

# Quick Reference Guide to Student-Level Disciplinary Sanctions Laws (Effective July 1, 2021)

## GENERAL EDUCATION STUDENTS

**VIOLATIONS OF CONDUCT RULES THAT DO NOT INVOLVE BATTERY ON EMPLOYEE, SALE/DISTRIBUTION OF CONTROLLED SUBSTANCES, POSSESSION OF FIREARM OR DANGEROUS WEAPON, OR HABITUAL DISCIPLINARY PROBLEM (NRS 392.467)**

	AGE	LENGTH OF REMOVAL	WHO MAY IMPLEMENT	LEVEL OF BOARD INVOLVEMENT
<b>SUSPENSION</b>	<b>11+</b>	Up to one school semester.	Board policy determines.	Board or its designee may authorize.
<b>EXPULSION</b>	<b>11+</b>	More than one school semester, WITH possibility of 1) returning to the school in which the pupil is currently enrolled or another school in the district following the expulsion, and 2) enrolling in program or public school for alternative education for pupils who are expelled or permanently expelled, during period of expulsion.	Board policy determines.	Board or its designee may authorize.
<b>PERMANENT EXPULSION</b>	<b>11+ *</b>	Disciplinary removal 1) WITHOUT possibility of return to the school in which the pupil is current enrolled or another public school within the district, and 2) with possibility of enrolling in program or public school for alternative education for pupils who are expelled or permanently expelled.	Board policy determines.	Board or its designee may authorize.  Board action required to approve if school requests exception to permanently expel student under age 11.

\*School may request exception from Board in extraordinary circumstances to permanently expel student under age 11.

## SPECIAL EDUCATION STUDENTS

**VIOLATIONS OF CONDUCT RULES THAT DO NOT INVOLVE BATTERY ON EMPLOYEE, SALE/DISTRIBUTION OF CONTROLLED SUBSTANCES, POSSESSION OF FIREARM OR DANGEROUS WEAPON, OR HABITUAL DISCIPLINARY PROBLEM (NRS 392.467)**

	AGE	LENGTH OF REMOVAL	WHO MAY IMPLEMENT	LEVEL OF BOARD INVOLVEMENT
<b>SUSPENSION</b>	<b>11+</b>	Suspensions for special education students are limited to not more than 5 days for each occurrence of proscribed conduct.	Board policy determines.	Board or its designee may authorize.  Before suspension, Board or its designee must review circumstances and determine that the disciplinary action is in compliance with IDEA.
<b>EXPULSION</b>	<b>11+</b>	More than one school semester, WITH possibility of 1) returning to the school in which the pupil is currently enrolled or another school in the district following the expulsion, and 2) enrolling in program or public school for alternative education for pupils who are expelled or permanently expelled, during period of expulsion.	Board policy determines.	Board or its designee may authorize.  Before expulsion, Board or its designee must review circumstances and determine that the disciplinary action is in compliance with IDEA.
<b>PERMANENT EXPULSION</b>	<b>11+ *</b>	Disciplinary removal 1) WITHOUT possibility of return to the school in which the pupil is current enrolled or another public school within the district, and 2) with possibility of enrolling in program or public school for alternative education for pupils who are expelled or permanently expelled.	Board policy determines.	Board or its designee may authorize.  Before or permanent expulsion, Board or its designee must review circumstances and determine that the disciplinary action is in compliance with IDEA.  Board action required to approve if school requests exception to permanently expel student under age 11.

\*School may request exception from Board in extraordinary circumstances to permanently expel student under age 11.

**GENERAL EDUCATION STUDENTS**

**BATTERY ON EMPLOYEE, SALE/DISTRIBUTION OF CONTROLLED SUBSTANCES, POSSESSION OF FIREARM OR DANGEROUS WEAPON, OR HABITUAL DISCIPLINARY PROBLEM (NRS 392.466)**

	MANDATORY DISCIPLINE IN NRS	AGE	DISCIPLINE	ADDITIONAL REQUIREMENTS	DISTRICT SUPERINTENDENT AUTHORITY	LEVEL OF BOARD INVOLVEMENT
BATTERY ON EMPLOYEE	No	11+	May suspend or expel.	School must meet with student and parent and school shall provide plan of action based on restorative justice, or if the pupil is an unaccompanied pupil provide the plan of action based on restorative justice to the pupil.	Superintendent <b>may</b> for good cause in a particular case allow a modification to a suspension or expulsion if modification set forth in writing.	Before suspension, expulsion, or permanent expulsion, Board or its designee must review and approve in accordance with procedural policy adopted by the Board.
SALE OR DISTRIBUTION OF CONTROLLED SUBSTANCES	No	11+	May suspend or expel.			
POSSESSION OF FIREARM OR DANGEROUS WEAPON	Yes	Any age	1 <sup>st</sup> offense, one year expulsion 2 <sup>nd</sup> offense, permanent		Superintendent <b>shall</b> allow modification if superintendent determines that a plan of action based on restorative justice may be used successfully.	
HABITUAL DISCIPLINARY PROBLEM	No	11+	May suspend or expel.	May suspend or expel only if school has made reasonable effort to complete plan of action based on restorative justice and based on the seriousness of the acts which were the basis for discipline.		

**SPECIAL EDUCATION STUDENTS**

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SALE OR DISTRIBUTION OF CONTROLLED SUBSTANCES	No	11+	May suspend or expel. *			
POSSESSION OF FIREARM OR DANGEROUS WEAPON	Yes	Any age	1 <sup>st</sup> offense, one year expulsion. 2 <sup>nd</sup> offense, permanent expulsion.		Superintendent <b>shall</b> allow modification if superintendent determines that a plan of action based on restorative justice may be used successfully.	Before suspension, expulsion, or permanent expulsion, Board or its designee must review circumstances and determine that the disciplinary action is in compliance with IDEA.
HABITUAL DISCIPLINARY PROBLEM	No	11+	May suspend or expel. *	May suspend or expel only if school has made reasonable effort to complete plan of action based on restorative justice and based on the seriousness of the acts which were the basis for discipline.		

\* Suspensions of special education students are limited to not more than 5 days for each occurrence of proscribed conduct.