs, brass knuckles, numchuks, and throwing weapons.

The procedures provided by the District's Statement of Rights and Responsibilities shall be observed. Disciplinary action shall be taken by the school administrator regardless of whether or not criminal charges or prosecution result.

- b. The Superintendent, on a case-by-case basis, may determine whether an expulsion for less than one year is appropriate. This modification may include removal from the student's present school setting and a placement in an alternative educational setting and/or program.

- c. Reinstatement of the student to a school program will only be recommended by the Superintendent to the School Board after the student has met the conditions of reinstatement as follows: The student must submit a letter of application for reinstatement to the Superintendent that includes a statement from a forensic psychologist that the student will not pose a danger or threat to students or staff while attending classes or other school-sponsored activities.

After a full review of the reinstatement application, the Superintendent will make a recommendation to the School Board as to whether to reinstate the student and under what specific conditions the student may be reinstated.

- d. In the case of students receiving special education services, a Multidisciplinary Team meeting must be held to determine if the specific behavior is related to the student's disability. If the behavior is determined not to be related to the disability, then the one year expulsion requirement will be followed. If the student's behavior is related to the student's disability and, therefore, the student cannot be expelled, then an Individual Educational Plan (IEP) team should meet to determine appropriate services. An IEP meeting must be held to determine how the student's special education needs as identified in their Individual Educational Plan will be met in an alternative setting.
- e. The District must provide the following assurances to the state of Alaska Department of Education in any application for funds from the act commonly called "Goals 2000" (Public Law 103-227, Part B);
 - (1) An assurance that the District has a policy in effect relating to a one year minimum penalty of expulsion for the act of bringing a weapon to a school or school related activity.
 - (2) A description of the circumstances surrounding any expulsions imposed under the required policy, to include: the name of the school, the number of students expelled from such school, and the types of weapons concerned.
(Section 451.7 - Approved September 26, 1994)

