

# School Safety Package of 1999

(as amended by PA 230 of 2000)

## PA 103 of 1999 (SB 183) – SNAP Suspension

- Package requires:
  - Provision to allow teacher to “**snap suspend**” a student for up to one day from a class, subject or activity
  - District to **define “types of conduct”** that could lead to a snap suspension
  - Include above information in policy and Student Code of Conduct
  - **Teacher must:** have “good reason”, report immediately to principal (or designee), send student to principal (or designee) for appropriate action, request parent/guardian attend conference with teacher and/or principal
  - Return “on day of suspension” by mutual consent of teacher and principal
  - Action must comply with applicable requirements of ADA, IDEA, etc.
  - Requires “**appropriate supervision**” of suspended student
- For **pupil accounting purposes**, this student would be handled similar to an “in house suspension” class and if “appropriately supervised” by certified staff could be counted for this time as instructional hours; attendance taken where student served
- For **attendance purposes**, buildings would be well served to maintain a log by student and by teacher of such snap suspensions; a student log will determine if the next step of discipline is appropriate at some point and the teacher log will determine necessary steps for classroom management support

## PA 104 of 1999 (SB 206) – Assault Expulsion

- Package requires:
  - Permanent expulsion of any student grade 6 or above who “**physically assaults**” a school employee, volunteer or contractor
  - District to **define “physical assault”** according to statute as “*as intentionally causing or attempting to cause physical harm to another through force or violence*”
  - Building administrators must **report all such incidents** to School Board
  - School Boards may provide “**appropriate instructional services**” to the student who does not enroll in alternative educational program or strict discipline academy; parents are required to locate a “suitable educational program” and enroll their student during the expulsion period
  - **Students are prohibited from enrolling in Michigan public schools** except for a strict discipline academy or alternative education program
  - Expulsion, or suspension, up to 180 days (or longer at Board discretion) of any student grade 6 or above for “**verbal assault**” of a school employee, volunteer or contractor or **bomb threat**
  - District to **define “verbal assault”** and include bomb threat in policies
  - Students expelled (or suspended) for verbal assault or bomb threat may enroll in another district at their discretion; students are to be referred to appropriate county agency for intervention (parents must be notified of such referral)
- For **pupil accounting and for attendance purposes**, the mandatory expulsion of the student for **physical assault** is handled like Section 380.1311 weapons expulsion;
  - ❖ Reinstatement processes are the same;

- ❖ Students can be offered any alternative educational program separate from general school population;
- ❖ Students can also be offered a homebased program that meets the requirements of Section 109 of the School Aid Act (a service log must be maintained);
- ❖ Funding (at this time – may change) is based on actual teacher/student contact time as of the 1999-00 School Year (which may yield a prorated FTE);
- ❖ According to Section 25, students are counted in the expelling district and funding is shared with the educating district as appropriate; a district is not required to spend more on the alternative education program than they receive under Section 20 of the School Aid Act (which may be a prorated FTE – watch for change)
- For **pupil accounting and attendance purposes**, the expulsion of up to 180 days for **verbal assault or bomb threat** is handled like any other long term suspension or expulsion;
  - ❖ No reinstatement process is required
  - ❖ Students may be offered an alternative education program; students may be offered a homebased program and FTE is based on teacher/student contact time – watch for change (a service log must be maintained)
  - ❖ Funding is based on actual FTE proration; student is counted in resident district

PA 102 of 1999 (HB 4240) – Student to Student Assault

- Package requires:
  - **Expulsion, or suspension, of up to 180 days** (or longer at Board discretion) of any **student** grade 6 or above **who physically assaults another student** on school property, at a school activity, or on a school vehicle; all such incidents are reported to an administrator, designee or board
  - Section 6 of the State Aid Act allows a student who is a victim or “criminal sexual assault” to attend another district (at their discretion) without a release from the resident district
  - **Report** all violent incidents occurring on school property to the MDE – **Office of Safe Schools** (report expulsions and reasons as well as incidents of crime at or on school property – this information is at least annually to be shared with parents)
  - Develop and implement a “**School Safety – Crisis Response Plan**” that is coordinated with appropriate local law enforcement and responders (agencies may enter into agreements to meet the plan and reporting requirements)
- **For pupil accounting purposes:**
  - ❖ These students are treated as any other students with long term suspensions or expulsions, students MAY be offered an alternative education program;
  - ❖ Parents/guardians are required to locate “suitable educational program”;
  - ❖ If they are provided an in-house program, attendance is taken where the student is served;
  - ❖ If the student is a non-resident and a victim of a “criminal sexual assault” the educating district may accept and count for membership without a release from the resident district
- **For attendance purposes**, recordkeeping is the same as any other long term suspension or expulsion; a reinstatement process is not required at the termination of the suspension or expulsion; homebased programs (similar to Section 109) are not allowed for FTE