**School Removals: Procedures and Requirements**

General Education student or student with an Individualized Education Program (IEP)?

- **General Education**

  - **In-School Suspension (ISS)**
    - ISS with or without continued educational services

  - **Out-of-School Suspension (OSS)**
    - OSS with or without continued educational services.
    - Not allowable for attendance-related infractions. [§16-19-1]

  Consecutive Length > 10 Days?

  - **No**
  - **Yes**

  **Alternative Education Program (AEP)** [RIGL §16-21-27]

- **Complete Suspension**

  - Return to classroom

**BEST PRACTICES**

Provide continued educational services, regardless of setting, with behavioral interventions designed to prevent recurrence.

**Alternatives to Suspension**
- Restorative justice/restitution
- Reflection/counseling
- Behavioral contracting

**Prevent Recurrence**
- Detention
- Community service
- Parent meetings
- Loss of privileges

- Mentoring
- Instruction in social and emotional skills
- Restorative practices

- Parent engagement and involvement
- Increased professional development for staff

**Abbreviations:**
- LEA: Local Education Agency (school district)
- IEP: Individualized Education Program
- ISS: In-School Suspension
- OSS: Out-of-School Suspension

**Legal References**

- Regulatory references, e.g. [300.530], are from the Rhode Island Board of Education Regulations Governing the Education of Children with Disabilities.
- Statutory references, e.g. [RIGL §16-19-1], are from Rhode Island General Laws, Title 16.

**For more information:** visit WWW.RIDE.RI.GOV
School Removals: Procedures and Requirements

General Education student or student with an Individualized Education Program (IEP)?

IEP

In-School Suspension (ISS)
- Is student able to participate in general ed curriculum?
- Does student receive IEP specified services and progress toward goals?
- Can student participate with nondisabled children to same extent as in current placement?

Yes

No or Limited Services

Out-of-School Suspension (OSS)
- OSS with or without continued educational services
- Not allowable for attendance-related infractions [RIGL §16-19-1]

Special Circumstance?
Interim Alternative Educational Setting (IAES)
- Only in these rare cases:
  - Weapon / illegal drugs / serious bodily injury [300.530(g)]
  - Immediate threat - may be removed for remainder of day, with requirements [300.530(a)(2)&(3)]
  - Even if Manifestation of Disability
    - May be ordered by school personnel or hearing officer
    - Not more than 45 days
    - Continued educational services

Manifestation Determination [300.530(e)]
- Within 10 school days of Change of Placement
- Must include input from LEA, parent and members of IEP team
- Must consider evaluations, parent/student observations, IEP, and placement

Is behavior:
- Result of incorrect or incomplete implementation of IEP?
- Related to a disability?

Neither

IEP Implementation:
- Immediately adjust to fulfill full scope of IEP

Complete suspension

Complete suspension with services

Truncate suspension

Special circumstance?

Parents agree to change of placement

Maintain IAES

Determine new placement

BEST PRACTICES
Provide continued educational services, regardless of the setting, with behavioral interventions and modifications designed to prevent recurrence.
See reverse: Alternatives to Suspension and Prevent Recurrence.

Unique to IEP
- Review IEP goals and data, consider changes to strategies/services.
- Behavioral Intervention Plan (BIP)
- Functional Behavioral Assessment (FBA)
- Manifestation Determination

Abbreviations: see reverse

Cumulative Length > 10 Days?

No

Yes

Change of placement [300.536]
Continue ISS, OSS, or IAES. Child must continue to receive educational services.
- Student may be removed to another school setting
- Consider unique circumstances case-by-case [300.530(a)]
- IEP team determines appropriate services [300.531]
- Receive or modify a Functional Behavioral Assessment
- Conduct Manifestation Determination
- Parents notified and informed of procedural safeguards [300.539(h)]

Manifestation of Disability [300.530(f)]
- Conduct FBA
- Implement (modified) Behavioral Intervention Plan

For more information: visit WWW.RIDE.RI.GOV/IEP